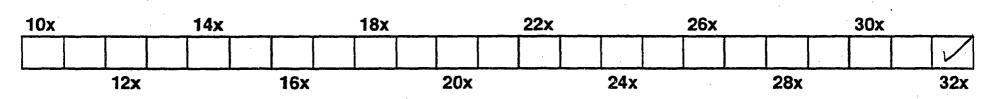
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JOURNAL,

HOUSE OF ASSEMBLY.

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SESS. 1831-2.

JOURNAL,



OF THE

HOUSE OF ASSEMBLY,

 \mathbf{OF}

UPPER CANADA.

FROM THE SEVENTEENTH NOVEMBER 1831, TO THE TWENTY-EIGHTH JANUARY 1832, (BOTH DAYS INCLUSIVE)

IN THE SECOND YEAR OF THE REIGN OF

KING WILLIAM THE FOURTH:

BEING THE SECOND SESSION OF THE ELEVENTH PROVINCIAL PARLIAMENT.

ARCHIBALD MACLEAN ESQ.-SPEAKER.

Session 1831-2.



SIR JOHN COLBORNE, K.C.B.

LIEUTENANT GOVERNOR.

YORK:

PRINTED BY ROBERT STANTON, PRINTER TO THE KING'S MOST EXCELLENT MAJESTY.

1832.

RULES

FOR THE GUIDANCE OF PROCEEDINGS

IN THE

HOUSE OF ASSEMBLY.

MEETINGS AND ADJOURNMENTS OF THE HOUSE:

- RESOLVED,—That this house do meet at 10 o'clock, A. M. and if, at that hour, there is not a quorum, the Speaker may take the chair and adjourn.
- II.—That when the house adjourns, the members shall keep their seats until the Speaker leaves the chair.
- III.—That whenever an adjournment takes place for want of a quorum, the hour at which such adjournment is made, and the names of the members present, shall be inserted in the Journals.

QUORUM.

IV.—That twenty-three members, including the Speaker, shall form a quorum.

MINUTES:

- V.—That every day, immediately after the Speaker shall have taken the chair, the minutes of the preceding day shall be read by the clerk, to the end that any mistake therein may be corrected by the House.
- VI.—That, during the reading of the minutes, the doors shall be closed.

SPEAKER:

- VII.—That the Speaker shall preserve order and decorum, and decide questions of order, subject to an appeal to the house.
- VIII.—That the Speaker shall take the chair when Black Rod is at the door.
- IX.—That the Speaker shall not take part in any debate, or vote, unless the house shall be equally divided, in which case, he may give his reasons for so voting, standing uncovered.
- X.—That when the Speaker is called upon to decide a point of order or practice, he shall state the rule applicable to the case.

MEMBERS:

- XI.—That every member, previous to his speaking to any question or motion, shall rise from his seat, uncovered, and address himself to the Speaker.
- XII.—That when two or more members rise at once, the Speaker shall name the member who is first to speak, subject to appeal to the house.
- XIII.—That every member who shall be present when a question is put, shall vote thereon, un-

less the house shall excuse him, or unless he be personally interested in the question; provided such interest is resolvable into a personal pecuniary profit, or such as is peculiar to the member, and not in common with the interest of the subject at large, in which case he shall not vote.

- XIV.—When the Speaker is putting a question, no member shall walk out of, or across, the house, nor when a member is speaking, shall any other members hold discour'se which may interrupt him, nor pass between him and the chair.
- XV.—That a member called to order shall sit down, unless permitted to explain, and all debate on the question of order, shall take place before the decision of the Speaker.
- XVI.—That no member shall speak beside the question in debate.
- XVII.—That any member may of right require the question, or motion in discussion, to be read for his information, at any time during the debate, but not so as to interrupt a member speaking.
- XVIII.—That no member other than the one proposing a question or motion, (who shall be permitted a reply) shall speak more than once on the same, without leave of the house, except in explanation of a material part of his speech, which may have been mis-conceived, but then he is not to introduce new matter.
- XIX.—That any member may, at any time, desire the house to be cleared of strangers, and the Speaker shall immediately give directions to the Serjeant at Arms to do so, without debate.

LEGISLATIVE COUNCIL.

XX.—That the Master in Chancery attending the Legislative Council, be received as their messenger, at the clerk's table, where he shall deliver such message as he is charged with.

XXI.—That all messages from this house to the Legislative Council be sent by two members, to be named by the Speaker, accompanied by the Sergeant at Arms.

XXII.—That when the house shall judge it necessary to request a conference with the Legislative Council, the reasons to be given by this house upon the subject of the conference shall be prepared and agreed to by the house, before the messengers shall be appointed to make the said request.

COMMITTEE.

- XXIII.—That the rules of the house shall be observed in committee of the whole so far as they may be applicable, except the rule limiting the times of speaking.
- XXIV.—That in forming a committee of the whole house, before leaving the chair, the Speaker shall appoint a chairman to preside, who shall immediately take the chair without argument or comment.
- XXV.—That every member who shall introduce a bill, petition, or motion upon any subject which may be referred to a committee, shall be one of the committee without being named by the house, except in cases of controverted elections.
- XXVI.—That of the number of members appointed to compose a Committee, such number thereof as shall be equal to a majority of the whole number chosen, shall be a quorum, competent to proceed to business, (except in election committees,) where the number, to form such quorum, shall not be specially fixed by the House.
- XXVII.—That in a Committee of the whole house, a motion that the chairman leave the chair, shall always be in order and take precedence of every other motion, and that when the motion is made on account of any question of order or privilege arising, the Speaker shall resume the chair without discussion or vote of the committee.
- XXVIII.—That in a committee of the whole house, all motions relating to the matter under consideration shall be put in the order in which they are proposed.
- XXIX.—That the mode of appointing a special committee, consisting of more than five members, shall be, first, to determine the number of which it shall consist, then, each member shall write on a slip of paper the names of as many members as are to form such committee, and deliver the same to the Clerk, who shall thereupon examine the said lists, and report to the Speaker, for the information of the house, who have most voices in their favor; and if any difficulty should arise by two or more having an equal number of voices, the sense of the house shall be taken as to the preference.

YEAS AND NAYS.

XXX.—That the Yeas and Nays shall be taken and entered on the minutes at the request of any one member.

MOTIONS AND QUESTIONS.

- XXXI.—'That one day's notice shall be given of all motions for introducing new matter, other than matters of privilege and bringing up petitions.
- XXXII.—That a motion to adjourn shall always be in order.
- XXXIII.—That after a motion is read by the Speaker, it shall be deeme ' to be in the possession of the house, but may ! > withdrawn at any time

before decision, or amendment, with I ermission of the house.

XXXIV.—That a motion for commitment, until it is decided, shall preclude all amendment of the main question.

AID AND SUPPLY.

XXXV.—That if any motion be made for any public aid, subsidy, duty, or charge upon the people, the consideration and debate thereon shall not presently be entered upon, but adjourned till such further day as the house shall think fit to appoint, and shall be referred to a committee of the whole house, and their opinion reported before any resolution or vote of the house do pass thereupon.

BILLS.

- XXXVI.—That when a bill or petition is read in the house, the clerk shall certify the readings, and the time, on the back thereof.
- XXXVII.—That every bill shall be read twice before it is committed, and engrossed and read a third time before it is sent up to the Legislative Council for concurrence.
- XXXVIII.—That when any bill shall be brought down to this house from the honorable the legislative council, or when any bill sent up from this house to the legislative council shall be returned with amendments, such bill so brought down, or the amendments, shall undergo the same readings and formal consideration, and the same shall be committed and be subjected to the same order, form and stages, as are observed upon bills originating in this house.
- XXXIX.—That every public bill shall be introduced by a motion for leave, specifying the object of the bill; or by a motion to appoint a committee to prepare and bring it in; or by an order of the house on the report of a committee: and that every private bill, shall be founded on a petition, notice of the intention of the petitioners having been inserted in the Upper Canada Gazette for the period of six months previous to the meeting of the Legislature.
- XL.—That no bill brought into this house shall have more than one reading on the same day.

PETITIONS,

XLI.—That all petitions to be introduced, shall be brought in immediately after the minutes are read, and that such petitions shall be read by the clerk, after the third reading of any bills that may stand for that purpose on the order of the day; provided such petitions shall have lain on the table two days.

ORDERS OF THE DAY.

XLII.—That all orders of the day which, by reason of any adjournment, shall not have been proceeded upon, shall be considered as postponed, till the next day on which the house shall sit, and shall stand first on the order of the day, after the third reading of bills and addresses and reading of petitions.

ACCOUNTS.

XLIII.—That all accounts which shall in future be presented by any individual for work or labor done, or for articles furnished for the use of this house, shall be sworn to, and the affidavit specify that the charges therein contained, are the usual charges, and the commonly received prices for such work and labour, or for such articles furnished.

PRINTING.

XLIV.—That all the printing done by order of the house shall be engaged by contract for the Session, on the lowest terms offered, and during the session, be under the superintendence of a select committee; and during the recess, under the clerk.

UNPROVIDED CASES.

XLV.—That in all unprovided cases, resort shall be had to the rules, usages and forms of the Parliament of Great Britain and Ireland.

Truly extracted from the Minutes.

JAMES FITZGIBBON, Clerk of Assembly.

STANDING ORDERS OF THE HOUSE,

I.—That the Public Accounts laid before this House at the present Session, be printed for the use of the Members as early as practicable—and that this Resolution be a standing order of the House in future, as to the Public Accounts to be hereafter laid before the Commons House of Assembly, and that two hundred copies of each Accounts be accordingly printed for this purpose at every Session.

Journal 1824. Page 130, M. S.

II.—That in all cases of controverted elections for Counties, Towns or Ridings, in this Province, the petitioners do by themselves or by their agents, within a convenient time to be appointed by the House, deliver to the sitting members or their agents, lists of the persons intended by the Petitioners to be objected to, who voted for the sitting members, giving in the said Lists the several heads of objections and distinguishing the same against the names of the voters excepted to, and that the sitting members do by themselves or by their agents, within the same time, deliver the like lists on their part to the Petitioners or their agents.

Journal 1825, Page 6, M. S.

III.—That in future two hundred copies of the Journals of this House be printed as soon as may be practicable after each Session of the Provincial Legislature, under the provisions of the (now 46th) rule.

Journal 1825-6. Page 367, M. S.

IV.—That whenever any item on the order of the day shall be called and the member who introduced the same, if present, shall not be prepared to proceed thereon, the said item shall be placed at the foot of the order of the day.

Journal 1829. Page 529, M. S. Copy.

V.—That the Clerk of this House, with the approbation of the Speaker and the consent of this House, shall appoint all its subordinate officers and servants, (the Sergeant at Arms excepted,) and that no officer or servant of this House shall be removed or dismissed from his office or service without its knowledge and consent. As also that this House shall from time to time determine the rate of recompense to be made to all persons employed in its service, except in such cases as are already provided for by law.

Journal 1829. Page 46, M. S.

- VI.—That no petition complaining of the electic and return of any member who may be returned to serve in any future Parliament, shall be received by this House, unless it be presented during the first fourteen days of the Session next ensuing after the said election and return. Journal 1829. Page 746, M. S. Copy.
- VII.—That the Clerk, during the recess, shall allow members of this House to have access to the Journals and other records, between the hours of ten in the morning and three in the afternoon, of each day, and to take extracts or copies of such documents or records as they may consider necessary for their guidance and information. Journal 1329. Page 747, M. S. Copy.
- VIII.—That no person whatever (not a member of this House) shall be permitted to enter the Copying Clerk's Rooms.

Journal 1830. Page 129. M. S. Copy.

IX.—'That the printed Edition of the Journals be disposed of as follows, viz. :--

Three copies to each Member.

One copy to each of the Members of the Legislative Council.

Six copies to the Lieutenant Governor.

Three copies to the Library.

- One copy (each) to the Governors, Legislative Councils and Assemblies, of Lower Canada, New Brunswick, Nova Scotia, and Prince Edward's Island.
- Three copies to the Library of the Imperial Parliament.

One copy to the Colonial Department.

Six copies to the Clerk's Office for the use of this House, and the remainder to such Members of the House of Commons of Great Britain, as the Speaker may direct.

Journal 1830. Page 194, M. S. Copy.

X.—That, in future, all notices of the intentions of members to introduce bills, motions, or resolutions, other than matters of privilege, shall be given immediately after the reading of petitions. Journal 1831. Page 70, M. S. Copy.

YORK, U. C.

PRINTED BY ROBERT STANTON, PRINTER TO THE KING'S MOST EXCELLENT MAJESTY.

2nd Session,---11th Parliament.

2nd William IV. 1831-

PROCLAMATION.

UPPER CANADA.

J. COLBORNE,

Proclamation

Proroguing Provincial

Parliament to

LIEUTENANT GOVERNOR.

WILLIAM the FOURTH, by the Grace of God of the United Kingdom of Great Britain and Ireland, King, Defender of the Faith, §c. §c. §c.

To our beloved and faithful Legislative Councillors of our Province of Upper Canada, and to our Knights, Citizens, and Burgesses of our said Province ; to our Provincial Parliament at our Town of York, on the Twenty-second day of April, Thursday 26th May, 1831. instant, to be commenced, held, called and elected, and to every of you :--- Greeting :

WHEREAS, on the Sixteenth day of March last, We thought fit to prorogue our Provincial Parliament to the twenty second day of April instant, at which time, at our Town of York, you were held and constrained to appear,

NOW KNOW YE, that We, taking into our Royal consideration the case and convenience of our loving Subjects, have thought fit, by and with the advice of our Executive Council, to relieve you, and cach of you, of your attendance at the time aforesaid; hereby convoking, and by these presents en-joining you, and each of you, that on Thursday the Twenty-sixth day of May next, ensuing, you meet us in our Provincial Parliament of Your Torus of You! Parliament, at our Town of York, there to take into consideration the state and welfare of our said Province of Upper Canada, and therein to do as may seem necessary, and herein fail not.

In testimony whereof we have caused these our Letters to be made Patent, and the Great Seal of our said Province to be hereunto affixed : Witness our trusty and well beloved SIR JOHN COLBORNE, K. C. B. Lieutenant Governor of our said Province, and Major General commanding our Forces therein, at York, this Eighteenth day of April, in the year of our Lord one thousand eight, hundred, and thirty-one," and in the First year of our Reign. J. C.³³

By Command of His Excellency.

HENRY J. BOULTON,

B

Attorney General.

D. CAMERON. Secretary.

By a further Proclamation of His Excellency Sir. John Colborne, K. C. B. Lieutenant Governor of the Province. of Upper Canada, dated the twenty-fifth day of May, in the year of our Lord one thousand eight hundred and thirty-one, the meeting of the Legislative Council and House of Assembly stands further prorogued to the First d uly, next ens

By a further Proclamation of His Excellency Sir John Colborne, K.C.B. Lieutenant Governor of the Province of Upper Canada, dated the thirtieth day of June, in the year of our Lord one thousand eight hundred and thirty-one, the meeting of the Legislative Council and House of Assembly stands further prorogued to the Fourth day of August, next ensuing.

By a further Proclamation of His Excellency Sir Further John Colborne, K. C. B. Lieutenant Governor of the Province Provincial of Upper Canada, dated the third day of August, in the year of Parliament to our Lord one thousand eight hundred and thirty-one, the meeting of the Legislative Council and House of Assembly stands further prorogued to the Tenth day of September, next ensuing.

By a further Proclamation of His Excellency Sir Further John Colborne, K. C. B. Lieutenant Governor of the Province Provincial of Upper Canada, dated the tenth day of September, in the Parliament to year of our Lord one thousand eight hundred and thirty-one, 14th October. the meeting of the Legislative Council and House of Assembly stands further prorogued to the Fourteenth day of October, next ensuing.

UPPER CANADA.

J. COLBORNE,

LIEUTENANT GOVERNOR.

PROCLAMATION.

WILLIAM the FOURTH by the Grace of God of the United Kingdom of Great Britain and Ireland, King, Defender of the Faith, Sc. Sc. Sc.

To our beloved and faithful Legislative Councillors of our Proclamation Province of Upper Canada, and to our Knights, Citizens and Burgesses of our said Province ; to our Provincial Parliament, Prorogning at our Town of York, on the Fourteenth day of October instant, Parliament to to be commenced, held, called and elected, and to every of 17th Novemyou :--- Greeting : despatch of

WHEREAS by our Proclamation bearing date the Tenth ness. day of September last, we thought fit to prorogue our Provincial Parliament to the Fourtcenth day of October instant, at which time, at our Town of York, you were held and constrained to appear.

NOW KNOW YE, that we, taking into our Royal consideration the ease and convenience of our loving Subjects, have thought fit, by and with the advice of our Executive Council, to relieve you and each of you of your attendance at the time aforesaid; hereby convoking, and by these presents enjoining you and each of you, that on Thursday the Seventcenth day of November, next ensuing, you meet us in our Provincial Par-liament, at our Town of York, FOR THE ACTUAL DESPATCH OF PUBLIC BUSINESS, there to take into consideration the state and welfare of our said Province of Upper Canada, and therein to do as may seem necessary, and herein fail not.

In testimony whereof, we have caused these our Letters to be made Patent, and the Great Scal of our said Province to be hereunto affixed: witness our trusty and well beloved SIR JOHN COLBORNE, K. C. B. Lieutenant Governor of our said Province, and Major General Commanding our Forces therein, at York, this twelfth day of October, in the Year of our Lord one thousand eight hundred and thirty-one, and in the second year of our Reign.

By Command of His Excellency, HENRY J. BOULTON, Attorney General.

J. C.

D. CAMERON, Secretary.

Proroguing Provincial Parliament to 1st July, 1831.

Proclamation

Further Proroguing Provincial Parliament to 4th August.

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November 17th 1831, [2nd Sess. 11th Parl. 2nd Wm. IV.] Nov. 18th 1831.

PROVINCE OF UPPER CANADA.

HOUSE OF ASSEMBLY,

THURSDAY, 17th NOVEMBER, 1831.

Black Rod de-livers His Excellency commands for attendance of House at Legislative

and returns.

introduced.

Notice of Bill

for defining

the power of

Justices and Coroners.

Notice of Bill

Administra-

Notice of Bill

Speaker re-

Speech.

Speech read.

the 2nd Session

11th Provin-

cial Parlia-

ment.

ports attend-

ship.

ber.

THE House met.

At three o'clock P. M. the Gentleman Usher of the Black Rod came to the Bar of the House, and delivered His Excel-Council Cham- lency's Commands for the immediate attendance of the House, at the Bar of the Legislative Council Chamber.

The Speaker and Members present then proceeded to the House attends, Bar of the Legislative Council Chamber, and returned.

Messrs. McNab and Duncombe, introduced Mr. Shade as Mr. Shade and a Member representing the County of Halton; and Mr. Werden Mr. Werden, as a Member representing the County of Prince Edward, and conducted them to their seats.

Mr. Attorney General gives notice that he will, on Monday-Notice of Bill to abolish im- next, move for leave to bring in a Bill for abolishing Imprisonprisonment for ment for Debt in certain cases, and for the amendment of the Law in cases of Insolvent Debtors.

Notice of Religions Test Mr. Attorney General gives notice that he will, on Tuesday next, move for leave to bring in a Bill for the abolition of repeal Bill. all oaths, religious tests and declarations, tending to the exclusion of Individuals from any offices of trust or emolument on account of their religious sentiments.

> Mr. Attorney General gives notice that he will, on Wednesday next, move for leave to bring in a Bill for defining the power and duty of Justices of the Peace and Coroners, upon the Commitment or Bailment of Prisoners in Criminal cases.

Mr. Attorney General gives notice that he will, on Wedto improve the nesday next, move for leave to bring in a Bill for the Improvement of the Administration of Justice, in Criminal cases. tion of Justice.

Mr. Attorney General gives notice that he will, on Thursday next, move for leave to bring in a Bill to punish disorderly to protect Re-ligious Worconduct, by any person frequenting places se worship, during the hours of divine service.

Mr. McNab gives notice that he will, on Tuesday next, Notice of Dis- move for leave to bring in a Bill to repeal certain parts of au trict Court Bill. Act passed in the second year of His late Majesty's Reign, entitled, "An Act to reduce into one Act the several laws now in force, establishing District Courts, and regulating the practice thereof, and also to extend the powers of the said District Courts, and further to regulate the practice of the said District Courts in this Province, and to extend the jurisdiction of the same.

Mr. Speaker then reported, that in obedience to the orders of His Excellency the Lieutenant Governor, the House attended ance of House at Barof Legis- at the Bar of the Legislative Council Chamber, and that His lative Council Excellency had been pleased to open the present Session with a Chamber, and copy of His Excellency's most Gracious Speech from" the Throne, of which, to prevent mistakes, he had procured a copy.

> The Speech of His Excellency the Lieutenant Governor, at the opening of the present Session, was then read as follows :

Honourable Gentlemen of the Legislative Council: and

Gentlemen of the House of Assembly :

I meet you in Provincial Parliament before the expiration Speech of His Excellency of the usual period of recess, as the opening of the Session at the Lieutenant this season appears in every respect more convenient to the Governor, at the opening of Province than in the early part of the year.

Several regulations respecting the Trade of the Colonics have been introduced into this Province since the close of the last Session ; which His Majesty's Government is confident will promote the general prosperity of the Canadas, by encouraging a free Commercial intercourse on the Saint Lawrence, and increasing your exportations.

An alteration in the Timber Duties was contemplated : it had in view however, solely the repeal of certain fiscal regulations bearing unequally on the Trade of England, and you may be assured that should a change, or modification in the existing scale of Duties be at any time proposed, His Majesty's Ministers are so fully convinced of the importance of the North American Colonies to the strength and power of the British Empire,

that they will not cease to feel that the progressive development of their resources is an object of the greatest interest to which they can direct their attention.

Gentlemen of the House of Assembly:

I have ordered the Accounts of the Revenue and Expenditure of the current year to be laid before you-and also the Estimates for the supplies required for the ensuing year to be prepared, assuming that the Civil List Bill passed last Session will come into operation on the first of January next. I trust that you will make the necessary provision for the Public Service.

Honourable Gentlemen, and Gentlemen:

The King, persuaded that the Judges should now be established in this portion of His Dominions independent on the Royal Authority, and the pleasure of the popular branch of the Legislature, has commanded that the enactment of a Bill shall be proposed to you, declaring that the Commissions of the Judges of the Supreme Courts shall be granted, to endure during good behaviour, and not during the Royal Pleasure.

I shall avail myself of the earliest opportunity to acquaint you, by Message, with the further instructions transmitted to me, referring to this additional proof of His Majesty's desire to promote the welfare of the Colony.

In every District much benefit has been derived from the last grant to improve the Highways; but you can neither give activity and perseverance to an advantageous internal commerce, nor render immediate value to the industry and capital gained by the recent extensive emigration to this Province, without establishing a system for ensuring the effectual repair of Roads and Bridges, and the improvement of the principal communications of the back Townships. Your exertions and local experience, in considering this subject ; the measures proposed to guide the future periodical emigrations, and the aid intended to be granted by His Majesty's Government, for the encouragement of District and Township Schools, and the advancement of the purposes of Education, will gradually prepare the Colony for the reception of the Agricultural Classes leaving the Parent State; which soon, I hope, we shall see spreading over the most fertile tracts of the Province, and enjoying a competence that few industrious Settlers in this prosperous Country of their adoption do not attain.

Mr. Attorney General, seconded by Mr. Samson, moves Speech of His that it be resolved, that this House will, on Monday next, take Excellency to into consideration the Speech of His Excellency the Lieutenant on Monday Governor, from the Throne, at the opening of the present Ses- next. sion.

Ordered.

Mr. Samson gives notice that he will, on tomorrow, move for leave to bring in a Bill to require the Sherif's of the several Notice of Sherift's Secu-Districts in this Province to give security for the fulfilment of rity Bill, the duties of their office.

Mr. Jarvis gives notice that he will, on tomorrow, move Notice of Bill for leave to bring in a Bill to prevent frivolous and vexatious to prevent rexatious law suits. Law-suits.

Mr. Jarvis gives notice that he will, on Monday next, move Notice of for leave to bring in a Bill to attach the property of absconding Debtor's Bill. Debtors.

Mr. Elliott, seconded by Mr. Solicitor General, moves that Postage to be the Postage to and from Members of this House, be charged in charged in the Contingent Expenses of this Honorable House, by the Clerk Contingent Accounts. of the House, during the present Session.

Ordered.

Mr. Attorney General gives notice that he will, on Monday Notice relative next, move that it be resolved, that, whenever it shall be moved to the order of to take up any item upon the order of the day, out of its course, the day. the question shall be put from the Chair without debate.

Mr. Elliott gives notice that he will, on Tuesday next, Notice of Line move for leave to bring in a Bill to regulate Line Fences and Fence Bill. Ditches in this Province.

Mr. Bidwell, seconded by Mr. Shaver, moves that two 200 Copies of hundred copies of the Speech of His Excellency the Lieutenant Speech to be Governor from the Throne, at the opening of the present Ses- printed. sion of the Legislature, be printed, for the use of the Members of this House.

Ordered.

Adjourned.

FRIDAY, 18th NOVEMBER, 1831.

THE House met.

Prayers were read.

The Minutes of yesterday were read.

Mr. M'Call brought up the Petition of Daniel M'Call, Petition o Daniel M⁽Call junior, and one hundred and forty others, inhabitants of the and others, Eastern part of the London District, which was laid on the brought up. table.

 \mathbf{S}

cuit,

to the two Councils,

Notice of

lution relative

to fines, for-

feitures &c.

priation.

Laws.

Mr. Jarvis brought up the Petition of Hugh Richardson, Petition of Hugh Richard- and thirty-eight others, Proprietors or Masters of Steam-Boats son and others, and other craft, Navigating Lake Ontario, and of certain inbrought up. habitants of the Town of York, which was laid on the table.

Mr. Jarvis brought up the Petition of Charles Baker, Petition of Ulick Howard, and Cornelius Flammerfelt, Debtors confined Baker, How and, and to the Gaol Limits of the Town of York, which was laid on Flummerfelt, the table. brought up.

Mr. McNab gives notice that he will, on Wednesday Notice of Bill to give Salaries next, move for leave to bring in a Bill to repeal part of an Act o Judges of passed in the second year of His late Majesty's Reign, establish-District Courts ing the Fees to be taken by the Judges of the District Courts, and to grant Salaries in lieu thereof.

Mr. McNab gives notice that he will, on Wednesday Notice of Committe of whole next, move that this House do resolve itself into a Committee on the subject of the whole, to take into consideration the propriety of adof second Cir-Province.

Notice of Bill to make good certain votes. of the Assembly of this Province, of certain sums to Officers of the Legislature and others, in the second Session of the ninth Parliament, and in the first Session of the tenth Parliament.

Mr. McKenzie gives notice that he intends, on Thursday Notice of renext, to move that the Bank of Upper Canada be required to quiring Bank Statement. give a full statement of its affairs, for the information of this House.

Notice of enquiry Contin-Mr. McKenzie gives notice that he intends, to-morrow, to gent Expenses Legislative move for an enquiry into the Contingent Expenses of the Legislative Council. Council.

Notice of Mr. McKenzie gives notice that he intends, to-morrow, to Chaplain's move for leave to bring in a Bill, to repeal the Law providing Salary repeal Bill. a Salary for the Chaplain of the House of Assembly.

Notice of Libel Mr. McKenzie gives notice that he intends, to-morrow; to Bill. move for leave to bring in a Bill to amend the Law of Libel.

Mr. McKenzie gives notice that he intends, on the first Notice of Address to His December next, to move a Resolution for an Address to the Excellency Lieutenant Governor, respecting His Excellency's answers to on the subject the Addresses of this House requiring information concerning of return of Emoluments. Militia fines, fines paid by Quakers and others, and the Emoluments of the Officers of Government.

Mr. McKenzie gives notice that he will, on to-morrow, Notice of Admove a Resolution for an Address to His Excellency, requiring dress relative date and tenor of their appointments, and such Official information on the subject of such appointments as His Excellency may feel justified in laying before this House.

Notice of Advertising move for leave to bring in a Bill to regulate the prices of Offi-Price Bill. cial Advertising.

Mr. McKenzie gives notice that he intends, to-morrow, to Notice of Banking Gill. move for leave to bring in a Bill to regulate the business of Banking, in this Province.

Mr. McKenzie gives notice that he intends, to-morrow, to Welland Canal this House the Annual Statement of their affairs required by more that the Welland Canal Company be required to give to

Mr. McKenzie gives notice that he intends, to-morrow, to Notice of Reso- move a resolution for obtaining detailed information concerning the monies that have come into the hands of the Government during the last two years, from fines, forfeitures, ferries, and seizures

Notice of Resolution relative move a resolution requiring detailed information from Govern- such appropriations were directed to be made; for what purto Funds of King's College ment, concerning the funds of King's College, and the application of the One hundred and Fifty Pounds annually granted to their respective Districts, of all monies unappropriated. Book appropurchase School Books.

Notice of Bill to repeal and amend School for leave to bring in a Bill to repeal and amend the laws relating to District Common Schools.

Present, Messrs. Boulton, Buell, Cook, Duncombe, A. No quorum. Fraser, Howard, Jarvis, McCall, McKenzie, McNab, Shade, and Shaver, 12.

adjourned for want of a Quorum.

SATURDAY, 19th November, 1831.

THE House met.

Prayers were read.

Present Messrs. Beardsley, Buell, Cook, Duncombe, R. No quorum. Fraser, Howard, McCall, McKenzie, Mount, Roblin, Samson, Shade, Shaver, Thomson, Warren, Werden, White-17.

At one o'clock, P. M. the Speaker declared the House adjourned for want of a quorum.

MONDAY, 21st November, 1831.

THE House met.

Prayers were read.

The minutes of Friday and Saturday were read.

Petitions brought up.

Mr. Mackenzie brought up the petition of Peter Frank, Of P. Frank, and two hundred and thirty-nine others, of Vaughan, in the and others. Home District, which was laid on the table.

Mr. Thomson brought up the petition of the Reverend of the whole, to take into consideration the propriety of ad-dressing His Excellency the Lieutenant Governor, praying that George O'Kill Stuart, and seventy-one others, of the Town Bev. G. O. Stuart, and he will order a second Circuit in several of the Districts of this and Township of Kingston, in the Midland District, which others. was laid on the table.

Mr. McNab gives notice that he will, on Thursday next, move for leave to bring in a Bill to make good certain votes and forty others, inhabitants of the Township of Bertic, in the and others. District of Niagara, which was laid on the table.

> Mr. Samson brought up the petition of William Zwick, William Zwick wick, and sixty-eight others, of the County of Hastings, which and others. was laid on the table.

> Mr. Bidwell brought up the petition of John Turnbull, and thirty-four others, of the County of Hastings, which was and others. laid on the table.

> Mr. Roblin brought up the petition of James Cotter, Esq. J. Cotter, Esq. and eighty-three, Magistrates and others of the County of and others. Prince Edward, which was laid on the table.

> Mr. Shaver brought up the petition of Andrew Snider, AndrewSnider and two hundred and fourteen others, of Williamsburgh, in and others. the County of Dundas, which was laid on the table.

> Mr. Samson brought up the petition of Gideon Turner, Gideon Turner and seventy-four others, of Thurlow, in the County of Hastings, and others. which was laid on the table.

> Mr. Samson brought up the petition of Thomas Mark-Thomas Markland, J. P. and twenty others, of the Midland District, which land, J. P. and others. was laid on the table.

Mr. Bidwell gives notice that he will, to-morrow, move Notice of for leave to bring in a Bill to provide for the more equal dis- Estate distribution Bill. tribution of the property of persons dying intestate.

Mr. Bidwell gives notice that he will, to-morrow, move for Notice of a list of the names of the Members of the Executive Council, leave to bring in a Bill, to allow persons tried for felony the sel Bill, and a list of the Members of the Legislative Council, with the benefit of full defence by Counsel, and to regulate; in some other respects, the practice in criminal cases.

Mr. Samson gives notice that he will, on to-morrow, Notice of move for an address to His Excellency, the Lieutenant Gover- Address to His Mr. McKenzie gives notice that he intends to-morrow, to nor, requesting him to employ a competent person or persons, Excellency. to ascertain by survey, of the mouth of the River Trent, at relative to Sur-what point a Bridge across the same may be created to the what point a Bridge across the same may be crected to the greatest public advantage; to obtain plans and estimates of such a Bridge, and to lay the same before this House; the expenses attending which this House will cheerfully defray.

> Mr. Howard gives notice, that he will on Wednesday next Notice of move for the adoption of the following resolutions:

1st. Resolved, that an humble Address be presented to Excellency the His Excellency the Lieutenant Governor, requesting that His Governor, on Excellency will be pleased to direct the Treasurers of the the subject of eleven Districts of this Province, to cause to be laid before Accounts from Treasurers and this House, with as little delay as practicable, a statement in Commissiondetail of all the monies paid into the Treasuries of their re- ers of Peace. spective Districts during the last past three years ;-likewise, a detailed account of all the several appropriations that have Mr. McKenzie gives notice that he intends, to-morrow, to been made of said monies within that time; by what authority poses, and the balance remaining in the Treasury of each of

2nd. Resolved, that His Excellency will be pleased to Mr. Buell gives notice that he will, on Monday next, move direct the Commissioners of the Peace in each and every District of this Province, to cause to be laid before this House, with as little delay as possible, a detailed account of all the monies appropriated by said Commissioners, for the improvement of Roads and Bridges, arising from the sale of wild lands, under the wild land assessment tax, and what part of said appropriations of said monies appropriated by said Commis-At two o'clock P. M. the Speaker declared the House sioners have been applied agreeable to said appropriations ; and whether any part of said monics thus appropriated, re-

Resolutions for Address to His mains unapplied; and if any, what sums, and in whose hands it remains

Mr. Werden gives notice that he will, on Thursday next, move for leave to bring in a Bill to extend the provisions of an Act passed in the fifty-ninth year of the Reign of George the third, respecting surveys,-and to provide for certain future surveys.

Mr. Buell gives notice that he will, on to-morrow, move protection Bill. for leave to bring in a Bill to prevent the hounding of Deer in this Province.

Mr. Duncombe gives notice that he will, on Wednesday Notice of next, move for leave to bring in a Bill regulating the practice of Physic and Surgery in this Province.

Mr. Berczy gives notice that he will, on Wednesday next, Notice of reading Jour- move for the reading that part of the Journals of last Session, of this House, as relates to certain resolutions on the settlement of the Crown Lands in this Province.

> Mr. Jarvis gives notice that he will, on Wednesday next, move that this House do resolve itself into a Committee of Supply for the purpose of taking into consideration the expediency of granting funds for the crection and support of an Asylum for destitute insane persons, in connection with the York Hospital.

> Mr. Jarvis read in his place a certificate signed by R. D. Fraser, Esq. Member for the County of Grenville, and Peter Shaver, Esq. Member for the County of Dundas, relative to a vacancy in the Representation of the said County of Grenville, occasioned by the death of Edward Jessup, Esq., which is as follows:

We Richard Duncan Fraser, Member for the County of Grenville, and Peter Shaver, Member for the County of Dundas, do certify that a vacancy has taken place in the Representation of the said County of Grenville, by the death of Edward Jessup, late a Member of this Honourable House.

R. D. FRASER, PETER SHAVER.

Commons House of Assembly, ? 17th November, 1831.

Mr. R. Fraser, seconded by Mr. Shaver, moves that the New Writ to Speaker do issue his order to the Clerk of the Crown in Chanbe issued for cery, directing him to issue a Writ for the Election of one Grenville. Member to Represent the County of Grenville, in the House of Assembly, in the room of Edward Jessup, Esq. deceased.

Ordered.

Mr. Samson gives notice that he will, on Thursday next, move that it be resolved, that the fourth rule of this House be rescinding 4th rescinded.

> Mr. McKenzie seconded by Mr. Ketchum, moves that it be resolved, that the Executive Government of this Province, has not been entrusted with the power to control, regulate or prescribe to this House, the religious exercises and ceremonies of its Members, nor to appoint a Chaplain to this House; that this House doth not admit that the Church of England is the established religion of the Province; that for these and the other reasons stated in the report of the Select Committee of Enquiry, adopted by this House, on the fourth day of March last, the House will from henceforth dispense with the services of a Chaplain; and that the fourth rule of this House bc, and the same is hereby repealed.

In amendment Mr. Samsom, seconded by Mr. Berczy, Amendment moves that after the word "Resolved" in the original motion, that the fourth the whole be expunged, and the following inserted: "that the Rule be rescinfourth rule of this House be rescinded.'

> On which the House divided, and the yeas and nays were taken as follows:

| • | | YEAS. | —Messicurs, | |
|----------------------------|------------|----------------|-------------|-------------|
| Yeas 15. | | al, A. Fraser, | Maçon, | Thomson, |
| | Berczy, | R. Fraser, | Mount, | Warren, and |
| | Burwell, | McMartin, | Samson, | Werden-15. |
| | Elliott, | Macnab, | Shade, | |
| frien sen Total i statu | | NAYS | -Messieurs, | |
| | Beardsley, | Cook. | Ketchum, | Shaver, |
| Nays 15. | Bidwell, | Duncombe, | McCall, | White, and |
| *** 2** 2.** | Boulton, | | McKenzie, | W. Wilson- |
| | Buell, | Jarvis, | Roblin, | 15. |

The question of amendment was carried in the affirmative Amendment by the casting vote of the Speaker, and the fourth rule of the carried by Speaker's vote. House was rescinded.

Agreeably to notice, Mr. Samson, seconded by Mr. White, Sheriff's Semoves for leave to bring in a Bill to require the Sheriffs of the curity Bill brought in and С

several Districts of this Province, to give security for the due read, and performance of the dutics of their office.

Which was granted, and the Bill read, and ordered for a ordered to second reading on Wednesday next.

Mr. Macnab, seconded by Mr. Werden, moves that one hundred copies of the Sheriffs Bill be printed for the use of be Printed. Members.

Ordered.

Agreeably to notice, Mr. Jarvis, seconded by Mr. Bur-Billto prevent well, moves for leave to bring in a Bill to prevent frivolous and vexatious Law-vexatious law suits, by compelling plaintiffs, in certain cases, in and read. to give security for costs.

Which was granted and the Bill read, and ordered for a second reading on Wednesday next.

Mr. Beardsley, seconded by Mr. White, moves that it be Motion for to report the debates and votes of this House.

On which the House divided, and the yeas and nays were House divides. taken as follows :

| n | | YEAS | -Messieurs, | | . * * | |
|--------|--|---|---|---|----------|---|
| r | Beardsley, Berzcy, Bidwell, Buell, Cook, | Duncombe, A. Fraser, R. Fraser, Howard, McCall, | McKenzie, McMartin, Mount, Roblin, Shade, | Shaver, Warren, White, W. Wilson— 19. | Yeas 19. | |
| , 5 | · | NAYS | –Mcssieurs, | | | |
| f | Atty. General, Boulton, Burwell, | Elliott, Jarvis, Ketchum, | Macnab, Samson, | Thomson, Werden—10. | Nays 10. | - |

The question was carried in the affirmative by a majority of nine.

Mr. Beardsley, seconded by Mr. White, moves that it be Collins and Mr. Beardsley, seconded by Mr. white, moves that it be Carey propo-resolved, that Francis Collins and John Carey be Reporters to sed as Reportreport the debates and votes of this House.

In amendment, Mr. Jarvis, seconded by Mr. Macnab, Proposed in moves that after the word "Resolved," the whole be expunged, amendment, that the person and the following inserted: That the sum of \mathcal{L} be appropriated for remunerating those persons, at the close of reports be the Session, who give the best reports of the Debates of this paid. House.

Which was lost.

Jarvis,

Elliott,

Amendment

9

In amendment to the original question, Mr. McKenzie, Second seconded by Mr. Beardsley, moves that the name of "George amendment Gurnett" be added to the original motion, after that of "John proposed and Carey," and that the following words be added to the original resolution, "that they shall report on successive days; that each Reporter shall leave a fair copy of his Report with the Clerk on the ensuing morning after each debate, to which all proprietors of newspapers may have access.

On which the House divided and the yeas and nays were

| | T T/21/3 | -Mcssieurs, | | |
|----------------|------------|-------------|------------|----------|
| Atty. General, | Cook, | McMartin, | Shaver, | · |
| Beardsley, | Duncombe, | Macnab, | Thomson, | Yeas 26. |
| Berzey, | A. Fraser, | Mount, | Warren, | |
| Bidwell, | R. Fraser, | Roblin, | Werden, | |
| Boulton, | Howard, | Samson, | White, | |
| Buell, | McCall, | Shade, | W. Wilson- | |
| Burwell, | McKenzie, | | 26. | |

Sol. General,-4. Nays 4. The amendment was carried in the affirmative, by a majority of twenty-two.

Ketchum,

On the original question, as amended, being put, the House divides House divided, and the yeas and nays were taken as follows: on origina

| Atty. General, | | —Messieurs, McMartin, | Thomson, | amended. |
|---|------------|--------------------------|---------------|----------|
| Beardsley, | Duncombe, | Macnab. | Warren, | Yeas 26. |
| Berzcy, | A. Fraser, | Mount, | Werden, | 2 |
| Bidwell, | R. Fraser, | Roblin, | White, | ali A |
| Boulton, | Howard, | Samson, | W. Wilson- | |
| Buell, | McCall, | Shade, | 2 | 26. |
| Burwell, | McKenzie, | Shaver, | 21-1 1-2 | i. |
| ا میں آرم دیں آ یہ مرکبو میں میں میں مار میں باری میں | NAYS. | —Messieurs, | . IV | |
| Elliott, | Jarvis, | Ketchum, | Sol. General, | Nave 4 |

Jarvis, Sol. General, Nays 4. Ketchum, para de trat The question was carried in the affirmative by a majority

of twenty-two, and it was-

Notice of Deer

Notice of

Survey Bill.

Physic and Surgery Bill.

ment of Crown Lands. Notice of

Committee of Supply.

Certificate read relative to death of Mr. Jessup.

Certificate.

Notice of

Motion for

Resolution

relative to ap-

pointment of Chaplain,

Rule.

ded.

House divides.

Resolved, that Francis Collins, John Carey, and George Gurnett, be Reporters, to report the Debates and Votes of this House; that they shall report on successive days; that each reporter shall leave a fair copy of his report with the Clerk on the ensuing morning, after each Debate, to which all proprietors of newspapers may have access.

House goes into Committee Excellency's Speech.

that this House do now resolve itself into a Committee of the to consider Ilis whole, to take into consideration the Speech of Ilis Excellency the Lieutenant Governor, at the opening of the Session.

Which was carried, and Mr. McMartin was called to the Chair.

Mr. Attorney General, seconded by Mr. White, moves

The House resumed.

Progress re-Mr. McMartin reported progress, and obtained leave to ported. sit again to-morrow.

Adjourned.

TUESDAY, 22nd NOVEMBER, 1831.

THE House met. **l'etitions**

Of President sident Directors and Company of the Bank of Upper Canada, Directo s of U. C. Bank, which was laid on the table.

Arad Smalley and others. Sincoe, which was laid on the table.

Thomas Barner:.

brought up.

Jaines Coates.

William Devenish and others.

Thomas Markland and others.

Petitions read. table. of Daniel

McCall and others.

ard and C. Flummerfeit.

Notice of Resolution relative to Clergy Re-serves.

The minutes of yesterday were read. Mr. Attorney General brought up the petition of the Pre-

Mr. McKenzie brought up the petition of Arad Smalley, and fourteen others, of North Gwillimbury, in the County of

Mr. Warren brought up the petition of Thomas Barnett, of the Township of Stamford, in the District of Niagara, which was laid on the table.

Mr. McKenzie brought up the Petition of James Coates, and one hundred and forty-one others, of Albion, in the County of York, which was laid on the table.

Mr. Ketchum brought up the petition of William Devenish, and two hundred and forty-four others, of Scarborough, in the County of York, which was laid on the table.

Mr. Solicitor General brought up the petition of Thomas Markland, and one hundred and six others of the Town of Kingston, in the County of Frontenac, which was laid on the

Agreeably to the order of the day, the petition of Daniel McCall, jun'r. and one hundred and forty others, inhabitants of the Eastern parts of the London District, praying for a division Hugh Richard of said District. The petition of Hugh Richardson and thirtyson and others, eight others, proprietors or masters of Steamboats, and other craft navigating Lake Ontario, and of certain inhabitants of the Town of York, praying for the erection of a Pier and And of Charles Lights at the entrance of York Harbour, for the safe naviga-Baker U. How- tion of the same; and the petition of Charles Baker, Ulick Howard and Cornelius Flummerfelt, debtors, on the limits of the Gaol in the Home District, praying that the said limits may be extended to the Bounds of the Town of York-were read.

> Mr. Samson gives notice that he will, on Thursday next, move that it be resolved, that by the Act of the Parliament of Great Britain and Ireland, 31st. George III. one-seventh of the Lands of this Province was set apart for the support of a Protestant Clergy.

> time, been made, and which appropriations are in this Pro-vince, known by the name of "The Clergy Reserves," that these appropriations having been generally made in Lots of two hundred acres, throughout the several Townships of this Province, the value of the same has been much enhanced by the settlement of the Country, and principally from the improvement of the lands in the neighbourhood of such appropriations, by the labour of inhabitants composed of various denominations of Christians. That these Reserves being so interspersed with the lands of actual settlers, have materially retarded the improvement of the Country. That by an Act passed in the Reign of His late Most Gracious Majesty, provision was made for the sale of a portion of the said Reserves. That it is unjust as well as impolitic to appropriate the said lands to the support of any one Church, exclusively; and it is extremely difficult, if not altogether impracticable, to apportion or divide the same among the Clergy of all denominations of Protestants. That a large majority of the inhabitants of this Province are sincerely attached to His Majesty's person and Government, but are averse to the establishment of any exclusive or dominant Church. That this House feels confident, that to promote the prosperity of this portion of His Majesty's Dominions, and to satisfy the earnest desire of the people of this Province, His Majesty will be graciously pleased to give the most favourable consideration to the wishes of His faithful subjects. That to terminate the jealousy and dissension which have hitherto existed on the subject of the said Reserves, to remove a barrier to the settlement of the Country, and to

provide a fund available for the promotion of education; it is extremely desirable that the said lands, so reserved, be sold, and the proceeds arising from the sale of the same, placed at the disposal of the Provincial Legislature, to be applied exclusively for those purposes. That an humble address be presented to His Majesty, setting forth the subject of this resolution, and praying His Majesty will be graciously pleased to recommend to His Majesty's Parliament, of Great Britain and Ireland, to pass an Act to authorise the sale of the Clergy Reserves, remaining unseld, and to enable the Legislature of this Province to appropriate the proceeds thereof, in such manner as may be considered most expedient for the advancement of Education, and in aid of crecting places of Public Worship for various denominations of Christians.

Mr. Samson gives notice that he will, on Thursday next, Notice of resolmove that it be resolved, that while this House fully appre- ution relative chates His Majesty's gracious intention, in granting a Royal King's College. Charter for the establishment of an University in this Province, we would most humbly beg leave to represent, that as the great majority of His Majesty's subjects in this Province are not members of the Church of England, we regret that the Charter contains provisions which are calculated to exclude from its principal offices and honours, all who do not belong to that Church.

In consequence of these provisions, its benefits will be confined to a few individuals of one religious denomination, while others of His Majesty's subjects, equally loyal and deserving, will be excluded from participating in advantages which should be open to all. Its influence as a Seminary of learning on this account, must be limited, and will be looked upon with jealousy by a large majority of the inhabitants of this Province. That, therefore, it is expedient to present an humble address to His Majesty, praying that His Majesty will be graciously pleased to cause the Charter of King's College to be cancelled, and to grant another free from the objections to which our duty to the people of this Province has induced us to advert.

Mr. Thomson gives notice that he will, on Thursday, the first of December next, move for the reading of so much of reading Jourthe Journal of last Session, as relates to the Report of the nals relative Select Committee, on the expediency of creeting a Penitentiary to Penitenti-ary. within this Province.

Mr. Thomson gives notice that he will, on Friday, the Notice of Risecond of December next, move for leave to bring in a Bill to deau Canal regulate the navigation on the Rideau Canal.

Mr. Berczy gives notice that he will, on to-morrow, move an humble address to His Excellency the Lieutenant Governor, Notice of adpraying His Excellency to lay before this House, an account of return of the aggregate number of acres of land sold in each Township Grown Lands by the Commissioner of Crown Lands, with the average sold. prices thereof; stating whether in their valuation, they have been rated in proportion to the improvements made by the occupier, and what number of acres have been sold at public auction, in pursuance to the instructions of that officer, dated, Whitehall Treasury Chambers, eighteenth July, eighteen hundred and twenty-seven. And that His Excellency may be pleased to communicate to this House, any further instructions, if any, the officer may have received from His Majesty's Government.

estant Clergy. Mr.Bidwell gives notice that he will, to-morrow, move for reading Jour-That under that Act appropriations have, from time to the reading of that part of the Journals of this House of mils on Clergy twelfth day of March last, relative to the Clergy Reserves. Reserves.

> Mr. Bidwell gives notice that he will, to-morrow, move for Notice of readthe reading of that part of the Journals of this House of ing Journals twelfth day of March last, relative to the King's College. College.

> Mr. McCall, seconded by Mr. White, moves that the peti-Petition of tion of Daniel McCall, junior, and others, be referred to a Daniel McCall Select Committee, to be composed of Messrs. Bidwell and Wm. referred. Wilson, to report thereon by Bill or otherwise.

Ordered.

Mr. McKenzie, seconded by M. Ketchum, moves for leave Bin to repeat to bring in a Bill to repeal the law providing a salary for the the Chaplain's Chaptain of the House of Assembly. Salary

Law, brought Which was granted, and the Bill was read, and ordered in and read. for a second reading to-morrow.

Agreeably to the order of the day, the House went into a House in Committee of the whole, on the Speech of His Excellency, at Committee on the opening of the present Session. His Excellency's Speech.

Mr. McMartin in the Chair.

The House resumed.

Mr. McMartin reported, that the Committee had agreed Several to a series of resolutions, which he was directed to submit for resolutions the adoption of the House.

The Report was received.

Original

question as

amended.

The first resolution was then put and carried as follows :

Resolved, that an humble address be presented to His Be Excellency, the Lieutenant Governor, thanking His Excellency for the Gracious Speech with which he has been pleased to open the present Session.

The second resolution was put and carried as follows:

Resolved, that this House entirely concurs with His Excellency in regarding the present season in every respect more convenient to the Province, for the meeting of the Legislature, than the period at which it has heretofore been usually assembled.

The third resolution was then read as follows :

Resolved, that while this House feels every confidence in the earnest desire of His Majesty's Ministers to promote the general prosperity of the Canadas, by encouraging a free commercial intercourse on the Saint Lawrence, and increasing our exports,-yet they are persuaded that His Majesty will not fail to perceive with how much greater advantage any new regulations respecting the Trade of the Colonies might be introduced, were a sufficient period allowed, previous to their taking effect, for enabling those concerned in mercantile pursuits to guard against any changes, which, though salutary in themselves, might by a sudden introduction prove ruinous to commercial enterprise.

In amendment, Mr. McKenzie, seconded by Mr. Shaver, moves that after the words, "yet they are persuaded," the following be inserted, " that the interests of the merchants and manufacturers of Great Britain and Ireland, and of the agriculturists of this Province, would be greatly promoted by the passage of a law constantly admitting wheat and flour, the produce and manufacture of the North American Colonies, into the United Kingdom, either free of taxation or at a fixed rate of duty, so much under the scale of duties that may be levied on wheat and flour of the growth and manufacture of the United States, passing downwards by the Saint Lawrence, or on the produce of any foreign country, hereafter to be admitted into the ports of Great Britain, as may afford an adequate, permanent protection to these staple articles of Canada produce, in the markets of the United Kingdom."

House divides On which the House divided, and the yeas and nays were on proposed Amendment. taken as follows:

| · , , | · . · · · · | YEAS | -Messieurs, | |
|----------|---------------------------|------------------------|----------------------|--------------------------|
| Yeas 13. | | Howard, McCall, | Shade, Shaver, | White, W. Wilson |
| | Buell, Cook, | McKenzie, Roblin, | Werden, | 13. |
| • | 1 | NAYS. | –Messieurs, | |
| Nays 18. | Atty. General, Berczy. | Elliott, A. Fraser, | McMartin, Macnab, | Samson, Sol. General, |
| | Boulton, Burwell, | R. Fraser, Jarvis, | Maqon, Mount, | Thomson, Warren—18. |
| • | Duncombe, | Ketchum, | mounty | " arich-10. |

The question of amendment was decided in the negative by a majority of five.

In amendmendment to the original motion, Mr. McKenzie seconded by Mr. Shaver, moves that the following words, in the original resolution, he expunged : "encouraging a free Amendment. commercial intercourse on the Saint Lawrence, and increasing our exports ;" and that in their place the following be inserted : "The passage of Laws for the regulation of Commercial Intercourse on the Saint Lawrence."

House divides On which the House divided, and the yeas and nays were on second taken as follows: Amendment.

| | | YEAS. | —Mcssieurs, | |
|-----------|---|--|--|---|
| Yeas 14. | Beardsley, Berczy, Bidwell, Buell, | Cook, Howard, Ketchum, McCall, | McKenzie, Roblin, Shaver, Werden, | White, W. Wilson-14. |
| · | | NAYS. | —Messicurs, | |
| Nays 17. | | A. Fraser, R. Fraser, Jarvis, McMartin, | Macnab, Magon, Mount, Samson, | Shade, Sol. General, Thomson, Warren—17. |
| Amendment | The ques | | ment was decid | ed in the negative |

lost. by a majority of three.

On the original question the House divided, and the yeas House divides and nays were taken as follows: on original Motion. VEAC

| | Atty. General, Elliott, | Messieurs, McMartin, | Shade, |
|-------|-------------------------|-------------------------|---------------|
| s 19. | Berczy, A. Fraser, | | Sol. General, |
| | Boulton, R. Fraser, | Maçon. | Thomson, |
| 2 | Burwell, Jarvis, | Mount, | Warren-19. |
| | Duncombe, Ketchum, | Samson, | |

| | NAYS. | —Messieurs, | |
|------------------------|--------------------|--------------------|-------------------------------|
| Beardsley, Bidwell, | Howard, McCall, | Roblin, Shaver, | White, W. Wilson— Nays 12. |
| Buell, Cook, | McKenzie, | Werden, | 12. |

The question was carried in the affirmative by a majority of seven, and is as follows :

Resolved, that while this House feels every confidence in Third resoluthe carnest desire of His Majesty's Ministers to promote the tion. general prosperity of the Canadas, by encouraging a free commercial intercourse on the Saint Lawrence, and increasing our exports; yet they are persuaded, that His Majesty will not fail to perceive with how much greater advantage any new regulations respecting the trade of the Colonies might be introduced, were a sufficient period allowed, previous to their taking effect, for enabling those concerned in mercantile pursuits to guard against any changes, which though salutary in themselves, might, by a sudden introduction, prove ruinous to commercial enterprise.

The fourth resolution was then read as follows :

Resolved, that this House have viewed, with unmingled Fourth Resoluregret, the attempts which have been made to make alterations tion read. in the duties upon timber, which must materially affect that branch of the trade of the North American Colonies, and the more so as any alteration tending to diminish the amount of tonnage at the Port of Quebec, must necessarily, at the same time, lessen the means of transport for that encreasing emigration which proves alike beneficial to the Colony and to the Parent State; but that this House is nevertheless happy in receiving the assurance of His Excellency, that should a change or modification in the existing scale of dutics be at any time proposed, His Majesty's Ministers are so fully convinced of the importance of the North American Colonies to the strength and power of the British Empire, that they will not cease to feel that the progressive developement of our resources is an object of the greatest interest to which they can direct their attention.

In amendment, Mr. McKenzie, seconded by Mr. Shaver, Amendment, moves that after the word "Resolved," the whole be expunged proposed to and the following inserted : "that this House is satisfied that fourth Resoluthe alteration in the timber duties which was contemplated, had tion. in view solely the repeal of certain fiscal regulations bearing unequally on the trade of England, and is assured, that should a change or modification in the existing scale of duties, be at any time proposed, His Majesty's Ministers are so fully convinced of the importance of the North American Colonies to the strength and power of the British Empire, that they will not cease to feel that the progressive developement of their resources is an object of the greatest interest to which they can direct their attention."

On which the House divided and the yeas and nays were House dividez on proposed taken as follows : amendment.

| | YEAS. | -Mcssicurs, | | |
|---|--|---|--|----------|
| Bidwell, Howard, | McCall, McKenzic, | Roblin, | Shaver—6. | Yeas 6. |
| | NAYS. | -Messieurs, | · · · · · · | |
| Atty. General, Beardsley, Berczy, Boulton, Buell, Burwell, Cask | Duncombe, Elliott, A. Fraser, R. Fraser, Jarvis, Ketchum, | McMartin, Macnab, Magon, Mount, Samson, Shade, | Sol. General, Thomson, Warren, Werden, White, W. Wilson | Nays 25. |
| Cook, | | | 25 | • |

The question of amendment was decided in the negative. by a majority of nineteen.

In amendment to the original question, Mr. Bidwell, se- Second conded by Mr. McKenzic, moves that after the word "Resolv- amendment ed," all be expunged, and the following words inserted, " that Fourth Resoluthis House is happy to hear that although an alteration in the tion. timber duties was contemplated, it had in view solely the repeal of certain fiscal regulations, bearing unequally on the trade of England, and to receive the assurance of His Excellency that should a change or modification in the existing scale of duties be at any time proposed, His Majesty's Ministers are so fully convinced of the importance of the North American Colonies to the strength and power of the British Empire, that they will not cease to feel that the progressive developement of their resources is an object of the greatest interest to which they can direct their attention."

On which the House divided and the Yeas and Nays were taken as follows:—

| eral, I, | | YEAS-Messicurs. | |
|-------------|--------------------|--------------------------------------|------------------|
| -19. | Bidwell, Buell, | Howard, McKenzie, McCall, Roblin, | Shaver—7 Yeas 7. |

tion read.

Third Resolu-

Amendment

proposed.

Second

Yeas

proposed

First Resolu

tion.

Second Resolution.

11

| | | NAYS | -Mcssieurs. | • |
|----------|---------------------------|--|---|--|
| Nays 23. | Boulton, Burwell, | Elliott, A. Fraser, R. Fraser, Jarvis, Ketchum, McMartin, | Macnab, Magon, Mount, Samson, Shade, Sol. General, | Thomson, Warren, Werden, White. W. Wilson, 23 |
| • | The ques by a majority | | lment was decide | ed in the negative |
| | | | ion the House , were as follows | divided, and the |
| | | YEAS | —Messicurs. | |
| Vone 62 | Atty. General. | | Macnab, | Thomson, Wormen |

| Yeas 23. | Beardsley, Berczy, Boulton, Burwell, Duncombe, | A. Fraser, R. Fraser, Jarvis, Ketchum, McMartin, | Macon, Mount, Samson, Shade, Sol. General, | Warren, Werden, White, W. Wilson, | 23 |
|----------|--|--|--|--|----|
| | | NAYS | Mcssieurs; | | |
| Nuez S | Bidwell, | Cook, | McCall, | Roblin, | |

Buell, McKenzie, Howard, Shaver-9

The question was carried in the affirmative by a majority of fifteen, and is as follows :-

Resolved, That this House have viewed with unmingled regret the attempts which have been made to make alterations Resolution. in the duties upon Timber, which must materially affect that branch of the Trade of the North American Colonies, and the more so, as any alteration tending to diminish the amount of Tonnage, at the Port of Quebec, must necessarily, at the same time, lessen the means of Transport for that encreasing emigration, which proves alike beneficial to the Colony, and to the Parent State; but that this House is nevertheless happy in receiving the assurance of His Excellency, that should a change or modification in the existing scale of duties be at any time proposed, His Majesty's Ministers are so fully convinced of the importance of the North American Colonies to the strength and power of the British Empire, that they will not cease to feel that the progressive development of our resources is an object of the greatest interest to which they can direct their attention.

> The following Resolutions were then severally put and carried :---

Fifth Resolution.

tion.

Seventh

Eighth

Resolution.

Resolution.

Fourth

Resolved, That this House will take into consideration the Accounts and Estimates, when laid before them, and that they will not fail to make such provision for the public service as a due sense of that important duty shall point out.

Resolved, That the gracious acquiescence of His Majesty Sixth Resoluin the solicitations of this House for the independence of the Judges, affords the strongest assurance with what confidence we may repose in the paternal disposition of His Majesty, to concur in every reasonable request of his faithful Commons, and that the readiness with which this House acceded to His Majesty's desire, communicated during the last Session of Parliament, that a suitable provision should be made for rendering the Judges independent of the popular Branch of the Legislature, having been so graciously met on behalf of our beloved Sovereign, is an additional proof that an unsuspecting confidence on behalf of the People cannot be misplaced, when reposed in a Sovereign so affectionately solicitous for the welfare of his subjects.

> Resolved, That this House will be happy to receive any message from His Excellency communicating the further instructions transmitted to him, referring to this additional proof of His Majesty's desire to promote the welfare of the Colony.

> Resolved, That this House fully concurs with His Excellency, in believing that in every District much benefit has been derived from the last grant to improve the Highways, and they are deeply impressed with the urgent necessity which exists, and is annually increasing, for establishing a system which will insure the effectual reparation of Roads and Bridges, and the improvement of the principal Communications of the back Townships, to the accomplishment of which important object they will not fail to devote their best exertions, the value of which they trust will be materially enhanced by their local experience.

Resolved. That this House is happy to receive the assu-9th resolution. rance of His Excellency, that the measures proposed to guide the future periodical emigrations, and the aid intended to be granted by His Majesty's Government for the encouragement of District and Township Schools, and the advancement of the purposes of Education, will gradually prepare the Colony for the reception of the Agricultural classes leaving the Parent State, and that they fully participate in the hope expressed by His Excellency, that we shall soon see this valuable description enjoy a monopoly of the Banking business of the Province, &c.

of Settlers enjoying that competence which, in this prosperous Country, is the sure reward of honesty, industry and sobriety.

Mr. Attorney General, seconded by Mr. White, moves that Messieurs Solicitor General and Berczy, be a committee Committee to draft and report on Address to His Franchistor Franchistor draft address. to draft and report an Address to His Excellency the Lieutenant Governor, in pursuance of the Resolutions of this House, in answer to the Speech of His Excellency at the opening of this Session.

Ordered.

Agreeably to notice, Mr. McKenzie, seconded by Mr. Ketchum, moves for leave to bring in a Bill to amend the law of libel.

Which was granted.

Present, Messieurs Attorney General, Beardsley, Bidwell, Boulton, Buell, Burwell, Cook, Duncombe, A. Fraser, Howard, Ketchum, McCall, McKenzie, McMartin, Roblin, Samson, Shaver, Werden and White-Nineteen.

At four o'clock P. M. the Speaker declared the House adjourned for want of a quorum.

WEDNESDAY, 23rd November, 1331.

THE House mct.

The minutes of yesterday were read.

The Bill to amend the law of Libel was read the first Libel bill read time, and ordered for a second reading on Friday next.

Pctitions Mr. McKenzie brought up the Petition of John Caulfield, brought up. and twenty-seven others, of Nichol, Eramosa, and Guelph; Of John Caulfield, and which was laid on the Table. others

Mr. Thomson brought up the Petition of Thomas Mark- Of Thomas land, and one hundred and fifty others; which was laid on the Markland and Table. others.

Mr. McKenzie brought up the Petition of Thomas Arm- Of Thomas strong, and thirty-five others, of Guelph, Eramosa, and Nichol; Armstrong and others. which was laid on the Table.

Mr. Ketchum brought up the petition of William Haines, Of William . Chairman of a Town Meeting held by the Inhabitante Haines, Sen'r. Senr. Chairman of a Town Meeting held by the Inhabitants Haines, Senr of the Township of King, in the County of York, and one Town meeting hundred and five others; which was laid on the Table. and others.

Mr. Cook brought up the Petition of Donald McGinnis, of Donald and one hundred and ninety-six others, of the County of Glen- McGinnis and others. garry; which was laid on the Table.

Mr. McKenzie brought up the Petition of A. J. Flewelling, Of A. J. Flewand eleven others, of the Townships of Guelph, Nichol, and Of A.J. FR. Eramosa; which was laid on the Table.

Mr. McKenzie brought up the Petition of D. Aikin, Chair- Of D. Aikin, man of a Public Meeting held in Guelph, and twenty-two Chairman of a others, inhabitants of the Town and Township of Guelph, and public meeting the Townships of Eramosa and Nichol; which was laid on and others. the Table.

Mr. McKenzie brought up the Petition of Robert Oliver, of Robert and fifty-three others, of Guelph, Eramosa and Nichol ; which Oliverand others, was laid on the Table.

Mr. McKenzie brought up the Petition of Caleb Elsworth, Of Caleb Elsand one hundred others, of the Townships of Whitly and worth and Pickering in the County of York - which was laid on the Toble Pickering, in the County of York; which was laid on the Table.

Agreeably to the Order of the day, the Petition of Peter Petition of Frank, and two hundred and thirty-nine others, inhabitants Peter Frank of Vaughan, agreed upon at a Town Meeting held in said and others Township, complaining of the want of an Agent in England read. to represent the interests of this Colony, and praying that the qualified Electors in this Colony may be fairly represented in the House of Assembly.

That exclusive privileges to certain religious sects be abolished.

That reserved lands be disposed of to the purpose of Roads and Education.

That the Land granting department and the sale of public Lands be regulated by law.

That the Representatives of the People may have the control of all monies arising from Taxes, &c.

That the direction of Statute Labour, and control of local Assessments, Taxes, &c. may be vested in the qualified Electors at their Town Meetings, or in Commissioners authorised by said Electors.

That the public debt of the Province may not be augmented without the approbation of the people, &c.

That the Bank of Upper Canada may not continue to

That the Civil List Bill, passed last Session, may be to a Committee, to be composed of Messrs. Lewis and Dunrepealed, and also, the Bill vesting in Trustees the York combe, with leave to report by Bill or otherwise. Market Square.

That a less expensive and more prompt system for the Administration of Justice, in this Province, may be adopted.

That Intestate Estates may be disposed of, agreeably to the laws of distribution.

That the right of Impeachment be established.

That neither Judges nor Ministers of any Denomination, be authorised to interfere in the Executive or Legislative business of the Province.

That the Executive Council be composed of persons possessing the confidence of the people.

places, for the accommodation of Electors-and that the Jury

of the said Courts-The Petition of James Cotter, Esq. and

eighty-three Magistrates, and others, of the County of Prince Edward, praying for the passage of a Bill authorising the

Magistrates of said County, at a proper meeting held for that

purpose, to decide upon a plan for a Gaol and Court House,

and to direct the management of other matters relating to the

erection and completion of said Building, and authorising the

Williamsburgh, in the County of Dundas, complaining of a

confusion of lines run by different Surveyors through said

Township, and praying to be protected in their original

boundaries, in accordance with their patents from the Crown-

The Petition of Thomas Markland, J. P. and twenty others,

Midland District, may be held alternately at Kingston and

Belleville-and the Petition of Gideon Turner, and seventy-

Hundred and Fifty Pounds to aid in the erection of a Bridge

across the River Moira, in the sixth concession of said Town-

Mr. Samson, seconded by Mr. White, moves that the Peti-

tion of Wm. Zwick, and others, be referred to a Committee, to be composed of Messieurs Werden and Thomson, with

leave to send for persons and papers, and to report thereon by

Mr. Thomson, seconded by Mr. Jarvis, moves that the

Mr. Samson, seconded by Mr. White, moves that the

Mr. Shaver, seconded by Mr. McMartin, moves that the

Petition of the Inhabitants of the Town and Township of

Committee, to be composed of Messrs. Solicitor General and

Petition of Thomas Markland, and others, be referred to the

Committee to whom was referred the Petition of William Zwick,

Petition of the inhabitants of the Township of Williamsburgh

Mount, Cook, and Buell, to report thereon by Bill or other-

Werden, with leave to report by Bill or otherwise.

Petition of the Rev. George O'Kill Stuart, and others read. Petition of William Pow-

ell and others of Bertie, praying to be remunerated for losses sustained during the late War with the United States .-- The Petition of William A. read. Petition of Zwick, and sixty-eight others, of the County of Hastings, William Zwick and others praying that the District Court and Quarter Sessions of the read. Midland District, may be held alternately at Kingston and Belleville-The Petition of John Turnbull, and thirty-four Bu Petition of John Turabull others, of the County of Hastings, praying as above, but object- Ca

read. Petition of James Cotter Esq. and oth-

ers read

and others

Petition of Andrew Snider and others Andrew Snider, and two hundred and fourteen others, of read.

Petition of Thomas Markland J. P. and praying that the District Courts and Quarter Sessions of the others read. Petition of Gideon Turner four others, of Thurlow, praying for an appropriation of Two and others read.

Petition of William Zwick and others referred.

ship, were read.

bill or otherwise.

Ordered.

Ordered.

Ordered.

and others.

wise.

Petition of the Rev. G. O. Stuart and others referred.

Petition of Thomas Markland and others referred.

Petition of Andrew Snider and others referred.

Petition of

J. P. and

referred.

others

Ordered.

Mr. Roblin, seconded by Mr White, moves that the Petition of James Cotter, J. P. and other inhabitants of the County James Cotter of Prince Edward, be referred to a Select Committee, to be composed of Messrs. Samson and Werden, with power to report thereon by Bill or otherwise.

Ordered.

Mr. Jarvis, seconded by Mr. Ketchuin, moves that the **Petition** of Charles Baker Petition of Charles Baker, and others, praying for an extension of the limits to certain Gaols in this Province, be referred chair. and others referred. D

Ordered.

Motion for Mr. MacKenzie, seconded by Mr. Cook, moves that the referring the Petition of the people of Vaughan be referred to a Select Peter Franks Committee, to be composed of Messrs. Perry, Buell, Ketchum, and others to and Shaver, with power to report by Bill or otherwise. a select Committee.

In amendment, Mr. Thomson, seconded by Mr. R. Fraser, In amendment moves that all, after the word "moves," in the original motion, that the peti-be expunged, and the following words added: "That the Pe-Franks and tition of the people of Vaughan, with all other petitions relating others, and to the same subject, he referred to a Select Committee of seven other petitions members, to be chosen by ballot at twelve o'clock to-morrow." be referred to

Committee On which the House divided, and the yeas and nays were of 7 to be That Elections for County Members he held at several taken as follows : chosen by ballot.

| e | laws may be amended; the Petition of the Rev. George O'Kill | | YEAS | -Messieurs, | | House divides. | , |
|----|---|------------------------------------|----------------------------------|---------------------------------|---------------------------------|----------------|---|
| r | Stuart, and seventy-one others of the Town and Township of Kingston, respecting the injurious effects arising from the duties now levied on Stills in this Province—The Petition of | Atty. General, Boulton, | Jarvis, | Magon, Mount, | Sol. General, Thomson, | Yeas 18. | |
| • | | Eurwell, Elliott, A. Frascr, | Lewis, McMartin, Macnab, | Samson, Shade, | Warren, .W. Wilson— 18. | | |
| k | Zwick, and sixty-eight others, of the County of Hastings, praying that the District Court and Quarter Sessions of the Midland District, may be held alternately at Kingston and | | NAYS.— | -Mcssieurs, | | | |
| 11 | Belleville—The Petition of John 'Turnbull, and thirty-four others, of the County of Hastings, praying as above, but object- ing to being taxed for the erection of buildings for the purposes | Campbell, | Duncombe, Howard, Ketchum, | McCall, MacKenzie, Perry, | Roblin, Shaver, White—12. | Neys 12. | |

The question of amendment was carried in the affirmative Amendment by a majority of six. carried. .

The original question as amended was then put and carried, and it was-

Ordered that the Petition of the people of Vaughan, with Committee to all other petitions relating to the same subject, he referred to a he halloted at Rev. Wm. MacAulay to convey to Trustees a certain Block of Select Committee of seven members, to be chosen by ballot at noon tomor-Land whereon to crect the said Building-The Petition of twelve o'clock to-morrow.

> Mr. Jarvis, seconded by Mr. Duncombe, moves that the Petition of Petition of Hugh Richardson, and others, be referred to a Hugh Richard-son and others Committee, consisting of Messrs. Solicitor General and Ketchum, referred, with power to report by Bill or otherwise.

Ordered.

Mr. Perry gives notice that he will, on Saturday next, Notice of move for leave to bring in a Bill to repeal and reduce to one Township Act of Parliament, the several laws of this Province for the Officers Bill. appointment and defining the duties of Township Officers.

Mr. Perry gives notice that he will, on to-morrow, move Notice of for leave to bring in a Bill to appoint Commissioners on the Commissionpart of this Province to meet Commissioners on the part of ers appoint-Lower Canada, to treat on matters of mutual interest to both ment Bill. Provinces.

Mr. Burwell gives notice that he will, on Monday next, Notice of move for leave to bring in a Bill to alter and amend the laws Common now in force for the maintenance and regulation of Common Schools throughout this Province.

Mr. Burwell gives notice that he will, on this day sennight, Notice of Kingston, relative to the Duty on Stills, he referred to a Select move that this House do go into a Committee of the whole on motion for Supply, to enable him to move for a grant of money to be ap- supply. plied in improving the Roads and Bridges in the several Districts of this Province.

> Mr. Elliott gives notice that he will, on to-morrow, move that an humble address be presented to His Excellency the Notice of Licutenant Governor, praying that he may be pleased to communicate to this House, any information in his possession with Medals. respect to the number of medals sent out to be distributed to the militia men who distinguished themselves during the late war with the United States of America.

Mr. MacKenzie gives notice that he will, on to-morrow, Notice of Address to be referred to a Select Committee, to be composed of Messrs. move a resolution for an address to the King on the East India King on China and China Trade

> Mr. Solicitor General, from the Committee to draft and Address in report an address in answer to His Excellency's Speech from answer to the throne, at the opening of the present Session, reported a Speech redraft, which was received and read twice.

Mr. Atty. General, seconded by Mr. Samson, moves that The House this House do now resolve itself into a Committee of the whole goes into to take into consideration the Address to His Excellency the Committee of Lieutenant Governor, in answer to to His Speech from the the whole on Throne at the opening of this Session.

Which was carried, and Mr. A. Fraser was called to the

The House resumed.

read twice.

the Address. in answer 10 Speech

Mr. Fraser reported the Address without amendment. The report was received.

House divides on question for third reading.

On the question for the third reading of the Address today, the House divided, and the yeas and nays were taken as follows:

| YEAS.—Messicurs, | |
|------------------|--|
| L LITIS | |

| Yeas 23. | Atty. General, Berczy, Boulton, Burwell, Campbell, Duncombe, | Elliott, A. Fraser, R. Fraser, Ketchum, Lewis, McMartin, | Maenab, Magon, Mount, Samson, Shade, Sol. General, | Thomson, Warren, Werden, White, W. Wilson | |
|---------------------------------|---|---|---|---|--|
| NAYS.—Messicurs, | | | | | |
| Nayz 6. | Buell, Cook, | Howard, MacKenzie, | Perry, | Roblin-6. | |
| Third reading this day. | The question was carried in the affirmative by a majority of seventeen, and the Address was ordered to be engrossed and read a third time this day. | | | | |
| Advertising Price Bill read. | Katahum may | | | seconded by Mr. I to regulate the | |

fees to be taken by Printers for publishing legal notices and advertisements required by law to be printed in any Provincial newspaper.

> Which was granted and the Bill read and ordered for a second reading on Friday next.

Agreeably to notice, Mr. MacKenzie, seconded by Mr. Banking Eill Ketchum, moves for leave to bring in a Bill to ascertain and read. declare the power, privileges and liabilities of Banking Corporations.

> Which was granted, and the Bill read, and ordered for a second reading on Monday next.

Mr. Perry, seconded by Mr. Roblin, moves that two hun-Banking Bill to be printed. dred copies of the Bill for the regulation of Banking Corporations be printed for the use of members.

Ordered.

Rules and

Orders to be printed.

Welland Canal

House,

and ordered to be printed.

read.

superintend

the printing

Motion for no debate on

taking up

day.

above.

on amend-

meut.

Yeas 8.

items on the

order of the

appointed.

Mr. Atty. General, seconded by Mr. Samson, moves that two hundred copies of the standing rules and orders of the House be printed for the use of members.

Ordered. Agreeably to notice, Mr. MacKenzie, seconded by Mr. Accounts to be Beardsley, moves that the President and Directors of the Wellaid before the land Canal Company, he required to lay before this House, the

accounts, in detail, of their receipts and expenditure, agreeably to the provisions of the seventeenth clause of the ninth chapter of the tenth George IV. Ordered.

Agreeably to notice, Mr. Attorney General, seconded by Bill to abolish Mr. White, moves for leave to bring in a Bill to abolish impriimprisonment for debt read, somment for debt in certain cases.

> Which was granted and the Bill read, and ordered for a second reading on Saturday next.

Mr. Beardsley, seconded by Mr. Campbell, moves that two hundred copies of the Bill to abolish imprisonment for debt in certain cases, be printed for the use of members.

Ordered.

Absconding Agreeably to notice, Mr. Jarvis, seconded by Mr. Lewis, Debtors Bill moves for leave to bring in a Bill to attach the property of absconding debtors.

> Which was granted and the Bill read, and ordered for a second reading on Tuesday next.

Committee to Mr. Samson, seconded by Mr. White, moves that Messrs. Burwell, Ketchum and Berczy, be a Committee to superintend the printing of this House, during the present Session. Ordered.

> Agreeably to notice, Mr. Attorney General, seconded by Mr. Berczy, moves that it be resolved, that whenever it shall be moved to take up any item upon the order of the day, out of its course, the question shall be put from the chair without debate.

In amendment, Mr. Samson, seconded by Mr. Duncombe, Amendment moves that after the word " debate," the following be added, proposed to " and that such question shall not be carried unless by the consent of two-thirds of the members present."

House divides On which the House divided, and the yeas and nays were taken as follows:

YEAS.-Messieurs,

--- 8.

| Berczy, | Campbell, | A. Fraser, | Roblin, |
|----------|-----------|------------|---------|
| Bidwell, | Duncombe, | Ketchum, | Samson- |

| NAYS.—Messicurs, | |
|------------------|--|
|------------------|--|

| Atty. General, | Burwell, | Lewis, | Shaver, | Nays 16. |
|----------------|----------|---------|-----------|----------|
| Beardsley, | Cook, | Macnab, | Warren, | , |
| Boulton, | Elliott, | Mount, | Werden, | |
| Buell, | Howard, | Perry, | White-16. | |

The question was decided in the negative by a majority of Amendment lost. eight.

On the original question the House divided, and the yeas House divides and nays were taken as follows: Motion.

| | YEAS | —Mcssicurs, | | |
|---------------------------------------|----------------------------------|------------------------------------|-----------------------------|----------|
| Atty. General, Berczy, Boulton, | Burwell, Elliott, Jarvis, | Lewis, Macnab, Samson, | Warren, Werden—11. | Yeas 11. |
| | NAYS | –Messicurs, | | |
| Beardsley, Bidwell, Buell | Cook, Duncombe, A. Fraser, | Ketchum, MacKenzic, McMartin | Perry, Roblin, Shaver | Nays 16, |

Bueil, A. Fraser, McMartin, Shaver, Campbell, Howard, White-16. Mount,

The question was decided in the negative by a majority of Question lost. five.

Agreeably to notice, Mr. Buell, seconded by Mr. Howard, Bill to repeat moves for leave to bring in a Bill to repeal a portion of the and amend laws now in force, relating to Common Schools in this Pro- the School vince, and to make other and further provision for the regula- Laws read, tion and encouragement of such Schools.

Which was granted and the Bill read, and ordered for a second reading on Monday.

Mr. MacKenzie, seconded by Mr. White, moves that five and ordered hundred copies of the Education Bill, just read, be printed for to be printed. the use of members.

Ordered.

Agreeably to notice, Mr. Attorney General, seconded by Religious Test Mr. Berczy, moves for leave to bring in a Bill to abolish oaths, repeal Bill religious tests, and declarations, in certain cases.

Which was granted and the Bill read, and ordered for a second reading on Saturday next.

Adjourned.

THURSDAY, 24th NOVEMBER, 1931.

THE House met.

The Minutes of yesterday were read.

Agreeably to the order of the day, the Address to His Address in Excellency, in answer to His Speech from the Throne at the answer to Speech read opening of the present Session, was read the third time. a third time.

On the question for passing the Address, the House divided On the quesand the Yeas and Nays were taken as follows :--tion for passing

| | YEAS | –Messicurs, | | the House divided. |
|--|--|--|--|-----------------------|
| Atty. General, Berczy, Foulton, Burwell, Chisholm, Elliott, | A. Fraser, R. Fraser, Jarvis, Ketchum, Lewis, McMartin, | Macnab, Maçon, Mount, Randal, Robinson, Samson, | Shadc, Sol. General, Thomson, Warren, Werden, White,—24 | Yeas 24. |
| | | | , | |

NAYS.—Messicurs,

| Bidwell, Buell, Campbell, | Cook, Howard, McCall, | MacKenzie, Perry, Roblin, | Shaver, W. Wilson, | 11 | Nays 11. |
|---------------------------------|-----------------------------|---------------------------------|-----------------------|----|----------|
| | | | | | |

The question was carried in the affirmative by a majority of thirteen, and the Address was signed by the Speaker, and is as follows :---

> To His Excellency SIR JOHN COLBORNE, Knight, Commander of the most Honorable Military Order of the Bath, Licutenant Governor of the Province of Upper Canada, Major General Commanding His Majesty's Forces therein, &c. &c. &c.

MAY IT PLEASE YOUR EXCELLENCY.

We, His Majesty's dutiful and loyal Subjects, the Commons of Upper Canada, in Provincial Parliament assembled, humbly thank your Excellency for your gracious Speech from Address to His the Throne at the opening of the present Session, and beg leave in answer to to assure your Excellency, that we entirely concur with your Speechat Excellency in regarding the present season, in every respect, opening of more convenient to the Province for the meeting of the Legislature than the period at which it has heretofore been usually assembled.

14

While we feel every confidence in the earnest desire of Petitions His Majesty's Ministers to promote the general prosperity of the Canadas, by encouraging a free commercial intercourse on the Saint Lawrence and increasing our Exports, yet we are persuaded that His Majesty will not fail to perceive with how much greater advantage any new regulations respecting the trade of the Colonies might be introduced, were a sufficient period allowed previous to their taking effect, for enabling those concerned in mercantile pursuits to guard against any changes, which, though salutary in themselves, might, by their sudden introduction, prove ruinous to commercial enterprise.

We feel constrained to state, that we have viewed with unmingled regret the attempts which have been made to make alterations in the Duties upon Timber, which must materially affect that branch of the Trade of the North American Colonies, and the more so, as any alteration tending to diminish the amount of Tonnage at the Port of Quebec must necessarily, at the same time, lessen the means of transport for that increasing Emigration which proves alike beneficial to the Colony and to the Parent State; but we are, nevertheless, happy in receiving the assurance of Your Excellency, that should a change or modification in the existing scale of duties be at any time proposed, His Majesty's Ministers are so fully convinced of the importance of the North American Colonies to the strength and power of the British Empire, that they will not cease to feel that the progressive developement of our resources is an object of the greatest interest to which they can direct their attention.

We will not delay taking into our consideration the accounts and estimates, when laid before us by Your Excellency, and will not fail to make such provision for the Public Service as a due sense of that important duty shall point out.

The gracious acquiescence of His Majesty in the solicitations of this House, for the independence of the Judges, affords the strongest assurance with what confidence we may repose in the paternal disposition of His Majesty to concur in every reasonable request of His faithful Commons, and the readiness with which we acceded to His Majesty's desire, communicated during the last Session of Parliament, that a suitable provision should be made for rendering the Judges independent of the popular branch of the Legislature having been so graciously met on behalf of our beloved Sovereign, is an additional proof that an unsuspecting confidence on behalf of the people cannot be misplaced, when reposed in a Sovereign so affectionately solicitous for the welfare of His Subjects.

We shall be happy to receive any Message communicating the further instructions transmitted to Your Excellency, referring to this additional proof of His Majesty's desire to promote the welfare of the Colony.

We fully concur with Your Excellency in believing, that in every District much benefit has been derived from the last grant to improve the Highways, and we are deeply impressed with the urgent necessity which exists and is annually increasing, for establishing a system which will ensure the effectual reparation of roads and bridges, and the improvement of the principal communications of the back Townships; to the accomplishment of which important objects we will not omit to devote our best exertions—the value of which, we trust, will be materially enhanced by our local experience.

We are happy to receive the assurance of Your Excellency that the measures proposed to guide the future periodical Emigrations, and the aid intended to be granted by His Majesty's Government for the encouragement of District and Township Schools, and the advancement of the purposes of Education, will gradually prepare the Colony for the reception of the Agricultural classes leaving the Parent State ; and we fully participate in the hope expressed by Your Excellency, that we shall soon see this valuable description of Settlers enjoying that competence, which, in this prosperous Country, is the sure reward of honesty, industry, and sobriety.

ARCHIBALD McLEAN,

SPEAKER.

Commons House of Assembly, 24th November, 1831.

Mr. Attorney General, seconded by Mr. White, moves that Messieurs R. D. Fraser and McMartin, be a Committee to wait upon His Excellency the Lieutenant Governor, to ascertain when His Excellency will be pleased to receive the Address of this House, in answer to His Excellency's Speech at the opening of this Session.

Ordered.

Committee to

wait on His Excellency to

know when He will receive

Committee on

Petition of Peter Franks

and others chosen by

ballot.

Address.

Agreeably to the order of the day, the House proceeded to ballot for a Select Committee, to consider and report upon the Petition of the Inhabitants of Vaughan, and upon other

While we feel every confidence in the earnest desire of Petitions of a like nature, when the following Members were Majesty's Ministers to promote the general prosperity of chosen :

| Messi | curs— |
|-------|--------------|
| | KETCHUM, |
| | BERCZY, |
| | Elliott, |
| | DUNCOMBE, |
| | THOMSON, |
| | FRASER A and |
| | SAMSON. |
| | |

Mr. Burwell brought up the Petition of Stephen H. Elliott, brought up. and one hundred and two others, of the London District; which Of Stephen H. Was laid on the Table.

Mr. Burwell, brought up the petition of R. L. McKenney, Of R. L. Meand ninety-four others, of the London District, which was laid Kenney and on the table.

Mr. Solicitor General brought up the petition of Paul Of Paul Glas-Glasford, and Sixty-six others, of the Town of Brockville, ford and which was laid on the table.

Mr. Solicitor General brought up the petition of John Of John Kirby, Kirby, and eighty-seven others, of the Town of Kingston, and others. which was laid on the table.

Mr. MacKenzie brought up the petition of Miles Bacon, Of Miles Bacon Chairman of a Town Meeting in Caledon, in the County of a Meeting, York, and eighty-five others, which was laid on the table.

Mr. Attorney General brought up the petition of Mr. D. Of D. Braken-Brakenbridge, and two hundred and thirteen others, which ridge and others.

Mr. White brought up the petition of William Merrill, of William and thirty-nine others, of the Township of Sidney, in the Merrill and Midland District; which was laid on the table.

Agreeably to the order of the day, the Petition of the President and Directors of the Bank of Upper Canada, pray-Petition read. ing for an increase of their Capital Stock. 'The petition of Petition of Arad Smalley, and fourteen others of North Gwillimbury, in Arad Smalley the County of Simcoe, praying that the side lines of their lots, read. as originally run, may be, by law, established. The petition of of Thomas Barnett of the Township of Stamford, in the Dis-Thomas Bartrict of Niagara, praying for pecuniary aid in the establish- nett read. ment and completion of a Museum at the Niagara Falls. The petition of James Coates, and one hundred and forty-one Petition of others, of Albion, and of Wm. Devenish, and two hundred and others, and and forty-four others, of Scarborough, in the County of York, William Devenish and others. Jose Peter Frank and others of Vaughan (see venish and others, bar and six others, of the Town of Kingston, praying Thomas Markto be Incorporated as a Banking Company in the said Town others read. Bank of Upper Canada," were read.

Mr. Solicitor General, seconded by Mr. Jarvis, moves for Kingston Bank Bill brought in leave to bring in a Bill in pursuance of the petition of Tho- and read. mas Markland, and others.

Which was granted and the Bill was read and ordered for a second reading to-morrow.

Mr. Bidwell, seconded by Mr. Samson, moves that the Petition of petition of John Turnbull, and others, be referred to the Se-John Turnbull and others lect Committee, to whom were referred the petition of Wm. referred. Zwick, and others, and Thomas Markland and others.

🖞 Ordered.

Mr. MacKenzie, seconded by Mr. Cook, moves that the Petition for petition from the Township of Albion be referred to a Select Petition of Committee, to be composed of Messrs. Ketchum, Shaver, Perry, and Buell, with power to report by Bill, Address, or otherwise.

In amendment, Mr. Thomson, seconded by Mr. Burwell, An amendmoves that all after the word "moves" in the original motion, ment moved be expunged, and the following words inserted: "That the for referring the Petition to petition of the inhabitants of the Township of Albion, and the Committee also the petition of the inhabitants of the Township of Scar- on Vaughau borough, be referred to the Committee to whom was referred the petition.

On which the House divided, and the yeas and nays were House divides taken as follows:

YEAS .- Messieurs,

| Atty. Genera Berczy, Boulton, Burwell, | l; Elliott; Lewis, Macnab, Magon, | Mount, Samson, Shade, Sol. General, | Thomson, Warren, W: Wilson, | Yeas 15. | . P |
|---|--|--|-----------------------------------|-----------------|-----|
| х Т., 14 * 8 И | NAYS- | -Messicurs, | | | × |
| Buell, Campbell, Cook, Duncombe, | Howard, Ketchum, McCall, | MacKenzie, Randal, Roblin, | Shaver, Werden, White, | Nays 14. 14. | |

Committee

on Grievance Petitions. 16

carried.

Amendment

tive by a majority of one.

day next, move for leave to bring in a Bill for increasing the

for leave to bring in a Bill to impose a duty on Licences to Shop-

keepers, for retailing Wines, Brandy, and Spirituous Liquors,

and also to impose a duty on Licences for retailing Wines, Brandy, and Spirituous Liquors on board of Steam-boats, na-

vigating the waters of this Province, for the purpose of raising

for leave to bring in a Bill to continue and amend an Act

passed in the tenth year of His late Majesty's Reign, entitled, "An Act to authorise the detention of Debtors in certain

Mr. Samson gives notice that he will, on to-morrow, move

Capital Stock of the Bank of Upper Canada.

a revenue for the improvement of the Roads.

The original question as amended was then put and carried.

Mr. Attorney General gives notice that he will, on Satur-

Mr. Samson gives notice that he will, on to-morrow, move

Notice of U. C. Bauk Stock Bill.

Notice of Shop and Steam-Boat Licence Bill.

Notice of Debtors detention Bill.

cases."

Natice of Jury Bill,

read,

Mr. Perry gives notice that he will, on Friday next, move for leave to bring in a Bill to amend the law relative to Grand and Petit Juries in this Province.

Agreeably to notice Mr. Macnab, seconded by Mr. Shade, **Gill to amend** moves for leave to bring in a Bill to repeal certain parts of the District Court Law an Act passed in the second year of His late Majesty's Reign, **L**rought in and entitled, "An Act to reduce into one Act the several laws now in force, establishing District Courts and regulating the practice thereof, and also to extend the powers of the said District Courts," and further to regulate the practice of the said District Courts in this Province, and to extend the jurisdiction of the same.

> Which was granted and the Bill read, and ordered for a second reading to-morrow.

Agreeably to notice, Mr. Elliott, seconded by Mr. Mount,

Line Fence Bill brought in moves for leave to bring in a Bill to regulate Line Fences and and read.

Estates dis-

brought in

ev with Ad-

to Speech.

cy's reply to Address in

answer to Speech.

Speaker reports commu-

Clerk of Crown in

Chancery,

relative to Grenville

Election.

ແວນ,

Communica-

nication from

and read,

tribution Bill

Water Courses. Which was granted and the Bill read and ordered for a second reading on Wednesday next.

Agreeably to notice, Mr. Bidwell, seconded by Mr. Perry, moves for leave to bring in a Bill for the more equal distribution of the property of persons dying intestate.

Which was granted and the Bill read, and ordered for a Creek and the Rouge Hill, were read. second reading to-morrow.

and ordered two hundred copies of the Intestate Estate Bill be printed, for to be printed. the use of Members.

Ordered.

Mr. McMartin, from the Committe to wait upon His Ex-Committee recellency the Lieutenant Governor, to know when His Excelports that His Excellency lency would be pleased to receive this House with its address will receive in answer to His Excellency's Speech from the Throne, at the the House opening of the present Session, reported that His Excellency with Address in answer to had been pleased to name the hour of eleven, A. M. to-morrow. Speech at 11 A.M. to-mor-Adjourned. row.

FRIDAV, 25th NOVEMBER, 1831.

THE House met.

The minutes of yesterday were read.

At eleven o'clock, A. M. the House waited upon His Ex-House waits on His Excellencellency the Lieutenant Governor, with their address in answer to His Excellency's Speech, from the Throne, at the opening dressinanswer of the present Session, and being returned, the Speaker reported that His Excellency had been pleased to make, thereto, the following reply.

GENTLEMEN,

I return you my thanks for this Address, and His Excellen. receive with great satisfaction your assurances, that you will devote your best exertions to the accomplishment of the objects recommended for your consideration.

> The Speaker reported, that he had received from the Clerk of the Crown in Chancery the following report, relative to a new Election for the County of Grenville :

"The Clerk of the Crown in Chancery has the honour to report to the Honourable the Speaker of the Commons House of Assembly, that in obedience to his Warrant, he has sued out a Writ of Election for the County of Grenville, for the return of a Member to serve in the room of the late Edward Jessup, Esq. deceased."

pleased to nominate Adiel Sherwood, Esq. Returning Officer,

The question of amendment was carried in the affirma- and has appointed Monday, the twelfth day of December, next ensuing, for holding the Election."

SAMUEL P. JARVIS,

C. C. C.

Clerk of the Crown in Chancery's Office, ? York, 23rd day of November, 1831.

Mr. MacKenzie brought up the petition of Samuel Cornell, Cornell, Chair-Chairman of a Town Meeting in Beverley, and eighty-one Meeting, and others of said Township, which was laid on the table others of said Township, which was laid on the table. others.

Mr. Boulton brought up the petition of the President, Cobourg Har-Directors and Company of the Cobourg Harbour, which was bour Comlaid on the table.

Mr. Roblin brought up the petition of William Macaulay Of the Rev. of the County of Prince Edward, which was laid on the lay, table.

Mr. R. Fraser brought up the petition of Wm. T. Slater Of William T. of the Township of Matilda, in the County of Grenville, which Slater. was laid on the table.

Agreeably to the order of the day, the Petition of John Petition of Caulfield, and twenty-seven others, of Nichol, Eramosa and John Caulfield Guelph, praying the same as the petition of Peter Frank and and others of Yaurhan (see page 12). [The same set of the same set others, of Vaughan, (see page 12.)-The petition of Thomas Petition of Markland, and one hundred and fifty-eight others, praying for Thomas Markpecuniary aid to enable them to macadamize the Road between land and the vines to and Waterloo in the Milland District Otto partition others read. Kingston and Waterloo, in the Midland District-The petition Others read. of Thomas Armstrong, and thirty-five others, of the Townships Thomas Armof Guelph, Eramosa and Nichol, in the Gore District, praying strong and the same as the petition of Peter Frank and others of Vaughan, others read. (see page 12.)—The petition of William Haines, Senior, The Petition of Chairman of a Town meeting, held by the Inhabitants of Wan. Haines, the Househip of King in the Country of Vaul the Township of King, in the County of York, and one Town meeting, hundred and five others, praying same as last-the petition of and others Donald McGinnis, and one hundred and ninety-six others, of or Donald Glengarry, praying the same-the petition of A. J. Flewelling, McGinnis and and cleven others of Guelph, Nichol and Eramosa, praying others. the same-the petition of Daniel B. Aikin, Chairman of a elling and public meeting, held in Guelph, and twenty-two others, inha-others, bitants of the Town and Township of Guelph, and the Town- Of D. B. Aikin, Chairman of a ships of Eramosa and Nichol, praying the same-the petition meeting, and of Robert Oliver, and fifty-three others, of Guelph, Nichol others. and Eramosa, praying the same-and the petition of Caleb Oliverand Elsworth, and one hundred others, of the Townships of Whitby others, and and Pickering, in the County of York, praying for pecuniary the Petition aid to repair the road between Whitby and York, at Kerrs worth and others read.

Mr. Atty. General, seconded by Mr. Berczy, moves that the petition of Thomas Markland, and others, praying for Thomas Mark-hundred copies of the Intestate Estate Bill be printed, for money to improve the roads, be referred to the Committee of land and others referred Mr. Thomson, seconded by Mr. Campbell, moves that Petition of Supply.

Ordered.

Mr. MacKenzie, seconded by Mr. Cook, moves that the Motion for petition of the people of the Township of King, and the other referring the petition of petitions this day read upon the same subject, be referred to a Wm. Haines Select Committee, to be composed of Messieurs Ketchum, audothers, and Buell, Perry and Shaver, will power to send for persons and other Petitions papers, and to report by Bill or otherwise. to a Select

In amendment, Mr. Thomson seconded by Mr. R. D. Motion in Fraser, moves that all after the word "moves," in the original amendment Committee, motion be expanged, and the following inserted :--" That the that the petition of the people of the Township of King, and the other referred to the Committee to whom was referred the petition of the people to which was referred the petitions this day read upon the same subject, be referred to the Committee of Vaughan.

Petition of House divides on the amend-

Mr. Secretary

Accounts.

On which the House divided and the yeas and nays were Peter Franks and others. taken as follows:

YEAS _Messions

| | 1.0110 | | , | ment, |
|--|---|---|--|----------|
| Atty. General, Berzey, Boulton, Barwell, Chisholm. | Elliott, A. Fraser, R. Fraser, Jarvis, Lewis. | McMartin, Macnab, Magon, Mount, Robinson. | Samson, Shade, Thomson, W. Wilson— 19. | Ye23 19. |
| , | NAYS | .—Messieurs, | | |

| Bidwell, Buell, | Duncombe, Howard, | MacKenzie, Randal, | Werden, White, | 1 | Nays 14. |
|--------------------|----------------------|-----------------------|-------------------|-----|----------|
| Campbell, Cook, | Ketchum, Lyons, | Roblin, Shaver, | • • • • | 14. | |

The question of amendment was carried in the affirmative by a majority of five.

Amended The original question as amended was then put and question carried. carried.

"That His Excellency the Lieutenant Governor has been His Excellency's command, and delivered the Public Accounts, the Public Mr. Secretary Cameron came to the bar of the House, by Cameron the Schedule to which was read as follows :---

Of Samuel

brought up.

Petitions

UPPER CANADA.

Schedule of Accounts prepared to be laid before the Second Session of the Eleventh Provincial Parliament.

- No. 1.—Statement of monies paid to the Receiver General of Lower Canada, between the first January and first July, 1831, arising from duties collected at the Port of Quebec.
 - 2.—Abstract of Warrants issued, on the Receiver General under the several Provincial Enactments from the first January to thirtieth June, 1831, inclusive.
 - 3 .- Statement of the Receiver General's receipts and payments of the Provincial Revenue from the first January to the thirtieth June, 1831, inclusive.
 - 4.-Abstract of Warrants issued on the Receiver General under the several Provincial Enactments from the first July to the fifth October, 1831.
 - 5.-Statement of the Receiver General's receipts and fairly and equally represented in the House of Assembly. payments of the Provincial Revenue from the first July to the fifth October, 1831.
 - 8.-Statement of Receipts and Payments on account of the appropriation of £2,500, annually, by Statute 56th George III. cap. 26, from the first January to the fifth October, 1831, with an abstract of Warrants annexed.
 - 7.—Abstract of Warrants issued on the Receiver General on account of the administration of Justice and support of the Civil Government for the year 1830.
 - 8.-Abstract of Warrants issued on the Receiver General on account of the administration of Justice and support of the Civil Government for the year 1831.
 - 9.-Account of Revenue from Shop, Inn-keepers and Still-licences from the fifth January to the fifth October, 1831.
 - 10.—Account of Revenue from duties on Merchandize imported from the United States of America from the first Januszy to thirtieth September, 1831, inclusive.
 - imported from the United States of America, from the first January to the thirtieth September, 1831, inclusive.
 - 12.-Account of Revenue from Licences issued to Hawkers and Pedlars, from the first January to the thirtieth September, 1831.
 - 13 .-- Account of Revenue from Licences issued to Auctioneers, and the duty upon Sales at Auction, from the first January to the thirtieth September, 1831.
 - 14 .- Account of Light House Duties, from the first Janu- the Country. ary to the thirtieth September, 1831, inclusive.
 - Justice, and the support of the Civil Government.
 - 16.—General Estimate of the expenditure and resources of the Province for the year 1832.

17 .- Account of monies outstanding in the hands of Collectors and Inspectors on the fifth October, 1831.

J. BABY,

INSPECTOR GENERAL.

Inspector General's Office, 5th October, 1831. §

Mr. Jarvis gives notice, that he will, to-morrow, move for leave to bring in a Bill to alter and amend the laws now in selling spirituforce for the summary conviction of persons selling spirituous liquors without licence. Two hundred

Mr. MacKenzie, seconded by Mr. Randal, moves that two hundred copies of the petition of the people of Glengarry be printed for the use of Members.

Ordered.

Notice of Bill

to punish for

ous Liquors.

petition of

Donald Mc-

Ginnis and others to be

The petition

others to be

Journals.

Petition of

and other

Vaughan.

Peter Franks

entered on the

printed.

of Peter Franks and

Mr. MacKenzie, seconded by Mr. White, moves that the petition of the people of the Township of Vaughan, be entered on the Journals of this House.

Ordered, and is as follows:

a internet at the

To the Honorable the House of Assembly.

The Humble Petition of the People of Vaughan, agreed upon at a Township meeting held in Keffer's School House, inhabitants of On Lot Twelve, in the Fourth Concession.

SHEWETH-

E

That your Petitioners feel deeply aggrieved by the passage of Laws in the United Kingdom Parliament, (where they have no Agent legally elected by them of their free choice to act and advise them for their interests) affecting sudden chan-ges in their Commercial relations with Great Britain, and with Foreign Countries, changes by which the capitals of their merchants and manufacturers are in danger of being sacrificed, and their trade, commerce, and agriculture discouraged; and they especially remonstrate against the passing, by that Parliament, of Acts interfering or assuming to interfere with their internal affairs, over which it has constitutionally no Legislative power whatsoever.

17

That your petitioners are desirous that the East India Company may not obtain the renewal of their charter in such form as would secure to them a further monopoly of the Tea Trade of this Country.

Your petitioners humbly pray Your Honorable House, that the qualified Electors of this Colony may henceforward be

That the undue preferences and exclusive privileges and immunities allowed and extended by the Colonial Government to certain religious sects or denominations be abolished.

That the Crown and Clergy Reserves and all reservations of Land, otherwise than for the purposes of Education and Roads, be abolished.

That the land granting department, and the sale and disposal of all Lands and other public property be regulated for the future only by Law.

That the People may, by their Representatives, have the control of all monies whatsoever coming into the hands of the Government, whether arising from Taxes, Duties, or Crown Lands.

That the control over all Statute labour, and over all other local assessments, taxes, rates and imposts, raised or levied in the Towns, Townships, Counties and Districts, of this Province be placed in the qualified electors at their Town meetings, or in Commissioners duly authorised by the said electors, when for District purposes.

That the public debt of the Province may not be augmented 11 .- Account of Revenue arising from the duty upon salt for any purposes whatsoever, unless the project were first submitted to the people for their approbation, and that the practice of economy and retrenchment in every branch of the public expenditure be carefully enforced, so that the debt already contracted, and the interest annually accruing thereon, may speedily be liquidated, and the surplus revenue of the Colony prudently applied to purposes of general utility.

> That the Stockholders of the Bank of Upper Canada may not continue to enjoy a monopoly of the whole Banking business of the Province; but that under judicious regulations Banks may be advantageously established in other sections of

That a Bill passed in the last Session of the Parliament 10 .- Estimates for the year 1832 for the administration of of this Province, entitled, "An Act to repeal an Act passed in the fifth Session of the Sixth Parliament of this Province, entitled, 'An Act for granting to His Majesty a sum of money towards defraying the expenses of the Civil Administration of the Government of this Province, and for granting to His Majesty a certain sum of money to be applied towards the payment of the expenses of the Administration of Justice, and the support of the Civil Government of this Province," ' as also another Bill passed in the said last Session, entitled, "An Act for vesting in Trustees the Market Square in the Town of York for the benefit of the Inhabitants of the said Town," be repealed.

> That a less expensive and more prompt and efficient system be established for the free and equal administration of Justice, that matters of small amount and difficulty may be disposed of with as much regard to the legal rights of the parties as matters of greater amount and difficulty; but at less expense, and that no fees be exacted, the tariff of which is not established by an Act of the Provincial Legislature.

That the real estate of persons dying intestate may not descend to the eldest son, to the exclusion of his bretheren, but be equally divided among the children, male and female.

That none of His Majesty's Judges, or Clergymen of any denomination, be enabled to hold seats either in the Executive or Legislative Councils, or in any way to interfere and concern themselves in the Executive or Legislative business of the Province. با^{ری} بر ایست. ا

That the right of impeachment and the mode of trial be fully and effectually recognized and established.

That the Executive Council of this Colony may be composed of those persons only who possess the confidence of the people. 1. *. -

Schedule of Public accounts.

That the Elections of County Members, which are often held at places distant and inconvenient for the people to attend at, to give in their votes, may, in future, when a poll is demanded, be holden at two, three, or more central and commodious fixed stations, and the votes of the Freeholders taken at cach of these stations on successive days, unless the Election be sooner terminated by the resignation of Candidates, or that the Town Officers be authorised to take the suffrages of the Electors in their several Townships.

That the Jury Laws be amended, so that Jurors be drawn by ballot from lists of the best qualified persons in the several 'Townships of each District, or appointed in some other way less liable to partiality and abuse than an arbitrary selection by Sheriffs and Coroners, dependent upon the Executive Government for their appointment, income, and continuance in office.

And your petitioners as in duty bound,

will ever pray : PETER FRANK,

and two hundred and thirty-nine others.

Motion for statement in detail of the contingent expenses of the Honourable Council, to be laid before this House previously to said account

18

Agreeably to notice, Mr. Mackenzie, seconded by Mr. Howard, moves that it be resolved, that it is expedient, that before auditing the contingent accounts of the Honourable the Legislative Council, which are paid out of the duties, taxes, imposts, and revenue raised from the people of this Province, the Legislative and which have greatly increased in amount, of late years, a statement in detail containing the items and shewing the purposes to which that Honourable body apply such large sums annually, under the head of "contingencies," he laid before being audited. this House .-- That it appears by the Public Accounts that salaries are yearly paid by the Government-to their Speaker four hundred pounds-to their Clerk two hundred pounds-to their Master in Chancery fifty pounds-to their Chaplain fifty pounds -to their Gentleman Usher of the Black Rod fifty pounds-to their Door Keeper twenty pounds-and to their Copying Clerks twenty-five pounds; that besides these large sums of the public money, they asked and obtained a vote of this House in March last, for nine hundred and sixty-three pounds and eleven pence half-penny for contingent expenses of the office of Grant Powell. their Clerk, incurred by their order, during the Session which closed in that month; and also a vote of other two hundred and lifteen pounds one shilling and six pence halfpenny for the like expenses of Wm. Lee, "Gentleman Usher of the Black Rod," incurred by him in his office during said Session, also by their orders, without informing this House or the Country, to what purpose these large sums were to be applied : and that a copy of this resolution be communicated to that Honourable House.

House divides. On which the House divided, and the yeas and nays were taken as follows:

YEAS-Messieurs.

| Уевя 1-1. | Bidwell, Buell, Campbell, Cook, | Duncombe, Howard, Ketchum, Lyons, | MacKenzie, Perry, Randal, | Roblin, Shaver, White, | 14. |
|-----------|--|--|---------------------------------|------------------------------|-----|
|-----------|--|--|---------------------------------|------------------------------|-----|

NAYS.—Messicurs,

| Nays 20. | Atty. General. | Elliott, | McMartin, | Samson, |
|----------|----------------|------------|-----------|---------------|
| | Berczy, | A. Fraser, | Macnab, | Shade, |
| | Boulton, | R. Fraser, | Maqon, | Sol. General, |
| | Burwell, | Jarvis, | Mount, | Thomson, |
| | Chisholm, | Lewis, | Robinson, | Werden – 20. |
| | Oursholm, | Liewis, | Ronmson, | werden-20. |

The question was decided in the negative by a majority Question lost. of six.

Agreeably to the order of the day the Kingston Bank Kingston Bill was read the second time, and referred to a Committee of the whole House. Second time

Mr. Berczy was called to the chair.

The House resumed.

Ordered.

Mr. Berczy reported the Bill as amended.

Third reading The report was received and the Bill was ordered to be on Monday. engrossed and read a third time on Monday next.

Mr. Burwell, seconded by Mr. Chisholm, moves that the Votes to be exhibited in the lobby Clerk of this House be instructed to have a copy of the Journals exhibited daily, in the lobby, for the information of the daily. public.

Mr. Bidwells notices rela-tive to Clergy Reserves and

struck off.

and Commit-

ted.

Mr. Bidwell, seconded by Mr. Perry, moves that the notices of his intended motions for the reading Journals of twelfth King's College March last, respecting the proceedings of this House on the

subject of Clergy Reserves, and respecting King's College, be struck off the order of the day.

Ordered.

Mr. Macon, seconded by Mr. Elliott, moves that this House House do now adjourn until Monday next, at the usual hour. adjourns till Monday.

Ordered-and the House adjourned till Monday accordingly.

MONDAY, 28th NOVEMBER, 1831.

THE House met.

The minutes of Friday were read.

Petitions brought up,

Mr. Warren brought up the petition of Andrew Thompof Andrew son, and one hundred and eleven others, of the County of Hal- Thompson dimand, which was laid on the table. and others.

Mr. Bidwell brought up the petition of James Forshee, James Forand one hundred and one others, of the Townships of Frede- shee and ricksburgh and Adolphustown, in the Midland District ; which others. was laid on the table.

Mr. Duncombe brought up the petition of William Holme Chair-Holmes, (Chairman of a public meeting in Brantford) and man of public five others; which was laid on the table. Meeting and

Mr. Duncombe brought up the petition of A. A. Rapelje, A. A. Rapelje. Esquire, Sheriff of the London District; which was laid on the table.

Mr. Clark brought up the petition of William Hamilton Of W. H. Mer-Merritt, and four others, Trustees to the Grantham Academy; ritt and others. which was laid on the table.

Mr. Clark brought up the petition of George Adams, and George Adams eighty-seven others, of the District of Niagara which ; was laid and others. on the table.

Mr. Roblin brought up the petition of Henry McDonald, Henry Mc-Esq. and one hundred and eighty-nine others, of Hallowell Donald Esq. and Marysburgh, in the County of Prince Edward; which was and others. laid on the table.

Mr. Jarvis brought up the petition of John Fenton, and John Fenton twenty-six others, Jurors of the Home District; which was laid and others. on the table.

Mr. MacKenzie brought up the petition of William Griffis, William Griffis Junior, and thirty-two others of Trafalgar, in the Gore Dis- Junior and trict; which was laid on the table. others.

Mr. MacKenzie brought up the petition of Robert Hunter Robert Hunter and twenty-five others, Jurors, Witnesses, Clients, and others, and others. waiting for Justice at the Quarter Sessions Court and District Court, now sitting ; which was laid on the table.

Mr. MacKenzie brought up the petition of James Thom- James Thompson, (Chairman of a Township Meeting held in the Township son and others. of Trafalgar,) and thirty-four others ; which was laid on the table.

Mr. MacKenzie brought up the petition of John Bour- John Bourchier, and forty-nine others, of the Township of Georgina, in chier and the Home District; which was laid on the table. others.

Mr. MacKenzie brought up the petition of Peter P. Kin-Peter P. Kinney and eleven others, of the Township of Trafalgar; which ney and others. was laid on the table.

Mr. MacKenzie brought up the petition of Samuel Todd, Of Samuel of the Town of York, with accompanying documents; which Todd. was laid on the table.

Mr. Samson, seconded by Mr. Berczy, moves that the Select Committee chosen by ballot, on the petition of the inhabi- Grievance tants of Township of Vaughan and other petitions upon the Petitions have power to send same subject, have power to send for persons and papers. for persons and papers. Ordered.

Agreeably to the order of the day, the Bill to establish a Kingston Bill anking Corporation in Kingston, was read the third time. reada Third time.

On the question for passing the same, the House divided On passing House divides. and the yeas and nays were taken as follows:

YEAS.—Messieurs,

| 1 - X | a de la servición de la servic | | | · . |
|----------------|--|-------------|---------------|-----------|
| Atty. General, | Duncombe, | Maqon, | Shaver, | |
| Berzey, | Elliott, | Mount, | Sol. General, | Yeas 28. |
| | R. Fraser, | Randal, | Thomson, | I CAS 20. |
| Campbell, | Jarvis, | Robinson. | Warren, | |
| Chisholin. | Lewis. | Roblin, | Werden, | |
| Clark, | McCall, | Samson, | White, and | |
| Crooks, | Macnab, | Shade, | W. Wilson-28 | 3 |
| | | | | |
| | NAYS. | —Messieurs, | | - · |
| Howard, | Ketchum, | Lyons, | MacKenzie, 4 | Nays 4. |

others.

Legislative Thomson were ordered by the Speaker to carry the same up Council. to the Honourable the Legislative Council, and to request their concurrence thereto. Petitions read. Agreeably to the order of the day, the petition of Stephen Of Stephen H. Elliott and H. Elliott, and one hundred and two others, of the London don District, praying that a harbour may be constructed at the others. mouth of Big Ötter Creek, on Lake Erie, otherwise called Port Burwell. The petition of R. L. McKenney, and ninety-R. L. McKenney and four others of the London District, praying the same. The others. petition of Paul Glasford and sixty-six others, of the Town of Paul Glasford Brockville, praying for an Act of Incorporation, establishing and others. an Elective Police in said Town. The petition of John Kirby John Kirby and eighty-seven others, of the Town of Kingston, Midland and others. District, praying for pecuniary aid to enable them to erect an Hospital in the said Town for the benefit of poor and destitute Emigrants. The petition of Miles Bacon, (Chairman of a Miles Bacon Town Meeting in Caledon, County of York,) and eighty-four and others. others, praying the same as the petition of Peter Frank, and D. Brackenothers of Vaughan. The petition of D. Brakenridge, and ridge and others. two hundred and thirteen others, praying for the improvement of the River Saint Lawrence. And the petition of William William Mer-Merrill, and thirty-nine others, of the Township of Sidney, in ril aud others. the Midland District, praying that any petition from the inhabitants of Kingston, praying for the establishment of a Bank in that Town, may be regarded favourably by the Assemblywere read. Mr. Solicitor General, seconded by Mr. Clark, moves that Petition of John Kirby the petition of John' Kirby, and others, on the subject of an and others referred.

The question was carried in the affirmative by a majority

Mr. Thomson, seconded by Mr. Solicitor General, moves

Which was carried and Messrs. Solicitor General and

that the Bill be entitled "An Act to incorporate certain persons under the style and title of the President, Directors and

Company of the Commercial Bank of Upper Canada."

of twenty-four, and the Bill was signed.

Bill passed.

Bill sent to

Petition of

ridge and

und others

Motion for

referring the

petition of Miles Bacon

and others to

a Select Com-

mittee.

Motion in

amendment

that the peti-tion of Miles

Bacon and others may be

Committee

referred to the

on petition of

Peter Frank

and others.

on amend

ment.

referred.

ed.

Title.

Hospital, be referred to a Select Committee, to be composed of Messrs. Thomson and Jarvis, with leave to report by Bill or otherwise.

Ordered.

Mr. Attorney General, seconded by Mr. Berczy, moves that the petition of David Brakenridge, Esquire, and others, David Brakenrelative to the improvement of the navigation of the Saint Lawrence, be referred to a Select Committee, to be composed others referrof Messrs. Lewis, A. Fraser, Chisholm and Buell, with power to send for persons and papers, and to report by Bill or otherwise.

Ordered.

Mr. Solicitor General, seconded by Mr. Jarvis, moves Petition of Paul Glasford that the petition of sundry inhabitants of the Town of Brockville, praying for the establishment of a Police, be referred to Messrs. Thomson and R. D. Fraser, with leave to report by Bill or otherwise.

Ordered.

Mr. MacKenzie, seconded by Mr. Ketchum, moves that the petition of the people of the Township of Caledon, York County, be referred to a Select Committee to be composed of Messrs. Ketchum, Shaver, Buell, and Perry, and that they have power to send for persons and papers, and leave to report by Bill or otherwise.

In amendment, Mr. Thomson, seconded by Mr. Jarvis, moves that all, after the word " moves" in the original motion, be expunged, and the following inserted :

"That the petition of the people of the Township of Caledon be referred to the Committee to whom was referred the petition of the people of Vaughan."

On which the House divided and the yeas and nays were House divides taken as follows:

YEAS.—Messieurs,

Mr. Mount, seconded by Mr. Elliott, moves that the peti- Petition of R. tion of R. L. McKenney and others, be referred to the Com- L. McKenny mittee of Supply. supply.

Ordered.

Mr. MacKenzie, seconded by Mr. Shaver, moves that the Petition of Petition of Arad Smalley, Esquire, of North Gwillimbury, and Arad Smalley others, be referred to a Select Committee, to be composed of and others Messrs. Ketchum and Campbell, with power to send for persons Select Comand papers, and leave to report by bill or otherwise. mittee.

Ordered.

Mr. Duncombe gives notice that he will, on to-morrow, Notice of move for the appointment of a Committee to take into con-Address to His sideration the propriety of addressing His Majesty, praying for support of a grant of the waste lands of the Crown, for the support of Common Schools in this Province common Schools in this Province.

Mr. Duncombe gives notice that he will, on to-morrow, Notice of Wolf move for leave to bring in a bill to increase the bounty for the Bill. destruction of Wolves in this Province.

Mr. Duncombe gives notice that he will, on to-morrow, Notice of move for leave to bring in a bill establishing County Courts in County Court the several Gounties of this Province, under certain restrictions. Bill.

Mr. Shaver gives notice that he will, on Wednesday next, Notice of move for a Select Committee to examine what Laws have expired, or are about to expire, and to report by bill or otherwise. expiring laws.

Mr. Warren gives notice that he will, on to-morrow, move Notice of for leave to bring in a Bill to compel persons holding District Offi-Offices to reside in the several and respective District Towns Offices to reside in the several and respective District Towns Bill. for which they shall be appointed.

Mr. Solicitor General gives notice that he will, on Wednes- Notice of day next, move for leave to bring in a bill to amend proceedings Bill relating to actions of in actions of ejectment. cjectment.

Mr. Solicitor General gives notice that he will, on Wednes- Notice of Bill day next, move for leave to bring in a bill to protect Masters to prevent canbezzlement. against embezzlement by their Clerks and Servants.

Mr. Solicitor General gives notice that he will, on Wednes- Notice of Bill day next, move for leave to bring in a bill to regulate accep- for recovery of negotiable tances of Bills of Exchange, and to facilitate the recovery of securities. negociable securities.

Mr. Solicitor General gives notice that he will, on Wednesday next, move for leave to bring in a bill to afford relief to relieve holders the bona fide holders of negotiable securities, without notice of negotiable that they are given for an usurious consideration. securities.

Mr. Solicitor General gives notice that he will, on Wednes- Notice of Bill day next, move for leave to bring in a bill to amend the laws to amend the now in force relating to the registry of titles to lands in this Registry laws. Province.

Mr. Solicitor General gives notice that he will, on Monday motion on next, move this House do take into consideration the administration of Justice in tration of justice in the common law Courts of this Province.

Notice of common law Courts,

Mr. Samson, from the Select Committee to which was Select Comreferred the Petition of William Zwick and others, and the mittee on Pe-Petition of Thomas Markland, J. P. and others, and also the titions of Wm. Zwick Petition of John Turnbull and others, informed the House that and others. the Committee had agreed to a Report, and the draft of a bill, Ths. Markland both of which he was ready to submit, whenever the House and others, & John Turnbull would be pleased to receive the same.

The Report was received and read.

(See Appendix.)

The Bill was read the first time.

Mr. Samson, seconded by Mr. Roblin, moves that the Motion for fortieth Rule of this House be dispensed with so far as relates suspending fortieth Rule of this House be unspensed with so far as related suspenses, and to the bill to alter the place of holding the Quarter Sessions of 40th Rule, and second reading the Midland District, and that the bill be read a second time of Bill, to-morrow.

and others present a Report and Bill. Report read.

Bill read.

On which the House divided, and the yeas and nays were House divides,

19

Atty. General, Elliott, Sol. General, taken as follows: Macnab, Yeas 21. Berczy, A. Fraser, Thomson, Magon, YEAS.—Messieurs, Warren, Chisholm, R. Fraser, Mount, Clark, Jarvis, Samson, W. Wilson-Warren, Atty. General, A. Fraser, Macnab, Crooks. Lewis, Shade, 21. Berczy, Mount, Werden. Yeas 22. R. Fraser, Duncombe, McCall, Clark, Jarvis, Robinson, White, Crooks, Ketchum, Roblin, W. Wilson NAYS .- Messieurs, Duncombe, Lewis, Samson, 22. Bidwell, Ketchum, Randal, Elliott, McCall, Shade, Werden, Nays 11. Campbell, Lyons, Roblin, White,-11 NAYS.—Messieurs, Howard; MacKenzie, Shaver, Nays 7. Bidwell, Howard, MacKenzie, Shaver-The question of amendment was carried in the affirmative -7 Kingston and Campbell, Lyons, Perry, by a majority of ten. Belleville Courts Bill Question The original question as amended was then put and The question was carried in the affirmative by a majority to be read a second time of fifteen, and the bill for the establishment of alternate Courts to-morrow. amended Carried. carried.

in Kingston and Belleville, in the Midland District, was ordered for a second reading to-morrow.

Agreeably to notice, Mr. Bidwell, seconded by Mr. Perry, FeloasCounsel Bill brought moves for leave to bring in a bill to allow persons tried for in and read. felony the benefit of full defence by Counsel, and to regulate the practice of trial in criminal cases in some other respects.

Which was granted, and the Bill read, and ordered for a Second reading to-morrow. second reading to-morrow.

Address to be sent to His Excellency, to procure a Survey of the mouth of the Trent.

Agreeably to notice, Mr. Samson, seconded by Mr. White, moves that it be resolved, that an address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to employ a competent person or persons to ascertain, by survey, at what part of the mouth of the River Trent a bridge may be built to the greatest public advantageto procure plans and estimates of a good permanent bridge, to be erected across the same-and to lay such survey, plans and estimates before this House as soon as practicable.

Ordered.

Mr. Samson, seconded by Mr. White, moves that Messrs. **Committee to** draft an Roblin and Duncombe be a Committee to draft and report au Address, address pursuant to the foregoing resolution.

Ordered.

Mr. Duncombe, from the Select Committee to draft an dress reported, address to His Excellency the Lieutenant Governor, on the subject of a survey of the mouth of the Trent, reported a draft, which was received, and read the first time.

Mr. Berczy, seconded by Mr. Samson, moves that the Draft referred address to His Excellency the Lieutenant Governor relative to to Committee the Trent Bridge, be not read a second time, but be referred of supply. to the Committee of supply.

Ordered.

Bill to define Agreeably to notice, Mr. Attorney General, seconded by the power of Mr. Berczy, moves for leave to bring in a Bill for defining the Justices, &c. power and duty of Justices of the Peace and Coroners, upon brought in the commitment or bailment of prisoners in criminal cases. and read.

Which was granted, and the Bill read, and ordered for a Second reading to-morrow. second reading to-morrow.

Bill to improve Agreeably to notice, Mr. Attorney General, seconded by administration Mr. White, moves for leave to bring in a Bill to improve the brought in and administration of Justice in criminal cases.

read. Which was granted, and the Bill was read, and ordered for ordered for a third reading to-morrow. Second reading to-morrow. a second reading to-morrow.

Motion for Agreeably to notice, Mr. Howard, seconded by Mr. Shaver, Resolutions for moves for the adoption of the following resolutions: from District

Resolved, that an humble address be presented to His Excellency the Lieutenant Governor, requesting that His Excellency will be pleased to direct the Treasurers of the eleven Districts of this Province, to cause to be laid before this House, with as little delay as practicable, a statement in detail, of all the monies paid into the Treasuries of their respective Districts during the last past three years ; likewise a detailed account of all the several appropriations that have been made of said monies within that time-by what authority such appropriations were directed to be made, and the balance remaining in the Treasury of each of their respective Districts, of all monies unappropriated.

2. Resolved, that His Excellency will be pleased to direct the Commissioners of the Peace, in each and every District of this Province, to cause to be laid before this House, with as little delay as possible, a detailed account of all the monies appropriated by said Commissioners for the improvement of Roads and Bridges, arising from the sale of Wild Lands, under the Wild Land Assessment Tax, and what part of said appropriations of said monies appropriated by said Commissioners has been applied agreeably to said appropriations, and whether any part of said monies thus appropriated remains unapplied, and, if any, what sum, and in whose hands it remains, and that Messrs. Perry and MacKenzie be a Committee to draft and report an address in pursuance of the foregoing resolutions.

Debates.

Motion for

referring debates.

Yeas 10.

R. Fraser,

Treasurers

Peace.

and Commis-

sioners of the

On which debates ensued.

Mr. John Wilson, seconded by Mr. Attorney General, moves that the further debate on the motion before the House, be deferred until to-morrow.

On which the House divided, and the yeas and nays were taken as follows:

YEAS.—Messieurs,

| Atty. General, | Jarvis, | N |
|----------------|-----------|---|
| A. Fraser, | McMartin, | 5 |

Macnab,

Magon, J. Willson-Shade, 10. Sol. General,

NAYS.—Messieurs,

| Berczy, | Elliott, | MacKenzie, | Shaver, | Nays 22. |
|-------------------|-------------------|----------------------|-----------|----------|
| Bidwell, | Howard, | Mount, | Werden, | |
| Boulton, | Ketchum, | Perry, | White, | |
| Campbell, | Lewis, | Randal, | W. Wilson | |
| Clark, Crooks, | Lyons, McCall, | Robinson, Roblin, | 22 | • |

The question for deferring debate was decided in the negative, by a majority of twelve.

On the original question the House divided, and the yeas House divides on original and nays were taken as follows: question.

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| Berczy, | Howard, | Mackenzie, | Shaver, | . • |
|-----------|----------|------------|------------|----------|
| Bidwell, | Jarvis, | Mount, | Werden, | Yeas 22. |
| Campbell, | Ketchum, | Perry, | White, | |
| Clark, | Lewis, | Randal, | W. Wilson, | |
| Duncombe, | Lyons, | Robinson, | • | 22. |
| Elliott, | McCall, | Roblin, | | |
| | NAYS | Messieurs, | | |

| Atty. General, | A. Fraser, | Macnab, | J. Willson- Nays 10. | |
|----------------|------------|----------|----------------------|--|
| Boulton, | R. Fraser, | Magon, | 10. | |
| Crooks, | McMartin, | Shade, 👘 | | |

The question was carried in the affirmative by a majority Resolutions of twelve. adopted.

Mr. Perry from the Select Committee to draft an Address Address to His to His Excellency, relative to returns from District Treasurers, Excellency for &c. reported a draft which was received and read twice.

returns from Treasurers &c. reported.

On the question for adoption being put, Mr. Attorney General, seconded by Mr. Berczy, moves that the whole of the Amendment second paragraph be expunged, and the following inserted, proposed and "that Your Excellency will be pleased to direct the Treasu- adopted. rers of the several Districts of this Province, to call upon the several Justices of the Peace in their several Districts, who have received, during the last three years, from the said Treasurers respectively, any monies under the 13th Section of the 4th George 4, chap. 9. for an account, in detail, of the manner in which such monies have been expended, and what sums remain in their hands unexpended."

Which was carried, and the Address was adopted and Third reading to-morrow

Adjourned.

TUESDAY, 29th November, 1831.

THE House met. The minutes of yesterday were read.

Petitions Mr. Clark brought up the Petition of Timothy Street, brought up. of Streetsville, in the Home District; which was laid on the Of Timothy Street. table.

Mr. Thomson brought up the Petition of Artimas W. Of Artimas Cushman, of Camden, in the Midland District ; which was laid Cushman. on the table.

Mr. John Willson brought up the Petition of John Chis- or John holm, of East Flamborough. in the Gore District; which was Chisholm. laid on the table.

Mr. John Willson brought up the Petition of Caleb Hop- Of Caleb Hopkins, Ebenezer Griffin, and ninety-four others, of the District kins, E. Griffin of Gore ; which was laid on the table. and others.

Mr. Macnab brought up the Petition of William Richard- of William son, and forty-five others, of Brantford, in the Gore District; Richardson, and others. which was laid on the table.

Agreeably to the order of the day, the Address to His Address for Excellency relative to returns from Treasurers of Districts &c. returns from Treasurers &c. was read the third time and passed, Nem. Con. passed,

Present, Messieurs Attorney General, Berczy, Boulton, Members nem. con. Campbell, Clark, Elliott, R. Fraser, Howard, Ketchum, Member, present. Lyons, McCall, Macnab, Magou, Mount, Perry, Randal, Robinson, Shade, Shaver, Solicitor General, Thomson, Warren, Werden, White, J. Willson and W. Wilson.

> To His Excellency SIR JOHN COLBORNE, Knight, Commander of the most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, Major General Commanding His Majesty's Forces therein, &c. &c. &c.

MAY IT PLEASE YOUR EXCELLENCY.

We, His Majesty's dutiful and loyal Subjects, the Com- returns from mons of Upper Canada, in Provincial Parliament assembled, Treasurers &c.

Address to His Excellency for

1235 2

humbly request that your Excellency will be pleased to direct the Treasurers of the cleven Districts of this Province, to cause to be laid before this House with as little delay as practicable, a statement in detail of all the monies paid into the Treasuries of their respective Districts, during the last past three years; likewise a detailed account of all the several appropriations that have been made of said monies within that time; by what authority such appropriations were directed to be made, and the balance remaining in the Treasury of each of their respective Districts, of all monies unappropriated.

Also, that Your Excellency will be pleased to direct the Treasurers of the several Districts of this Province, to call upon the several Justices of the Peace, in their said Districts, who have received, during the last three years from the said Treasurers respectively, any monies under the 13th Section of the 4th Geo. 4, chap. 9, for an Account in detail of the manner in which such monies have been expended, and what sums remain in their hands unexpended.

ARCHIBALD McLEAN,

SPEAKER.

Commons House of Assembly, 29th November, 1831.

Mr. Howard, seconded by Mr. Campbell, moves that Messieurs Perry and Shaver, be a Committee to wait on His Excellency, to ascertain when he will be pleased to receive the Address, and to present the same.

and eighty-one others, of the same place, praying the same as

the Petition of Peter Frank and others, of Vaughan-the Peti-

tion of the President Directors and Company of the Cobourg

Agreeably to the order of the day, the Petition of Samuel Cornell, Chairman of a meeting in the Township of Beverly,

Ordered.

Petition of Samuel Cornell and others read. Petition of Cobourg Har-bour Company read. Petition of the Rev. William Mc-Aulay read.

Committee

to carry up Address.

Petition of William T. Slater read.

Petition of Samuel Cor-nell and others Committee on the petition of the people

of Vaughan.

Nays

suppiy.

Petition of

MacAulay

referred.

supply.

Harbour, praying for a loan of Three Thousand Pounds, to complete the said Harbor-the Petition of the Reverend William Macaulay, of the County of Prince Edward, praying that an Act may be passed, vesting in His Majesty, His Heirs and Successors, a certain parcel of ground for the site for a Gaol and Court House in said County-and the Petition of William T. Slater, of the Township of Matilda, praying, in consequence of wounds received in His Majesty's Service during the late war with the United States, and his present advanced age and utter helplessness, that he may be allowed a small pittance during the remainder of his days, were read. Mr. Thomson, seconded by Mr. R. D. Fraser, moves that

the Petition of Samuel Cornell and others, be referred to the Committee, to whom was referred the Petition of the people referred to the of Vaughan.

> On which the House divided, and the yeas and nays were taken as follows:

YEAS.—Messicurs,

| | | · ', ' | | , |
|----------|------------|------------|-----------|---|
| Teas 20. | Boulton, | R. Fraser, | Magon, | Sol. General,- |
| 19 A. | Chisholm, | Jarvis, | Mount, | Thomson, |
| | Clark, | Lewis, | Robinson, | Warren, |
| | Elliott, | McMartin, | Samson. | J. Willson, |
| | A. Fraser, | Macnab, | Shade, | W. Wilson- |
| | | | • | |

NAYS.-Messieurs,

| | Berczy, | Duncombe, | Lyons, | Shaver, |
|-----|-----------|-----------|---------|-----------|
| 12. | McCall, | Howard, | Perry, | Werden, |
| | Campbell, | Ketchum, | Randal, | White-12. |

The question was carried in the affirmative, by a majority of eight.

Mr. Samson, seconded by Mr. White, moves that the Petition of Gideon Turner Petition of Gideon Turner, and others, be referred to the and others Committee of Supply. referred to

Mr. Werden, seconded by Mr. White, moves that the Rev. William Petition of William Macaulay be referred to the Committee to whom was referred the Petition of James Cotter and others.

Mr. R. D. Fraser, seconded by Mr. Clark, moves that

Ordered.

Petition of the Petition of William T. Slater, be referred to the Committee William T. Slater of Supply. referred to

Ordered. Mr. Boulton, seconded by Mr. Macnab, moves that the

Petition of Cobourg Har-bour Company bour Company, be referred to the Committee of Simply bour Company, be referred to the Committee of Supply. referred to supply.

Ordered. \mathbf{F}

Mr. Macnab gives notice that he will, on to-morrow, move Notice of for the reading of that part of the Journals of last Session, re- nais on pet-lative to the petition of William Scollick, and two hundred and tion of William twenty-func others maximum for a second of twenty-four others, praying for a grant of money to reimburse Scollick. Absalom Shade, Esquire, for building and rebuilding a Bridge across the Grand River.

Mr. Solicitor General, from the Sclect Committee, to Committee on which was referred the Petition of Paul Glassford, and others, the petition of of the Town of Brockville, informed the House that the Com- P. Glasford mittee had agreed to report by Bill, a draft of which he was report by Bill, ready to submit whenever the House would be pleased to receive the same.

The report was received, and the Brockville Police Bill Brockville Police Bill was read a first time, and ordered for a second reading to- read first time, morrow.

Mr. Werden, from the Select Committee, to which was re- Committee on ferred the Petition of James Cotter, Esquire, and others, and petitions of the Petition of the Reverend William Macaulay, informed the James Cotter House that the Committee had agreed to a report, and the ers, and of the draft of a Bill, both of which he was ready to submit when- Rev. William ever the House would be pleased to receive the same.

The report was received and read, and the Bill to facili- Prince Ed. tate the erection of the Gaol and Court House in the County ward Bill read of Prince Edward, was read the first time, and ordered for a first time. second reading to-morrow. row.

(Report see Appendix.)

Mr. Berczy gives notice, that he will, on Friday next, Notice of Bill move for leave to bring in a Bill to prevent persons obstructing to prevent the Navigation of the River Thames, and the two branches of ^{obstruction} of Thames navi-Bear Creek, in the Western District, by felling timber into the gation. said Rivers.

Agreeably to notice, Mr. Duncombe, seconded by Mr. Macnab, moves for leave to bring in a Bill to amend the laws Surgery Bill now in force, regulating the practice of Physic, Surgery, and brought in Midwifery, in this Province. and read.

Which was granted, and the Bill was read a first time, second on Monday next, and ordered for a second reading on Monday next.

Mr. Crooks, seconded by Mr. Warren, moves that two 200 copies to hundred copies of the Bill to regulate the practice of Physic beprinted and Surgery, be printed for the use of Members.

Ordered.

Agreeably to notice Mr. Berczy, seconded by Mr. Clark, Journals read moves that that part of the Journals of last Session, frelating relative to to the settlement of the Crown Lands in this Province be now Crown Lands. read.

Which was carried, and the Journals were read accordingly, (see printed Journal pages 88 and 89.)

Mr. Berczy, seconded by Mr. Clark, moves that this House to go House do resolve itself, on to-morrow, into a Committee of the into Commitwhole, to take into consideration the resolutions on the settle- on resolutions ment of the Crown Lands just now read. just read.

Ordered.

Agreeably to notice, Mr. Jarvis, seconded by Mr. Solicitor House goes General, moves that this House do now resolve itself into a into Commit-tee of supple tee of supply. Committee of the whole on Supply.

Which was carried, and Mr. Clark was called to the chair.

The House resumed, the Black Rod being at the door.

The Master in Chancery brought down from the Hono- Legislative rable the Legislative Council, a Bill entitled, "An Act to Council seuds prevent the operation within this Province of an Act of Parlia- down a Bill to ment made in England, in the 21st year of the reign of King ticide and a James the First, entitled, "An Act to prevent the destroying Bill relating to and murthering of Bastard Children, and to make other pro- the Jurisdicvisions for the prevention and punishment of Infanticide," and a Bill entitled, "An act to remove doubts respecting the Jurisdiction over offences committed upon the Lakes and Rivers in this Province," both of which the Honorable the Legislative Council had passed, and requested the concurrence of the Assembly to the same.

The Bill sent down from the Honorable the Legislative Bill to prevent Council, entitled, "An Act to prevent the operation within intanticide this Province, of an Act of Parliament made in England, in read. the 21st year of the reign of King James the First, entitled, an Act to prevent the destroying and murthering of Bastard Children, and to make other provisions for the prevention and punishment of Infanticide;", was then read a first time, and Second ordered for a second reading to-morrow.

The Bill sent down from the Honorable the Legislative Bill relating to Council, entitled, "An Act to remove doubts respecting the Jurisdiction on Jurisdiction over offences committed upon the Lakes and waters read. Rivers in this Province," was then read a first time, and ordered for a second reading to-morrow.

to-morrow.

Second to-morrow.

second to-morrow.

21

report.

Esq. and oth-MacAulay

| | | The House went again into Committee of Supply. |
|------------------------------|---|---|
| | House in Committee of | Mr. Clark in the Chair. |
| | supply. | The House resumed. |
| | Several resolu- tions reported. | Mr. Clark reported that the Committee had agreed to several resolutions, which he was directed to submit for the adoption of the House. |
| | | The Report was received. |
| | First resolu- tion carried, | The first and second resolutions were put and carried as follows : |
| | To provide an asylum, | Resolved, That it is necessary that an Asylum be pro- vided for the reception of destitute insane persons, inhabitants of this Province. |
| | Second resolu- tion carried and referred to a select Com- mittee, | Resolved, That the Chairman be instructed to move that it be referred to a Select Committee to be composed of Messrs. Bidwell, John Willson, Jarvis and Duncombe, to report to this House upon the best method of establishing a Lunatic Asylum in this Province, and detailing the most convenient and bene- ficial method for carrying this benevolent object into effect. |
| | Third resolu- tion put. | The third resolution was put as follows : |
| Additional duty on shops. | | Resolved, that, for the purpose of raising a fund for the improvement of Roads and Bridges, it is expedient to impose a duty upon licenses granted to Shopkeepers for retailing Wines, Brandy, and other Spirituous Liquors, and that such duty shall amount to two pounds on such license. |

House divides. On which the House divided, and the yeas and nays were taken as follows:

| | YEAS-Messicurs. | | | | | |
|----------|---|--|---|--|--|--|
| Yens 29. | Atty. General, Berzcy, Bidwell, Boulton, Camphell, Clark, Duncombe, A. Fraser, | R. Fraser, Howard, Jarvis, Ketchum, Lewis, Lyous, McCall, McMartin, | Macon, Mount, Perry, Randal, Robinson, Samson, Shade, | Shaver, Sol. General, Thomson, Warren, White, W. Wilson | | |
| | | | NAY. | | | |

Mr. MacKenzie-1.

The question was carried in the affirmative by a majority of twenty-eight, and it was resolved accordingly:

Fourth resolu-The fourth resolution was put as follows : tion put.

Resolved, that for the same purpose it is expedient to im-Steam-hoat pose a duty on Licenses to authorise the retailing of Wines, license.s Brandy, and Spirituous Liquors, on board of Steam Boats, and that such duty shall amount to two pounds on each license.

On which the House divided, and the yeas and nays were House divides. taken as follows:

YEAS-Messieurs,

| Veas 21. | Atty. General, Berzcy, Campbell, Duncombe, A. Fraser, Howard, | Jarvis, Ketchum, Lyons, McMartin, Magon, Mount, | Perry, Randal, Robinson, Samson, Shade, | Shaver, Warren, White, W. Wilson— 21 |
|----------|--|--|---|--|
| | | NAYS- | –Messieurs; | |

| Nays 9. | Bidwell, Boulton, | R. Fraser, Lewis, | McCall, Mackenzie, | Sol. General, Thomson, | |
|---------|----------------------|----------------------|-----------------------|---------------------------|--|
| | Clark, | | | 9. | |

The question was carried in the affirmative by a majority of twelve.

Fifth resolu-The fifth and sixth resolutions were put and carried as tion carried. follows:

A Bill to be Resolved, that the Chairman be instructed to move for drafted on the leave to bring in a Bill pursuant to the resolutions on the subforegoing ject of duty on licenses to shopkeepers, and to persons retailresolutions. ing wines, brandy, and spirituous liquors, on board of Steam Boats.

Sixth resolu-Resolved, that it is expedient to defray the expense of tion carried. Trent Survey, procuring a Survey of the mouth of the River Trent, and of plans and estimates of a Bridge to be built across the same.

Agreeably to the order of the day, the Sherifis' Security Sheriffs securi-Bill was read the second time and referred to a Committee of Committed. the whole House.

Mr. Magon was called to the chair.

The House resumed.

Mr. Magon reported progress and obtained leave to sit Progress. again to-morrow.

Adjourned.

WEDNESDAY, S9th November, 1331.

THE House met.

The minutes of yesterday were read-

Mr. Clark brought up the petition of the Welland Canal Of Welland Canal Con-Company; which was laid on the table. pany.

Petitions

brought up.

Mr. Warren brought up the petition of Robert Long, and Robert Long fifty-nine others, of Walpole and Rainham; which was laid on and others. the table.

Mr. Chisholm, brought up the petition of Finlay Of Finlay Me-McNaughton, and twelve others, living on the Townline of Naughton and others. Nelson and Trafalgar, and of Esquising and Nassagaweya; which was laid on the table.

Mr. W. Wilson brought up the petition of Jacob Langs, Of Jacob and two hundred and twelve others, of the Eastern part of the Langs and others, London District ; which was laid on the table.

Mr. McCall brought up the petition of James Graham, Of James Graham and and ninety-eight others, inhabitants of the Eastern part of the others. London District; which was laid on the table.

Mr. MacKenzie brought up the petition of Caleb Hopkins Of Caleb (Chairman of a public meeting) and eighty-six others, inhabi- Hopkins and tants of Nelson and Nassagaweya; which was laid on the others. table.

Mr. MacKenzie brought up the petition of Richard Yeo- Of Richard mans, and forty-eight others, of York, Markham, and Scarbo- Veomans and rough; which was laid on the table.

Mr. Jarvis brought up the petition of John Woolstencroft, Of John Woolin behalf of himself and others, Debtors confined in the Home stencroft and others. District Gaol; which was laid on the table.

Agreeably to the order of the day, the petition of Andrew Petition of Thomson, and one hundred and cleven others, of the County Andrew of Haldimand, praying that a Company may be chartered for Thompson a the improvement of the Grand River.

The petition of James Forshee, and one hundred and Petition of one others, of the Townships of Fredericksburgh and Adol- James Forphustown, in the Midland District, praying for the passage others read, of a Law authorising a certain Survey in the said Town-ships. The petition of William Holme (Chairman of a public William shee and meeting in Brantford) and five others, praying to be incorpo- Holme and rated for the purpose of improving the Grand River. The pe-others read. tition of A. A. Rapelje, Esq, Sheriff of the London District, A. A. Rapelje praying to be remunerated for loss sustained by an escape from Esq. read. the Gaol of the said District. The petition of William Hamil-W. H. Merritt ton Merritt, and four others, Trustees to the Grantham Academy, and others praying for an endowment for said Institution. The petition of read. George Adams, and eighty-seven others, of the District of George Adams Niagara, praying for the establishment of a Bank at Suint Ca- and others tharines, with a capital of twenty-five thousand pounds, with read. liberty to increase the same to fifty thousand pounds, in three years. The petition of Henry MacDonald, and one hundred Petition of Henry MacDonald, and one hundred Henry Mac and eighty-nine others, of Hallowell and Marysburgh, in the Donadd and County of Prince Edward, praying that a new Township may others read. be formed of the Southern parts of said Townships. The pe- Petition of tition of John Fenton, and twenty-six others, Jurors of the John Fenton Home District, complaining of being kept at the Court of read, Quarter Sessions on the trials of offences which might be settled before Magistrates without the intervention of a Jury, whereby their expenses would be saved, and praying that their case may Petition of be taken into consideration. The petition of William Griffis, William Grifand thirty-two others, of Trafalgar, in the Gore District, praying fis and others read. the same as the petition of Peter Frank and others of Vanghan. The petition of Robert Hunter, and twenty-five others, Jurors, Petition of Witnesses, Clients, and others, waiting for Justice at the Quarter Robert Hunter-Sessions Court, and District Court, now sitting, praying the and others and House to urge upon the attention of the Government, that steps ought to be taken, so that the time and means of the people required by law to attend this Court, or having business thereat, may not be further unnecessarily sacrificed for the convenience or interest of a few individuals holding offices, the discharge of the several duties of which are incompatible with each other. Petition of The petition of James Thomson, (Chairman of a Township James Thomp-Meeting in the Township of Trafalgar) and thirty-four others, son and others praying the same as the petition of the people of Vaughan-(see page 17.) The petition of John Bouchier, and forty-nine Petition of others, of the Township of Georgina in the Home District, and others for pocumiary assistance to improve their roads. The read. The petition of James Thomson, (Chairman of a Township James Thomppetition of Peter P. Kinney, and eleven others, of the Town- Petition of ship of Trafalgar, praying the same as the petition of the peo-Peter P. Kinple of Vaughan-(see page 17.) And the petition of Samuel ney and others Todd, of the Town of York, praying to be assisted by pecuniary Petition of means to support his family, he being rendered incapable of Samuel Todd doing it without, having by a fall from his horse on his return

Nay 1.

N

ty Bill

became necessary above the knee, &c. were read.

Finance Mr. MacKenzie, seconded by Mr. Shaver, moves that the to be balloted House do, on to-morrow, at twelve o'clock, noon, proceed to for usinorrow, appoint by ballot, a Committee of seven members, to consider taken as follows : and report on the public accounts of this Province.

Ordered.

Petition of Henry Mc-

Donald and

others refer-

Petition of

and others

Petition of

William H.Y

Merritt and

others referred.

referred.

Petition of

John Bour-

others refer-

red to supply.

present Ad-

dress to His

returns from

Treasurers

reports

answer.

Answer.

Petitions of William

others refer-

Motion for

petition of William

Griffis and

others to a

proposed.

ment.

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referred.

rcd.

Mr. Roblin, seconded by Mr. Howard, moves that the petition of Henry MacDonald and others, he referred to a Select Committee, to be composed of Messrs. Werden and White with power to report thereon, by Bill or otherwise.

Ordered.

Mr. Clark, seconded by Mr. Randal, moves that the peti-George Adams tion praying for the establishment of a Bank at Saint Catharines, in the Niagara District, be referred to a Select Committee, to be composed of Messrs. Thomson and Warren, to report thereon by Bill or otherwise.

Ordered.

Mr. Clark, seconded by Mr. Warren, moves that the peti- of seven. tion of the Trustees for the Grantham Academy be referred to the Committee on Supply.

Ordered.

Petition of petition of Samuel Todd be referred to a Select Committee, to Samuel Todd be composed of Messrs. Ketchum and Buell.

Ordered.

Mr. MacKenzie, seconded by Mr. Perry, moves that the petition of John Bourchier, Esq. and others, be referred to the Committee of Supply.

Ordered.

Committee to Mr. Perry from the Committee to wait upon His Excellency the Licutenant Governor, to know when he would be Excellency for pleased to receive the Address of this House, requesting information from the several District Treasurers of this Province, and to present the same, reported having done so, and that His Excellency was pleased to make thereto the following answer:

GENTLEMEN,

I will order the necessary directions to be given to the Treasurers of the several Districts in compliance with this Address.

Mr. Duncombe, seconded by Mr. Crooks, moves that the petition of William Holme, Esq. and others, of the Village of Select Committee to be composed of Messrs Warren and Shade, with power to report by Bill or otherwise.

Ordered.

petition of Wm. Griffis and others, of Trafalgar, and the petition of Peter P. Kinney and others, also of Trafalgar, be referred to a Select Committee, to be composed of Messrs. Ketchum, Shaver, Perry, and Howard, with power to send for persons select Commitand papers, and leave to report by Bill or otherwise.

In amendment, Mr. Perry, seconded by Mr. McCall, Amendment moves that the name of "Ketchum," be struck out of the original motion, and the name of "Lyons" inserted in its stead.

House divides On which the House divided, and the yeas and nays were on amendtaken as follows:

YEAS.-Messicurs,

| Vens 14. | Bidwell, Campbell, | Ketchum, Perry, Shaver, Lyons, Randal, Werden |
|----------|-----------------------|--|
| · · | Clark, Howard, | McCall, Roblin, White-14. MacKenzic, |

NAYS .- Messicurs,

| | Boulton, | Jarvis, Robinson, Thomson, |
|----------|----------------------|--|
| Noys 18. | Chisholm, Crooks, | Lewis, Samson, Warren, McMartin, Shade, J. Willson, |
| | Duncombe, | |

The question of Amendment was decided in the negative Amendment lost. Sam by a majority of dour of the state has a first de

In amendment to the original question, Mr. Thomson sc-Amendment conded by Mr. R. Fraser, moves that all after the word Berzcy, proposed to refer the pe-"moves?? in the original motion be expunged, and the follow- Boulton, tition of William ing inserted: "That the petition of William Grifliss and Crooks, Griffis and others, of Trafalgar, as also the petitions of Peter P. Kinney Duncombe,

from a Militia Training, so fractured his leg that amputation and others, and of James Thompson and others, of Trafalgar, others, Peter P. Kinney and be referred to the Committee to whom was referred the petition others, and of the people of Vaughan. James Thompson and others

On which the House divided, and the yeas and nays were to the Commit-

| • | YEAS | -Alcssicurs, | н. Н | petition. |
|--|--|--|--|-----------|
| Boulton, Chisholm, Clark, Crooks, Dancombe, | A. Fraser, R. Fraser, Jarvis, Lewis, McMartin, | Maqon, Mount, Robinson, Samson, Shade, | Sol. General, Thomson, Warren, J. Willson W. Wilson—20 | Yeas 20. |
| • | NAYS | -Messicurs, | | |
| Bidwell, Campbell, Howard, Ketchum, | Lyons, McCall, MacKenzic, | Perry, Randal, Roblin, | Shaver, Werden, White—13. | Nays 13. |

The question was carried in the affirmative by a majority

The original question as amended was then put and amended question carcarried. ried.

Mr. MacKenzie, seconded by Mr. Howard, moves that Petition of Mr. MacKenzie, seconded by Mr. Perry, moves that the the petition of Robert Hunter and others, of the Town and Robert Hunter County of York be referred to a Select Committee to be com- and others posed of Messrs. Ketchum and Perry, with power to send for referred. persons and papers, and leave to report by Bill or otherwise.

Ordered.

Mr. Bidwell. seconded by Mr. Lyons, moves that the pe- Petition of tition of James Forshee and others, be referred to a Select James For-Committee, composed of Messrs. Perry and Campbell, with others power to send for persons and papers, and to report thereon referred. by Bill or otherwise.

Ordered.

Mr. Clark, Chairman of the Committee of Supply, se- Bill imposing conded by Mr. Samson, moves for leave to bring in a Bill pur- a duty on suant to the resolutions of this Honourable House, on the sub- steam boats ject of an additional duty on licenses to shopkeepers, and to brought in and impose a duty on licenses to persons retailing Wines, Brandy read. and Spirituous Liquors on board of Steam Boats.

Which was granted and the Bill read, and ordered for Second reada second reading to-morrow. ing to-morrow.

Mr. Elliott gives notice that he will, on the eighth day of Notice of December next, move a series of resolutions to ground an resolutions for Holme Faq. and others. Brantford, and the petition of Andrew Thomson and others, of humble Address of this Honourable Honse to His Majesty, Address to His and others. and of Andrew the County of Haldimand, upon the subject of the Improve- praying that His Majesty may be graciously pleased to recom-tive to annes-Thompson and ment of the Navigation of the Grand River, be referred to a mend to the Imperial Parliament of Great Britain, the passage ing the Island of a Law to attach so much of the Province of Lower Canada of Montreal to to this Province as is included between the South Shore of the ada. Saint Lawrence from the Point of Boudett to the Lower end of the Island of Montreal, and from thence along the centre of the Mr. MacKenzie, seconded by Mr. Shaver, moves that the water to where the Boundary Line between the two Provinces intersects the Ottawa River.

> Mr. Elliott gives notice that he will, on to-morrow, move Notice of for the reading so much of the Journals of this House, during reading Jourthe last Session, as relates to the petition of Absalom Shade, petition of Esq. and others. Absalom Shude Esq.

Mr. Crooks gives notice that he will, on Friday next, Notice of Bill move for leave to bring in a Bill to prevent the application of relating to the funds of the several Districts of this Province in certain District Funds. cases.

Agreeably to the order of the day, the Bill to prevent fri- Bill to prevent volous and vexatious law suits was read a second time, and re-vexatious ferred to a Committee of the whole House. ferred to a Committee of the whole House. ferred to Com-

Mr. Shaver was called to the chair.

The House resumed.

Mr. Shaver reported that the Committee had risen.

On the question for receiving the report, the House divided For receiving and the Yeas and Nays were taken, as follows :

YEAS.-Mcssicurs,

| Atty. General, | Elliott, | Maçon, Samson, | 3 |
|----------------|---|-------------------------------------|----------|
| | R. Fraser, | Perry, Shaver, | Yens 16. |
| Campbell, | Howard, | Randal, White, | |
| Clark, | Lyons, | Roblin, W. Wilson- | -16 |
| | a tanàn kaominina dia kaomi | and the second states of the second | |

Shade,

Thomson,

Sol. General,

NAYS.-Messicurs,

Jarvis, Lewis. McCall, Robinson. report.

mittee of

Committee rises.

whole.

Nays 14.

J. Willson-14.

Warren,

Werden,

23

tee on the Vaughan

The question was carried in the affirmative by a majo- J. COLBORNE. rity of two, and the report was received.

Mr. MacKenzie, seconded by Mr. Perry, moves that one

hundred copies of the Bill for attaching the property of ab-Absconding debtors bill sconding debtors, be printed for the consideration of Memto be printed. bers.

infanticide

time, and

whoic.

referred to

read second

Ordered.

Agreeably to the order of the day, the Bill sent down Bill to prevent from the Honourable the Legislative Council, entitled, "An Act to prevent the operation within this Province of an Act of Parliament made in England in the twenty-first year of the reign of King James the first, entitled, " An Act to prevent Committee of the destroying and murthering of bastard children, and to make other provisions for the prevention and punishment of infanticide," was read the second time and referred to a Committce of the whole House.

Mr. Elliott was called to the chair.

The House resumed to receive a message.

Mr. Acting Secretary McMahon brought down from His Messages from Excellency the Lieutenant Governor, several messages and documents, and having retired, the Speaker read the messages as Ilis Excellency. follows:

J. COLBORNE.

The Lieutenant Governor transmits to the House of Message with Assembly, the Annual Report of the York Hospital and Disreport of York Hospital. pensary, and he trusts that the House will continue to aid this establishment.

Government House,

30th November, 1831. 5

J. COLBORNE.

The Lieutenant Governor transmits to the House of, Message with Despatch Assembly a copy of a Despatch which he has received from relative to His Majesty's Secretary of State for the Colonies, respecting Crown timber. the Address of the House on the subject of the duty which is collected on licences to cut timber from the waste lands of the Crown.

> Government House, 30th November, 1831. \$

J. COLBORNE.

Message relative to independency of Judges.

The Lieutenant Governor has already communicated to the Legislative Council and the House of Assembly, that he has received the commands of His Majesty to propose to them the enactment of a bill, declaring that the Commissions of all the Judges of the Supreme Courts shall be granted during their good behaviour; and he now acquaints the House of Assembly, that in further pursuance of the general design of imparting to this Colony the benefit of the important principle of the British Constitution, the independence of the Judges, it is His Majesty's settled purpose to nominate on no future occasion any Judge as a Member either of the Executive or of the Legislative Council; and that the single exception to this general rule, will be, that of the Chief Justice of Upper Canada, who will be a Member of the Legislative Council, in order that they may have the benefit of his assistance in framing laws of a general and permanent character; but that His Majesty will not fail to recommend even to that high Officer, a cautious abstinence from all proceedings by which he might be involved in any political contention of a party nature.

Government House, 30th November, 1831.

J. COLBORNE.

The Lieutenant Governor transmits to the House of Assembly, statements of the number of acres sold by the Commissioner of Crown Lands, and of the monies collected by the sale of Clergy Reserves.

The statement of the monies arising from Rents on Leases of Clergy Reserves, is not transmitted, as it has been forwarded to His Majesty's Government for the opinion of the Law Officers of the Crown, respecting the payments ordered since the year 1820, by the Secretary of State for the Colonies, and is now under consideration.

Government House, 30th November, 1831.

J. COLBORNE.

Message with return of Debentures.

Message with

statement of

Crown lands

sold &c.

The Lieutenant Governor transmits to the House of Assembly a return of Debentures redeemed and outstanding. Government House,

30th November, 1831.

The Lieutenant Governor transmits to the House of with copy of Assembly a copy of a Despatch which he has received from despatch in His Majesty's Secretary of State for the Colonies, respecting address of the joint address of condolence to the King, from the Legisla- condolence. tive Council and House of Assembly.

Government House, 30th November, 1831. 5

J. COLBORNE.

The Lieutenant Governor transmits to the House of communica-Assembly a communication from the Receiver General, with a Receiver Genereport and other documents from the Commissioners of the ral, and Burlington Bay Canal, and also a petition from the contractors Burlington Bay papers. of that work.

Government House, 30th November, 1831.

J. COLBORNE.

The Lieutenant Governor transmits to the House of Assembly, in compliance with an address of the House during with returns the last Session, all such returns as have been received respec- of suits. ting the number of suits commenced in the several Courts of this Province during the year, ending the 31st December, 1830.

Government House, 30th November, 1831. }

J. COLBORNE.

The Lieutenant Governor transmits to the House of Message Assembly a copy of a Despatch and of its enclosures which he with copy of has received from the under Secretary of State for the Colonies, despatch respecting the Journals of the Imperial Parliament, a copy of Journals. which the House of Assembly requested might be procured for the use of the Legislature of this Province, in an address during the Session of the last Parliament.

Government House,

30th November, 1831. \$

(Documents, see Appendix.)

The House went again into Committee on the Bill sent House went down from the Honourable the Legislative Council, entitled, again into "An Act to prevent the operation within this Province of an bill for the Act of Parliament made in England in the 21st year of the prevention of reign of King James the First, entitled, 'An Act to prevent the Infanticide. destroying and murthering of Bastard Children, and to make other provisions for the prevention and punishment of Infanticide."

Mr. Elliott in the Chair.

The House resumed

Mr. Elliott reported the Bill without amendment.

The report was received and the Bill was ordered for a Third reading third reading to-morrow.

Areeably to notice, Mr. Perry, seconded by Mr. Lyons, Commissionmoves for leave to bring in a Bill for the appointment of Com- ers appointmissioners on the part of this Province, to treat with Commis- ment bill brought in and sioners on the part of Lower Canada, on matters of mutual read. interest to both Provinces.

Which was granted, and the Bill read, and ordered for a second reading to-morrow.

Mr. Attorney General, seconded by Mr. Clark, moves that an humble Address be presented to His Excellency the Address of Lieutenant Governor, thanking him for his several messages sent to His of this day, and assuring His Excellency that we will pay due Excellency. attention to the important subjects submitted for our consideration, and that Messieurs John Willson, and Shade, be a Select

Committee to draft and report such Address.

Ordered.

Agreeably to the order of the day, the Bill sent down from Bill relative the Honorable the Legislative Council, entitled, "An Act to to jurisdiction remove doubts respecting the Jurisdiction over offences com- on waters mitted upon the Lakes and Rivers in this Province," was read time, and a second time, and referred to a Committee of the whole House. committed.

Mr. Mount was called to the Chair.

The House resumed.

Mr. Mount reported that the Committee had risen for Committee want of a Quorum. of a quorum.

Present, Messieurs Attorney General, Berczy, Bidwell, Members Buell, Cook, Howard, Jarvis, Ketchum, McCall, Mount, present. Perry, Robinson, Samson, Shade, Shaver, Solicitor General, Werden, White and John Willson-19.

Message with

Second to-morrow,

thanks to be

At five of the clock P. M. the Speaker declared the House adjourned for want of a quorum.

THURSDAY, 1st DECEMBER, 1831.

THE House met.

The minutes of yesterday were read.

The Committee of the whole House on the Bill sent down Committee of The Committee of the whole Addition of the State of S Act to remove doubts respecting the Jurisdiction over offences Jurisdiction on committed upon the Lakes and Rivers in this Province," rewaters resumc8, samed.

Mr. Mount in the Chair.

The House resumed.

Bill is amend-

ed.

Mr. Mount reported the Bill as amended.

The Report was received and the amendments were or-Third reading dered to be engrossed and read a third time to-morrow. 10-INDFFOW,

Petitions Mr. John Willson brought up the petition of Hugh C. brought up of Hugh C. Thomson and James Macfarlane, Esquires, of Kingston; which Thompson and was laid on the table. James McFar-

lane. Mr. Macnab brought up the petition of the President and Of Desjarding. Directors of the Desjardins Canal Company; which was laid on the table. ny.

Mr. Macnab brought up the Petition of William McKin-Of William McKinley and ley, and eighty-six others, of the District of Gore; which was others. laid on the table.

Of W. C. Ross Mr. Macnab brought up the Petition of W. C. Ross, and and others. forty-one others, of the District of Gore; which was laid on the table.

Mr. Macnab brought up the Petition of George Chisholm, Of George Chisholin and and twenty-four others, of the District of Gore; which was laid others. on the table.

Of Manuel Mr. Macnab brought up the Petition of Manuel Overfield, Overfield and and eighty others, of the District of Gore; which was laid on others. the table.

Mr. Cook brought up the Petition of Lieutenant Colonel Of Lieut. Col. Henry Merke- Henry Merkeley, and sixteen others, of Williamsburgh, in ley and others. the Eastern District ; which was laid on the table.

Mr. McCall brought up the Petition of William Young, Of William Young and others.

and one hundred and thirty-two others, Inhabitants of the County of Norfolk, and the Townships adjoining in the Loudon District ; which was laid on the table. Agreeably to the order of the day, the Bill sent down Bill for the

from the Honorable the Legislative Council, entitled, "An Act to prevent the operation within this Province of an Act of Parliament made in England in the twenty-first year of the reign of King James the First, entitled, "An Act to prevent the destroying and murthering of Bastard Children, and to make other provisions for the prevention and punishment of Infanticide," was read the third time, passed and signed-and Messieurs John Willson and Berczy, were ordered by the Speaker to communicate the same to the Honorable the Legislative Council.

Agreeably to the order of the day, the Petition of Timo-

thy Street, of Streetsville, in the Home District, praying for

remuneration for losses sustained during the late war with the

others, Inhabitants of Brantford, in the Gore District, praying

that the sum of one thousand pounds may be granted to them

for the purpose of erecting a Bridge across the Grand River at

a Select Committee, consisting of Messieurs Macnab and Shade,

and that they have power to send for persons and papers, and

for leave to bring in a Bill to amend the several laws now in

force, relative to the wild Land Assessment.

Mr. John Willson, seconded by Mr. Attorney General,

Mr. Samson gives notice, that he will, on to-morrow, move

1. 1. 1.

가슴 눈 안내?

Petition of Timothy Street read.

prevention of Infanticide

read third

time and

passed.

United States-the Petition of Artimas W. Cushman, of Cam-den, in the Midland District, praying that his Pension may be Petition of Artimas Cushman restored to him from the period of its discontinuance in 1820read. the Petition of John Chisholm, of East Flamborough, in the Petition of Gore District, praying for a remuneration for loss sustained by John Chisholm reason of the cutting of the Burlington Bay Canal-the Petiread. Petition of tion of Caleb Hopkins, Ebenezer C. Griffin, and ninety-four Caleb Honkins, Ebenezer others, of the District of Gore, praying for the grant of such a sum as may seem to the House to be sufficient for erecting a C. Griffin and others read. Light House, and perfectly finishing the Burlington Bay Ca-nal; and the Petition of William Richardson, and forty-five

Petition of William Richardson and others read.

that place-were read.

Ordered.

G

report thereon to this House.

Petition of Mr. John Willson, seconded by Mr. Attorney General, John Chisholm moves that the Petition of John Chisholm, Esq. be referred to referred.

Notice of assessment amendment Bill.

Mr. Duncombe gives notice, that he will, on to-morrow, move that it be resolved, that an humble Address be presented Notice of to His Excellency the Lieutenant Governor, praying that His Excellency for Excellency will be pleased to lay before this House such infor- information on mation as he may possess relative to the School Lands of this School Lands. Province, other than that communicated to this House at the last Session of the Provincial Legislature, and also, such information as he may possess respecting the determination of His Majesty's Government thereon.

Mr. Duncombe gives notice, that he will, on to-morrow, move that it be resolved, that an humble Address be presented Notice of Adto His Excellency the Lieutenant Governor, praying that His Excellency on Excellency will be pleased to lay before this House such infor- the subject of mation as he may have received since the last Session of the war losses. Provincial Legislature, respecting the determination of His Majesty's Government, relative to the war losses.

Mr. Crooks gives notice, that he will, on Monday next, move Notice of Cenfor leave to bring in a Bill to alter the mode of taking the sus Bill. census throughout this Province.

Mr. Jarvis gives notice, that he will, on to-morrow, move Notice of for the reading of that portion of the Journals of last Session, nalson petition relative to the petition of Robert Charles Horne.

Mr. Clark, from the Select Committee, to which was re- Committee on ferred the Petition of George Adams, and others, of the District George Adams of Niagara, informed the House that the Committee had agreed and others reto report by Bill, a draft of which he was ready to submit port by Bill. whenever the House would be pleased to receive the same.

The report was received, and the Bill for establishing a Niagara Dis-Banking Institution in the Niagara District, was read a first read. Second totime, and ordered for a second reading to-morrow. morrow.

Mr. Macnab, seconded by Mr. Boulton, moves that the Petition of Pctition of William Richardson, and others, be referred to a William Rich-Select Committee, to consist of Messieurs John Willson, Shade others referand Duncombe, and that they report to this House.

Ordered.

were taken as follows :

Mr. Duncombe, from the Select Committee, to which was Committee on referred the Petition of A. A. Rapelje, Esquire, Sheriff of the petition of London District, informed the House that the Committee had A. A. Rapelje agreed to report by Bill, a draft of which he was ready to by Bill. by Bill. submit whenever the House would be pleased to receive the same.

The report was received, and the Bill to remunerate A.A. Bill read. Rapelje, Esq. Sheriff of the London District, for loss sustained by an escape, was read the first time and ordered for a Second tosecond reading to-morrow.

Agreeably to notice, Mr. Buell, seconded by Mr. Howard, Deer protection Bill moves for leave to bring in a Bill to prevent the Hounding of brought in Deer in this Province. and read.

Which was granted, and the Bill read, and ordered for a Second tosecond reading to-morrow.

Agreeably to the order of the day, the Bill to repeal the Chaplains Law now in force, granting a Salary to the Chaplam of the Salary repeat House of Assembly, was read the second time.

second time. On the question for referring the Bill to a Committee of On question whole House, the House divided and the year and your for referring

the whole House, the House divided and the yeas and nays the Bill to Committee of whole the House divides.

YEAS.-Messieurs,

| Berczy, | Duncombe, Magon, | Shaver, |
|-----------|---------------------|-------------------|
| Bidwell, | Elliott, Mount, | Thomson, Yeas 28. |
| Buell, | Howard, Perry, | Warren, |
| Chisholm, | Ketchum, Randal, | Werden, |
| Clark, | Lewis, Roblin, | White. |
| Cook, | McCall, Samson, | J. Willson, |
| Crooks, | A. McDonald, Shade, | W. Wilson, 28 |
| | | |

NAYS.—Messieurs,

R. Fraser, Robinson, Sol. General, 4 Noy+4. Boulton,

The question was carried in the affirmative by a majority Bill Commitof twenty-four, and Mr. Duncombe was called to the chair. ted.

The House resumed.

Mr. Duncombe reported the Bill without amendment.

The report was received and the Bill was ordered to be Third reading engrossed, and read a third time to-morrow. to-morrow.

Mr. Samson gives notice that he will, on to-morrow, move Notice of apthat a standing Committee of eleven Members' be appointed pointing by ballot, to take into consideration the most effectual manner Committee on of improving the Roads and Bridges in this Province, with lot power to send for persons and papers, and to report thereon by Bill or otherwise.

 $\mathbf{25}$

reading Jourof R. C. Horne.

morrow.

Agreeably to the order of the day, the House proceeded Finance Committee chosen. in the ballot for a Select Committee on Finance, and the following names were drawn :

| | Messieurs— |
|--------------|------------|
| | BERCZY, |
| Committee on | KETCHUM, |
| finance. | CHISHOLM, |
| | CROOKS, |
| | THOMSON, |
| | MCMARTIN, |
| | Robinson. |

Agreeably to notice, Mr. Attorney General, seconded by Bill to protect Mr. White, moves for leave to bring in a Bill to provide for Religious wor. ship brought in the punishment of persons disturbing the religious ceremonics of any congregation met for the celebration of Divine Worand read. ship.

Which was granted, and the Bill was read, and ordered for Second to-mora second reading to-morrow. row.

Mr. John Willson, seconded by Mr. Samson, moves that Message of His Excellen- the Message of His Excellency the Lieutenant Governor, of yesterday, relating to the Burlington Canal, together with all cy and papers relating to accompanying papers and documents relating thereto, be refer-Burlington red to a Select Committee, composed of Messrs. Macuab, Bay Canal, referred to a Shade, Ketchum. and Elliott, and that they have power to send Select Comfor persons and papers, and to report thereon. mittee. Ordered.

Agreeably to notice, Mr. Werden, seconded by Mr. White, Survey Bill brought in and moves for leave to bring in a Bill to extend an Act passed in read. the fifty-ninth year of George III. relating to surveys, and to regulate certain future surveys.

Which was granted and the Bill read.

Andreferred Mr. Solicitor General, seconded by Mr. Elliott, moves that the Bill for declaring boundaries of lots of land in this Province be not now read a second time, but that it be referred to a Select Committee, to be composed of Messrs. Werden, and Mount, to report thereon; and that two hundred and fifty copies be printed for the use of Members.

Ordered.

to a Select

Committee.

An Address to be sent to His Excellen-

information

Militia men.

relative to redals to

cy for

Agreeably to notice, Mr. Elliott, seconded by Mr, Mc-Martin, moves that an address be presented to His Excellency the Lieutenant Governor, praying that he may be pleased to communicate any information he may possess with respect to medals that have been sent out to be distributed to the militia men who distinguished themselves during the late war with the United States, and that Messrs. Magon and Warren be a Select Committee to draft and report the same.

Ordered.

Agreeably to the order of the day, the Bill to amend the Libel Bill read second time. law of libel was read the second time.

Motion for Mr. Solicitor General, seconded by Mr. Robinson, moves referring the that the Bill to amend the law of libel be referred to a Com-Bill to Committee of mittee of the whole House this day three months.

whole this day 3 months. On which the House divided, and the yeas and nays were House divides. taken as follows :

YEAS.—Messicurs,

| Yeas 12. | Atty. General, Boulton, Crooks, | Elliott, R. Fraser, McMartin, | Macnab, Magon, Mount, | Robinson, Shade, Sol. General,12 | ; ;] |
|----------|---|---|---|---|-------------|
| | | NAYS | Messieurs, | | |
| Nays 19. | Buell, Campbell, Clark, Cook, Howard, | Ketchum, Lewis, Lyons, McCall, A. McDonald, | MacKenzie, Randal, Samson, Thomson, Warren. | Werden, White, J. Willson W. Wilson,— 19. | . • |

The question was decided in the negative by a majority of seven.

The House then went into Committee on the Bill. **Bill Commit**ted. Mr. Ketchum was called to the chair.

The House resumed.

Mr. Ketchum reported the Bill as amended.

Bill amended. On the question for receiving the report, the House di-On receiving vided and the yeas and nays were taken as follows: report the House divides.

| | | YEAS- | Messicurs. | |
|----------|-----------|--------------|------------|------------|
| | Buell, | Ketchum, | MacKenzie, | Warren, |
| | Campbell, | Lewis, | Perry, | Werden, |
| Yeas 19. | Clark, | Lyons, | Randal, | White, |
| | Cook, | McCall, | Samson, | W. Wilson, |
| | Howard, | A. McDonald, | | 19. |

| NAYS | Messicurs, | |
|------|------------|--|
|------|------------|--|

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| Atty. General, | R. Fraser, | Mount, | Sol. General, | Nays 13. |
|---------------------|---------------------|-----------|---------------|----------|
| Boulton. | Jarvis, | Robinson, | J. Wilson— | |
| Crooks, Elliott, | McMartin, Magon, | Shade, | 13. | · . |

The question was carried in the affirmative by a majority Third reading of six, and the Bill was ordered to be engrossed, and read a to-morrow. third time to-morrow.

Mr. John Willson, from the Select Committee, to draft an Address of address to His Excellency the Lieutenant Governor, thanking thanks reporthim for his several messages of yesterday, presented a draft, which was received and read twice.

On the question for concurrence, Mr. John Willson, se- Amended and conded by Mr. Elliott, moves in amendment, that after the ordered for a third reading to the important subjects submitted for our consideration."

Which was carried, and the Address, as amended, was concurred in, and ordered to be engrossed and read a third time to-morrow.

The Master in Chancery brought down from the Honour-The Master in Unancery prought down from the Honour-able the Legislative Council, a message accompanied by seve-Council sends ral resolutions, and also a Bill entitled, "An Act to remove down several doubts respecting the jurisdiction of Commissioners of Cus- resolutions retoms in this Province," which that Honourable House had ry, and a Bill passed and requested the concurrence of this House thereto.

The Speaker read the message as follows :

MR. SPEAKER,

The Legislative Council have passed cer- Message from Legislative tain resolutions respecting the Library, to which they request Council. the concurrence of the House of Assembly.

JOHN B. ROBINSON,

SPEAKER.

Legislative Council Chamber, ? Ist day of December, 1831. 5

The resolutions were then read by the Clerk, and are as follows:

Resolved, that the Library provided for the Legislature Resolution in the year eighteen hundred and sixteen, is very insufficient sent, down for the purpose of reference, no material addition having been from Legisla-made to it, since that period, and many of the works having relating to the been rendered incomplete by the casualities to which the Library. Library has been exposed.

Resolved, that both Houses of the Legislature have from time to time taken into consideration, the necessity of providing a more adequate Library, and several Joint Committees have been formed for that purpose, but nothing final has resulted from their suggestions, which is the less to be regretted, from the circumstance that hitherto the want of proper and permanent accommodation for the Legislature, has exposed the books to injury from frequent removals.

Resolved, that as there is every reason to hope that this inconvenience will terminate after the present Session, it is expedient now to adopt measures for rendering the Library more perfect and extensive, and to provide for its being properly taken care of.

Resolved, that it would be, on several accounts, more convenient, if in accordance with the practice in other Legislatures, each House were to have a Library of its own, as it would avoid inconvenience in the selection and care of the books, and in the use of them during the Session.

Resolved, that if the House of Assembly shall be of the same opinion, an Act might be passed, applying a sum annually, to be appropriated by each House to the gradual formation of a Library, to be disposed of, and superintended according to rules to be made by each House respectively, one of which rules should, of course, be that the Library of each House, should be freely accessible to the Members of the other House during the Session.

Resolved, that it would also be proper to provide, as a part of such an arrangement, that each House should, during the Session, communicate to the other a list of the books which they intend to procure for that year, because with respect to some rare or expensive works, it may be thought sufficient if they are in possession of either House.

Resolved, that in case such a course should be adopted, as is recommended in these resolutions, it might be arranged between the two Houses, that one of them should take the whole of the present Library, and the other receive in

Jurisdiction of Commissioners of Customs.

consideration a larger grant for the first year, or that the books shall be divided between them.

Truly extracted from the Journals.

G. POWELL,

CLERK L. C.

Bill respecting the Jurisdiction of the Commissioners of Customs read. Second tomorrow.

ted.

ny.

Of the Hon.

and others.

Of Jacob

Of James **Fargus** and

Of William

Of John Bink-

others.

others.

ley and

Smith and

Of William and Jane

Of John C. Douglas.

Address of thanks.

Lindsay.

others.

others.

Progress and sitagain in a

Fortnight to

be the first

thing on the order of the

The Bill sent down from the Honourable the Legislative Council, entitled, "An Act to remove doubts respecting the jurisdiction of Commissioners of Customs in this Province," was then read a first time and ordered for a second reading tomorrow.

Official Adver-Agreeably to the order of the day, the Bill to regulate the tising Bill read second time prices of official advertisements, was read the second time and and Commitreferred to a Committee of the whole House.

Mr. Randal was called to the chair.

The House resumed.

Mr. Randal reported progress, and obtained leave to sit again this day-fortnight.

day, and to be the Bill be the first item on the order of the day, for this day printed. two weeks, and that in the order of the day, for this day Mr. MacKenzie, seconded by Mr. Campbell, moves that two weeks, and that in the mean time fifty copies be printed for the use of Members.

Ordered.

Adjourned.

FRIDAY, 2nd DECEMBER, 1831.

THE House met.

The minutes of yesterday were read.

Petitions brought up. Of Welland Mr. Clark brought up the petition of the Welland Canal Company ; which was laid on the table. Caual Compa-

Mr. Crooks brought up the petition of the Honourable Thomas Clark, and ninety-one others, of the District of Nia-Thomas Clark gara; which was laid on the table.

Mr. W. Wilson brought up the petition of Jacob Potts, J.P. others. And and twenty-six others, of the Townships of Charlotteville and Walsingham, in the London District; which was laid on the table.

Of A. Proud-Mr. Chisholm brought up the petition of A. Proudfoot, foot and and fifty-five others, of the Townships of Trafalgar and Esothers. quising, in the Gore District; which was laid on the table.

> Mr. Macnab brought up the petition of James Fargus, and sixty-five others, of the District of Gore; which was laid on the table.

Mr. Shade brought up the petition of William Coleman, Coleman and and sixty eight others, of the Townships of Beverly and Dumfries, in the District of Gore ; which was laid on the table.

> Mr. MacKenzie brought up the petition of John Binkley, (Chairman of a public meeting held in the Township of Ancaster) and seventy-eight others; which was laid on the table.

Mr. MacKenzie brought up the petition of Carleton C. Of Carleton C. Smith, (Chairman of a public meeting in Galt, in the Gore District,) and one hundred and forty-three others; which was laid on the table.

> Mr. MacKenzie brought up the petition of William Lindsay and Jane his wife, of the Township of Williamsburgh, in the County of Dundas; which was laid on the table.

> on the table.

Agreeably to the order of the day, the address to His Excellency the Lieutenant Governor, thanking him for his several messages of the thirtieth ultimo, was read a third time,

To His Excellency SIR JOHN COLBORNE, Knight, Commander of the most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, Major General Commanding His Majesty's Forces therein, &c. &c. &c.

MAY IT PLEASE YOUR EXCELLENCY.

We, His Majesty's dutiful and loyal Subjects, the Commons of Upper Canada, in Provincial Parliament assembled, beg leave, most respectfully, to thank Your Excellency for your several messages of the 30th ultimo, and we assure Your Excellency that we will pay due attention to the important subjects transmitted for our consideration.

ARCHIBALD McLEAN,

SPEAKER.

Commons House of Assembly. 2nd day of December, 1831. 5

Mr. Solicitor General, seconded by Mr. Jarvis, moves that Committee to Messieurs John Willson and Thomson be a Committee to wait dress. on the Lieutenant Governor, to know when His Excellency will be pleased to receive the said Address ; and to present the same.

Ordered.

Agreeably to the order of the day, the amendments made by this House in and to the bill sent down from the Honorable Amendments the Legislative Council entitled "An Act, to remove doubts to Jurisdiction respecting the Jurisdiction over offences committed upon the on waters Lakes and Rivers in this Province," were read the third time, passed. passed, and signed by the Speaker, and are as follows :--

Press. 1, line 16.—After the word "exterior" insert "side." "

" " 17.---After the word " exterior " insert " side." Expunge the second clause, and insert "And be it further

enacted by the authority aforesaid, That all crimes and offences committed in or Amendments. upon any of the said waters, may be enquired of and tried within any District. lying adjacent to such waters, and shall and may be laid and charged to have been committed within the Jurisdiction of the Court which shall try the same, and such Court shall and may proceed thereon to trial, judgement and execution, or other punishment for such crime or offence, in the same manner as if such crime or offence had been really committed within the District where such trial may be had, any law, usage or custom, to the contrary notwithstanding."

Messieurs Attorney General and John Willson, were or- Committee to dered to carry the bill, as amended, up to the Honorable the carry up Legislative Council, and to request their concurrence thereto. amendments.

Agreeably to the order of the day, the bill to repeal the Chaplains law granting a Salary to the Chaplain of the House of Assem- Salary repeal bill read a bly, was read the third time. third time.

On the question for passing the same the House divided, On question for passing the House and the yeas and nays were taken as follows:

| YEAS.—Messieurs, | ` . |
|---|------------|
| Bidwell, Buell,Elliott, Howard,Mount, Perry, Werden, Werden, Werden, Werden, Werden, White, Chisholm, Chisholm, McCall, Roblin, Clark, Cook, Cook, Crooks, MucMartin, Magon,Wourten, Perry, Werden, Werden, Willson, White, J. Willson, W. Wilson29 | Yeas 29. |

NAYS.—Messieurs,

R. Fraser,

Boulton,

Sol. General-4 Nays 4. Jarvis,

divides.

The question was carried in the affirmative by a majority Bill passed. of twenty-five, and the bill was signed.

Mr. MacKenzie, seconded by Mr. Perry, moves that the bill be entitled "An Act to repeal so much of the law now in force as authorises the payment of a salary to a Chaplain to the House of Assembly."

Which was carried, and Messieurs MacKenzie and Perry Bill sent to Mr. Attorney General brought up the petition of John C. were ordered by the Speaker to carry the same up to the Legislative Douglas, of the City of Montreal, Engineer; which was laid Honorable the Legislative Council, and to request their concurrence thereto.

> Agreeably to the order of the day, the bill to amend the Libel Bill read law of libel was read the third time. third time.

> On the question for the passing of the same, the House Ou question for passing the divided, and the yeas and nays were taken as follows : House divides.

| and a star and a stark in | YEAS | S.—Messieurs, | | · · · |
|---------------------------------|-----------------------------|-------------------------------------|---|----------|
| Bidwell, Buell, Campbell, | Howard, Lewis, Lyons, | Perry, Randal, Roblin, | Werden, White, W. Wilson— | 'eas 21. |
| Clark, Cook, Duncombe, | McCall, A. McDona | Samson, ald, Shaver, Thomson, | 1. (1997) - 3. (2) 20. (1997) - 3. (2) 20. (1997) - 3. (2) 20. | |

NAYS.-–Messieurs,

| n an an tha an tha an | a de persone de |
|---|---|
| Atty. General. Crooks, McMartin, Shade, | 1. T. 1 |
| Berczy, Elliott, Macnab, Sol. General, | n de la composición d Composición de la composición de la comp |
| Boulton. J. Willson- | Nava 15. |
| Chisholm. Jarvis, Mount, 15 | |
| | · · · |

The question was carried in the affirmative, by a majority of six, and the Bill was signed, by the Speaker.

Mr. MacKenzie, seconded by Mr. Perry, moves that the Bill be entitled, "An Act concerning the Law of Libel."

Which was carried, and Messrs. MacKenzie and Perry were ordered by the Speaker to carry the same up to the Hon. Committee to the Legislative Council, and to request their concurrence lative Council, thereto.

Agreeably to the order of the day, the petition of the Wel-Petition of Welland Canal Company, praying that a Bill may be passed explanatory of their Charter, and securing to them certain contemplated privileges. The petition of Robert Long and fifty-nine others, inhabitants of Walpole and Rainham, in the District of Niagara, praying for pecuniary aid to repair the road between the first Robert Long and second Concessions of the said Townships, and from thence to Dunnville. The petition of Finlay McNaughton, and twelve others, living on the Townline of Nelson and Trafalgar Finlay Me. Naughton and of Nassagaweya and Esquesing, praying for the sum of fitty pounds in aid of repairing said line. The petition of Jacob others read. Langs and two hundred and twelve others, of the Eastern Jacob Langs part of the London District, praying for a division of said District, and authority to loan money for the purpose of erecting the necessary public buildings in the New District which may be sett off. The petition of James Graham and ninety-eight others, also of the Eastern part of the said London District, praying for a division of the District, and that the Townships may be restored to the County of Norfolk, placing it in the situation it was eight years ago. The petition of Caleb Hopkins, (Chairman of a public meeting) and eighty-six others, inhabitants of Nelson and Nassagaweya, praying the same as the petition of Peter Frank and others, (see page 17.) Petition of Richard Yeo-The petition of Richard Yeomans and forty-eight others, inha-Litants of the Townships of York, Markham and Scarborough, in the County of York, praying for a grant of one hundred pounds to improve the road running between said Townships; and the petition of John Woolstencroft, in behalf of himself and John Woolothers, Debtors, confined in the Home District Gaol, praying stencroft and others read. that a law may be passed for abolishing imprisonment for debt, were read.

> Mr. Attorncy General, seconded by Mr. Samson, moves that the forty third rule of this House be dispensed with, so far as relates to the Petition of John Cooper Douglas, and that the same be now read.

> Which was carried, and the Petition of John C. Douglas of the City of Montreal, praying that a Bill may be passed, authorising the issuing of Letters Patent under the Great Seal of the Province, granting to Petitioner, his Executors, Ad-ministrators and Assigns, for the term of fourteen years, the full and exclusive right and liberty of making, constructing and vending to others, an improvement not known or used before in the making and constructing of Steam Engine Boilers, in such manner and way as to remove all danger of the destruction of lives and property by their explosion-was read.

> Mr. Attorney General, seconded by Mr. W. Wilson, moves that the Petition of J. C. Douglas, just read, be referred to a Select Committee, composed of Messieurs John Willson and Crooks, to report thereon by Bill or otherwise.

Ordered.

Mr. Clark, seconded by Mr. Magon, moves that the Pe-Petition of the tition of the Honorable John Henry Dunn, President of the President of the Welland Welland Canal Company, be referred to a Select Committee, Canal Compato be composed of Messieurs Attorney General, Samson and ny referred. Warren, to report thereon by bill or otherwise.

Ordered.

Mr. Chisholm, seconded by Mr. Shade, moves that the Petition of Finlay McNaughton, and others, be referred to the Naughton and Committee of Supply.

Ordered.

Mr. W. Wilson, seconded by Mr. Randal, moves that the Petition of Jacob Langs, and others, be referred to the Committee to whom was referred the petition of Daniel McCall and others.

Ordered.

Mr. MacKenzic, seconded by Mr. Cook, moves that the petition of Caleb Hopkins and others, of Nelson, be referred to a Select Committee, to be composed of Messrs. Ketchum, Buell, Perry, and Shaver, with power to report by Bill or otherwise.

In amendment, Mr. Thomson, seconded by Mr. Magon, moves that all after the word "moves" in the original motion, be expunged, and the following inserted : "that the petition of Caleb Hopkins, Esq. and others, be referred to the Committee to whom was referred the petition of the people of Vaughan."

On which the House divided, and the yeas and nays were House divides on amendtaken as follows: ment.

YEAS-Messieurs.

| Atty. General, Berczy, Boulton, Chisholm, Clark, Crooks, | Duncombe, Elliott, R. Fraser, Jarvis, Lewis, A. McDonald, | McMartin, Macnab, Maqon, Mount, Samson, Shade, | Sol. General, Thomson, J. Willson, W. Wilson— 22 | Yeas 23. |
|---|--|---|--|----------|
| | NAYS- | -Messieurs; | | |
| Bidwell, Buell, | Howard, Lyons, | Perry, Randal, | Shaver, Werden, | Nays 14. |

| Bidwell, Buell, Campbell, Gook, | Howard, Lyons, McCall, MacKenzie, | Perry, Randal, Roblin, | Shaver, Werden, White—14. | Nays 14. |
|--|--|------------------------------|---------------------------------|----------|
|--|--|------------------------------|---------------------------------|----------|

The question was carried in the affirmative by a majority of eight.

The original question as amended was then put and Original quescarried. ed carried.

Mr. Solicitor General gives notice that he will, on to-mor- Notice of row, move for leave to bring in a Bill for amending the Laws King's Bench now in force, relating to the place of holding the Court of King's Bench in this Province.

Mr. Solicitor General gives notice, that he will, on to- Notice of Mr. Solicitor General gives notice, that he will, on the reading Jour-morrow, move for the reading of that part of the Journals of reading Jour-nuls relative to last Session, which relates to the petition of the Magistrates of Orange the Town of Kingston, against the Procession of Orange So- processions. cieties.

Mr. Duncombe gives notice that he will, on to-morrow, Notice of move for the appointment of a Committee to take into consi- appointment deration the state of the Post Office Department, and by an of Committee on the Post humble Address to His Majesty's Government, respectfully to Office Departrepresent to them the great inconvenience that is felt by the ment. people of this Province from the Postage on Newspapers, and praying that some alterations may be made in the regulations of the Post Office Department in this respect; or that the Post Office Department of this Province, may be placed subject to the controul of the Provincial Legislature.

Mr. Boulton gives notice that he will move, on Tuesday Notice of Bill next, for leave to bring in a Bill to extend the benefit of the Habeus Cor-Habeas Corpus Act. pus Act.

Mr. Boulton gives notice that he will move, on Monday Notice of for leave to bring in a Bill for amending the Begistry Bill. next, for leave to bring in a Bill for amending the Registry Laws of this Province, and for establishing Fire Proof Offices in the several Counties of this Province.

Agreeably to notice, Mr. Samson, seconded by Mr. White, Motion for moves that this House do now proceed to select by ballot a Selecting a Standing Committee of eleven Members, to take into conside-mittee on mittee on ration the most effectual manner of improving the Roads and roads. Bridges in this Province, with power to send for persons and papers, and to report thereon by Bill or otherwise.

On which the House divided, and the yeas and nays were House divides taken as follows : on the motion.

YEAS-Messieurs,

| Atty. General, | | Macnab, | Shade, | |
|----------------|--------------|---------|--------------|----------|
| Berzcy, | Elliott, | Maqon, | Thomson, | Yeas 24. |
| Boulton, | Jarvis, | Mount, | Werden, | |
| Chisholm, | Lewis, | Randal, | White, | |
| Clark, | A. McDonald, | Roblin, | J. Willson | |
| Crooks, | McMartin, | Samson, | W. Wilson-24 | |

NAYS.-Messieurs,

| Bidwell, Cook, Lyons, Perry, Buell, R. Fraser, McCall, Shaver-11 Campbell, Howard, MacKenzie, | lays 1 | 11. |
|---|--------|-----|
|---|--------|-----|

The question was carried in the affirmative by a majority of thirteen, and the following names were drawn :--

| KETCHUM, | · · · |
|-------------------|--------------|
| CHISHOLM, | Names of |
| A. McDonald, | Committee on |
| MCMARTIN, | roads. |
| J. WILLSON, | 1 |
| THOMSON, | 4 · · · · |
| ATTORNEY GENERAL, | |
| BURWELL, | |
| MAGON, | |
| LEWIS, | |
| PERRY-11. | |

Title.

Bill passed.

carry up the Bill to Legis-

Company

Petition of

and others read.

Petition of

Petition of

and others

Petition of

James Gra-

others read.

Petition of Caleb Hop-

kins and

mans and

others read.

Petition of

Petition of

John Cooper Douglus read,

Petition of

Douglas

referred.

John Cooper

Petition of Finlay Mc-

red to supply.

Jacob Langs and others

Petition of

referred.

Motion for

referring petition of Caleb Hop-

Amendment to foregoing

referring peti-tions of Caleb

Hopkins and

mittee on petition of the

eople of Vaughan.

others to Com-

kins and others.

others read.

ham and

read.

read.

Agreeably to the order of the day, the bill appointing Commissioners appoint. ment Bill read Commissioners to treat with Commissioners appointed by the ment Bill read Legislature of Lower Canada, on mutual concerns of both and referred to Provinces, was read the second time, and referred to a Coma Committee mittee of the whole House. of the whole.

Mr. Crooks was called to the chair.

The House resumed.

Mr. Crooks reported the bill without amendment.

without The Report was received. amendinent.

Bill reported

Nay 1.

On the question for the third reading of the bill to-morrow, On question the House divided, and the yeas and nays were taken as for the third reading House follows :

| alvides. | YEAS.—Messieurs, | | | |
|----------|---|---|---|---|
| Yeas 27. | Bidwell, Boulton, Bucll, Campbell, Chisholm, Clark, Cook, | Crooks, Duncombe, Elliott, A. Fraser, Howard, Lewis, Lyons, | McCall, Mackenzie, McMartin, Magon, Mount, Perry, Randal, | Roblin, Shade, Shaver, Thomson, White, W. Wilson 27 |
| | | | | |

NAY.

Mr. A. McDonald.

The question was carried in the affirmative by a majority Third reading of twenty-six, and the Bill was ordered to be engrossed, and to-morrow. read the third time to-morrow.

Agreeably to notice, Mr. Crooks, seconded by Mr. John Bill to prevent Agreeably to notice, bir. Orooks, seconded by hir. Joint the application Willson, moves for leave to bring in a Bill to prevent the apof the District plication of the Funds of the several Districts of this Province funds in certain cases read. in certain cases.

Which was granted, and the Bill read, and ordered for a second to-morrow. second reading to-morrow.

Lieutenent Governor for information relating to the Legislative Councils.

Debates.

Motion for

adjourning

debates.

Motion for an Agreeably to notice, har an arrest and Address be Address to His Shaver, moves that it be resolved, that an humble Address be presented to His Excellency the Lieutenant Governor, requesting His Excellency to cause to be laid before this House for its information, at as early a period of the Session as possible, a list of the Members of the Executive Council of and Executive this Province, appointed under and by virtue of the Act of the United Kingdom Parliament 31st Geo. III. chap. 31st, with the dates of their respective appointments ; also a list of the Members of the Legislative Council of this Province, with the dates of their respective appointments, and the tenure by which they hold their respective patents-and that His Excellency would cause to be laid before this House any communications, letters, despatches, or correspondence that may have passed between His Excellency and the Provincial Government, and His Majesty's Government in England, during the present year, having reference to the appointment, mode of selection, duties, or constitutional character of the Legislative Council or of the Executive Council: and any communications that may have been received from HisMajesty's Government, by His Excellency, concerning the continuation of the Reverend Doctor Strachan and the Judges of the Court

of King's Bench, in situations which cause them to take an active part in the Executive and Legislative business of the Province, and to interfere in the regulation of its political affairs.

On which debates ensued.

Mr. John Willson, seconded by Mr. Samson, moves that the further debate on the resolution for an Address to His Excellency the Lieutenant Governor, for information concerning the Executive and Legislative Councils, and concerning the Rev. Doctor Strachan and the Judges of the King's Bench, &c. be deferred until Monday next.

On which the House divided, and the yeas and nays On which House divides. were taken as follows:

YEAS.—Messieurs.

| | Atty. General, | Elliott, | Magon, | Thomson, |
|------------------------------|----------------|---------------|-------------|----------|
| | Berzcy, | A. Fraser, | Mount, | Werden, |
| W | Boulton, | R. Fraser, | Samson, | White, |
| Yens 21. Chisholm, Clark, | Jarvis, | Shade, | J. Willson— | |
| | Lewis, | Sol. General, | 21. | |
| | Crooks, | Macnab, | | |

NAYS.—Messicurs,

| Nays 13. | Bidwell, Buell, Campbell, Cook, | Howard, Lyons, McCall, | A. McDonald, MacKenzie, Perry, | Randal, Roblin, Shaver, | 13. |
|----------|--|------------------------------|--------------------------------------|-------------------------------|-----|
| | overs | H | | | 10. |

The question was carried in the affirmative by a majority Debate adjourned. of eight.

Mr. John Willson, from the Select Committee, to which Committee on was referred the Petition of J. C. Douglas, informed the House petition of that the Committee had agreed to report by bill, a draft of J. C. Douglas which he was ready to submit whenever the House would be report by Bill. pleased to receive the same.

The report was received, and the Bill for granting a Pa- Bill read and tent to J. C. Douglas, was read the first time, and ordered for ordered for a second reading second reading a second reading on to-morrow. to-morrow.

Mr. Roblin, from the Select Committee, to whom was re- Committee on ferred the Petition of Henry McDonald, and others, informed the petition of the House that the Committee had agreed to report by Bill, a Donald and draft of which he was ready to submit whenever the House others report by Bill. would be pleased to receive the same.

The report was received, and the Bill establishing a new The Bill Township out of the Southern parts of the Townships of read a first Marysburgh and Hallowell, in the County of Prince Edward, ordered to be was read a first time, and ordered to be read a second time to- read a second time, to-mormorrow.

Mr. John Willson, seconded by Mr. Crooks, moves that House ad-journs till this House do now adjourn until Monday next.

Ordered, and the House adjourned accordingly.

MONDAY, 5th DECEMBER, 1831.

THE House met.

The minutes of Friday were read.

Mr. Samson, seconded by Crooks, moves that the resolu- Motion for retion of this House on the subject of employing reporters be resolution to employ rescinded reporters.

On which the House divided, and the yeas and nays were House divides. taken as follows:

YEAS.—Messieurs,

| Berczy, Boulton, Burwell, Crooks, | Elliott, Jarvis, Ketchum, Lewis, | A. McDonald, McMartin, Magon, | Samson, Sol. General, Werden—14. | Yeas 14. | 1 |
|--|---|-------------------------------------|--|----------|---|
| | NAYS | .—Messieurs, | , | 1 | |

| Bidwell, Buell, Campbell, Chisholm, Clark, Duncombe, | A. Fraser, R. Fraser, Howard, Jones, McCall, | MacKenzie, Mount, Randal, Roblin, Shade, | Shaver, Warren, White, John Willson, W. Wilson—21 | Nays 21. |
|---|--|--|---|----------|
|---|--|--|---|----------|

The question was decided in the negative by a majority Question lost. of seven. Petitlons

brought up. Mr. Buell brought up the Petition of Samuel Pinnock, and others, of the Town of Brockville; which was laid on the Of Samnel Pinnock and table. others.

Mr. Crooks brought up the Petition of David Secord, and seven others, residing on the Niagara Frontier; which was Second and laid on the table. others.

Mr. Samson brought up the Petition of Jacob Smith, J. P. Mr. Samson brought up the Petition of Jacob Smith, J. P. Of Jacob and thirty-four others, of the Town of Belleville; which was Smith J. P. and others. laid on the table.

Mr. Jones brought up the Petition of P. Schofield, and Of P. Schofield thirty-four others, of the Township of Beverley, in the and others. Johnstown District; which was laid on the table.

Mr. Jones brought up the Petition of Samuel Thomas, of Samuel and thirty-four others, of the Township of Maitland, in the Thomas and Johnstown District ; which was laid on the table. others.

Mr. Jones brought up the Petition of John Ketchum, and Of John Ketchsixty others, inhabitants of the Township of Elizabethtown, in um and others. the Johnstown District; which was laid on the table.

Mr. Jones brought up the Petition of J. McDonald and Of J McDon-Company, and ninety others, inhabitants of Gananoque and ald & Co and others. vicinity, in the Johnstown District; which was laid on the table.

Mr. Jones brought up the Petition of Jonas Jones, Esq. Of Jonas and forty four others, of Brockville and vicinity; which was Jones Esq. and others. laid on the table,

Mr. Werden brought up the Petition of William Cunning- or William ham, and ten others, of the third concession (Military Tract) Cunningham of the Township of Hallowell; which was laid on the table. and others.

Mr. Werden brought up the Petition of James Dougal, Of James and twenty-two others, holders of land in the third concession, others.

Mouday.

laid on the table.

- Mr. Ketchum brought up the Petition of James F. Smith, Of James F. and seventy-six others, of the Town of York ; which was laid Smith and others. on the table.
- Of John Mr. MacKenzie brought up the Petition of John Couke, Couke and and thirty-five others, of the Niagara District; which was laid others. on the table.
- Mr. MacKenzie brought up the Petition of Henry Shaver, Of Henry Shaver and Chairman of a public meeting, and seventy-one others, inhabitants of the Townships of Osnabrack and Finch, in the Eastern others. District; which was laid on the table.
- Mr. MacKenzie brought up the Petition of Henry Stuart, Of Henry Staart and others, and one hundred and thirteen others, of the Townships of Osnabrack and Finch, in the Eastern District; which was laid on the table.
- Mr. MacKenzie brought up the Petition of Duncan Mc-Of Duncan McLellan and Lellan, and forty-one others, of the Townships of Osnabruck others. and Finch; which was laid on the table.
- Of Sherman Mr. MacKenzie brought up the Petition of Sherman D. D. King and King, and thirty-three others, of the Townships of Osnabruck others. and Finch, in the Eastern District; which was laid on the table.
- Of Leonard Mr. MacKenzie brought up the Petition of Leonard Stone-Stoneburner. burner, and thirty-five others, of the Townships of Osnabruck and others. and Finch, in the Eastern District; which was laid on the table-
- Mr. MacKenzie brought up the petition of Isaac Kelly, Of Isaac Kelly and others. and twenty-seven others, of the Niagara District; which was laid on the table.
- Mr. MacKenzie brought up the petition of Peter Hoople, Of Peter and forty-seven others, inhabitants of the Townships of Osna-Hoople and others. bruck and Finch, in the Eastern District; which was laid on the table.
- Mr. MacKenzie brought up the petition of John Raney, and Of John Raney fifty-one others, of the Townships of Osnabruck and Finch, in and others. the Eastern District; which was laid on the table.
- Mr. MacKenzie brought up the petition of Jacob Upper, Of Jacob and twenty-six others, of the District of Niagara; which was Upper and laid on the table. others.
- Mr. MacKenzie brought up the petition of James G. Grant, Of James G. and thirty-eight others, inhabitants of the Townships of Osna-Grant and others. bruck and Finch, in the Eastern District ; which was laid on the table.
- Mr. Attorney General brought up the petition of J. Muir-Of J. Muirhead head, and fifty others, of the Niagara District ; which was laid and others. on the table.
- Mr. R. Fraser brought up the petition of Thomas McCar-Of Thomas McCargar and ger, and thirty-eight others, of the Township of Oxford, in the Johnstown District ; which was laid on the table. others.

Mr. R. Fraser brought up the petition of Michael Woolery Of Michael and nineteen others, of the Township of Oxford; which was Woolery and laid on the table.

Mr. R. Frascr brought up the petition of William S. Of William S. Adams, and nineteen others, of Edwardsburgh, in the Johns-Adams and town District; which was laid on the table.

Agreeably to the order of the day, the Bill appointing Commission-Commissioners to treat with Commissioners of Lower Canada, ers appointment Bill read on the mutual concerns of both Provinces, was read a third a third time. time.

On the question for passing the same, the House divided, tion for passing the House divided. and the yeas and nays were taken as follows:

YEAS—Messicurs.

| Atty. General. Duncombc, McCall, Shave | · · · | |
|--|---------------------|--------------------|
| | ison, en, en, | ri ti n c |

NAYS-Messieurs;

A. McDonald,

Sol. General-3

The question was carried in the affirmative by a majority of thirty.

Mr. MacKenzie, seconded by Mr. Howard, moves that the Bill be entitled, "An Act to appoint Commissioners to treat

(Military Tract,) in the Township of Hallowell; which was with Commissioners appointed or to be appointed on the part of the Province of Lower Canada, for the purposes therein mentioned."

> Which was carried, and Messrs. Bidwell and Howard were Bill sentte ordered by the Speaker to carry the same up to the Honourable Council. the Legislative Council, and to request their concurrence thereto.

Agreeably to the order of the day, the petition of Hugh Petition of Christopher Thomson and James Macfarlane, of the Town of II. C. Thom-Kingston, Esquires, praying for the patronage of the House in McFarlane the publication of a Revised copy of the Provincial Statutes, Esquires, just issued from the Press. The petition of the President and read. Directors of the Desjardin's Canal Company, praying that an Petition of Desjarding Act may be passed, authorising a Loan of six thousand pounds, Canal Compaor such other sum as to the House may seem meet, to the said ny-Company to enable them to complete the said Canal. The pe- Of William tition of Wm. MacKinlay, and eighty-six others, inhabitants of others. the District of Gore, praying the same as the last. The petition Or W. C. Ross of W. C. Ross, and forty-one others, inhabitants of the District and others. of Gore, praying the same. The petition of George Chisholm Of George and twenty-four others, of the District of Gore, praying the Chisholm and same. The petition of Manuel Overfield and eighty others, in- of Manuel habitants of the District of Gore, praying the same. The pe- Overfield and tition of Lieutenant Colonel Henry Merkley, and sixteen others, others read. of Williamsburgh, in the Eastern District, praying that one Lieut. Colonel Joseph Holmes, who served as a dragoon during the late war II. Merkley with the United States of America, under Captain Richard and others Duncan Fraser, may receive pay for said service; and the peti- Petition of tion of William Young and one hundred and thirty-two others, William inhabitants of the County of Norfolk and the adjoining Town-Young and ships, in the London District, praying that a Bill may be passed for dividing the London District, and that the new District may be comprised of the Townships of Bayham, Houghton, Walsingham, Charlotteville, Woodhouse, Walpole, Rainham, Townsend, Windham, Middleton, Dercham, Norwich, Oakland, Burford, and the South half of the Township of Oxford-and that the public buildings may be crected at the easterly end of the Township of Middleton, and also that a loan may be authorised for the purpose of enabling them to build a Gaol and Court House for the District which may be so set apart, were read.

Mr. John Willson, seconded by Mr. Crooks, moves that Motion for the petition of Hugh C. Thomson, Esq. and James Macfarlane, referring petibe referred to a Select Committee, consisting of Messrs. Solici- tion of Hugh tor General, Bidwell and Berczy, carefully to examine into and and James McFarlane. report upon the same.

On which the House divided, and the yeas and nays were House divides taken as follows : on the Question.

| | YEAS | —Mcssicurs, | | |
|---|---|--|--|----------|
| Boulton, Burwell, Chisholm, Clark, Crooks, Duncombe, | A. Fraser, R. Fraser, Jones, Ketchum, Lewis, McCall, | MacKenzie, McMartin, Magon, Mount, Roblin, Shade, | Shaver, Warren, Worden, White, J. Willson W. Wilson,— | Yeas 25. |
| Elliott, | · | | 25. | • |
| , | NAYS | Messicurs, | | |
| · | | | | |

Howard, Atty. General, Buell, Randal, Bidwell, Campbell, A. McDonald, Samson-9.

The question was carried in the affirmative by a majority of seventeen.

Mr. McCall, seconded by Mr. White, moves that the peti-Petition of tions of James Graham and others, and William Young and James Graham others, be referred to the Committee to whom was referred the and others referred. petition of Daniel McCall and others.

Ordered.

Mr. Attorney General gives notice that he will, on to-mor- Notice of Bill row, move for leave to bring in a Bill to alter the terms of sit- to alter the ting of His Majesty's Court of King's Bench in this Province. King's Bench.

Mr. MacKenzie gives notice that he will, on to-morrow, Notice of move for the appointment of a Select Committee to take into Committee on consideration the state of the representation of the people in representathis House.

Mr. Magon from the Select Committee to draft an Address Address relato His Excellency the Licutemant Governor, on the subject of tive to medals Medals to Militia Men, reported a draft which was received, and reported. read twice, concurred in,- and ordered to be engrossed, and Third reading read a third time this day.

Mr. Attorney General, from the Select Committee to which Select Comwas referred the petition of D. Brakenridge, and others, rela-mittee on tive to the improvement of the Saint Lawrence, informed the petition of D. Braken-House that the Committee had agreed to a report which he was

Nays S.

others.

others.

On the ques-

Ye

Nays 3.

Title.

Berczy,

ridge and ready to submit whenever the House would be pleased to receive others report. the same.

The report was received and read.

Holme and

row.

Address on

Militia men

passed.

Address.

information relative to

War losses.

Committee to

carry up ad-

dress.

Draftof address on

War losses

Address con-

Third reading

curred in.

Proposed resolution for

information from Bank of

Upper Can-

ada,

to day.

reported.

(Report—see Appendix.)

Committee on Mr. Duncombe, from the Select Committee to which was 5th A Statement of the amount of loans made by the Bank the petition of referred the petition of William Holme and others, relative to of Upper Canada to the Government of the said Province-William the improvement of the Grand Biver, informed the House that movies edwards and an edward and an edwar others report by Bill. he was ready to submit whenever the House would be pleased to receive the same.

Grand River The report was received, and the Bill for the improvement Improvement of the Grand River was read the first time, and ordered for a Bill read. Second to-mor- second reading to-morrow.

Agreeably to the order of the day, the Address to His Exthe subject of medals to cellency the Lieutenant Governor, on the subject of the distribution of medals to militia men, was read the third time, passed and signed, and is as follows:

> To His Excellency SIR JOHN COLBORNE, Knight, Commander of the most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, Major General Commanding His Majesty's Forces therein, &c. &c. &c.

MAY IT PLEASE YOUR EXCELLENCY.

We, His Majesty's dutiful and loyal Subjects, the Commons of Upper Canada, in Provincial Parliament assembled, humbly request Your Excellency to communicate to this House any information Your Excellency may possess with respect to medals procured to be distributed to militia men who distinguished themselves in the late war with the United States of America :--- if distributed, how many and to whom? distinguishing gold or silver.

ARCIHBALD MeLEAN,

SPEAKER.

Commons House of Assembly, 5th day of December, 1831. 5

An Address to be sent to His Agreeably to notice, Mr. Duncombe, seconded by Mr. Shade, moves that an address be presented to His Excellency, Excellency for respectfully praying him to lay before this House, such information as he may have received since the last Session of the Provincial Legislature, upon the subject of the war losses, and Committee to that Messieurs Crooks and Warren be a Committee to draft and draft address. report the same.

Ordered.

Mr. Elliott, seconded by Mr. Magon, moves that Richard D. Fraser and John Warren, Esquires, be a Committee to carry up the address of this Honorable House to His Excellency, for information with respect to Medals, &c.

Ordered.

Mr. Crooks, from the Select Committee to draft an address to His Excellency the Licutenant Governor, on the subject of the war losses, informed the House that the Committee had agreed to a draft which he was directed to submit for the adoption of the House, whenever it would be pleased to receive the same.

The Report was received, and the Address was read twice, concurred in, and ordered to be engrossed and read a third time this day.

Agreeably to notice, Mr. MacKenzie, seconded by Mr. Ketchum, moves that it be-

Resolved, That the President and Cashier of the Bank of Upper Canada, be required to furnish the House, for its infor- cox, Chairman of a Township Meeting, and one hundred Truman Wilmation, under oath, at as early a period of the present Session as possible-

1st. A Statement of the number of persons in the employ--the amount of security given by each person so employed, and the names of their Securities; also a statement in detail of the contingencies of the Bank and its branches during the last seven years.

2nd. A Statement of the amount of the specie imported into the Province during the years 1829; 1830 and 1831, by the Bank of Upper Canada; the amount exported, and for what objects, shewing the costs of that imported and the arrangements for procuring it, whether by Bills of Exchange, pledges of the Stock of the Province, or any other arrangement.

3rd A Statement of the amount of funds of the Government; and of Public Officers of the Government on its behalf, received on deposit at the Bank of Upper Canada, during the last four years, distinguishing the same as to time and amount, by months or quarters.

4th A Statement of the sums transmitted by the Bank of Upper Canada for the Government of the Province, from and to what place, the times when done, the mode of transfer, and what has been the cost, if any, for doing the same, to the Bank of Upper Canada, and to the Government and its Officers.

the improvement of the Grand River, informed the House that monies advanced, when and for what purpose, and whether by the Committee had agreed to report by Bill, a draft of which authority of law, and upon the request of any Functionary of the Government of the said Province, with the amount of interest that has been paid by the Government of the said Province to said Bank, upon all such loans or monies advanced, up to this date.

> 6th A Statement of all the transfers of Stock of said Bank, to the Bank, by way of pledge for loans, or otherwise, made at any time during the last four years, distinguishing the amount so held at each new year.

> 7th A Statement of the amount of Discounts by the Bank in 1829, and the amount of Discounts in 1830 and 1831; distinguishing the amount Discounted in each week, and also distinguishing the amount discounted at the several Agency Offices.

> Sth. A statement of the sums purchased by the Bank in foreign Bills of Exchange in 1829, and the sums purchased in 1830 and 1831, with the prices at which the said Exchange was purchased, and the prices at which it was sold, distinguishing the amount purchased from Government and the price at which it was purchased and sold.

> 9th. A statement of the amount of specie (coined metals) in the Vaults in the Bank, on the first day of each month, during the last two years.

> 10th. A statement shewing how many notes were discounted to individuals during the last six months of the year 1830, and the first six months of 1831, in sums between one hundred pounds and twenty-five pounds, inclusive, each ; also, how many were discounted of five hundred pounds and upwards.

> 11th. A statement of the debts due by the Directors and Officers of the Bank, with the aggregate amount for which they were endorsers for others, on the first February 1829, and a similar statement for the first February 1830-first February 1831, and first December 1831.

> 12th. A statement shewing what public Creditors besides the Bank hold Debentures against the Government, purchased for them by the Bank, and its Agents, in its name; together with the amount held by each person.

> 13th. A statement shewing the bills in circulation on the first instant, of five dollars and upwards, not bearing interest ; and bills in circulation under five dollars not bearing interest ; also, bills or notes in circulation bearing interest.

> 14th. A statement of the real estate owned by the Bonk, and also, in detail, of the real estate held as security for debts due to that Institution.

> In amendment, Mr. Bidwell, seconded by Mr. Lyons, moves that the words "under oath" be expunged from the original resolution.

Adjourned.

TUESDAY, 6th DECEMBER, 1831.

THE House met.

The minutes of yesterday were read.

Petitions

31

Mr. MacKenzie brought up the petition of Truman Wil-brought up. and five others, inhabitants of the Township of Etobicoke, in cox and others. the Home District ; which was laid on the table.

Mr. MacKenzie brought up the petition of Angus Came- Angus Camment of said Bank and its branches, their names, wages or ron, and fifty-four others, of the Townships of Osnabruck and eron and Finch, in the Eastern District; which was laid on the table.

> Mr. MacKenzie brought up the petition of Henry Road-Henry house, and one, hundred and thirty-one. others, of Albion, in Roadhouse the County of York; which was laid on the table.

Mr. Magon brought up the petition of the Right Reverend The Rev. Alexander McDonnell, Bishop of Regiopolis, and three others; Alexander Mc-Donell and which was laid on the table. others.

Mr. Beardsley brought up the petition of J. Muirhead, Petition of and seventeen others, inhabitants of the District of Niagara ; J. Muirhead and others. which was laid on the table.

Mr. Chisholm brought up the petition of Anthony Fitzpa-Anthony Fitztrick, and thirty three others, of the Townships of Esquising patrick and and Trafalgar, in the Gore District ; which was laid on the others. table.

and others.

| Mr. W. Wilson brought up the petition of James Graham, J. P. and four hundred and thirty-nine others, inhabitants of the County of Norfolk, in the London District; which was laid on the table. | |
|---|--|
| | |

Robert Stan-Mr. Jarvis brought up the petition of Robert Stanton, ton, Esq. Esq. ; which was laid on the table.

Resolution Mr. John Willson, seconded by Mr. Burwell, moves that relative to it be resolved, that the privileges of Parliament were established rivileges of Parliament. for the support and maintenance of the independent and fearless discharge of its high functions, and that it is to the uncompromising assertion and maintenance of these privileges in the earlier periods of English History, that we are chiefly indebted for the free institutions which have been transmitted to us by our ancestors.

In amendment, Mr. Bidwell, seconded by Mr. Perry, Amendment moves that all be expunged after the word "resolved," and proposed. the following inserted : "That so much of the Journals of this House as relates to the report of a Select Committee during the last Session, on the printing of the Journals be read."

On which the House divided, and the yeas and nays were House divides taken as follows : on amendment,

YEAS.—Messieurs,

| Yeas 15. | Beardsley, Bidwell, Campbell, Clark | Cook, Howard, Ketchum, | McCall, Roblin, A. McDonald, Shaver, MacKenzie, White-15. |
|----------|--|------------------------------|---|
| | Clark, | Lyons, | Perry, |

NAYS .- Messieurs,

| | Atty. General, | Elliott, | Macnab, | Thomson, | | • |
|----------|----------------|------------|---------------|-------------|----|---|
| | Berczy, | A. Fraser, | Magon, | Warren, | | |
| Nays 25. | Boulton, | R. Fraser, | Mount, | Werden, | | 6 |
| | Burwell, | Jarvis, | Samson, | J. Willson, | | 6 |
| | Chisholm, | Jones, | Shade, | W. Wilson, | 25 | " |
| | Crooks, | Lewis, | Sol. General, | | | 6 |
| | Duncombe, | McMartin, | | | | 6 |

The question of amendment was decided in the negative by a majority of ten.

In amendment to the original question, Mr. Bidwell, se-Second conded by Mr. Perry, moves that after the words, "English amendment History,' in the original resolution, the following words be proposed. inserted : "and a Free Press in more modern and enlightened times, notwithstanding many different attempts to destroy its liberty."

On which the House divided, and the yeas and nays were House divides taken as follows : on second

YEAS-Messicurs.

| Yeas 16. | Beardsley, | Cook, | McCall, | Roblin, |
|----------|------------|----------|------------|-----------|
| | Bidwell, | Howard, | MacKenzie, | Shaver, |
| | Buell, | Ketchum, | Perry, | Werden. |
| | Campbell, | Lyons, | Randal, | White—16. |
| | | MATC | | |

NAYS.-Alessicurs,

| Nays 24. | Atty. General, Berzcy, Boulton, Burwell, Chishohn, Clark, | Crooks, Elliott, A. Fraser, R. Fraser, Jarvis, Jones, | Magon, Mount, | Shade, Sol. General, Thomson, Warren, J. Willson W. Wilson—24 |
|----------|--|--|------------------|--|
|----------|--|--|------------------|--|

The question of amendment was decided in the negative by a majority of eight.

In amendment Mr. Samson, seconded by Mr. Thomson, Third amend- moves that after the word "Resolved," the whole of the oriment proposed ginal resolution be expunged, and the following inserted :-That an article published in the newspaper called the Colonial Advocate, of the date, 24th November, 1831, in the following words :"

"STATE OF THE COLONY."

" The people of this Province will probably be able to " form a tolerably fair estimate of the manner in which their " petitions on public affairs are likely to be treated in the recomplained of. 44 presentative branch of the Legislature, when they learn the "manner in which the first of the series has been disposed " of."

> " The petition of the people of Vaughan unanimously " agreed upon at the Town Meeting, and signed by the Chair-"man, Secretary, and from two to three hundred freeholders " and other inhabitants, was the first presented to the House, " and after it had been read, and had lain two days on the table, " Mr. MacKenzie, a representative of the people, from whom

" it came, moved that it should be referred to a Committee of " five Members, viz. Mr. Ketchum, the other Member for the " County in which the petition was voted, and Messicurs Buell, " Perry, and Shaver, with the mover, as a matter of course. " Mr. Thomson, of Frontenac, the Editor of the Kingston "Herald, who had previously expressed great bitterness "against the Petitioners and their petition in the public " Journals, immediately rose and objected to referring the " petition to its friends, and allowing them to consider of and " introduce any measures desired by the Petitioners, and "which they might consider expedient to the notice of the Legislature .- We told the people of York, last July, that " this would be the result of any application to the Assembly, " and therefore the more earnestly requested them to unite in addressing the King's Government, as by this means distinct " propositions could be submitted to a new Assembly called as " in England on the Reform Bill. We now urge all those in-" trusted with the general petitions to the King and House of "Assembly, to send them to York, by mail, on the earliest " possible day, in order that the former be forwarded to London, and the latter submitted to the Assembly, now in Session. " "We learn that Chief Justice Robinson's successor in the law " business, Mr. Draper, either has gone off this week to Lon-" don, or is now about to sett off, to oppose the general petiti-" ons and advocate the interests of the Executive faction here, " with His Majesty's Government. They take the utmost pains to conceal their weakness, in the estimation of the " Country, and one of their ablest assistants leaves his own " private business and prospects to watch the signs of the .' times at home. Mr. Thomson's amendment already spoken " of, was a resolution "that the petition of the people of " Vaughan, with all other petitions relating to the same subject " be referred to a Select Committee of seven Members to be " chosen at twelve o'clock to-morrow."

" The Attorney General characterized the Petitions as " the expression of a few people," "a few individuals," " mere " casual meetings," " he happened to have seen some of these " meetings, but a few respectable Farmers met together, did " not at all understand the subject," and termed the Commit-" tee, " a one sided Committee," the Petitions he had never " seen till that day-they had been got up by some body or " other."

" The Solicitor General wished the Petitions to be re-" ferred to a Committee of the whole House, and thus be got " rid of at once, and not referred to the Committee named by " Mr. Mackenzie, who would call witnesses where none were " wanted, and thus increase the expenses of the Session .- He " asserted this, although there was nothing in the motion that " gave the Committee any power to call a single witness-" Messieurs Burwell, Jarvis and others, opposed to the rights " of the people, were of course in favor of Mr. Thomson's " amendment, the votes in favor of which were as follows :-" Messieurs Shade, Henry, J. and George Boulton, Burwell, " Elliott, A. Fraser, R. D. Fraser, Sheriff Jarvis, Lewis, " Macnab, McMartin, Solicitor General, Magon, Mount, Sam-" son, Thomson, Warren and W. Wilson."

" The Members opposed to Mr. Thomson's amendment, " (introducing a species of vote in which the constituents of " Members could not learn how they had acted,) and who " would have entrusted the petitions to a committee of persons "favorable to the prayer of the Petitioners, were Messieurs "Buell, Campbell, Čook, Duncombe, Howard, Ketchum, "McCall, MacKenzie, Perry, Roblin, Shaver and White ----" The Executive faction carried their measure by a majority " of six."

And also a certain other article in the said paper, called the Colonial Advocate, of the date 1st December 1831, in the following words :-

"EXCELLENT EXAMPLE OF LOWER CANADA."

"The harmony which exists between the Governor in " Chief, the H. of A. (meaning the House of Assembly) and " the Colonial Secretary, Lord Viscount Goderich, must be " pleasing and gratifying to every true friend of representative Government; for it is evidently the consequence of a just "and honorable course of procedure in these high parties " towards the people of Lower Canada. We are glad to " perceive by Lord Goderich's Despatch in answer to the "Assembly's petition sent home last spring by Mr. Viger, that all the Judges are to be dismissed from the Executive " and Legislative Council-that the Revenues of the Jesuits "Estates are to be applied by the Province to educate the " Canadians; that the power of regulating trade is to be ex-" ercised in future with great attention to the interests of the " Colony; that Provincial bills for giving Corporate powers " and making local regulations will be sanctioned; that the " right of the Colonists to regulate their internal affairs is " fully admitted; that Offices of trust and profit are to be "more equally distributed in future; that Officers who have

32

amendment.

Publication in

the Colonial

Advocate

" lost the confidence of the country are to be dismissed, if the " complaints made against them are proved; that all the proper " influence of Government is to be given to the satisfaction of " the Colony, and that any Colonial Law increasing the re-" sponsibility and accountability of public officers will be sanc-" tioned by England :-- In the Assembly we see noble and pa-" triotic efforts made to increase the happiness of the people, " enlighten their understandings, and watch diligently over " their rights and privileges; and on the part of the Gover-" nor-in-Chief, there does really appear to be a willingness " to act with the House of Assembly, and faithfully to assist " them in securing for the Country the inestimable advantage " of good laws and free institutions."

" The contrast between their Executive and ours, betwixt " the material of our Assembly and theirs-and between the " use they make of an invaluable constitution, and our abuse " of it, is any thing but satisfactory to the friends of freedom " and social order in Upper Canada.

" Our representative body has degenerated into a syco-" phantic office for registering the decrees of as mean and " mercenary an Executive as ever was given as a punishment " for the sins of any part of North America, in the ninetcenth " century."

"We boast of our superior intelligence; of our love of " liberty; but where are the fruits? has not the subservience " of our Legislature to a worthless Executive become a bye-" word and a reproach throughout the Colonies? Are we not " now even during the present week about to give to the numi-" cipal officers of the Government, as a banking monopoly, a " power over the people, which added to their already over-" grown influence, must render their sway nearly as arbitrary " and despotic as the Iron rule of the Czar of Muscovy? Last " winter the majority of our Assembly with our Speaker at " their head felt inclined to make contemptuous comparisons " between the French inhabitants of the Sister Colony and the " enlightened constituents who had returned them, the said ma-"jority. In our estimation, and judging of the tree by its " fruits, the Lower Canadians are by far the most descrving " population of the Constitution they enjoy, for they show " themselves aware of its value—while, judging of the people " here, by the representatives they return, it might be reason-" ably inferred that the constituents of the McLeans, Van-" Koughnetts, Jarvises, Robinsons, Burwells, Willsons, Boul-" tons, Macnabs, McMartins, Frasers, Chisholmes, Crookses, " Elliotts, Browns, Joneses, Magons, Samsons and Hagermen, " had emigrated from Grand Tartary, Russia, or Algiers, the " the week preceding the last general Election ; for although " in the turgid veins of their members there may be British " blood, there certainly is not the appearance of much British " feeling,"-are gross, scandalous and malicious libels-intended and calculated to bring this House and the Government of this Province into contempt, and to excite groundless suspicion and distrust in the minds of the inhabitants of this Province, as to the proceedings and motives of their Representatives, and is, therefore, a breach of the privileges of this House; and William Lyon Mackenzie, Esq. a Member of this House, having avowed himself the author of the said articles called apon for he now called upon for his defence.

On which debates ensued.

Motion

declaring second

breach of

privilege.

and that

publication to be a libel and

W. L. Mcken-

zie Esq. be

his defence.

Debates.

debate.

Mr. John Willson, seconded by Mr. Attorney General, Motion for deferring moves that the further debates on the privilege question, now under consideration, be deferred until to-morrow.

On which the House divided, and the yeas and nays were House divides. taken as follows :

YEAS.—Messieurs,

| Atty. | General, Elliott, | McMartin, | Thomson, |
|----------------|-------------------|---------------|--|
| Yeas 23. Bercz | | | Warren, |
| Boult | | | Werden, |
| Burw | ell, Jarvis, | Samson, | J. Willson, |
| Chish | olm, Jones, | Shade, | W. Wilson- |
| Crool | ts, Lewis, | Sol. General | , 23. |
| | NAY | S.—Messieurs, | an a |
| | | | 1.F |

| Nays 17. | Beardsley, Bidwell, Buell, Campbell, | Cook, Howard, Ketchum, Lyons, MacKenzie, Shaver, Perry, White-17. |
|----------|---|--|
| | Clark, | |

The question was carried in the affirmative by a majority of six.

Adjourned.

WEDNESDAY, 7th DECEMBER, 1831.

THE House met.

The minutes of yesterday were read.

Agreeably to the order of the day, the debate on the question on breach of privilege was called-and the motion of Mr. John Willson of yesterday, with Mr. Samsons' amendment, was then read. Debate re-

Whereupon the debate was resumed.

The Master in Chancery brought down from the Hono-Justices prorable the Legislative Council a Bill, entitled, "An Act to faci- tection Bill sent litate summary proceedings before Justices of the Peace, and to Legislative afford to Justices reasonable protection in the discharge of Council. their duty," which that Honorable House had passed, and to which they requested the concurrence of this House.

Bill sent from The Bill sent down from the Honorable the Legislative Legislative Council entitled, " An Act to facilitate summary proceedings Council read. before Justices of the Peace, and to afford to Justices reasonable Second readprotection in the discharge of their duty," was read a first time, ing to-morrow. and ordered for a second reading to-morrow. Messages from

Mr. Acting Secretary McMahon, brought down from His His Excellency. Excellency the Lieutenant Governor, several messages and documents, and having retired, the Speaker read the messages as follows :-

J. COLBORNE.

The Lieutenant Governor transmits to the House of Ottawa Dis-Assembly, in compliance with an address in the last Session, triet for taxes a return of the Sales of Wild Lands in the District of Ottawa sent down. for arrears of taxes, under the provisions of the Assessment laws.

Government House, 71h December, 1831.

J. COLEORNE.

Population The Lieutenant Governor transmits to the House of returns sent Assembly, copies of the returns received from the several Clerks down. of the Peace, of the population of the respective Districts of this Province, for the year 1831.

Government House, 7th December, 1831. }

J. COLBORNE.

Communica-The Lieutenant Governor transmits to the House of tion from Assembly, the accompanying communication received from Chairman of the Chairman of the Quarter Sessions of the Bonce for the Sessions sent the Chairman of the Quarter Sessions of the Peace for the down, Home District, with an account from the Treasurer, of expenses incurred by the District in consequence of the occupation of the Court House by the Legislature.

J. COLBORNE.

Report of The Lieutenant Governor transmits to the House of Parliament Assembly, the accompanying report and papers, received from building Commissionthe Commissioners for superintending the crection of the ers sent down. building designed for the use of the Legislature.

J. COLBORNE.

Returns of The Lieutenant Governor transmits to the House of Emoluments of Assembly, in compliance with an address in the last Session, Officers. such returns of the emoluments of Public officers, as have been received during the recess.

- Government House,
- 7th December, 1831. \$

J. COLBORNE.

The Lieutenant Governor transmits to the House of School reports. Assembly copies of such Reports respecting District and Common Schools, as have been received since the last Session of the Provincial Legislature.

Government House, 7th December, 1831.

J. COLBORNE.

. SC 14 The Lieutenant Governor transmits to the House of tion Grand Assembly, the accompanying papers, presented by the Grand Jury. Jury of the Home District, to the Court at the last Assizes, with reference to the subject of the establishment of a Peniten-

tiary. Government House,

7th December, 1831. 5

sumed.

Return of

J. COLBORNE.

Despatch and Accotheperial of the House of Assembly, a copy of a Despatch which he has this day received from His Majesty's Secretary of State Parliament relative to duties under 14 for the Colonies, with a copy of an Act of the Imperial Par-George 3.

liament therein referred to, which places at the disposal of the Legislature of this Province, the Revenues arising from the Statute of the 14th Geo. 3rd. chap. SS. Government House,

7th December, 1831. 5

Documents (see Appendix.)

The Licutenant Governor transmits for the information

Words spoken by R. D. Fra-

The Clerk was ordered to take down the following words spoken by the Honorable Member for the County of Grenville, of York, W. L. MacKenzie, Esquire, viz:-"I would horse-whip you under similar circumstances."

Amendment to Mr. Samson's amendment proposed.

poned.

In amendment to Mr. Samson's amendment, Mr. Bidwell, seconded by Mr. Perry, moves that the amendment be amended by expanging all the words in said amendment after the word " that ", commencing with the words " an article," and the following inserted :-- " a Committee of privilege be appointed, consisting of Messieurs Attorney General, Berczy, Beardsley, Duncombe and Ketchum, with power to send for persons and papers, and to enquire, and report to this House, whether any libels have been published during the present Session of the Legislature in any Newspapers printed in this Province.

Debates.

Mr. Berczy, seconded by Mr. Thomson, moves that the Debate postdebate on the question of privilege be postponed until to-morrow, and that it be the first item on the order of the day.

Which was carried.

Adjourned.

THURSDAY, 8th DECEMBER, 1831.

THE House met.

The minutes of yesterday were read.

privilege called. Mr. Bidwell's amendment read.

Amendment.

Question of

amendment

out of order.

Mr. MacKen-

zie proceeds

Debate

resumed.

Defence

adjourned.

Petitions

Of Matthew

Myers and others.

Wm. Hands

and others.

Debate on

question of privilege, adjourned from yesterday, was called. Mr. Bidwell's amendment to Mr. Samson's amendment, of the preceding day, to the above question, was read as follows:

Agreeably to the order of the day, the debate on the

Mr. Bidwell, seconded by Mr. Perry, moves that the amendment be amended by expunging all the words in said amendment after the word "that" commencing with the words "An article," and the following inserted : "a Committee of privilege be appointed, consisting of Messrs. Attorney General, Berczy, Beardsley, Duncombe and Ketchum, with power to send for persons and papers, and to inquire and report to this House whether any libels have been published during the present Session of the Legislature in any newspapers printed in this Province.

On a question of order being raised on the said amendment it was decided to be out of order. decided to be

The debate was resumed.

Mr. MacKenzie, Member for the County of York, was called upon his defence, which he proceeded in.

in his defence. Mr. Morris, seconded by Mr. Attorney General, moves that the defence of the member for the County of York, W. L. MacKenzie, Esq. be adjourned till to-morrow, and it be the first item on the order of the day.

brought up.

Ordered.

Mr. Attorney General brought up the petition of J. Muir-J. Muirhcad and others. head, and thirty-seven others of the Town of Niagara; which was laid on the table.

Mr. Attorney General brought up the petition of the Nia-Niagara Dock gara Harbour and Dock Company; which was laid on the Company. table.

Mr. Elliott brought up the petition of George Jacob, and George Jacob sixteen others, of the Town of Sandwich; which was laid on and others. the table.

> Mr. Elliott brought up the petitiou of William Hands. and twenty-six others, of the Western District; which was laid on the table.

Mr. Jarvis brought up the petition of Jordan Post, and Jordan Post two hundred and thirty-five others, inhabitants of the Town of and others. York; which was laid on the table.

Mr. Jarvis brought up the petition of Seneca Ketchum, S. Ketchum of the Township of York, in the Home District ; which was laid on the table.

Mr. Clark brought up the petition of Smith Griffin, and Smith Griffin ninety-four others, of the Townships of Clinton, Grimsby, &c. and others. in the Niagara District; which was laid on the table.

Mr. Clark brought up the petition of J. Muirhead, and J. Muirhead eighty others, of the District of Niagara; which was laid on and others. the table.

Mr. Thomson brought up the petition of Allan McLean, Allan McLean and seventeen others ; which was laid on the table. and others.

Mr. Roblin brought up the petition of James Dougall, James Dougall and three others, frecholders in the Third Concession Military and others. Tract, Township of Hallowell; which was laid on the table.

Mr. Robinson brought up the petition of Charles Partridge, and twenty-four others, of Penetanguishine ; which was others. laid on the table.

Mr. Robinson brought up the petition of George Ramsay, Geo. Ramsay J. P. and twenty-one others, of the Township of Tecumseth, J.P. and others in the Home District; which was laid on the table.

Mr. Shaver brought up the petition of Jacob Frats, and Jacob Frats sixty others, of the County of Dundas; which was laid on the and others. table.

Mr. Shaver brought up the petition of George Brouse, Geo. Brouse and sixty-six others, of the County of Dundas; which was laid on the table.

Mr. Shaver brought up the petition of John E. Ault, and John E. Ault thirty-four others, of the County of Dundas; which was laid and others. on the table.

Mr. Duncombe brought up the petition of P. H. Hamil-and others. and sixty-seven others, of the Township of Norwich, in the London District; which was laid on the table.

Agreeably to the order of the day, the petition of the Petition of Welland Canal Company, praying for a charter to enable them Welland Canal to construct Bail Boads for the connection of the Lakes with Company to construct Rail Roads for the connection of the Lakes with read. the Niagara River. The petition of the Honourable Thomas Petition of the Clark, and ninety-one others, of the District of Niagara, pray- Hon. Thomas ing to be incorporated under the style and title of "The Erie Clark and others read. and Ontario Rail Road Company," with a capital of seventy-five thousand pounds, with the privilege of extending the same to one hundred and fifty thousand pounds, &c. &c. The pe- Petition of tition of Jacob Potts, J. P. and seventy-six others, of Char- J. P. and lotteville and Welsingham in the Versite Versite Potts, J. P. and lotteville and Walsingham, in the London District, praying for others read. the sum of fifty-pounds to enable them to open a road from the first concession-line to the shore of the Lake on the line between the said Townships. The petition of A. Proudfoot, and Petition of fifty-five others, of Trafalgar and Esquising, praying for a A. Proudfoot grant of £50 to repair the road between lots number five and read. six in the old survey, and on the tenth concession of the new survey of the Township of Trafalgar. The petition of Wm. Petition of Coleman, and sixty-eight others, of the Townships of Beverly Wm. Coleman and Dumfries, praying for aid to repair the allowance for road read. between the Second and Third Concession of said Townships. Petition of The petition of Samuel Pinnock, and sixty others. of the Sand, Pinnock Town of Brockville, praying for an elective Police to be es- and other, tablished in said Town. The petition of David Secord, and Petition of seven others, residing on the Niagara Frontier, praying to be David Secord remuncrated for losses sustained during the late war with the and others United States of America. The petition of Jacob Smith, J.P. read. and thirty-four others, of the Town of Belleville, praying for Petition of Jacob Smith a grant of one hundred and fifty pounds, to aid in erecting a and others Bridge over the River Moira in said Town of Belleville. The read. petition of Wm. Cunningham, and ten others, inhabitants of Petition of the Third Concession Military Tract, in the Township of Hal- ham and others lowell, praying that the eastern boundary line of the said Third read. Concession, known as the carrying-place road, may be establish-Mr. Solicitor General brought up the petition of Matthew ed by law. The petition of James Dougall, and twenty-two James Dougall Myers, and twenty-one others, Licensed Victualers of the Town of Kingston; which was laid on the table. Others, freeholders of the Third Concession of the said Military and others Tract, praying against the above. The petition of James F. Petition of Smith, and seventy-six others, of the Town of York, praying J.F. Smith to be incorporated into a Fire and Navigation Assurance Com- & others read. pany. The petition of J. Muirhead, and fifty others, praying J. Muirhead for remuneration for losses sustained during the late war with and others the United States of America. The petition of Thomas Mc- rend. Cargar, and thirty-eight others, of Oxford, in the Johnstown Thos. McCar-District, praying for a new survey of the fourth concession of gar and said Township. The petition of James Fargus, and sixty-five Petition of others, of the District of Gore, praying for a loan of six thou- James Fargus sand pounds to enable them to complete the Desjardins' Canal. and others The petition of William Lindsay and Jane his wife, of the Petition of Township of Williamsburgh, in the Eastern District, praying Lindsay and for relief in the premises. The petition of Henry Roadhouse, Petition of and one hundred and thirty-one others, of Albion, praying for H. Roadhouse

pecuniary aid to repair the road leading to York, commonly & others read. Petition of called the Albion Road. The petition of Jonas Jones, and Jonas Jones forty-four others, of Brockville,-of J. McDonell and Comand others read; and of J. McDonell pany, and ninety others, of Gananoque and vicinity. The peand others. Of J. Ketchuin and others. Sam'l. Thomas P. Schofield and others. Petition of John Binkley and others read. And of Carleton C. Smith and others. Of Henry Shaver and others. A. Cameron and others. J. Couke and cthers. Heary Stuart and others. D. McLellan and others. Sherman D. King and others. Leonard Stoneburner and others. John Rany and others Isaac Kelly and others. Jacob Upper, senior, and others. Truman Wilcocks and others. Petition of M. Woolery and others read. Petition of W. S. Adams and others read Petition of Rev. A. McDonell and others read. Petition of J. Muirhead and others read.

Petition of

Anthony Fitzpatrick and

others read.

Petition of

Petition of

Esq. read.

Right Revd.

referred.

Petition of

and others

Petition of

and others

Petition of

referred.

Petitions of

J. Muirhead and others

referred.

J. Muirhead

referred.

Jos-Holme

A. McDonell and others

read.

Jas. Graham

tition of John Ketchum, and sixty others, inhabitants of Elizabethtown. The petition of Samuel Thomas, and thirty-four others, of Maitland, in the Johnstown District; and of P.Scho-& others; and field, and thirty-four others, of Beverly, in the Johnstown District, praying that the capital of the Bank of Upper Canada may be increased to five hundred thousand pounds, to enable the Directors of the same to establish Branch Banks throughout the Province. The petition of John Binkley, Chairman of a Macfarlane. public meeting in the Township of Ancaster, and seventy-eight others. The petition of Carleton C. Smith, Chairman of a public meeting in Galt, and one hundred and forty-three others. The petition of Henry Shaver, Chairman of a public meeting, and seventy-one others, inhabitants of the Townships of Osnabruck and Finch, in the Eastern District. The petition of Angus Cameron and fifty-four others, of the same place. The petition of John Couke and thirty-five others, of the Niagara petition of Duncan McLelllan, and forty-one others, of Osnabruck and Finch. The petition of Sherman D. King, and thirty three others, of the same Townships. The petition of Leonard Stoneburner, and thirty-five others.—Peter Hoople, and fortyseven others-of John Rany and fifty-one others.-James G. Grant and thirty-eight others, of the same Townships. The petition of Isaac Kelly, and twenty-seven others, of the Nia-gara District ;---of Jacob Upper, Senior, and seventy-six others, of the Niagara District, and of Truman Wilcox, Chairman of a Township Meeting, and one hundred and five others, of the Township of Etobicoke, in the Home District, praying the same as the petition of Peter Frank and others of the Township of Vaughan-(see page 17.) The petition of Michael Woolery, and nineteen others, of the Township of Oxford in the Johnstown District, praying for a new survey of the sixth Concession of said Township. The petition of Wm. S. Adams, and nineteen others, of Edwardsburgh, in the Johnstown District, praying for a new survey of the seventh and eight concessions of said Township. The petition of the Rt. Rev. Alexander McDonnell, Ep. Regiopolis, and three others, praying for an Act of Incorporation to enable them and their successors to hold, land for Church purposes, School Houses, &c. The petition of J. Mulrhead, and seventeen others, of the Township of Niagara, praying that all disputes and difficulties respecting the Northern Boundary Line of said Township may be settled by an Act of Parliament for that purpose. The petition of Anthony Fitzpatrick, and thirty-three others, of Esquising and Trafalgar, in the District of Gore, praying for a sum of money to improve the Hill at the sixteen mile creek, in the said Township of Trafalgar. The petition of James Graham, J. P. and four hundred and thirty-nine others, of the County of Norfolk, praying that a Bill may be passed grant-J.P. and others ing a sum of money for the construction of a Harbour at the mouth of Patterson's Creek, Lake Erie; and the petition of Robt. Stanton, Robert Stanton, Esq. of the Town of York, praying to be heard before the Select Committee, to which was referred the petition of Hugh C. Thomson and James Macfarlane, Esqs. of Kingston, and that the said Committee be instructed to inquire whether the granting the prayer of their petition will not interfere with his rights-were read.

Mr. Magon, seconded by Mr. Mount, moves that the Petition of the petition of the Right Reverend Bishop McDonell, and other Clergymen of the Roman Catholic Religion, be referred to a Select Committee, to be composed of Messrs. Attorney General, Berczy, and Elliott, to report thereon by bill or otherwise.

Ordered.

Mr. Cook, seconded by Mr. Howard, moves that the petition of Joseph Holme and others, of Williamsburgh, be referred to a Committee, composed of Messieurs Shaver, Buell, Lyons and Perry, with power to send for persons and papers, and to report thereon by bill or otherwise.

Ordered.

Mr. Attorney General, seconded by Mr. W. Wilson, moves that the petition of J. Muirhead and others, respecting the war losses, be referred to a Select Committee, consisting of Messrs. Macnab and Duncombe, to report thereon to the House. Ordered.

Mr. Attorney General, seconded by Mr. W. Wilson, moves that the petition of J. Muirhead, and others, respecting the West line adjoining the Military Reserve in Niagara, be referred to

a Select Committee, to be composed of Messrs. Mount and Werden, with power to report thereon by Bill or otherwise, and with power to send for persons and papers.

Ordered.

petitions of Jonas Jones, and others; C. and J. McDonald, and J. Jones others; John Ketchum, and others; Peter Schofield, and others; C.&J. M'Don-Samuel Thomas, and others; —be referred to a Select Commit- ell and others; tee, to be composed of Messrs. Robinson and Berczy, with J. Ketchum power to send for persons and papers, and to report thereon by P. Schofeld and others, and Bill or otherwise. S. Thomas

Ordered.

referred. Mr. Jarvis, seconded by Mr. Robinson, moves that the Petition of R. petition of Robert Stanton, be referred to the Committee to Stanton, Esq. whom was referred the petition of H. C. Thomson and James referred.

Ordered.

Mr. Samson, seconded by Mr. Thomson, moves that the Petition of petition of Robert Smith, Esq. and others, be referred to the and others. Committee of Supply. referred.

Ordered.

Mr. Buell, seconded by Mr. Cook, moves that the petition of District. The petition of Henry Stuart and one hundred and of Samuel Pennock, and others, of Brockville, be referred to S. Pennock thirteen others of the Townships of Osnabruck and Finch. The a Select Committee, composed of Messrs. Perry and Howard, referred.

Ordered.

Mr. Morris gives notice that he will, on Monday next, Notice of reading Jourmove for the reading of that part of the Journals of the last nals on the subject of day, of the last Session, which relates to school lands.

School Lands. Mr. Wm. Wilson, seconded by Mr. McCall, moves that Petition of the petition of James Graham, and others, be referred to the Jas. Graham and others Committee of Supply. eferred to

Ordered.

Mr. Macnab, seconded by Mr. Duncombe, moves that the Petilion from several petitions from the inhabitants of the Gore District, referred. Gore District praying for a loan to the Desjardins Canal, be referred to the Committee of Supply.

Ordered.

Agreeably to the order of the day, the Address to His Excellency for information on the subject of losses sustained by Excellency on the inhabitants of this Province, during the late war with the losses passed. United States of America, was read the third time, passed and signed, and is as follows :

> To His Excellency SIR JOHN COLBORNE, Knight, Commander of the most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, Major General Commanding His Majesty's Forces therein, &c. &c. &c.

MAY IT PLEASE YOUR EXCELLENCY.

We, His Majesty's dutiful and loyal Subjects, the Address to His Commons of Upper Canada, in Provincial Parliament assem- Excellency bled, respectfully request that Your Excellency will be pleased relative to losses. to lay before this House such information as Your Excellency may have received since the last Session of the Provincial Legislature, respecting the disposition of His Majesty's Government relative to the subject of the war losses.

ARCHIBALD McLEAN,

SPEAKER.

Commons House of Assembly, 8th day of December, 1831.

Mr. Duncombe, seconded by Mr. Shade, moves that Committee Messrs. Crooks and Warren be a Committee to carry the Ad- to carry up dress to His Excellency, on the subject of information on the war losses, and to present the same.

Ordered.

Mr. Solicitor General gives notice that he will, on to-mor- Notice of Address on row, move for an Address to His Excellency, the Lieutenant Jesuit's Es-Governor, for information as to the claims of this Province to tates. a participation in the property known as the Jesuits Estates.

Mr. George Strange Boulton, seconded by Mr. Shade, Documents relative to moves that the documents sent down by His Excellency the Parliament Lieutenant Governor, relative to the building now erecting for Building the accommodation of the Legislature, be referred to a Committee consisting of Messrs. Berczy, Ketchum and Macnab, to report thereon for the information of this House, with power to send for persons and papers.

Ordered.

Mr. Roblin gives notice that he will, on to-morrow, move Notice of for leave to bring in a Bill to extend the Elective Franchise to Bill to extend the elective certain Lease Holders within this Province. franchise.

راجا الجراجية أشعر الأخر

Mr. Perry gives notice that he will, on to-morrow, move Notice of for the reading of such part of the Journals of last Session as reading Jour-nals on the Mr. Jones, seconded by Mr, Jarvis, moves that the several relates to His Excellency's reply to the Address of this House subject of

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and others,

supply.

men. the militia during the late war. Adjourned.

ERIDAV, 9th DECEMBER, 1831.

THE House met.

The minutes of yesterday were read.

Mr. MacKenzie resumes his defence.

Agreeably to the order of the day, the Honorable Member for the County of York, William L. MacKenzie, Esquire, resumed his defence, and at half-past five P.M. closed the

Debate on question of privilege adjourned. same, and retired. Mr. Morris, seconded by Mr. Samson, moves that the Member for the County of York, W. L. Mackenzie, Esquire,

having closed his defence, the debate on the question of privilege be adjourned until to-morrow, and that it be the first item on the order of the day.

Petitions brought up.

Ordered.

Mr. Bidwell brought up the Petition of Jonathan C. J. C. Jackson Jackson, and forty-three others, inhabitants of Fredericksburg, and others. in the Incorporated Counties of Lenox and Addington; which was laid on the table.

- John Thorpe Mr. Macnab brought up the Petition of John Thorpe, and others. and sixty-one others, inhabitants of the District of Gore; which was laid on the table.
- Mr. VanKoughnett brought up the Petition of Benjamin were taken as follows : Benjamin Wagoner and Wagoner, and thirty-nine others, of Cornwall, in the Eastern others. District; which was laid on the table.
- N. Eastman Mr. VanKoughnett brought up the Petition of Nadab Senior, and Eastman, Senior, and twenty-seven others, of Cornwall, in others. the Eastern District; which was laid on the table.
- Mr. VanKoughnett brought up the Petition of Nathan Nathau Brunson and others. Brunson, and thirty-seven others, of the Eastern District; which was laid on the table.
- Mr. VanKoughnett brought up the Petition of Thomas Perition of Thomas John- Johnson, and ninety-one others, of the Eastern District; which ston and others was laid on the table.
- Mr. Macnab brought up the Petition of Warner Nelles, Warner Nelles J. P. and J. P. and fifty-one others, of the Niagara District; which was others. laid on the table.
- Jesse W. Rose Mr. Cook brought up the Petition of Jesse W. Rose, and and others, twenty-eight others, of the County of Dundas; which was laid on the table.
- Mr. Cook brought up the Petition of Christopher Marke-C. Markeley and others. ley, and thirty-eight others, of the County of Dundas; which was laid on the table.
- Mr. Cook brought up the Petition of Adam Nudle, and Adam Nudle forty-four others, of the County of Dundas; which was laid and others. on the table,
- Mr. VanKoughnett brought up the Petition of S. Ander-S. Anderson son, and thirty-two others, of the Eastern District ; which was and others. laid on the table.
- Mr. Shaver gives notice, that he will, on Monday next, Notice of marmove for leave to bring in a bill to enable married Women to ried women's real Estate bill. dispose of their real Estate by Will.

Mr. Beardsley gives notice, that he will, on to-morrow, Notice of Erie move for leave to bring in a bill, that Thomas Clark, Charles and Outario Dixie, Samuel Street, Robert Dickson, Richard Woodruff, Rail fload Company Bill. Robert Kirkpatrick, Alexander Hamilton, David Thorburn, together with all such other persons as shall become Stockholders in such Joint Stock or Capital, to be a body Corporate and Politic, in fact, by and under the name and style of Be "the Erie and Ontario Rail Road Company."

Petition of A. others referred to Supply.

mittee.

Notice of Court of Re-quest Bill.

Mr. Chisholm, seconded by Mr. Shade, moves that the Proudfoot and Petition of A. Proudfoot, Esquire, and others, of the Township of Trafalgar, be referred to the Committee of Supply.

Ordered.

Mr. Crooks, seconded by Mr. Warren, moves that the Petition of D. Secord and Petition of David Secord, and others, be referred to the Select Mr. John Willson's motion of the sixth instant, was resumed. others referred Committee to whom was referred the Petition of James Muirto Select Comhead, and others, on the subject of the war losses.

Ordered.

Mr. Morris gives notice, that he will, on Thursday next, move for leave to introduce a bill, to amend the Court of Request laws.

Notice of Spirituous Liquor Bill.

Mr. VanKoughnett gives notice, that he will, on to-morrow, move for leave to bring in a bill to prevent the consumption of Spirituous Liquors in Shops.

Mr. Clark, seconded by Mr. Randal, moves that the Petition of Welland Canal Petition of the President of the Welland Canal Company, be

hands to Militia on the subject of those persons obtaining lands who did duty in referred to a Select Committee. to be composed of Messieurs Company Attorney General, Samson and Warren, to report thereon by referred. bill or otherwise.

Ordered.

Mr. Ketchum, seconded by Mr. Elliott, moves that the Petition of Petition of James F. Smith and others, be referred to a Select James F. Committee, composed of Messicurs Jarvis and Robinson, to Smith and others referred report by bill or otherwise.

Ordered.

Mr. Attorney General, seconded by Mr. Burwell, moves Report on that two hundred copies of the Report upon the Petition of Petition of D. David Breakenridge, Esquire, and others, on the subject of and others the Navigation of the Saint Laurence he winted for the upon and others the Navigation of the Saint Lawrence, be printed for the use to be printed. of Members.

Adjourned.

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SATURDAY, 10th DECEMBER, 1831.

THE House met.

The minutes of yesterday were read.

Mr. Perry, seconded by Mr. Cook, moves that the order Motion for disof the day for the adjourned debate on the question of privi- question of Privilege. lege be discharged.

On which the House divided, and the yeas and nays House divides:

YEAS .- Messieurs,

| Beardsley, Bidwell, Buell, Campbell, | Clark, Cook, Howard, Ketchum, | Lyons, McCall, Perry, Randal, | Roblin, Shaver, White—15. | Yeas 15. |
|---|--|--|---------------------------------|----------|
| | | | | |

NAYS .- Messicurs,

| Atty. General, Berzcy, Boulton, Brown, Burwell, Chisholm, Duncombe, | Elliott, A. Fraser, R. Fraser, Ingersoll, Jones, Lewis, McMartin, | Macnab, Magon, Morris, Mount, Robinson, Samson, Shade, | Sol. General, Thomson, VanKoughnett, ^{Nays 27.} Warren, Werden, W. Wilson—27 |
|---|---|--|--|
|---|---|--|--|

The question was decided in the negative by a majority of twelve.

On the order of the day being called for renewing the adjourned debate.

Mr. Attorney General, seconded by Mr. Berczy, moves in amendment to the amendment to the original motion, that Amendment to after the words "motives of their representatives," in the said original motion on Priviamendment, the remainder be expunged. lege.

On which the House divided, and the yeas and nays were House divides. taken as follows:

| Burwell, Jones, Robinson, Werden, Chisholm, Lewis, Samson, W. Wilson—27 | | YEAS.—Messicurs, | | · · · · | |
|--|---|--|--|---|----------|
| Dancombe, incluaran, binae, | Berczy, Boulton, Brown, Burwell, | A. Fraser, R. Fraser, Ingersoll, Jones, | Macon, Morris, Mount, Robinson, | Thomson, VanKoughnett, Warren, Werden, | Yers 27. |

NAYS.—Messicurs,

| Beardsley, Bidwell, Buell, | Clark, Cook, Howard, | Lyons, McCall, Perry, | Roblin, Shaver, Nays 16. White-15. | , , |
|----------------------------------|----------------------------|-----------------------------|--|--------|
| Campbell, | Ketchum, | Randal, | | |

The question was carried in the affirmative by a majority of twelve.

The debate on Mr. Samson's amendment (as amended) to D amended ques-

On the question for the adoption of the amendment as amended, being put, the House divided, and the yeas and nays House divides on the question

ofamendment as amended.

| 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1 | | | | as amended. |
|--|------------|-------------|--|-------------|
| · · · · | YEAS | -Messieurs, | ala na ser star a ser | 11111 |
| Atty. General, | Elliott, | Macnab, | Sol. General, | |
| | A. Fraser, | Maqon, | Thomson, | |
| Boulton, | R. Fraser, | Morris, | VanKoughnett, | |
| | Ingersoll, | Mount, | | Yeas 27. |
| Burwell, | Jones, | Robinson, | Werden, | · · · · |
| Chisholm, | Lewis, | Samson, | W. Wilson-27 | |
| Duncombe, | McMartin, | Shade, | an san san san san san san san san san s | |
| <i>с</i> • | | · · · | | |

NAYS.-Messieurs,

| Lyons, McCall, Perry, Randal, | Roblin, Shaver, White—15. |
|--|---------------------------------|
| | McCall, Perry, |

The question of amendment as amended was carried in the affirmative by a majority of twelve.

Original ques The original question as amended was then put and cartion as amendried, as follows :ed. carried.

Resolved, that an article published in the newspaper Original Resocalled the Colonial Advocate, of the date twenty-fourth November 1831, in the following words :-

"STATE OF THE COLONY."

" The people of this Province will probably be able to " form a tolerable fair estimate of the manner in which their " petitions on public affairs are likely to be treated in the Re-" presentative Branch of the Legislature, when they learn the " manner in which the first of the series has been disposed " of."

"The petition of the people of Vaughan unanimously " agreed upon at the Town Meeting, and signed by the Chair-" man, Secretary, and from two to three hundred freeholders " and other inhabitants, was the first presented to the House, " and after it had been read, and lain two days on the table, " Mr. MacKenzie, a representative of the people, from whom " it came, moved that it should be referred to a Committee of " five Members, viz. Mr. Ketchum, the other Member for the " County in which the petition was voted, and Messicurs Buell, " Perry and Shaver, with the mover, as a matter of course. " Mr. Thomson, of Frontenac, the Editor of the Kingston " Herald, who had previously expressed great bitterness " against the petitioners and their petition in the public "Journals, immediately rose and objected to referring the petition to its friends, and allowing them to consider of and " introduce any measures desired by the petitioners, and " which they might consider expedient to the notice of the "Legislature.-We told the people of York, last July, that " this would be the result of any application to the Assembly, and therefore the more earnestly requested them to unite in " addressing the King's Government, as by this means distinct propositions could be submitted to a new Assembly called as nial Advocate. 4 in England on the Reform Bill. We now urge all those intrusted with the general petitions to the King and House of " Assembly, to send them to York, by mail, on the earliest possible day, in order that the former be forwarded to Lon-" don, and the latter submitted to the Assembly, now in session. " We learn that Chief Justice Robinson's successor in the law " business, Mr. Draper, either has gone off this week to Lon-" don, or is now about to set off, to oppose the general petiti-" ons and advocate the interests of the Executive faction here, " with His Majesty's Government. They take the utmost " pains to conceal their weakness, in the estimation of the " country, and one of their ablest assistants leaves his own " private business and prospects to watch the signs of the times " at home."

> " Mr. Thomson's amendment already spoken of, was a re-" solution " that the petition of the people of Vaughan, with " all other petitions relating to the same subject be referred to a " Select Committee of seven members to be chosen at twelve " o'clock to-morrow."

"The Attorney General characterized the petitions as "the expression of a "few people," "a few individuals," mere "casual meetings," "he happened to have seen some of these " meetings, but a few respectable farmers met together, did not " at all understand the subject," and termed the Committee, "a " one sided committee," the petitions he had never seen till that " day-they had been got up by some body or other."

" The Solicitor General wished the petitions to be referred "to a Committee of the whole House, and thus be got rid of "Elliotts, Browns, Joneses, Magons, Samsons and Hagermen, " Kenzie, who would call witnesses where none were wanted, " and thus increase the expenses of the Session. He asserted " this, although there was nothing in the motion that gave the " committee any power to call a single witness-Messrs. Bur-" well, Jarvis and others, opposed to the rights of the people, " were of course in favor of Mr. Thomson's amendment, the " votes in favor of which were as follows : Messieurs Shade, " Henry J. and George Boulton, Burwell, Elliott, A. Fraser, R. " D. Fraser, Sheriff Jarvis, Lewis, Macnab, McMartin, Solici-"tor General, Magon, Mount, Samson, Thomson, Warren, " and W. Wilson."

" The Members opposed to Mr. Thomson's amendment, " (introducing, a species of vote in which the constituents of " Members could not learn how they had acted.) and who would K

" have intrusted the petitions to a committee of persons favou-" rable to the prayer of the petitioners, were Messieurs Buell, " Campbell, Cook, Duncombe, Howard, Ketchum, McCall, " MacKenzic, Perry, Roblin, Shaver and White. The Executive " faction carried their measure by a majority of six."

And also a certain other article in the said paper, called the Colonial Advocate, of the date 1st December, 1831, in the following words:

" EXCELLENT EXAMPLE OF LOWER CANADA."

"The harmony which subsists between the Governor-" in-Chief, the H. of A. (meaning House of Assembly) and " the Colonial Sccretary, Lord Viscount Goderich, must be " pleasing and gratifying to every true friend of representative " government; for it is evidently the consequence of a just and " honourable course of procedure in these high parties towards " the people of Lower Canada. We are glad to perceive by " Lord Goderich's Despatch in answer to the Assembly's peti-" tion sent home last Spring by Mr. Viger, that all the Judges are to be dismissed from the Executive and Legislative Coun-" cil-the Revenues of the Jesuits' Estates are to be applied " by the Province to educate the Canadians; that the power of " regulating trade is to be exercised in future with great atten-" tion to the interests of the colony; that provincial bills for giving corporate powers and making local regulations will be sancti-" oned; that the right of the colonists to regulate their internal " affairs is fully admitted; that offices of trust and profit are to be " more equally distributed in future; that officers who have " lost the confidence of the country are to be dismissed, if the " complaints made against them are proved; that all the proper " influence of Government is to be given to the satisfaction of " the Colony, and that any Colonial Law increasing the re-" sponsibility and accountability of public officers will be sanc-" tioned by England :- In the Assembly we see noble and pa-" triotic efforts made to increase the happiness of the people, " enlighten their understandings, and watch diligently over " their rights and privileges; and on the part of the Gover-" nor-in-Chief, there does really appear to be a willingness " to act with the House of Assembly, and faithfully to assist " them in securing for the Country the inestimable advantage " of good laws and free institutions."

" The contrast between their Executive and ours, betwixt " the material of our Assembly and theirs-and between the " use they make of an invaluable constitution, and our abuse " of it, is any thing but satisfactory to the friends of freedom " and social order in Upper Canada.

" Our representative body has degenerated into a syco-" phantic office for registering the decrees of as mean and " mercenary an Executive as ever was given as a punishment " for the sins of any part of North America, in the nineteenth ".century."

"We boast of our superior intelligence; of our love of " liberty; but where are the fruits? has not the subservience of our Legislature to a worthless Executive become a byeword and a reproach throughout the Colonies? Are we not " now even during the present week about to give to the muni-" cipal officers of the Government, as a banking monopoly, a power over the people, which, added to their already overgrown influence, must render their sway nearly as arbitrary " and despotic as the Iron rule of the Czar of Muscovy? Last " winter the majority of our Assembly with our Speaker at " their head felt inclined to make contemptuous comparisons " between the French inhabitants of the Sister Colony and the " enlightened constituents who had returned them, the said majority. In our estimation, and judging of the tree by its " fruits, the Lower Canadians are by far the most deserving " population of the Constitution they enjoy, for they show " themselves aware of its value-while, judging of the people " here, by the representatives they return, it might be reason-" ably inferred that the constituents of the McLeans, Van-"Koughnetts, Jarvises, Robinsons, Burwells, Willsons, Boul-" had emigrated from Grand Tartary, Russia, or Algiers, " the week preceding the last general Election; for although " in the turgid veins of their members there may be British " blood, there certainly is not the appearance of much British " feeling,"-are gross, scandalous and malicious libels-intended and calculated to bring this House and the Government of this Province into contempt, and to excite groundless suspicion and distrust in the minds of the inhabitants of this Province, as to the proceedings and motives of their Representatives.

Mr. Samson, seconded by Mr. Robinson, moves that the Consideration further consideration of the question of privilege be adjourned of question until Monday next, and that it be the first item on the order of adjourned. the day.

Ordered.

Nays 15.

lution as amended. Adjourned till Monday at ten o'clock, A. M.

MONDAY, 12th DECEMBER, 1831.

The House met.

The minutes of Saturday were read.

Mr. Samson, seconded by Mr. Macnab, moves that it be-

Motion for resolving Mr. MacKenzie guilty of a breach of privilege.

Resolved, that William Lyon MacKenzie, Esq. a member of this House, having avowed himself the author of the articles published in the newspaper called the Colonial Advocate, mentioned in the resolution of this House on Saturday last, which articles are grossly false, scandalous and defamatory; and having been heard in his place, in defence of the same, has, by the whole tenor of such defence, flagrantly aggravated the charge brought against him, and is, therefore, guilty of a high breach of the privileges of this House.

Amendment to motion.

In amendment, Mr. Perry, seconded by Mr. Lyons, moves that after the word "Resolved," in the original, the whole be expunged, and the following words inserted : " That as this House has allowed many other publications to pass without punishment or censure reflecting on the character and motives of its members, for many years past, and as addresses to the head of the Provincial Government, for the time being, have been published in the Official Gazette, containing such reflections with answers of His Excellency, the then Lieutenant Governor, expressing his thanks for such addresses, and as this House has by the resolution adopted on Saturday last asserted its privileges and shewn its determination hereafter to take notice of such offensive publications, it is not expedient to take any further notice of the said libel published in the Colonial Advocate.

House divides On which the House divided, and the yeas and nays were on amendtaken as follows: ment.

YEAS.—Messieurs,

| Yeas 14. | Beardsley, Bidwell, Buell, Campbell, | Clark, Cook, Howard, Ketchum, | Lyons, McCall, Perry, | Randal, Roblin, Shaver, 14. |
|----------|--|--|--|---|
| | | NAYS | -Messicurs, | |
| Nays 26. | Atty. General, Berczy, Boulton, Brown, Burwell, Duncombe, Elliott, | A. Fraser, R. Fraser, Ingersoll, Jones, Lewis, McMartin, Macnab, | Magon, Morris, Mount, Robinson, Samson, Shade, Sol. General, | Thomson, VanKoughnett, Warren, Werden, W. Wilson,— 26. |

The question of amendment was decided in the negative by a majority of twelve.

In amendment, Mr. Attorney General, seconded by Mr. Second Berczy, moves that the word " therefore," in the original resoamendment proposed. lution, be expunged.

On which the House divided, and the yeas and nays were House divides. taken as follows:

YEAS.-Messieurs,

| | Atty. General, | A. Fraser, | Magon. | Thomson, |
|----------|----------------|------------|---------------|---------------|
| | Berzcy, | R. Fraser, | Morris, | VanKoughnett, |
| | Boulton, | Ingersoll, | Mount, | Warren, |
| Yeas 26. | Brown, | Jones, | Robinson. | Werden, |
| | Barwell, | Lewis, | Samson, | W. Wilson-26 |
| | Duncombe, | McMartin, | Shade, | |
| | Elliott, | Macnab, | Sol. General, | |

NAYS-Messieurs;

| Nays 14. | Bcardsley, Bidwell, Buell, | Clark, Cook, Howard, | Lyons, McCall, Perry, | Randal, Roblin, Shaver, | |
|----------|----------------------------------|----------------------------|-----------------------------|-------------------------------|--|
| | Campboll | 17 at all some | • • | | |

| Beardsley, | Clark, | Lyons, | Randal, | Nays 14. |
|------------|----------|---------|------------|----------|
| Bidwell, | Cook, | McCall, | Roblin, | 1.uj#1.u |
| Buell, | Howard, | Perry, | Shaver-14. | |
| Campbell, | Ketchum, | | | |

The question as amended was carried in the affirmative by a majority of twelve, and is as follows :

Resolved, that William Lyon MacKenzie, Esquire, a mem- Amended ber of this House, having avowed himself the author of the ar- question. ticles published in the newspaper, called the Colonial Advocate, mentioned in the resolution of this House on Saturday last, which articles are grossly false, scandalous and defamatory ;--and having been heard in his place, in defence of the same, has by the whole tenor of such defence, flagrantly aggravated the charge brought against him, and is guilty of a high breach of the privileges of this House.

Mr. Samson, seconded by Mr. Werden, moves that it be Motion resolved, that William Lyon MacKenzic, Esq. be expelled this of W. L. Mac-House. kenzie Esq.

In amendment, Mr. Perry, seconded by Mr. Lyons, moves Amendment that after the word "moves" in the original, the whole be ex- proposed. punged and the following inserted : "that this House having fully asserted its privileges, by resolving some particular remarks contained in the Colonial Advocate of the twenty-fourth of November, and the first of December, reflecting on the proceedings of this Assembly and some of its members, to be a libel, and a high breach of the privileges of this House, it is expedient to appoint a committee of privilege to inquire and report to this House, what other, if any libels, have been published against the proceedings of this House or any of its members, since the commencement of the present Session, and that Messieurs Attorney General, Berczy, Duncombe, Beardsley and Ketchum, do compose said Committee.

House divides On which the House divided, and the yeas and nays were on amendtaken as follows: ment.

YEAS-Messieurs.

| Beardsley, Bidwell, Buell, Campbell, | Clark, Cook, Howard, Ketchum, | Lyons, McCall, Perry, | Randal, Roblin, Shaver, | Yeas 14. 14. |
|---|--|-----------------------------|-------------------------------|-----------------|
|---|--|-----------------------------|-------------------------------|-----------------|

NAYS.—Mcssieurs,

| Atty. General, | Elliott, | McMartin, | Samson, | |
|----------------|------------|-----------|---------------|----------|
| Berzcy, | A. Fraser, | Macnab, | Shade, | |
| Boulton, | R. Fraser, | Magon, | Sol. General, | Nays 24. |
| Brown, | Ingersoll, | Morris, | Thomson, | |
| Burwell, | Jones, | Mount, | VanKoughnett, | |
| Duncombe, | Lewis, | Robinson, | Werden-24. | |

The question of amendment was decided in the negative by a majority of ten.

The Master in Chancery brought down from the Hono- Billsent from rable the Legislative Council, a Bill, entitled, "An Act to Legislative provide that uppe of the ordinances made hut to Council provide that none of the ordinances made by the Governor and relative to Legislative Council of the Province of Quebec shall continue ordinances of to have the force of law in this Province:" and a Bill, entitled, Quebec. "An Act to dispense with the necessity of taking certain oaths And also a bill to dispense and making certain declarations in the cases therein mentioned, with oaths in and also to render it unnecessary to receive the Sacrament of certain cases. the Lord's Supper as a qualification for offices or for other temporal purposes ;" both of which the Honourable the Legislative Council had passed and requested the concurrence of this House thereto.

The Bill sent down from the Honorable the Legislative Council, entitled, "An Act to provide that none of the ordi- Ordinance Bill nances made by the Governor and Legislative Council of the read. Province of Quebec, shall continue to have the force of Law in this Province;" was read the first time and ordered for a

Ketchum,

Amendment The question of amendment was carried in the affirmative by a majority of twelve.

House divides on original question as amended.

carried.

On the original question as amended, the House divided, and the yeas and nays were taken as follows:

YEAS-Messicurs.

Yeas 26.

Atty. General, A. Fraser, Magon, R. Fraser. Berczy, Morris, Boulton, Ingersoll, Mount, Jones, Brown, Robinson, Burwell, Lewis, Samson, Duncombe, McMartin, Shade, Elliott, Macnab, Sol. General,

Thomson, VanKoughnett, Warren, Werden, W. Wilson, 26.

14. second reading to-morrow.

> The Bill sent down from the Honorable the Legislative Council, entitled, " An Act to dispense with the necessity of Bill to dispense taking certain oaths and making certain declarations in the sity of oaths cases therein mentioned, and also to render it unnecessary to &c. in certain receive the Sacrament of the Lord's Supper as a qualification cases, read. for offices, or for other temporal purposes ;" was read a first time and ordered for a second reading to-morrow.

In amendment to Mr. Samson's motion for the expulsion of W. L. MacKenzie, Esq.

Mr. Duncombe, seconded by Mr. Randal, moves that after Amendment the word "moves" in the original motion, the whole be ex- Amendment to motion for punged, and the following he inserted : "that it be resolved, expulsion prothat William Lyon MacKenzie, Esq. be called to the Bar of posed. this House, and that he be reprimanded by the Speaker.

[2nd Sess. 11th Parl. 2nd Wm. IV.] Dec. 13th, 1831. Dec. 13th, 1831. 39

31.

House divides On which the House divided, and the yeas and nays were on amendtaken as follows: meut.

| | YEAS.—Messicurs, | | | | |
|------------------|---|---|---|--|--|
| Yeas 7. | Bidwell, Cook, | Duncombe, Ketchum, | McCall, Perry, | Randal, 7. | |
| | NAYS.—Messieurs, | | | | |
| Nay s 31. | Atty. General, Beardsley, Berczy, Boulton, Brown, Buell, | Elliott, A. Fraser, R. Fraser, Howard, Ingersoll, | Lyons, McMartin, Macnab, Maqon, Morris, Mount, | Samson, Shade, Sol. General, Thomson, VanKoughnett, Warren, | |
| | Burwell, | Jones, | Robinson, | Werden, | |

The question of amendment was decided in the negative Amendment by a majority of twenty-four. lust.

Lewis,

On the original question the House divided and the yeas House divides on question for expulsion. and nays were taken as follows:

YEAS.-Messicurs,

Roblin,

| Yens 24. | Atty. General, Berczy, Boulton, Brown, Burwell, Elliott, | R. Fraser, Ingersoll, Jones, Lewis, McMartin, | Macnab, Magon, Morris, Mount, Robinson, Samson, Mcssicurs, | Shade, Sol. General, Thomson, VanKoughnett, Warren, Werden—24. |
|----------|---|---|--|---|
| | Banylelay | Clault | Kotchum | Randal |

| Nays 15. | Beardsley, Bidwell, Buell, | Clark, Cook, Duncombe, | Ketchum, Lyons, McCall, | Randal, Roblin, Shaver, | |
|----------|----------------------------------|------------------------------|-------------------------------|---------------------------------------|-----|
| | Campbell, | Howard, | Perry, | · · · · · · · · · · · · · · · · · · · | 15. |

The question was carried in the affirmative by a majority of nine.

Mr. Samson, seconded by Mr. VanKoughnett, moves that Speaker to di-it be resolved, that the Speaker do direct his Warrant to the Clerk of the Crown in Chancery to issue a new Writ for the election of a Knight to serve in this present Parliament for the County of York, in the place of William Lyon MacKenzie, Esq. expelled this House.

Ordered.

Campbell,

Mr. A. Fraser, seconded by Mr. Magon, moves that it be Two thousand copies of the resolved, that two thousand copies of the proceedings of this foregoing pro-House, on the matter of privilege, relating to the expulsion of creding to be William Lyon MacKenzie, be printed for the use of Members.

Ordered.

Adjourned.

was laid on the table.

TUESDAY, 13th DECEMBER, 1931.

THE House met.

Petitions brought up.

rect his war-

rant for new

writ of elec-

tion.

printed.

The minutes of yesterday were read.

Of G. J. Goodhue, & others. hue, and thirty-seven others, of the London District; which

S. P. Corlis,

J. Macaulay

of Kingston.

and others

Mr. Burwell brought up the Petition of Swain P. Corlis, of the Township of Lobo, in the London District; which was laid on the table.

Mr. Burwell brought up the Petition of George J. Good-

Mr. Thomson brought up the Petition of John Macaulay, and four others, Magistrates of the Town of Kingston; which was laid on the table.

Agreeably to the order of the day, the Petition of Matthew Petition of Myers, and twenty-one others, licensed victuallers of the Town and others of Kingston, praying that an Act may be passed declaring it read. lawful for licensed Tavern Keepers to sue for and recover debts due to them for Wine, Beer, or Spirituous Liquors, declaring the eleventh section of the twenty-fourth, George 2nd. chapter 40, to be in force, and limiting the smallest quantity of Beer to be sold by Brewers, to five Gallons.—The Petition Petition of J. Muirhead of J. Muirhead, and thirty-seven others, of the Town of Nia- and others gara, praying for the establishment of a lateral cut from the read. Welland Canal, as provided for by law.-The Petition of the Petition of Niagara Harbor and Dock Company, praying for a loan of Niagara Hartwo thousand five hundred Pounds, to complete the said Har- Company, bor and Dock .- The Petition of George Jacob, and sixteen read others, of the Town of Sandwich, praying for the establishment ^{Petition of} G.Jacob and of Wharfage Fees for a Wharf about to be erected in said others read. Town.---The Petition of William Hands, and twenty-six Petition of others, of the Western District, proving for a law to protect Win. Hands others, of the Western District, praying for a law to protect & others read. the White Fish Fishery, in the River Detroit.-The Petition of of Jordan Post, and two hundred and thirty-five others, inhabi- Jordan Post tants of the Town of York, praying for the establishment of a and others second Market place to accommodate the Western Section of the said Town.—The Petition of Seneca Ketchum, of the Petition of S. Ketchum Township of York, praying for a law empowering himself and read. others as a body Corporate, to erect a Foundling Hospital in the Town of York .- The Petition of Smith Griffin, and ninety Petition of tour others, of the Townships of Clinton, Grimsby, &c. in the Smith Griffin and others Niagara District, praying for aid to improve a line of Road read. for twelve miles, between the mouth of the Thirty Mile Creek, and the River Welland .- The Petition of James Muirhead, Petition of and eighty others, of the District of Niagara, praying that the J. Muirhead limits of Gaols may be allowed in all cases to extend to the read. limits of the Towns in which they are situated .- The Petition of of Allan McLean, and seventeen others, praying for aid to A. McLean improve the Road leading to Perth, through the Township of read. Pittsburgh.—The Petition of James Dougall, and three others, Petition of landholders in the Third Concession (Military Tract.) in the James Dougal and others Township of Hallowell, praying against the establishment of read. the Eastern line of the said Concession .- The Petition of Petition of Charles Partridge, and twenty-four others, inhabitants of the C. Partridge Penetanguishine Road, praying for further assistance to im- and others prove the said road, particularly the Swamp through Lots read, twenty-two and twenty-three.—The Petition of George Ram-Petition of say, and twenty-one others, of the Township of Tecumseth, Geo. Ramsay praying for aid to enable them to erect a Bridge over the River and others read, Nottawasauga, and the improvement of the Roads in the said Township .- The Petition of P. H. Hamilton, and sixty-seven Petition of others, of the Township of Norwich, in the London District, P.H. Hamilton praying for the sum of one hundred and fifty Pounds, to re-read. pair the Road and build a Bridge across the Big Otter Creek, in the Ninth Concession of the said 'Township.—The Petition Petition of of Jonathan C. Jackson, and forty-three others, of the Town- J. C. Jackson ship of Fredericksburgh, in the Incorporated Counties of Lenox and others read. and Addington, praying to be protected in their original rights and Addington, praying to be protected in their original rights and possessions.—The Petition of John Thorpe, and sixty-one J. Thorpe and J. Thorpe and others, inhabitants of the District of Gore, praying for a loan others read. of six thousand Pounds to the Desjardin's Canal Company, for the purpose of the completion of the said Canal.-The Petition of Petition of Benjamin Wagoner, and thirty-nine others, of Benjamin Wagoner and Cornwall, in the Eastern District, praying for aid to improve others the Road between the First and Second Concessions of the read. said Township.—The Petition of Nadab Eastman, Senior, Petition of and twenty-seven others, of the Township of Cornwall, in the N. Eastman Eastern District, praying for the sum of fifty Pounds, to ena- read. ble them to improve the road commonly called the Nine Mile Road, in said Township .- The Petition of Nathan Brunson, Petition of and thirty-seven others, of the Eastern District, praying for N. Brunson one hundred and fifty Pounds, to repair the above mentioned and others read. Nine Mile Road .- The Petition of Thomas Johnston, and Petition of ninety-one others, of the Eastern District, praying for aid to T. Johnston improve the Road between the Third and Fourth Concessions and others from the Nine Mile Road, between Lots number Six and Seven read. in the Township of Cornwall .- The Petition of Warner Nel- Petition of in the Township of Cornwait.— The Fention of Warner Refer Warner Nelles, J. P. and fifty-one others, of the Niagara District, praying J. P. and for the protection of their property, in case of an Act being others read passed to improve the Navigation of the Grand River.-The Petition of Petition of Jacob Frats, and sixty others of the County of Jacob Frats Dundas.—The Petition of George Brouse, and sixty-six others. Geo. Brouse The Petition of John E. Ault, and thirty-four others.—The and others. Petition of Jesse W. Rose, and twenty-eight others.—The John E. Ault Petition of Christopher Markeley, and thirty-eight others.— Jesse W. Rose. The Petition of Adam Nudle, and forty-four others, all of the and others. County of Dundas, as aforesaid, praying the same as the Pe- C. Markeley tition of Peter Frank and others, inhabitants of Vaughan, And Adam Nu. (see page 17,) and the Petition of S. Anderson, and thirty dle and others two others, of the Eastern District, praying that the Nine read. Mile Road between Lots number Six and Seven in the Front Petition of Concession of Cornwall, may be established by law according and others to a Survey made by Wm. Brown, Esq. Deputy Surveyor-read. were read.

Mr. Warren brought up the Petition of the Chiefs and Chiefs of the Warriors of the Six Nations, living in the County of Haldi-Six Nations. mand; which was laid on the table.

Mr. McCall brought up the Petition of Francis Evans, F. Evans and seventy-one others, of the County of Norfolk; which was and others. laid on the table.

Mr. McCall brought up the Petition of John Elllayer, and John Ellayer sixteen others, inhabitants of the Townships of Rainham and and others. Walpole; which was laid on the table.

W. Williams and others.

Mr.McCall brought up the Petition of Wynant Williams, and forty-six others, of the Eastern Townships of the London District; which was laid on the table.

P. Embury and others.

Mr. Samson brought up the Petition of Philip Embury, and forty-two others, of the Townships of Sidney and Thurlow, in the Midland District; which was laid on the table.

Mr. Burwell gives notice, that he will, on to-morrow,

Notice of Address to His Malesty for 1,000,000 acres of Land for School purposes.

40

Notice of Committee of whole on anon Crown timber. Petition of J. Frats. Geo. Brown, J.E. Ault, J.W. Rose, Adam Nudle. John Binkley, J. Couke, A. Cameron, Isaac Kelly, P. Hoople, J. G. Grant, D. McLellan, C. Smith, S. King, rienry Shaver John Kenney, Jacob Upper, T. Wilcocks, H. Stuart, L.Stoneburner and others referred. Petition of Jacob Potts, andothers referred to

Supply.

to Supply.

Petition of

J. Muirhead

and others

Petition of

and others

referred.

Smith Griffin

Fetition of J. Dougail and

others refer-

red. Petition of

ingham and others refer-

Petition of

Coleman and

others refer-

Petition of

and others

Petition of

to supply.

Petition of

and others

referred to

Petition of

P. H. Hamil-

supply.

Thomas Bar-nett referred

referrød.

William

red.

red.

referred.

for a grant of One Million of Acres of the Waste Lands of the Crown in this Province, for the maintenance and support of Common Schools within the same; to consist of such Crown Reserves as are not given over to the Ganada Land Company, or under Patent to the University of King's College; and if these should fall short of the quantity, the residue to be made up from the waste Lands of the Crown, in the London and Western Districts.

Mr. Morris gives notice, that he will, on to-morrow, move swertonddress the House into Committee on the message of His Excellency the Lieutenant Governor, and Lord Goderich's despatch in answer to the address to His Majesty, of this House, at the last Session, on the subject of the Timber trade.

> Mr. Thomson, seconded by Mr. R. Fraser, moves that the Petitions of Jacob Frats and others, of Dundas, George Brouse, and others, John E. Ault, and others, Jesse W. Rose, and others, Christopher Markeley, and others, Adam Nudle, and others, John Binkley, and others, John Couke, and others, Angus Gameron, and others, Isaac Kelly, and others, Peter Hoople, and others, James G. Grant, and others, Duncan McLellan, and others, C. Smith, and others, Sherman D. King, and others, Henry Shaver, and others, John Ranney, and others, Jacob Upper, and others, Truman Wilcox, and others, Henry Stuart, and others, and of Leonard Stoneburner, and others, be referred to the Committee to whom was referred the Petition of the People of Vaughan.

Ordered.

Mr. McCall, seconded by Mr. Beardsley, moves that the Petition of Jacob Potts, Esquire, and others, he referred to the Committee of Supply.

Ordered.

Mr. Thomson, seconded by Mr. Solicitor General, moves Petition of Mr. Thomson, seconded by Mr. Solicitor General, moves A.McLean and that the Petition of Allan McLean, Esq. and others, be reothers referred ferred to the Committee of Supply.

Ordered.

Mr. Attorney General, seconded by Mr. Beardsley, moves that the Petition of J. Muirhead, and others, respecting the Niagara Canal Company, be referred to a Select Committee, to be composed of Messieurs Shade and Werden, with power to send for persons and papers, and to report by bill or otherwise.

Ordered.

Mr. Clark, seconded by Mr. Ingersoll, moves that the Petition of Jas. Muirhead Petition of James Muirhead, and others, for extending the and others Gaol limits, be referred to a Select Committee, to be composed referred. of Messieurs Beardsley and Warren, to report thereon by bill or otherwise.

Ordered.

Mr. Clark, seconded Mr. Warren, moves that the Petition of Smith Griftin, and others, for money on Roads, be referred to Committee of Supply.

Ordered.

Mr. Werden, seconded by Mr. Roblin, moves that the petition of James Dougall, and others, as also the petition of William Cunningham, and others, on the subject of Surveys be referred to the Committee to whom was referred the Survey William Cun-Bill, to report thereon by Bill or otherwise.

Ordered.

Mr. Shade, seconded by Mr. Chishelm, moves that the petition of William Coleman and others, of the Townships of Roads.

Ordered.

Mr. Elliott, seconded by Mr. Magon, moves that the peti-George Jacob tion of George Jacob, and others, be referred to a Committee to be composed of Messrs. Ingersoli and Mount, to report by Bill or otherwise.

Ordered.

Mr. Warren, seconded by Mr. Clark, moves that the petion of Thomas Barnett be referred to the Committee of Supply.

Ordered.

The Attorney General, seconded by Mr.Chisholm, moves that the Petition of certain inhabitants of the District of Gore, John Thorpe praying for a loan to the Desjardin's Canal Company, be referred to the Committee of Supply.

Ordered.

Mr. Duncombe, seconded by Mr. McCall, moves that the petition of P. H. Hamilton, and others, be referred to a Com-

move that this House do most humbly address His Majesty mittee to be composed of Messrs. Burwell and Mount, to re- ton and others referred. port thereon.

Ordered.

Mr. R. Fraser, seconded by Mr. Morris, moves that the Carger and petition of Thomas McCarger, and others, Michael Woolery, others, and others, and Win J. Adams, and others, on the subject of Michael and others, and Win. J. Adams, and others, on the subject of Woolery and surveys be referred to a Committee composed of Messrs. A. others, and Fraser, McMartin and Shaver, to report by Bill or otherwise. William J.

Ordered.

Mr. Attorney General, seconded by Mr. Shade, moves Petition of that the petition of the Niagara Dock and Harbour Company, of the Niagara be referred to the Committee of Supply.

Ordered.

Mr. Attorney General, seconded by Mr. Lewis, moves Committee of supply. that the report of the Select Committee of this House on the Report on subject of the improvement of the navigation of the Saint Lawimprovement rence be referred to the Committee of Supply. of St. Law-

Ordered.

Mr. Elliott, seconded by Mr. Ketchum, moves that the Petition of petition of William Hands, and others, be referred to a Select William Hands Committee, to be composed of Messrs. Magon and Berczy, to and others, referred to report by Bill or otherwise. Committee.

Ordered.

Mr. Bidwell, seconded by Mr. Perry, moves that the peti- Petition of tion of Jonathan C. Jackson, and others. be referred to the Jonathan C. Select Committee to whom was referred the petition of James Jackson and others refer-Forshee and others. red.

Ordered.

Agreeably to notice, Mr. Beardsley, seconded by Mr. Erie and McCall, moves for leave to bring in a Bill to incorporate a Ontario Rail-Joint Stock Company to be composed of Thomas Clarke, road Company Charles Dixie, Samuel Street, Robert Dixson, Richard Wood-bill brought in. ruff, Robert Kirkpatrick, Alexander Hamilton, together with all such other persons as shall become Stockholders in such Joint Stock or capital, to be a body corporate and politic, by and under the name and style of the " Erie and Ontario Rail Road Company."

Which was granted and the Billwas read a first time, and Bill read. ordered to be read a second time to-morrow.

Agreeably to notice, Mr. Duncombe, seconded by Mr. Motion for Shade, moves that an address be presented to His Excellency Addressing the Lieutenant Governor, representing that there is in this His Excellen-Province a very general want of education, that the insuffici- cy on the subject of ency of the common school fund to support competent, respec- common table and well educated Teachers, has degraded common school School teaching. teaching from a regular business, to a mere matter of convenience to transient persons or common idlers, who often stay but for one Season, and leave the schools vacant until they accommodate some other like person; whereby the minds of the youth of this Province are left without due cultivation, or what is still worse-frequently, with vulgar, low-bred, vicious and intemperate examples before them in the persons of their monitors.

That if provision were made for the liberal and punctual payment of common school Teachers under proper regulations, the teaching of common schools would soon become a regular and respectable calling ; gentlemanly well-educated persons would not be ashamed to take charge of youth, the schools would be no longer vacant, nor the scholars ignorant: Upper Canada would then form a national character that would command respect abroad and ensure peace, prosperity and happi-Dumfries and Beverley be referred to the Committee on ness at home; perpetuate attachment to British principles and British institutions, and enable posterity to value, as they ought, the inestimable blessings of our Glorious Constitution.

> And respectfully requesting His Excellency to represent to His Majesty's Principal Secretary of State for the Colonics that there is dormant British capital in this Province, (which might be rendered available and productive it placed at the disposal of the Province) sufficient to place its Schools in as flourishing a condition as they are in any part of the civilized world, and to entreat that His Majesty will be graciously pleased to place at the disposal of the Provincial Legislature, a portion of the waste lands of the Crown as a permanent fund for the support of common schools within the same.

> And also that His Excellency will be pleased to lay before this House, any information which His Excellency may have received since the last Session of the Provincial Parliament, relative to the disposition of His Majesty's Government, respecting the School Lands of this Province, and that Messrs. Mount and Ingersoll, he a Committee to draft and report the same.

Amendment In amendment, Mr. Samson, seconded by Mr. Clark, proposed.

Petition of Adams and others referred. Harbour Company re-ferred to

rence referred to supply.

moves that the question be not now put, but that the House do ral, seconded by Mr. Burwell, moves that all the words after Amendment

Which was carried.

The original question, as amended, was then put, and carried

The Master in Chancery brought down from the Honorable the Legislative Council, a bill, entitled "An Act" respecting the place of sitting of the Court of King's Bench," which that Honorable House had passed, and requested the concurrence of this House thereto.

The Bill sent down from the Honorable the Legislative Council, entitled "An Act respecting the place of sitting of the Court of King's Bench," was then read a first time, and ordered to be read a second time to-morrow.

Agreeably to notice, Mr. Samson, seconded by Mr. Clark, moves that it be

Resolved .- That by the Act of the Parliament of Great Britain, thirty-first Geo. III. one-seventh of the lands of this Province was set apart for the support of a Protestant Clergy.

That under that Act appropriations have from time to time been made, and which appropriations are in this Province, known by the name of "The Clergy Reserves;" that these appropriations having been generally made in Lots of two hundred acres throughout the several Townships of this Province, the value of the same has been much enhanced by the settlement of the country, and principally from the improvement of the Lands in the neighbourhood of such appropriations by the labor of the inhabitants composed of various denominations of Christians; that these Reserves being so interspersed with the lands of actual settlers have materially retarded the improvement of the country; that by an Act passed in the Reign of His late Most Gracious Majesty, provision was made for the sale of a portion of the said Reserves; that it is unjust as well as impolitic to appropriate the said lands to the support of any one Church exclusively, and it is extremely difficult, if not altogether impracticable, to apportion or divide the same among the Clergy of all denominations of Protestants; that a large majority of the inhabitants of this Province are sincerely attached to His Majesty's person and Government, but are averse to the establishment of any exclusive or dominant Church; that this House feels confident, that to promote the prosperity of this portion of His Majesty's Dominions, and to satisfy the carnest desire of the people of this Province, His Majesty will be graciously pleased to give the most favourable consideration to the wishes of his faithful subjects; that to terminate the jealousy and dissention which have hitherto existed on the subject of the said Reserves, to remove a barrier to the settlement of the country, and to provide a fund available for the promotion of education, it is extremely desirable that the said lands, so reserved, be sold, and the proceeds arising from the sale of the same placed at the disposal of the Provincial Legislature, to be applied exclusively for that purpose; that an humble address be presented to His Majesty, setting forth the subject of this resolution, and praying His Majesty will be graciously pleased to recommend to His Majesty's Parliament of Great Britain and Ireland, to pass an Act to authorize the sale of the Clergy Reserves remaining unsold, and to enable the Legislature of this Province to appropriate the proceeds thereof in such manner as may be considered most expedient for the advancement of education.

Amendment proposed.

ment.

Clark,

In amendment, Mr. Perry, seconded by Mr. Bidwell, moves that after the word "education," in the original, the following words be added: "or other improvements in which the inhabitants of the Province will generally and equally participate."

On which the House divided, and the yeas and nays House divides on amendwere taken as follows:

YEAS.-Messicurs,

| Yeas 7. | Beardsley, Bidwell, | Campbell, Cook, | Howard, Perry, | Shaver, 7. |
|------------|------------------------|--------------------|-------------------|---------------|
| ı | 1 | NAYS. | –Messieurs, | ، ، ، ، ، |
| • | Atty. General, | Crooks, | Lewis, | Samson, |
| | Berczy, | Duncombe. | McMartin, | Shade, |
| Nays 26. | Boulton, | Elliott, | Magon, | Sol. General, |
| | Buell, | A. Fraser, | Morris, | Thomson, |
| 11ay 5 20, | Burwell, | Ingersoll, | Mount, | Warren, |
| | Chisholm. | Jones, | Roblin, | Werden, 26. |

Ketchum,

L

The question of amendment was decided in the negative by a majority of nineteen.

In amendment to the original motion, Mr. Solicitor Gene-

resolve itself into a Committee of the whole upon the subject the word "Resolved," be expunged and the following inserted : proposed by Solicitor "that the Imperial Parliament, in pursuance of the gracious General. recommendation of our late Revered Sovereign Lord King George the Third, hath appropriated for the maintenance and support of a Protestant Clergy within this Province a certain allotment of land usually known as "The Clergy Reserves."

> That the diffusion of religious knowledge and instruction is an object of the first importance to the happiness and welfare of mankind.

> That the land appropriated for the support of Ministers of religion in this Province, having been made with a view to this object it is repugnant to the best interests of the inhabitants of Upper Canada, to apply them to any other use.

> That it is the opinion of this House, that an humble Address be presented to His Majesty, praying that His Majesty will not comply with any request which may be made to recommend to Parliament the alienation of the Clergy Reserves in this Province to any other purpose than that for which they were set apart.

> That His Majesty be at the same time informed that it is the earnest desire of his faithful subjects, that the same power which bestowed the land in question should be referred to, to determine on any alteration in the distribution or disposal thereof, which in their wisdom may be deemed necessary to carry their original intention into effect, and that this desire is expressed with a view to the final settlement of a question which has caused much discussion and difference of opinion on this important subject among His Majesty's subjects in Upper Canada."

On which the House divided, and the yeas and nays were House divides taken as follows:

YEAS .- Messicurs,

| | | | | , | |
|---------------|-----------------------------|---------|-------------------|------------|----------|
| Atty. Boul | General. Burw ton, R. Fr | | Lewis, Sol. Ge | neral—6 | Yeas 6. |
| • | NAYS. | —Messie | curs, | | |
| Beardsley, | Crooks | McCa | n. | Roblin, | · · · |
| Berczy, | .Duncombe, | McMa | | Samson. | |
| Bidwell, | Elliott, | Magor | | Shade, | |
| Buell, | A. Fraser, | Morris | | Shaver, | Nays 30. |
| Campbell, | Howard, | Mount | , | Thomson, | |
| Chisholm, | Ingersoll, | Perry, | | Warren, | |
| Clark, | Jones, | Randa | | Werden-30. | |
| Cook, | Ketchum, | | | | |

The question of amendment was decided in the negative, by a majority of twenty-four.

In amendment to the original motion, Mr. Attorney Amendment General, seconded by Mr. Elliott, moves that after the word on original "Resolved" in the original motion, the whole be expunged, motion proand the following be inserted, "That His late Majesty King posed by George the Third of illustious memory, was graciously pleased General. by messages to both Houses of Parliament, in the 31st year of His reign, to express His Royal desire, that an appropriation of Land for the support and maintenance of a Protestant Clergy, in proportion to the Lands already granted by His said Majesty within this Province, and that such provision might be made with respect to all future grants of Land, as might best conduce to the due and sufficient support and maintenance of a Protestant Clergy within the said Province, in proportion to such increase as might happen in the population and cultivation thereof. That in accordance with the gracious intentions expressed in the said message, both Houses of Parliament concurred with His message, in declaring by an Act passed in the 31st year of His said Majesty's reign, that a proportion equal in value to one-seventh of the Lands granted, or to be granted by His said Majesty, His Heirs or Successors, within the said Province, should be appropriated to the support and maintenance of a Protestant Clergy within the same.

That provision was also made by the said Act for constituting and erecting Parsonages or Rectories within the said Province according to the establishment of the Church of England, and for endowing every such parsonage or Rectory with so much of the lands so appropriated as aforesaid, as by the Executive Government of this Province might be judged expedient, but no provision was made for appropriating any part of the lands towards the support of any other Protestant Clergy.

That doubts have been entertained upon the construction of the term "Protestant Clergy," made use of in the said Act, whether the same was intended to apply exclusively to the Clergy of the Church of England, or to the Clergy of any. and what other Church or Churches within the said Province.

That the population of this Province is composed of persons of various Christian denominations, and that such of the

on Solicitor

General's amendment.

King's Bench Bill sent down

Amendment

carried.

from Legislative Council.

King's Bench Bill read first time.

Resolution relative to Chergy Reserves.

inhabitants as profess the Doctrines of the Church of England, unquestionably compose but a minority of the whole, and consequently it would be unjust towards their fellow subjects of other denominations, who are equally attached to His Majesty's person and Government and have equal claims upon the protection and Royal favour of their Sovereign, and by whose industry the value of the Clergy Reserves have been materially enhanced; that the whole of the said appropriation of lands directed by the said Act to be set apart for the support and maintenance of a Protestant Clergy, should be applied exclusively for the benefit of such of the inhabitants as profess to belong to the Church of England, and for relieving them from the necessity of contributing to the support of their own Clergy, while others are left to make such necessary provision for the support of their Clergy out of their own private means, or are driven to solicit voluntary contributions for the attainment of this primary object of all Christian communities, and that whatever might have been the intention of Parliament in making the said appropriation it is expedient that the said Act should be amended, and that it should be explicitly declared, that the term, Protestant Clergy, shall be held to embrace the Clergy of such denominations as in England are called Dissenters, as well as the Clergy ordained according to the rites and ceremonies of the Established Church of England and Ireland, and that provisions be made for carrying such declaration into effect.

House divides on Attorney General's amendment.

House divides

on original question.

Yeas 27.

Nuys 4.

Committee

appointed to

Draft of Ad-

gy Reserves

Committee to

wait on His

Excellency with Address

on losses re-

port answer.

Answer to

losses.

reported.

On which the House divided, and the yeas and nays were taken as follows:

YEAS.—Messieurs,

| Yeas 3. | Auy. G | eneral, | Burwell, | Elliott, 3. |
|----------|---|---|---|---|
| | | NAY | S—Messicurs. | |
| Nayı 28. | Beardsley, Berczy, Bidwell, Buell, Campbell, Chisholm, Clark. | Cook, Crooks, A. Fraser, Howard, Ingersoll, Jones, Ketchum. | Lewis, McCall, McMartiu, Maçou, Morris, Mount, Perry, | Randal, Samson, Shade, Shaver, Thomson, VanKoughnett, Warren, 28. |

by a majority of twenty-five.

On the original question the House divided and the yeas and nays were taken as follows :

YEAS .- Messieurs,

| | | •••••• | | | |
|---|---|---|--|-----|---|
| Beardsley, Berczy, Bidwell, Buell, Campbell, Chisbolm, Clark, | Cook, Crooks, Elliott, A. Fraser, Howard, Ingersoll, Jones, | Ketchum, McCall, McMartin, Magon, Morris, Mount, Perry, | Randal, Samson, Shade, Shaver, Thomson, Warren, | 27. | : |
| | NT 4 77 5 | Mandalan | | | |

NAYS.—Messieurs,

Atty. General, Burwell, Lewis, VanKoughnett, 4.

The question was carried in the affirmative by a majority of twenty-three.

Mr. Samson, seconded by Mr. Mount, moves that Messrs. A. Fraser and Magon, be a Committee to draft and report an draft Address, Address pursuant to the resolution of this House on the subject of the Clergy Reserves.

Ordered.

dress to His Majesty on the subject of the future disposition of dress on Clerthe Clergy Reserves, reported a draft which was received and read twice, concurred in, and ordered to be engrossed and read a third time to-morrow.

> Mr. Crooks, from the Committee to wait upon His Excellency the Lieutenant Governor with the address of this House, requesting information as to the disposition of His Majesty's Government relative to the losses sustained by the inhabitants of this Province during the late war with the United States, reported delivering the same, and that His Excellency had been pleased to make thereto the following answer:

GENTLEMEN,

SIR-

The only information on the subject of the War Losses which I have received from His Majesty's Govern-Address on ment, since the last Session, is contained in this Despatch, from the Secretary of State for the Colonies:

No. 34 DOWNING-STREET, 26th July, 1831.

Despatch on the subject of war losses.

I have the honor to acknowledge the receipt of

your Despatch of the 27th April last, inclosing a Memorial from certain inhabitants of Niagara, relative to the losses sustained by them during the late war with the United States, and to acquaint you that although I regret extremely that the individuals who have suffered losses should not have received the compensation awarded to them, yet it is not in my power to recommend the Lords of the Treasury to depart from the original arrangement communicated to the late Lieutenant Governor of Upper Canada, by Lord Bathurst, in the year 1923.

I have the honor to be

SIR,

your most obedient humble servant,

GODERICH.

MAJOR GENERAL SIR JOHN COLBORNE, 3 K. C. B.

The Speaker reported having received from the President Speaker reand Directors of the Welland Canal Company, agreeably to an ports accounts order of this House, of the twenty-third ultimo, accounts in de- Canal Compatail of the receipts and expenditures of said company in accor- ny. dance with the provisions of the 17th clause of the 9th chapter 10th George IV.

(Accounts-see Appendix.)

Adjourned.

WEDNESDAY, 14th DECEMBER, 1831.

THE House met.

The minutes of yesterday were read.

Petitions brought up.

Mr. Burwell brought up the petition of G. R. Williams, G. R. Williams and others. and forty others, inhabitants of the London District ; which was laid on the table.

Miller ard Mr. Burwell brought up the petition of Andrew Miller and Kirkpatrick. James Kirkpatrick, Deputy Surveyors; which was laid on the table.

Mr. Ketchum brought up the petition of Jonathan Ash-Jonathan Ashbridge and The question of amendment was decided in the negative bridge, and forty others, of the Town and Township of York; others. which was laid on the table.

> Frederick Mr. Ketchum brought up the petition of Frederick Cheney and and fifty-two others, living on the Town line between Whit-others. church and Markham, Home District; which was laid on the table.

> **James Beattie** Mr. Chisholm brought up the petition of James Beattie, and others. and fifty-six others, of the Townships of Trafalgar and Esquesing, in the Gore District; which was laid on the table.

> Mr. Samson brought up the petition of Phillip P. Empey, P. P. Empey, and others. and twenty-eight others, of the Township of Cornwall; which was laid on the table.

> Mr. Perry brought up the petition of Christopher Wood- Christopher cock, and twenty-six others, of the Townships of Sheffield, Hun- woodcock and others. gerford, Richmond and Camden, in the Midland District ; which was laid on the table.

> Mr. VanKoughnett brought up the petition of Guy Wood Guy Wood and thirty-four others, of the Eastern District ; which was laid and others. on the table.

Mr. VanKoughnettbrought up the petition of James Prin- James Pringle gle, and thirty-three others, inhabitants of the Eastern District ; and others. which was laid on the table.

Agreeably to the order of the day, the Address to His Ma- Address on Ciergy Re-Mr. A. Fraser, from the Select Committe to draft an Ad- jesty on the subject of the Clergy Reserves was read a third serv read time. third time.

> On the question for passing the same, the House divided, On passing the House divides. and the yeas and nays were taken as follows:

YEAS-Messieurs.

| Beardsley,Cook,Berczy,Crooks,Bidwell,Duncombe,Brown,Elliott,Buell,Howard,Campbell,Ingersoll,Clark,Jones, | Ketchum, McCall, A. McDonald, Morris, Mount, Perry, Randal, | Roblin, Samson, Shade, Shaver, Thomson, Warren, Werden,—28. | Yens 28. |
|--|---|---|----------|
|--|---|---|----------|

NAYS-Messieurs:

| Atty. General, | A. Fraser, | Robinson, | VanKoughnett, Nays 6. |
|----------------|------------|-----------|-----------------------|
| Burwell, | Lewis, | | 6. Nayi b. |

The question was carried in the affirmative by a majority of twenty-two, and the Address was signed by the Speaker, and is as follows:---

TO THE KING'S MOST EXCELLENT MAJESTY.

MOST GRACIOUS SOVEREIGN :

Address to His Majesty an Cleigy Reserves.

We, Your Majesty's dutiful and loyal Subjects, the Commons of Upper Canada, in Provincial Parliament assembled, beg leave most humbly to submit to Your Majesty that, by an Act of the Parliament of Great Britain, 31st Geo. 3rd, one-seventh of the lands of this Province was set apart for the support of a Protestant Clergy.

That under that Act appropriations have from time to time been made, and which appropriations are, in this Province, known by the name of the "Clergy Reserves" ;-- that these appropriations having been generally made in lots of two hundred acres, throughout the several Townships of this Province, the value of the same has been much enhanced by the settlement of the country, and principally from the improvement of the lands in the neighbourhood of such appropriations, by the labor of inhabitants composed of various denominations of Christians ;-that these Reserves being so interspersed with the lands of actual settlers, have materially retarded the improvement of the country ;--that by an Act passed in the Reign of His late most Gracious Majesty, provision was made for the sale of a portion of the said Reserves ; that it is unjust, as well as impolitic, to appropriate the said lands to the support of any one Church exclusively, and it is extremely difficult, if not altogether impracticable, to apportion or divide the same among the Clergy of all denominations of Protestants ;- that a large majority of the inhabitants of this Province are sincerely attached to Your Majesty's Person and Government, but are averse to the establishment of any exclusive or dominant Church ;- that this House feels coulident, that to promote the prosperity of this portion of Your Majesty's Dominions, and to satisfy the earnest desire of the people of this Province, Your Majesty will be graciously pleased to give the most favorable consideration to the wishes of Your faithful Subjects ;---that to terminate the jealousy and dissension which have hitherto existed on the subject of the said Reserves-to remove a barrier to the settlement of the country, and to provide a fund available for the promotion of Education, it is extremely desirable that the said lands, so reserved, be sold, and the proceeds arising from the sale of the same placed at the disposal of the Provincial Legislature, to be applied ex-clusively for that purpose.—We therefore humbly pray that Your Majesty will be graciously pleased to recommend to Your Majesty's Parliament of Great Britain and Ireland, to pass an Art to authorise the sale of the Clergy Reserves remaining unsold, and to enable the Legislature of this Province to appropriate the proceeds thereof in such manner as may be considered most expedient for the advancement of Education.

ARCHIBALD McLEAN,

SPEAKER:

Commons' House of Assembly, 14th day of December, 1831. 5

Mr. Morris gives notice that he will, on to-morrow, move an address to His Excellency the Lieutenant Governor, requesting that His Excellency may be pleased to communicate to this House an account, in detail, of all monies collected for timber cut on the Crown Lands in this Province during the present year.

Mr. VanKoughnett, seconded by Mr. Samson, moves John Chesley that the petition of John Chesley and Nathan Brunson and others, of the Eastern District, praying for money for roads, be referred to the Committee of Supply. son and others

Ordered.

George Ram-say and others, petition of George Ramsay and others, of Tecumseth, for aid referred to to their roads, be referred to the Committee of S Mr. Robinson, seconded by Mr. Jones, moves that the

Ordered.

that the petition of Nadab Eastman and others, of the Town- sing, in the County of Halton ; which was laid on the table. ship of Cornwall, praying for money for roads, be referred to the Committee of Supply.

Ordered.

Mr. Robinson, seconded by Mr. Jones, moves that the Partridge and petition of Charles Partridge and others, of the County of Simcoe, for aid to their roads, be referred to the Committee red to supply. of Supply.

Ordered.

Petition of Benjamin Wagoner and others refer-

Natice of

Address to

cy on the

subject of

ber.

Crown Tim-

Petition of

referred to supply.

supply.

Petitionof

referred to

Petition of

others refer-

Charles

supply.

N. Eastman

Nathan Brun-

His Excellen-

Mr. VanKoughnett, seconded by Mr. Samson, moves that the petition of Daniel McLoghlin, Benjamin Wagoner, and others, of the Township of Cornwall, praying for money for roads, he referred to the Committee of Supply. red to supply. for roads, be referred to the Committee of Supply." pie it is

Ordered.

Mr. Warren, seconded by Mr. Randal, moves that the Petitionof petition of William Powell and others, inhabitants of the ell and others Township of Bertie, be referred to the Committee of Supply. referred to Committee of supply. Ordered.

Mr. VanKoughnett, seconded by Mr. Samson, moves Petition of that the petition of Thomas Johnston and others, of the Eastern Thomas District, praying for money for roads, he referred to the Johnston and Committee of Supply. Committee of Supply. to Committee of supply.

Ordered.

Mr. VanKoughnett, seconded by Mr. Samson, moves Petition of that the petition of Samuel Anderson and others, of the Eastern derson and District, be referred to a Select Committe, consisting of others referred Messieurs McMartin and Shaver, with power to send for per- to Select Committee. sons and papers, and to report thereon by bill or otherwise.

Mr. Mount, seconded by Mr. Elliott, moves that Messrs. Committee Ingersoll and Warren be a Committee to examine and report appointed to upon the returns sent to this House from Commissioners examine and appointed to lay out the money granted by the Legislature report on refor roads.

Ordered.

Ordered.

Mr. Attorney General, seconded by Mr. Berczy, moves Accounts of that the accounts of the Welland Canal Company, laid before Company the Hause to Scientific Company the House, be referred to a Select Committee, to be composed referred. of Messrs. Morris and Shade, with power to send for persons and papers, and to report by bill or otherwise.

Ordered.

Agreeably to the order of the day, the Bill for Incorporating a Rail Road Company was read the second time, and Company Bill referred to referred to a Committee of the whole House. Committee of

Mr. Buell was called to the chair.

The House resumed.

Mr. Buell reported progress, and obtained leave to sit Progress. again to-morrow.

Mr. Morris, seconded by Mr. Samson, moves that the House do now adjourn for one hour.

Which was lost.

Present, Messieurs Bidwell, Buell, Campbell, Chisholm, No quorum. Cook, Howard, Jones, Lewis, McCall, A. McDonald, Perry, Robinson, Roblin, Shade, Shaver, Thomson, VanKoughnett, and Werden-18.

At two o'clock P. M. the Speaker declared the House adjourned for want of a quorum.

THURSDAY, 15th DECEMBER, 1831.

THE House met.

The minutes of yesterday were read.

Mr. Robinson brought up the Petition of Francis Mc- Francis Me-Laughlin, and ninety others, of the Townships of Mulmur, Laughlin and Tosorontio, Mono, and Adjala, in the County of Simcoe; others. which was laid on the table.

Mr. Robinson brought up the Petition of Joseph Pear- Joseph Pearson, and twenty-three others; which was laid on the table. son and others.

Mr. Bidwell brought up the Petition of Belyat Cutwater, Belyat and eighteen others, of the fourth concession of Fredericks- Cutwater and burgh Additional, in the Midland District ; which was laid on others. the table.

Mr. Chisholm brought up the Petition of George Chal- George mers, and three hundred and fourteen others, inhabitants of Chalmers and Trafalgar, in the County of Halton; which was laid on the others. table.

Mr. Chisholm brought up the Petition of Hugh Black, Hugh Black Mr. VanKoughnett, seconded by Mr. Samson, moves and one hundred and thirty-two others, inhabitants of Esque- and others.

> Mr. Beardsley brought up the Petition of James Gordon James G. Strobridge, formerly Contractor for the Burlington Bay Strobridge. Canal; which was laid on the table. ÷. ÷ د

Mr. Attorney General brought up the Petition of Captain Cape. Whitaey Whitney, of the Steamer Great Britain, and twelve others, and others. Masters of Steam Boats and Schooners on Lake Ontario; which was laid on the table.

Agreeably to the order of the day, the Petition of George Petition of J. Goodhue, and thirty-seven others, of the London District, George I: Goodhue and praying that the District School of the London District, may others. be removed from Vittoria, to the Town of London. The Peti- Petion of tion of Swain P. Corlis, of the Township of Lobo, in the Swain P. Cor-London District, praying that an Act may be passed, grant-lic and others ing him a Pension, he being incapable of following business, "ead.

Samuel An-

43

returns from Road Commissioners.

whole.

Petitions

brought up.

44

in consequence of wounds received in Action with the enemy, during the late war with the United States, at Malcolm's Mills, Petition of John McAulay in the County of Oxford.-The Petition of John Macaulay, and others. and four others, Magistrates of the Town of Kingston, pray-Petition of Chiefs of Six Nations. Francis Evans erection of Dams, &c.-The Petition of Francis Evans, and and others. Petition of John Elllayer and others. Petition of Wynaut Williains and and others. Petition of P. Embury and others

Notice of Address to His Excellency relative to merchaudise imported from into this Provivce.

read.

Notice of Committee of supply to license the sale of mer-Lower Canada.

Notice of Address to His Excellency relative to Surveyor General.

Notice of Address to His Excellency for certain information relative to School Lands.

Notice of losses.

Petition of J. McAulay and others referred.

Petition of George J. Goodhue and others referred.

Petition of referred.

ing for pecuniary aid in the erection of a Lazar House.-The Petition of the Chiefs and Warriors of the Six Nations, praying to be protected against damages likely to be sustained by them, in case of the improvement of the Grand River, by the seventy-one others, of the County of Norfolk, praying that the District School of the London District, may not be removed from the Town of Vittoria .- The Petition of John Elllayer, and sixteen others, inhabitants of the Townships of Rainham and Walpole, in the Niagara District, praying that, should the London District be divided, the said Townships may be annexed to the contemplated new District .- The Petition of Wynant Williams, and forty-six others, of the Eastern Townships of the London District, praying that said District may he divided and form two distinct Districts, and that a loan may be authorised for the purpose of erecting a Gaol and Court House in the division in which the Petitioners will be situateand the Petition of Philip Embury, and forty-two others, of the Townships of Sidney and Thurlow, in the Midland District, praying for aid to improve the road leading from Belleville to Marmora, were read.

Mr. Samson gives notice, that he will, on to-morrow move that this House do resolve itself into Committee of Supply, to enable him to move an Address to Ilis Excellency the Lieutenant Governor, requesting him to adopt such measures as Lower Canada may appear most effectual for the purpose of procuring information on the subject of the value of merchandize imported into this Province from Lower Canada, and to assure His Excellency that this House will defray the expense of obtaining the same.

> Mr. Samson gives notice that he will, on to-morrow, move that the House do resolve itself into a Committee of Supply to enable him to move that a duty of be imposed upon licenses to persons selling goods, wares or mer-

chandize from chandize, imported into this Province from Lower Canada.

Mr. Burwell gives notice that he will, on to-morrow, move that an humble address he presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to lay before this House any information that may be in his possession respecting the office of Surveyor General of this Province, whether His Excellency has recommended any person for that office; and if any, and what appointment has been made by His Majesty's Government; and if so, whether any, and what communication has been received from the Officer so appointed; and also, upon what footing the Acting Surveyor General stands; -whether he has made any application to His Excellency for the office, and any other matters relating to the same, that may be in His Excellency's power to communicate?

Mr. Burwell gives notice that he will, on to-morrow, move that an humble Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to lay before this House, a copy of the petition of the inhabitants of the District of London, to His Excellency in Council, on the subject of School Lands, and the endowment of District Schools in this Province, agreed upon at their General Quarter Sessions of the Peace in April last-a copy of His Excellency's Letter of reference of that petition to the Honorable the Executive Council; a copy of the report of the Executive Council on that subject; a copy of His Excellency's Letter to the Board of Trustees of District Schools in the several Districts of this Province, communicating to them the report of the Honorable the Executive Council; and also, copies of the several replies which His Excellency may have received from each District Board in reference to his correspondence on this most interesting and important subject.

Mr. Attorney General gives notice that he will, on to-mor-Committee of row, move that this House do resolve itself into a Committee of supply on war Supply, to take into consideration the several petitions upon the subject of war losses.

> Mr. Thomson, seconded by Mr. Burwell, moves that the petition of the magistrates of Kingston, be referred to the Committee to whom was referred the petition of John Kirby and others of Kingston.

Ordered.

Mr. Burwell, seconded by Mr. Thomson, moves that the petition of certain inhabitants of the District of London relating to the site for holding their District School be referred to a Committee consisting of Messrs. Mount and Ingersoll, and that they have leave to report by bill or otherwise.

Ordered.

Mr. Burwell, seconded by Mr. Thomson, moves that the Swain P. Corlis petition of Swain P. Corlis, he referred to a Committee, consisting of Messrs. McCall and Warren, and that they have leave to report by Bill or otherwise.

Ordered.

Mr. Samson, seconded by Mr. Crooks, moves that the pe-Petition of tition of Philip Embury and others, of the Townships of Sidney and others and Thurlow, be referred to the Committee of Supply. referred.

Ordered.

Agreeably to the order of the day, the Bill to facilitate the Prince crection of a Gaol and Court House in the County of Prince Edward Bill Edward, was read the second time, and referred to a Committee time and refer-of the whole House.

Mr. VanKoughnett was called to the chair.

The House resumed.

Mr. VanKoughnett reported the bill as amended.

The report was received and the Bill was ordered to be Third reading engrossed, and read a third time to-morrow. to-morrow.

Agreeably to the order of the day, the Bill for the establish- Brockville ment of an Elective Police in the Town of Brockville, was Police Bill read the second time, and referred to a Committee of the whole read second time and House. referred to Committee of

Mr. Samson was called to the Chair.

The House resumed.

Mr. Samson reported the Bill as amended.

On the question for receiving the report, the House divided, On receiving and the yeas and nays were taken as follows: report House divides.

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| Atty. General, Berzcy, Brown, Burwell, Chisholm, Clark, | Duncombe, Elliott, A. Fraser, R. Fraser, Ingersoll, Jones, | A. McDonald, Magon, Morris, Mount, Randal, Roblin, | Samson, Shade, Sol. General, Warren, Werden, 25. | Yeas 25. |
|--|---|---|---|----------|
| Crooks, | Lewis, | | | |
| | NAYS. | —Mcssieurs, | • | |

| | , | | |
|---------------------|-------------------|---------------------|---------|
| Howard, Ketchum, | McCall, Perry, | Roblin, Shaver—8 | Nays S. |
| | | | |

The question was carried in the affirmative by a majority of seventeen, and the bill was ordered to be engrossed and Third reading read a third time to-morrow.

Agreeably to notice, Mr. Morris, seconded by Mr. Elliott, An Address to moves that an humble address be presented to His Excellency be presented the Licutenant Governor, requesting that he will be pleased to the Govern-to communicate to this House, an account in detail of all of monies monies collected for timber, cut on His Majesty's Waste Lands arising from within this Province, during the present year, and that Mes- sale of timber cut on Crown sieurs A. Fraser and Samson, be a Committee to draft and Lands. report the said Address.

Ordered.

Mr. Samson, from the Select Committee to draft an Ad- Address redress to His Excellency the Lieutenant Governor, requesting ported. an account in detail of the monies collected during the present year as duties on Crown timber, presented a draft, which was received, read twice, concurred in, and ordered to be engrossed and read a third time this day.

Mr. Mount, from the Select Committee to which was referred the Petition of George J. Goodhue, and others, relative Committee on to the site of the District School of the London District in PetitionofGeo. to the site of the District School, of the London District, in- J. Goodhue formed the House, that the Committee had agreed to report and others by bill, a draft of which he was ready to submit whenever the report a Bill. House would be pleased to receive the same.

The report was received, and the bill for the removal of al of London the site of the London District School, was read a first time, District School read and ordered for a second reading to-morrow. first time.

Agreeably to the order of the day, the Bill granting a Douglas' Patent to J. C. Douglas, was read a second time, and referred patent Bill to a Committee of the whole House.

Mr. Macnab was called to the Chair.

The House resumed.

Mr. Macnab reported the Bill as amended.

On the question for receiving the report, the House di-On receiving vided and the yeas and nays were taken as follows: report House divides.

YEAS-Messieurs.

| | A. Fraser, Howard, Ketchum, McMartin, | Macnab, Morris, Perry, Randal, | Roblin, Samson, Shade, Werden—17. | Yeas 17. |
|----------|--|---|--|----------|
| Elliott, | and the second | 4 | the state of the | |

Bill amended.

whole.

Bill amended.

read second

Committed.

Bill amended.

| | | NAYS | —Messieurs, | | | YEAS. | Messieurs, | | |
|--|--|---|---|--|--|--|--|---|----------------------|
| Nays 8. | Berczy, Bidwell, | Buell, Campbell, | Cook, Jones, | A. McDonald, VanKoughnett, 8. | Beardsley, Bidwell, Buell, | Campbell, Cook, Howard, | Ketchum, McCall, | Perry, Shaver—10. | Yens 10. |
| Third reading to-morrow. | The ques of nine, and third time to-n | he Bill was ord | d in the affirm lered to be e | native by a majority ngrossed and read a | Atty. General | , Duncombe, | – <i>Messieurs</i> , Lewis, | Thomson, | |
| | son, moves fo | r leave to bring to the River ? | g in a Bill to Thames, and | conded by Mr. Sam- o prevent the felling the East and West District. | Berzcy, Boulton, Brown, Clark, Crooks, | Elliott, A. Fraser, R. Fraser, Ingersoll, Jones, | McMartin, Roblin, Samson, Shade, Sol. General, | VanKoughnett, Warren, Werden—22. | Nays 22. |
| read. | second reading | g to-morrow. | | d, and ordered for a | of twelve on | stion was decid | led in the negati ead a third time | ve by a majority | Bill read thir time. |
| Committee on Petition of J. Muirhend and others report. | which was refe the Town of I Niagara Can House that the | erred the Petitic Niagara, prayin al Company, e Committee ha | on of J. Muing that the A may be ame ad agreed to a | elect Committee, to rhead, and others, of act incorporating the ended, informed the a report and the draft | Mr. Per be amended, cures to the S per annum fo | by expunging sheriff of the ne r four years after | the clause in the w District a sala er the said Coun | noves that the bill ne same which se- ary of fifty pounds aty shall be set off | amending th Bill. |
| | - C - T2(1) 1 A | t of which he a | was mandy to | aubinit whenever the | into a sonara | te District, ins | tead of feaving. | the Sheriff of the | |

House would be pleased to receive the same.

The Report was received.

The Report was read.

(Report see Appendix.)

The Bill to amend the Act Incorporating the Niagara Niagara Canal Canal Company, was then read a first time, and ordered for a Bill read. second reading to-morrow.

Adjourned.

Petitions

others

Address to His Excel-

ber passed.

on Crowa

Committee to

Order of the

3rd reading Prince Ed-

ward Bill

Motion for

House divides.

the bill

called.

carry up

Add

timber.

FRIDAY, 16th DECEMBER, 1831.

THE House met.

The minutes of yesterday were read.

brought up Mr. Ingersoll brought up the petition of Ogden Creighton, O. Creighton.] of Stamford, in the Niagara District ; which was laid on the table.

Mr. Perry brought up the petition of Colin MacKenzie, Colin Macand forty-three others, of the Township of Ernestown, in the Kenzie and Midland District ; which was laid on the table.

Mr. Boulton brought up the petition of the President and Port Hope Harbour Com Directors of the Port Hope Harbor Company; which was pany. laid on the table.

Agreeably to the order of the day, the address to His Excellency the Lieutenant Governor, for a detailed account of lency for account of duties duties collected on Crown Timber during the present year, on Crown tim- was read a third time, passed and signed, as follows :--

> To His Excellency SIR JOHN COLBORNE, Knight, Commander of the most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, Major General Commanding His Majesty's Forces therein, &c. &c. &c.

MAY IT PLEASE YOUR EXCELLENCY.

We, His Majesty's most dutiful and loyal Subjects, the Address relative to duties Commons of Upper Canada, in Provincial Parliament assembled, most respectfully request that Your Excellency will be pleased to communicate to this House, a statement, in detail, of all monies collected for timber cut on His Majesty's waste lands in this Province, during the present year.

ARCHIBALD MeLEAN,

SPEAKER.

Chisholm,

Clark,

Crooks,

Commons House of Assembly, 16th December, 1831.

Mr. Jones, seconded by Mr. Ingersoll, moves that Messrs. Morris and Lewis be a Committee to wait on His Excellency the Lieutenant Governor, to know when His Excellency will be pleased to receive the address of this House on the subject of monies collected for timber cut on Crown Lands, and to present the same.

Ordered.

On the order of the day for the third reading of the bill to facilitate the erection of a Gaol and Court House in the County of Prince Edward, being called-

Mr. Perry, seconded by Mr. Bidwell, moves that the bill be not now read a third time, but that the same be re-committed, recommitting in order that it may be amended in several respects.

> On which the House divided, and the yeas and nays were taken as follows:

M

45

the of a Bill, both of which he was ready to submit whenever the into a separate District, instead of leaving the Sheriff of the said new District, in that respect, on the same footing with the Sheriffs of other Districts, to be provided for by some general enactment.

> On which the House divided, and the yeas and nays were House divided taken as follows :

| **** | | 35 . | |
|------|----|------------|--|
| YE | AN | Messieurs, | |
| | | | |

| Beardsley, Bidwell, Buell, Campbell, | Cook, A. Fraser, Howard, Ketchum, | Lewis, McCall, A. McDonald, Perry, | Randal, Shaver, Thomson, | Yens 15. 15. |
|---|--|---|--------------------------------|-----------------|
| | NAYS. | —Messieurs, | · · | , |

| Atty. General, Berczy, Boulton, Brown, Chisholm, Clark, | Crooks, Elliott, R. Fraser, Ingersoll, Jones, | McMartin, Macnab, Morris, Roblin, Samson, | Shade, Sol. General, VanKoughnett, Warren, Werden, 21. | Nays 21. |
|--|---|---|---|----------|
|--|---|---|---|----------|

The question was decided in the negative by a majority of six.

Mr. Perry, seconded by Mr. Bidwell, moves the following Rider moved. as a rider to the Bill: Provided always, and that in case the said County shall not have been set off into a separate District by Proclamation in manner and form as by the said Act provided, within the space of three years, then and in that case the said County shall be liable and bound to pay out of the Assessment of said County, a fair and equal share of the expenses of the said Midland District, in proportion to the whole revenue of said District, and so continue to pay until the said County shall be set off into a separate District, any thing in this or any other Act to the contrary in any wise notwithstanding.

On which the House divided, and the yeas and nays were House divides on proposed taken as follows : Rider.

YEAS-Messicurs,

| Bidw Buel Cam | | rd, Perry | cDonald, ', er—9. | Yeas 9. |
|---|---|--|---|----------|
| | NAYS. | -Messieurs, | , , , , , , , , , , , , , , , , , , , | |
| Beardsley, Berczy, Boulton, Brown, | Duncombe, Elliott, A. Fraser, R. Fraser, | Ketchum, Lewis, McMartin, Morris, | Samson, Sol. General, Thomson, VanKoughnett, | Nay: 25. |

Robinson,

Roblin,

Warren,

Werden,

25.

estion was decided in the negative by a major 44 sixteen.

Ingersoll,

Jones.

Mr. Attorney General, seconded by Mr. Berczy, moves Motion for that the Bill do not now pass, but that after the words "here- Bill, by vested" in the last clause but two, the remainder be expunged, and the following inserted: "in His Majesty, His Heirs and Successors forever to have and to hold the same in trust for the purposes and to the uses aforesaid." House divides

On which the House divided, and the yeas and nays were taken as follows:

YEAS-Messieurs,

| Atty. General, Berzcy, | | Duncombe, | A. McD | onald, Yeas | 7. |
|------------------------|-----|-----------|--------|-------------|----|
| Beardsley, Boulton, | tj≓ | Elliott, | | 7. | , |

Dec. 16th, 1831, [2nd Sess. 11th Parl. 2nd Wm. IV.] Dec. 16th, 1831.

| | | NAVS | –Messieurs, | | | estion for pas | |
|---|---|--|--|---|--|---|--|
| N | Bidwell, Brown, Buell, | Crooks, A. Fraser, R. Fraser, | McCall, Magon, ' Morris, 🎇 💱 | Roblin, Samson, Shaver, | and the yeas | and nays we | ere taken a Mcssieur |
| Nays 26. | Campbell, Chishohn, Clark, Cook, | Howard, Jones, Ketchum, Lewis, | Mount, Perry, Randal, | VanKoughnett, Warren, Werden, 26. | Atty. General, Berczy, Boulton, Brown, | Elliott, A. Fraser, R. Fraser, Ingersoll, | McMart Macnab Magon, Morris, |
| | The ques nincteen. | ation was decide | ed_in the negativ | e by a majority of | Chisholm. Clark, Crooks, | Jones, Lewis, A. McDonal | Mount, Randal, d, Robinso |
| for ther motion for amending | Bill do not no | w pass, but that | t the following w | , moves that the fords be added to | | NAYS | .—Messieu |
| kill. | such Clerk of be vested in 1 | the Peace for His Majesty, I | such intended I lis Heirs and Su | e appointment of District, the same accessors, to have a purposes afore- | Bidwell, Buell, Campbell, | Cook, Howard, Ketchum, | Perry, Roblin, |
| House divides | | | ided, and the ye | as and nays were | | stion was carried the bill was s | |
| | | | –Messicurs, | | be entitled, " | es, seconded by An Act to inc | corporate tl |
| Veas 19. | Brown, Chisholm, Clark, Crooks, Whiott, | A. Fraser, R. Fraser, Jones, Ketchum, Lewis, | Maçon, Morris, Mount, Randal, Roblin, | Samson, VanKoughnett, Warren, Werden, 19. | Which w dered by the | sh a Police the as carried, and Speaker to car ve Council, as | Messrs. Joi ry the same |
| | | | –Messicurs, | | tent to John C | ly to the order J. Douglass, w | |
| Neys 12. | Beardsley, Berczy, Bidwell, | Buell, Campbell, Cook, | Duncombe, Howard, McCall, | A. McDonald, Perry, Shaver—12. | | rney General, e entitled, "Ar | |
| Question car- ied. | The quest of seven. | tion was carrie | d in the affirmati | ive by a majority | Douglass." Which v | vas carried, au | d Messrs. |
| Brockville Police Bill read 3rd time. | | | | ill to establish an ras read the third | | ordered by the the Legislati hereto. | |
| Motion for maending bill. | Mr. Buel ment to the th | ird clause, that | after the words | moves in amend- s "Town shall" | | ly to the order n the Bill to isements. | |
| House divides on motion. | the words " by On which taken as follow | the House div | | as and nays were | | thum in the chains resumed. | air. |
| | | YEAS. | -Messicurs, | | Mr. Kete | hum reported | the Bill wit |
| Yeas 11. | Bidwell, | Cook, | Perry, | Shaver, | | ort was receiv l read a third t | |
| | Buell, Campbell, | Howard, Ketchum, | Randal, Roblin, | Werden, 11. | Gaol and Con | ndment to the irt House in the me, and the bi | ie County |
| Nuys 25. | Atty. General, Berzey, Boulton, Brown, Chisholm, Clark, Crooks, | | Messieurs, McMartin, Maenab, Magon, Mogon, Morris, Mount, Robinson, | Samson, Shade, Sol. General, Thomson, VanKoughnett, 25. | Mr. Wer be entitled, " provisions of Parliament, e Edward into a trates within th | den, seconded An Act to rep an Act passed ntitled, "An a separate Dist he said County vied in said co | by Mr. Rol cal part of, in the last Act to erec rict," and t to raise a l |
| | | | | ve by a majority | ordered by the | ras carried, and e Speaker to ca ve Council, an | ury the san |
| further omendmont proposed | ment to the tw tor" the follo | elfth clause, th wing be insert | at after the word | moves in amend- ls "third arbitra- an inhabitant of ied therein." | thereto. Agreeab Williams, and District, pray | ly to the order 1 forty-three of ring that an A | of the day others, inha .ct may be |
| House divides. | On whic were taken as | | divided, and the | e yeas and nays | Port Burwell and James K | of a Harbour at , on Lake Eric irkpatrick, De | . The pe puty Surve |
| | | YEAS. | —Mcssieurs, | | penses in surv | l by Surveyors veying said lan petition of Jor | ds may be |
| Yeas 13. | Bidwell, Buell, Campbell, | Cook, Howard, Ketchum, | A. McDonald Perry, Randal, | , Roblin, Shaver, Werden,—12. | of the Towns pounds to en: the Don Brid | hip of York, p able them to tu ge to the Tow | raying for rapike the a-line. Th |
| | | NAYS. | –Messieurs, | · · · · | Whitchurch a | fifty-two others and Markham, | in the Hon |
| Nays 23. | Berczy, Boulton, Brown, Chisholm, | Elliott, A. Fraser, R. Fraser, Ingersoll, | McMartin, Macnab, Maqon, Morris, | Samson, Shade, Sol. General, Thomson, | The petition Townships of praying the I | iy pounds to a of James Be f Trafalgar an House to call u Kennedy, Road | attie, and d Esquising pon John |
| · . | Clark, Cracks, | Jones, Lewis, | Mount, Robinson, | VanKoughnett, 23. | manner in wl as such Com | nich they experimissioners. T raying that the | nded the m |
| | The que of eleven. | stion was decid | led in the negati | ive by a majority | tering the pr | esent line of F acession of Co | load betwee |
| | | | , | | , | ÷. | |

e Bill, the House divided, On passing Bill the House en as follows: divided.

icurs.

| Atty. General, Berczy, Boulton, Brown, Chisholm. Clark, Crooks, | A. Fraser, R. Fraser, Ingersoll, Jones, Lewis, | McMartin, Macnab, Magon, Morris, Mount, Randal, d, Robinson. | Samson, Shadø, Sol. General, Thomson, VanKougline 2 | |
|---|--|--|--|----------|
| | NAYS | Messieurs, | | |
| Bidwell, | Gook, | Perry. | Shaver. | Nays 10. |

he affirmative by a majority Bill passed.

Werden,-10.

lorris, moves that the Bill Title. te the Town of Brockville

Jones and Mountwere or- Bill sent to same up to the Honorable Legislative request their concurrence Council.

day, the Bill granting a pa- Douglass' the third time, passed and Paten Bill passed.

ed by Mr. Werden, moves Title. r the relief of John Cooper

srs. Attorney General and ker to carry the same up to Bill sert to uncil, and to request their Council.

day, the House went into Bill to regulate te the prices for printing the price of Printing committed.

ll without amendment.

the bill was ordered to be Third reading to morrow. morrow.

facilitate the erection of a Prince Ed-ward Bill nty of Prince Edward, was passed. passed and signed.

Roblin, moves that the bill Title. t of, amend and extend the last Session of the present erect the County of Prince and to authorize the Magise a loan on the credit of the

s. Werden and Roblin were same up to the Honorable Billsent to request their concurrence Council.

e day, the petition of G. R. inhabitants of the London G. R. Williams be passed, authorising the and others Iter Creek, otherwise called read. e petition of Andrew Millar Petition of urveyors, praying that wild Millar and Kickpanick ment for their labor and ex- read. be exempted from assess-Ashbridge and forty others, Petition of J. for a grant of two hundred Ashbridg the road leading cast from others read. The petition of Frederick Petition of F. on the Town-line between others read, Home District, praying for a causeway on said line.and fifty-six, others, of the Petition of Jas. ising, in the Gore District, Beautie and ohn Kenney, Peter Kenney, others read. nissioners, to account for the e money put in their hands ition of Philip P. Empey, Petition of P. e may not pass any bill al- P. Empey and etween Lots No. 6 and 7 in others read. ; and the petition of Chris-

e and

topher Woodcock, and twenty-six others of Sheffield, Hunger-Petition of C. Woodcock & ford, Richmond and Camden, in the Midland District, praying others read. for a grant of money to enable them to open a road on the allowance between Lots five and six, from Hungerford through the first, second, third, fourth, fifth, and sixth concessions of Sheffield, where a Bridge is required across Salmon River to Mc-Greggor's Mills, and to open a Road from thence on the allowance between the sixth and seventh Concessions of Sheffield, to the boundary-line between Sheffield and Camden, and from thence on the boundary-line to the allowance for road between Lots eighteen and nineteen in the ninth, eighth, seventh and sixth concessions of Camden, where it joins the road now travelled in front of the said sixth Concession of Camden-were read.

Notice of Bathurst representation Bill.

Notice of Ale Dill.

Petition of the Hon. Thos.

Clark and others referred.

Petition of P. P. Empey and others referred.

Petitions of Guy C. Wood and others, and of James Pringle and others, referred.

referred to

committed.

Bill amended.

Yeas 22.

Nays 12.

Court of Ap-

peal bill sent

down from

Legislative

Council.

supply.

Mr. Morris gives notice that he will, on to-morrow, move for leave to introduce a Bill to repeal so much of the Law as prevents the Inhabitants of the District of Bathurst from being represented in this Assembly, as the people of other Districts are.

Mr. Solicitor General gives notice that he will, on tomor-House License row, move for leave to bring in a Bill to continue the Laws now in force, imposing duties on Licenses to Ale Houses.

> Mr. Crooks, seconded by Mr. Warren, moves, that the Petition of Thomas Clark and others, on the subject of a Rail Road between Lakes Erie and Ontario, be referred to a Select and Beardsley, with power to send for persons and papers, and to report thereon.

Ordered.

Mr. Samson, seconded by Mr. VanKoughnett, moves that the Petition of Philip P. Empey, and others, of the Eastern District, be referred to the Committee to whom was referred the Petition of Samuel Anderson and others,

Ordered.

Mr. VanKoughnett, seconded by Mr. Samson, moves that the Petition of Guy C. Wood, and others, of the Eastern District, relative to Sheep running at large, and also the Petition of James Pringle, and others, of the Eastern District, relative to Bulls and Boars running at large, be referred to a Select Committee, consisting of Messieurs A. Fraser and Mount, with power to send for persons and papers, and to report thereon by bill or otherwise.

Ordered.

Petition of Mr. Mount, seconded by Mr. Machab, Myets and G. C. Williams Petition of G. C. Williams, and others, be referred to the Committee on Supply.

Ordered.

Agreeably to the order of the day, the Bill to alter the Midland Displace of holding the Quarter Sessions in the Midland District, trict Quarter Sessions bill was read a second time, and referred to a Committee of the whole House.

Mr. Magon was called to the chair.

The House resumed.

Mr. Magon reported the Bill as amended.

The Report was received.

On question for third reading morrow, the House divided, and the yeas and nays were taken Assembly, that in obedience to His Warrant of the twelfth in- Chancery. House divides. as follows :-

| YE. | AS. | -Mc | ssieur | s |
|-----|-----|-----|--------|---|

| • | Atty. General. Berczy, Brown, Chisholm, | Elliott, A. Fraser, Ingersoll, Jones, | McMartin, Magon, Morris, Randal, | Shade, Shaver, Warren, Werden—22. |
|-----|--|--|---|--|
| · . | Clark, Crooks | Ketchum, Lewis, | Roblin, Samson, | |
| | | NAYS | -Messieurs; | |

| · * | | | | e di tana esperante |
|-----|------------|-----------|-------------|---------------------|
| , · | Beardsley, | Campbell, | Howard, | Robinson, |
| • | Bidwell, | Cook, | A. McDonald | , Thomson, |
| | Buell. | Duncombe, | Perry, | VanKoughnett, |
| ÷., | | | | 12. |

The question was carried in the affirmative by a majority Third reading of ten, and the Bill was ordered to be engrossed and read a to-morrow. third time to-morrow.

> The Master in Chancery brought down from the Honorable the Legislative Council, a Message, and a Bill entitled, "An Act to constitute a new Court of Appeal for revising the Judgments of the Court of King's Bench," which that Honorable House had passed, and to which the concurrence of this House was requested. 1. 1.

The Message was then read as follows :

MR. SPEAKER,

The Legislative Council requests a conference with the Conference Commons House of Assembly on the subject matter of the bill requested on Commons House of Assembly on the subject matter of the bill requested on sent up to this House, entitled, "An Act to appoint Commis- ers appointsioners to treat with Commissioners appointed, or to be ap- ment bill. pointed, on the part of the Province of Lower Canada, for the purposes therein mentioned," and have appointed the Honorable Messieurs Dickson and Hamilton, on their part who will be ready to meet a Committee of the Commons House of Assembly, on Monday next, at twelve of the clock at noon, for that purpose, in the Committee Room of the Legislative Council Chamber.

JOHN B. ROBINSON,

SPEAKER.

Legislative Council Chamber, ? 16th day of December, 1831. §

The Bill sent down from the Honorable the Legislative Court of Council, entitled, "An Act to constitute a new Court of Appeal bill Appeal for revising the Judgments of the Court of King's read. Bench," was then read a first time, and ordered for a second reading to-morrow.

Mr. Perry, seconded by Mr. Howard, moves that the re-Request for Committee, composed of Messieurs Chisholm, Elliott, Mount, quest of the Honorable the Legislative Council for a conference on and Beardsley, with power to send for persons and papers, rence on the bill appointing Commissioners to treat with Com- Commissionmissioners to be appointed on the part of Lower Canada, be ers appoint-acceded to and that Massionra Attorney Consult Durit Con accoded to, and that Messieurs Attorney General, Buell, Sha- accoded to. ver and Clark, be the conferrees on the part of this House.

Ordered.

Mr. VanKoughnett, from the Select Committee, to which Committee on was referred the Petition of S. Anderson, and others, informed petition of the House that the Committee had agreed to report by Bill, a S. Anderso and others draft of which he was ready to submit whenever the House report, would be pleased to receive the same.

The report was received, and the bill to establish a cer- Cornwall The report was received, and the Diff to establish a cer- Survey bill tain survey in the Township of Cornwall, was read a first Survey bill read first time. time, and ordered for a second reading to morrow.

Present, Messieurs Attorney General, Bidwell, Buell, Campbell, Cook, A. Fraser, Howard, Ketchum, A. McDonald, No quoruna. McMartin, Morris, Perry, Roblin, Samson, Shaver, and Van-Koughnett, 16.

At six o'clock P. M. the Speaker declared the House adjourned for want of a quorum.

SATURDAY, 17th DECEMBER, 1331.

THE House met.

The minutes of yesterday were read.

The Speaker reported a communication from the Clerk of the Crown in Chancery, which was read as follows:

Clerk of the Crown in Chancery's Office, ? York, 16th day of December, 1831.

The Clerk of the Crown in Chancery has the honor to Communica-On the question for the third reading of the Bill, on to- report to the Honorable the Speaker of the Commons House of tion from Clerk of Crown in stant, he has sued out a Writ of Election for the return of one Member to represent the County of York, in the room of William Lyon MacKenzie, expelled the said House of Assembly, that His Excellency the Lieutenant Governor, has been pleased to appoint John G. Spragge, Esq. Returning Officer, and Monday the second day of January next, the period for holding the said Election.

| SAMUEL | P. JARVIS, |
|------------|------------|
| 18 Dec. 19 | C. C. C. |
| 21 | 0, 0, 0. |

Petitions brought up.

Mr. Chisholm brought up the petition of John Brown, Of John Brown lgar and Esquising, Tra inhabitants of in and others. the Gore District; which was laid on the table.

Mr. Cook brought up the petition of John Decks, and seventy-nine others, of the County of Dundas ; which was laid John Deeks and others. on the table.

Mr. Cook brought up the petition of Joseph Sawyer, and Joseph Sawyer thirty others, inhabitants of the County of Dundas ; which was and others. laid on the table.

Mr. Cook brought up the petition of George Cook, and George Cook ninety-nine others, of the County of Dundas ; which was laid and others. on the table.

Mr. Perry brought up the petition of Hiram Richardson Hiram R. Harback, of the Town of Kingston; which was laid on the table. Harback.

- D. Fisher, J.P. Mr. Lewis brought up the petition of D. Fisher, J. P. and and others. one hundred and fifty-five others, of the Townships of Nepean, March, Torbolton, Fitzroy, Macnab, and Pakenham, in the Bathurst District; which was laid on the table.
- Mr. Werden brought up the petition of James McCartney James M'Cartney and others. and thirty-three others, of the Townships of Hallowell, Hillier, Sophiasburgh, and Ameliasburgh, in the County of Prince Edward; which was laid on the table.
- Mr.Werden brought up the petition of Archibald McFaul, & McFaul J. P. and fifteen others, of the Townships of Hallowell, Hillier, and others. Sophiasburgh, and Ameliasburgh, in the County of Prince Edward; which was laid on the table.
- A. Lewis Mr. Perry brought up the petition of A. Lewis, and thirtyand others. one others, of the Township of Toronto, in the Home District; which was laid on the table.
- Mr. Perry brought up the petition of Andrew Casous, and A. Casons thirty-six others, of the Townships of Oxford, Marlborough, and others. and North and South Gower, in the Johnstown District ; which was laid on the table.
- Mr. Perry brought up the petition of David Hunter, and David Hunter forty-three others, of the Townships of Oxford, Marlborough, and others. North and South Gower, in the Johnstown District; which was laid on the table.
- Juo. Lawrence Mr. Perry brought up the petition of John Lawrence, and aud others. eighteen others, of Edwardsburgh, in the Johnstown District; which was laid on the table.
- Mr. Perry brought up the petition of Joseph C. Bass, and Joseph C. Bass eighteen others, of Edwardsburg, in the Johnstown District ; and others. which was laid on the table.
- Mr. Perry brought up the the petition of Alexander Milne, Alex'r. Milne end others. and ninety-seven others, of the Township of York, in the Home District ; which was laid on the table.
- Mr. Perry brought up the petition of William Thompson, W Thompson and sixty-two others, of the Townships of Oxford, Marlborough, and others. and North and South Gower, in the Johnstown District ; which was laid on the table.
- Mr. Perry brought up the petition of Joseph Cawthra and and William L. William Lyon MacKenzie, of the 'Town of York; which was MacKenzie, laid on the table. laid on the table.
- Mr. Perry brought up the petition of Samuel Heck (chair-Sanuel Heck man of a public meeting in Augusta,) in the Johntown District, and others. and thirty-six others ; which was laid on the table.
- Mr. Perry brought up the petition of Henry Smith, and Henry Smith ninety others, of the Township of King, in the Home District ; and others. which was laid on the table.
- Mr. Perry brought up the petition of Robert Post, and Robert Post sixteen others, of the Township of Pickering, in the Home Disand others. trict; which was laid on the table.
- Mr. Perry brought up the petition of Peleg Spencer, and Peles Spencer twenty-nine others, of Edwardsburgh, in the Johnstown District; and others. which was laid on the table.
- Mr. Perry brought up the petition of Robert Armstrong, chairman of a public meeting, and sixty-nine others, of Tecum-R. Armstrong and others. seth, and West Gwillimbury, in the Home District; which was laid on the table.
- Mr. Perry brought up the petition of John Richardson, J. Richardson and twenty-two others, of Pickering, in the Home District; and others. which was laid on the table.
- Mr. Perry brought up the petition of William Buchanan, W. Buchanan and thirteen others, of the Townships of Oxford, Marlborough and others. and North and South Gower, in the Johnstown District ; which was laid on the table.
- Mr. Perry brought up the petition of John Erb, Sen. and John Erb, sen. thirty-seven others, of the Township of Waterloo, in the Gore and others. District ; which was laid on the table.
- A. Chisholm and others. one hundred and ninety-three others, of the County of Glengarry; which was laid on the table.
- Mr. Perry brought up the petition of Gordon Ross, and Gordon Ross forty-five others, of the Townships of Cornwall and Roxboand others. rough, in the Eastern District; which was laid on the table.
- Mr. Perry brought up the petition of William Eddy, and William Eddy forty-three others, of Oxford, Marlborough, and North and and others. South Gower; which was laid on the table.
- Mr. Perry brought up the petition of John McDiarmid, J. McDiarinid and six others, of the County of Glengarry ; which was laid on and others. the table.

and others.

Mr. Perry brought up the petition of Peter McMaster, and P. McMasters seventy-seven others, of the Townships of Wolford and Montague, in the Johnstown District ; which was laid on the table.

Mr. Perry brought up the petition of William Ellis, and William Ellis and others. thirty-eight others, of the Townships of Wolford and Montague, in the Johnstown District; which was laid on the table.

Mr. Perry brought up the petition of Robert Ralston, and Robert Ralston fifty others, of the Town of Prescott and Township of Augusta, and others. in the Johnstown District; which was laid on the table.

Mr. Perry brought up the petition of Thomas Sherwood, T. Sherwood and six others, of the Township of Augusta, in the Johnstown and others. District; which was laid on the table.

Mr. Perry brought up the petition of John Randall, and John Randall thirty-seven others, of the Township of Trafalgar, in the Gore and others. District; which was laid on the table.

Mr. Perry brought up the petition of John Corwin, and John Corwin twenty-four others, of the Niagara District; which was laid on and others. the table.

Mr. Ketchum brought up the petition of Robert Finch, and Robert Finch forty-five others, of the Townships of Albion, Caledon and and others. Chinguacousy, in the Home District; which was laid on the table.

Mr. Ketchum brought up the petition of Timothy Street, Timothy Street and seventy-one others, of Toronto, in the Home District ;- and others. which was laid on the table.

Agreeably to the order of the day, the Bill to regulate the Official Adver-prices of printing official advertisements was read the third time.

On the question for passing the same, the House divided, On question for passing the and the yeas and nays were taken as follows: House divides.

YEAS.—Messicurs,

| Beardsley, Berczy, Bidwell, Buell, Campbell, Chishólm, Clark, | Crooks, Duncombe, Elliott, A. Fraser, R. Fraser, Howard, lugersoll, | McCall, A. McDonald, McMartin, Maçon, Morris, Morris, Mount, Perry, | Randal, Roblin, Samson, Shade, Shaver, Warren, Werden—30. | ¥eas 30. |
|---|---|--|---|----------|
| Clark, Cook, | Ketchun, | Perry, | werden30. | |

NAYS .- Messieurs,

Macnab, Sol. General,

Nays 2.

The question was carried in the affirmative by a majority of twenty-eight, and the Bill was signed.

Mr. Buell, seconded by Mr. Perry, moves that the Bill be Title. entitled, "An Act to regulate the prices to be charged for printing official advertisements."

Which was carried, and Messrs. Buell and Cook were or- Bill sent to dered by the Speaker to carry the same up to the Honorable Council. the Legislative Council, and to request their concurrence thereto.

A greeably to the order of the day, the Bill to regulate Midland District Quarter the places for holding the Quarter Sessions in the Midland Dis- Sessions bill trict, was read the third time. read third time.

Mr. Samson, seconded by Mr. Roblin, moves that the fol-Motion for lowing clause be added as a rider to the bill. new clause.

"And be it further enacted by the authority aforesaid, Clause pro-That nothing in this Act shall extend or be construed to ex- posed and tend to enable the said Town of Belleville to return a Member carried. to the House of Assembly of this Province, as long as the Quarter Sessions of the said Midland District shall continue to be holden alternately at Kingston and at Belleville aforesaid."

Which was carried.

Agreeably to the order of the day, the Petition of Hugh Petition of Black, and one hundred and thirty-two others, inhabitants of Hugh Black the Township of Esquising in the Gore District, praying the and others House to Petition His Majesty, to impose such a duty upon read. Mr. Perry brought up the petition of A. Chisholm, and American produce coming into our markets, as may enable the Petition of Agriculturists of this Country, to compete with it.-The Peti- Capt. Whitney tion of Captain Whitney, of the Steamer Great Britain, and and others twelve other masters of Steam Boats and Schooners, navigating read. Lake Ontario, praying that the subject of erecting a Light House on Long Point, Lake Ontario, may receive the consideration of the House, and stating also that a Light House is much required on Green Point, between Cobourg and Port-Hope .- The Petition of James Gordon Strobridge, formerly Petition of contractor for the Burlington Bay Canal, praying that interest James G. Stro-bridge read, may be paid him upon the sum of Five Thousand Five Hundred and Ninety-one Pounds Eight Shillings and Five Pence halfpenny, awarded him for labor and materials furnished by him for said Canal.—The Petition of Joseph Pearson, and twenty-three others, of this Province, praying for the passage of an Joseph Pear-Act to provide for the poor and destitute in this Province, and son audothers. recommending that some enactment may be made in aid of the read.

Dec. 17th, 1831. [2nd Sess. 11th Parl. 2nd Wm. IV.] Dec. 17th, 1831.

Petition of B. Cutwater and others read.

Petition of Francis Mc-Laughlin and others read.

Petition of Jouathau Ashbridge and others referred.

Question lost.

Petition of

and others

Petition of

M. Myers

and others

Petition of

referred.

Motion for

Harback's

Petition of

Hiram R. Harback

referred.

Petition of James Beaty

and others

referred.

petition read.

B. Cutwater and others

referred.

referred.

eighteen others, of the fourth Concession of Fredericksburgh additional, in the Midland District, praying that a certain Law relative to the survey of said Township, may not be repealed, and the Petition of Francis McLaughlin, and ninety others, of the Townships of Mulmur, Tosorontio, Mono, and Adjala, praying for aid to improve their roads to market, were read.

cause of temperance.-The Petition of Belyat Cutwater, and

Mr. Ketchum, seconded by Mr. Elliott, moves that the Petitions of Jonathan Ashbridge, and others, and Frederick Cheney, and others, be referred to the Road Committee. Ordered.

Motion for Mr. Beardsley, seconded by Mr. McCall, moves that the referring the Petition of James G.

Petition of James Gordon Strobridge, be referred to a Committee, consisting of Messieurs Macnab, Duncombe and Mount, Strobridge. with leave to send for persons and papers, and report thereon.

House divides. On which the House divided, and the yeas and nays were taken as follows :

| YEAS.—Messieurs, |
|------------------------|
| T TTTTTT' TITOODOCOULO |

| Veas 11. | Bidwell, | Campbell, Clark, A. Fraser, | R. Fraser, Howard, McCall, | Perry, Warren—11. |
|----------|----------|-----------------------------------|----------------------------------|----------------------|
| | | NAYS | -Messieurs. | |

| | Atty. General, | Elliott, | Maçon, | Shaver, | |
|----------|----------------|--------------|---------|---------------|--|
| · · , | Berczy, | Ingersoll, | Morris, | Sol. General, | |
| Nays 22. | Brown, | Ketchum, | Mount, | Thomson, | |
| 1.478 | Chisholm, | Lewis, | Roblin, | Werden-22 | |
| 1.1 | Cook, | A. McDonald, | Samson, | | |
| ĩ | Crooks, | McMartin, | Shade, | | |

The question was decided in the negative by a majority of cleven.

Mr. Chisholm, seconded by Mr. Ingersoll, moves that the Geo. Chalmers Townships of Trafalgar and Esquising, be referred to Messrs. Attorney General, Morris, Crooks and Shade, to report thereon. and reading petitions, and giving of notices.

Ordered.

Mr. Solicitor General, seconded by Mr. Mount, moves that the Petition of Matthew Myers, and others, Licenced Victualers of the Town of Kingston, be referred to a Select Committee, to be composed of Messicurs Thomson and R. Fraser, with leave to report thereon.

Ordered.

Mr. Bidwell, seconded by Mr. Perry, moves that the Petition of Belyat Cutwater, and others, be referred to a Select Committee to whom was referred the petition of James Forshee and others.

Ordered.

Mr. Perry, seconded by Mr. Bidwell, moves that the petireading petition of H.R. Harback. tion of Hiram Richardson Harback, be now read, and that the forty-third rule of this House be dispensed with so far as relates to the same.

> Which was carried, and the petition of Hiram Richardson Harback, of the Town of Kingston, praying that a Bill may be passed to enable him to obtain an exclusive privilege of preparing and vending a newly discovered composition of matter, liers, upon his proving to His Excellency the Lieutenant Governor, that he is lawfully and rightfully possessed of the knowlege and right to the said invention, under the assignment of the assignees of the original patentee, and upon proving and filing the specification thereof, was read.

> Mr. Perry, seconded by Mr. Roblin, moves that the petition of Hiram Richardson Harback, be referred to a Select Committee, with leave to report thereon by Bill or otherwise, and that Messrs. Solicitor General, Shaver, Howard, and Beardsley, do compose the said Committee.

Ordered.

Mr. Chisholm, seconded by Mr. Shade, moves that the petition of James Beaty, and others, be referred to Messrs. Attorney General and Bidwell, with power to send for persons and papers, and report thereon by bill or otherwise.

Ordered.

N

Midland District Quarter Sessions bill read third time. On passing

The rider to the bill for altering the place for holding the Quarter Sessions of the Midland District from Adolphustown to Belleville, was read the third time. to enternant alter ١ř. On the question for passing the bill the House divided, House divides. and the yeas and nays were taken as follows:

YEAS—Messieurs.

| Atty. General, | | Lewis, | Roblin, | • |
|-------------------|--|-----------------------|--------------------|----------|
| Berczy, Brown, | A. Fraser, R. Fraser, | McCall, McMartin, | Samson, Shade, | Yeas 24. |
| Chisholm, | Ingersoll, | Macnab, | Shaver, | • |
| | Jones, | Maçon, | Warren, | |
| Crooks | Ketchum, | Morris, | Werden,-24. | |
| | and the second | and the second second | and the second the | . · |

49

NAYS—Messieurs,

| Beardsley, Bidwell, | Cook, Duncombe, | Mount, Perry. | Thomson, VanKoughnett, Nays 13. |
|------------------------|--------------------|------------------|------------------------------------|
| Buell, | Howard, | Sol. General, | 13. |
| Campbell, | A. McDonald, | 1 · · · · · | |

The question was carried in the affirmative by a majority of eleven, and the bill was signed.

Mr. Samson, seconded by Mr. Roblin, moves that the Bill be entitled, "An Act to repeal part of an Act passed in the Title. thirty-third year of the Reign of King George III., entitled, 'An Act to fix the times and places of holding the Courts of General Quarter Sessions of the Peace within the several Districts of this Province, and to authorise the holding of the Quarter Sessions of the Midland District at Kingston and Belleville alternately."

Which was carried, and Messieurs' Samson and Roblin Bill sent to were ordered by the Speaker to carry the same up to the Council. Honorable the Legislative Council, and to request their concurrence thereto.

Agreeably to notice, Mr. Perry, seconded by Mr. Bidwell, Parish and moves for leave to bring in a bill to repeal the several laws Town Officers relating to the appointment, and defining the duties of Parish bill brought in. and Township Officers, and to reduce the same to one Act, with some amendments.

Which was granted, and the bill read.

Mr. Perry, seconded by Mr. Shaver, moves that the bill Motion for Petitions of George Chalmers, Hugh Black, and others, of the be read a second time on Monday week, and that it be the first on Monday thing on the order of the day after third readings, bringing up week.

> On the which the House divided, and the yeas and nays House divides. were taken as follows :

YEAS.—Messieurs,

| Beardsley, Cook, Bidwell, Crooks, Buell, Howard, Campbell, McCall, Chisholm, Magon, | Morris, Mount, Perry, Randal, Roblin, | Shaver, Sol. General, Thomson, Warren, Werden,—20. | Yeas 20. | |
|---|---|--|----------|--|
|---|---|--|----------|--|

NAYS.—Messicurs,

| Atty. General, | Elliott, | Jones, | Samson, | Nay: 15. |
|----------------|------------|-----------|---------------|----------|
| Berzcy, | A. Fraser, | Lewis, | Shade, | |
| Brown, | R. Fraser, | McMartin, | VanKoughnett, | |
| Clark, | Ingersoll, | Macnab, | 15. | |

The question was carried in the affirmative by a majority of five, and ordered accordingly.

Agreeably to notice, Mr. Morris, seconded by Mr. A. Journals Fraser, moves that that part of the Journals of last Session relative to which contains the report of the Select Committee on School School Lands to be read. capable of producing light and applicable to lamps or chande- Lands, be read on Tuesday next, and that it be the first item on the order of the day after referring petitions.

Ordered.

Agreeably to the order of the day, the bill for the removal London Disof the London District School, from Vittoria to London, was trict School read the second time, and referred to a Committee of the whole Buil referred to House. whole.

Mr. Roblin was called to the Chair.

The House resumed.

Mr. Roblin reported the Bill without amendment.

The report was received.

On the question for the third reading of the bill on Monday House divides. next, the House divided and the yeas and nays were taken as on question for third reading. follows:

YEAS.—Messicurs,

| Atty General, Duncombe, McMartin, Shade, | |
|--|-----|
| Boulton, A. Fraser, Macnab, Sol. General, | |
| Brown, R. Fraser, Macon. Thomson. | 21. |
| Chisholm, Ingersoll, Morris, VanKoughnett, | |
| Clark, Jones, Mount, 21. | |
| Crooks, Lewis, | |

Dec. 19th, 1831, [2nd Sess. 11th Parl. 2nd Wm. IV.] Dec. 19th, 1831.

| | | NAYS | 5.—Messi | eurs, | | |
|---|--|---|--|--------------------------|--|------------------------------|
| Nay s 11. | Bidwell, Buell, Cook, | Elliott, Howard, McCall, | A. Mo Perry, Randa | , | Roblin, Shaver—11. | At Bo Br Cl |
| | The ques of ten, and or | tion was carr lered accordin | ied in the ngly. | aflirmat | ive by a majority | Di R. |
| Ningara Canal bill referred to Committee. | Agreeabl Bill was read the whole Hou | the second tin | er of the ne, and re | day, the | e Niagara Canal a Committee of | of |
| | Mr. Perr | y was called t | o the cha | ir. | | bil |
| • | | se resumed. | | | | in |
| Bill amended. | | | | | | Ge am |
| House divides on receiving report. | SOn the question for receiving the Report, the House in divided and the yeas and navs were taken as follows : | | | | | in vis Di |
| | | YEAS | .—Messic | eurs, | | and |
| Tens 25. | Atty. General, Beardsley, Boulton, Brown, Chisholm. Clark, Crooks, | Elliott, A. Fraser, R. Fraser, Ingersoll, Jones, Lewis, McCall, | McMa Macna Magor Morris Mount Randa | ab, 1, 5, | Robinson, Samson, Shade, Thomson, Warren,—25 | To we no: the Ac |
| | | NAYS | .—Messie | eurs, | | thi |
| Nays 9. | Bidwel Buell, Campl | How | ard, | Roblir Shaver VanK | | Bi wo |
| m () and the | | | | | ive by a majority | mc an |

Third reading of sixteen, and the Bill was ordered to be engrossed, and read Monday. a third time on Monday next.

Committee Mr. Crooks, from the Select Committee to which was on petition of the Honerable Thomas Clark and others, informed the House that the Committee had agreed to and others make a report. the House.

The Report was received, and read.

(Report-see Appendix.)

Adjourned till Monday next.

MONDAY, 19th DECEMBER, 1831.

The House met.

The minutes of Saturday were read. Petitions brought up. Mr. Chisholm brought up the Petition of John Eaton, John Earon and forty-three others, of East Flamboro', in the Gore District; and others. which was laid on the table. Mr. Mount brought up the Petition of Marvel White and White and Benjamin Woodall, of the Township of Lobo, in the London Woodhull. District ; which was laid on the table. Mr. Duncombe brought up the Petition of G. W. Warren, G. W. Warren and one hundred and thirteen others, of the London District; and others. which was laid on the table. Mr. Duncombe brought up the Petition of David Burns, David Burns

- and others. and two hundred and fifteen others; which was laid on the table.
- Welcome Yale Mr. Duncombe brought up the Petition of Welcome Yale, and others. and one hundred and ten others; which was laid on the table.
- M. Maynard. Mr. Buell brought up the Petition of Moses Maynard, of Brockville; which was laid on the table.
- D. Thompson and others. Mr. Clark brought up the Petition of David Thompson, and five hundred and sixty-three others, of the District of Niagara; which was laid on the table.
- London District School bill read third time. Agreeably to the order of the day, the bill to remove the site of the London District School, was read a third time. Mr. McCall, seconded by Mr. Perry, moves that the bill
- Motion for throwing out the bill. do not now pass; but that it pass this day three months. On which the House divided and the yeas and nays were

House divides. taken as follows :

YEAS-Messieurs.

| Yeas 13. | Bidwell, Buell, Clark, Cook. | Elliott, Howard, Ketchum, McCall, | Perry, Randal, Roblin, | Shaver, Werden—13. |
|----------|---------------------------------------|--|------------------------------|-----------------------|
| | Cook, | McCall, | | |

NAYS-Messieurs,

| Atty. General. Boulton, Brown, Chisholm, Duncombe, R. Fraser, | Ingersoll, Jones, Lewis, McMartin, Macnab, Magon, | Morris, Mount, Robinson, Samson, Shade, | Sol. General, Thomson, VanKoughnett, Warren,—21. | Nays 21. |
|--|--|---|---|----------|
|--|--|---|---|----------|

The question was decided in the negative by a majority Bill passed. of eight, and the bill was passed.

Mr. Mount, seconded by Mr. Ingersoll, moves that the bill be entitled, "An Act to repeal so much of an Act passed in the fifty-ninth year of the Reign of His late Majesty, King Title. George the Third, entitled, 'An Act to repeal part of and amend the Laws now in force for establishing Public Schools in the several Districts of this Province, and to extend the provisions of the same,' as relates to the opening and keeping the District School for the London District at the Town of Vittoria, and to authorise the holding of the said District School at the Town of London in the said District."

Which was carried, and Messieurs Mount and Duncombe Bill sent to were ordered by the Speaker to carry the same up to the Homorable the Legislative Council, and to request their concurrence thereto.

Agreeably to the order of the day, the Bill to amend the Niagara Canal Act incorporating the Niagara Canal Company, was read the Bill read a third time.

Mr. Elliott, seconded by Mr. Ketchum, moves, that the Motion for Bill do not now pass, but that it be amended by striking out the amending the words "and machinery" in the second clause.

In amendment, Mr. Samson, seconded by Mr. Magon, Motion for moves, that all the words after the word "moves" be expunged re-committing and the following inserted, "that the Bill do not now pass but ^{the bill}. that the same be recommitted."

Which was carried.

The question as amended was then put, and carried, and Mr. Perry was called to the chair.

The House resumed.

Mr. Perry reported the Bill as amended.

The Report was received.

Mr. Attorney General, seconded by Mr. Warren, moves that the bill be engrossed and read a third time this day, and this day. the forty-first Rule of this House dispensed with for this purpose.

Bill amended.

Which was carried.

The Master in Chancery brought down from the Honora-Transportable the Legislative Council, a bill, entitled "An Act to to Bill brought down authorise the transporting of offenders," which that Honorable from Legisla-House had passed, and to which the concurrence of this House tive Council. was requested.

Agreeably to the order of the day, the petition of Ogden Petitions read. Creighton, of Stamford, in the Niagara District, praying that Ogden Creighthe House may not sanction any petition for the Incorporation ton. of a Rail-road Company until the Welland Canal shall have gone into complete operation. The petition of Colin MacKenzie Colin Macand forty-three others, of the Township of Ernestown, in the Kenzie and Midland District, praying for pecuniary aid to improve the road leading from the Village of Bath to Dundas Street. And the petition of the President and Directors of the Port Hope Harbour Company, praying that an Act may be passed, Port Hope Harbour. Pany, under such restrictions and limitations as to the House may seem meet—were read.

Mr.VanKoughnett gives notice that he will, on to-morrow, Notice of immove for leave to bring in a bill for the relief of persons provident claiming lands in this Province, in cases when Patents have patent Bill. improvidently issued to the original nominees for such lands.

Mr. Clark, seconded by Mr. Ingersoll, moves that the Petition of petition of Captain Ogden Creighton, a Stockholder in the O. Creighton Welland Canal Company, be referred to a Select Committee, referred. to be composed of Messieurs Berczy and Samson, to report thereon.

Ordered.

Mr. Robinson, seconded by Mr. Lewis, moves that the Petition of petition of Joseph Pearson and others, of the County of York, Joseph Pearbe referred to Messieurs Ketchum and Thomson, to report by son and others bill or otherwise.

Ordered.

Mr. Brown, seconded by Mr. VanKoughnett, moves that Port Hope the petition of the President, Directors and Company of the Harbor pe-Port Hope Harbour, be referred to the Committee of Supply. ^{tition referred}. Ordered.

Committee on referred the petition of the Rev. George O'Kill Stuart, and petition of the Rev. G. O'Kill Stuart and others reports. to submit whenever the House would be pleased to receive the

Committee

reports.

on petition of

Thomson and McFarlane

same. The Report was received, and read.

(Report-see Appendix.)

Mr. Solicitor General, from the Select Committee to which was referred the petition of Hugh C. Thomson and James McFarlane, Esquires, and also the petition of Robert Stanton, Esquire, informed the House that the Committee had agreed to a Report, which he was ready to submit whenever the House would be pleased to receive the same.

Mr. Thomson, from the Select Committee to which was

others, of the Town of Kingston, informed the House that

the Committee had agreed to a Report, which he was ready

The Report was received and read.

(Report-see Appendix.)

Mr. Solicitor General, seconded by Mr. Berczy, moves 200 copies of that the Clerk of this House be directed to obtain from Messrs. Statutes to be purchased by the Clerk. Thomson and MacFarlane, two hundred copies of the edition of the Laws of the Provincial Parliament published by them, for the use of this House.

Ordered.

Mr. Morris, from the Committee to wait upon His Excellency the Lieutenant Governor with the Address of this House for an account, in detail, of monies received as duties on Crown Timber, reported delivering the same, and that His Excellency had been pleased to make thereto the following answer:

GENTLEMEN,

I will direct the information applied for in this Address to be laid before the House of Assembly.

An Address to be sent to His Excellency for information relative to common Schouls.

Address on

Schools re-

to-morrow.

Cornwall

whole.

Ye

survey Bill referred to

Committee of

Leave request-

common

ported.

Committee to

Crown timber

present Ad-

dress on

reports

answer.

Answer.

Agreeably to a notice of Mr. Burwell, Mr. Mount, seconded by Mr. Magon, moves that an humble Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to lay before this House a copy of the petition of the inhabitants of the District of London to His Excellency in Council, on the subject of School Lands, and the endowment of District Schools in this Province, agreed upon at their General Quarter Sessions of the Peace for that District in April last; a copy of His Excellency's letter of reference of that petition, and the subject it embraced, to the Honorable the Executive Council; a copy of the Report of the Executive Council on that subject; a copy of His Excellency's letter to the Boards of Trustees of District Schools in the several Districts of this Province, communicating to them the Report of the Honorable the Executive Council thereon; and also copies of the several replies which His Excellency may have received from each District Board, in reference to his correspondence on this most interesting and important subject.

Which was carried.

Mr. Mount, seconded by Mr. Magon, moves that Messieurs Committee to draft Address. Ingersoll and Clark be a Committee to draft and report the Address to His Excellency the Lieutenant Governor for information on the subject of School Lands in this Province, pursuant to the foregoing resolution.

Ordered.

Mr. Ingersoll, from the Committee to draft an Address to His Excellency the Lieutenant Governor, for certain communications relative to Common Schools, reported a draft which was received, and read twice, concurred in, and ordered to be Third reading engrossed and read a third time this day.

> Agreeably to the order of the day, the Cornwall Survey Bill, was read the second time, and referred to a committee of Esquire, has been duly elected for that County. the whole House.

- Mr. Werden was called to the chair.
- The House resumed.

ed to sit again this day three agaid this day three months. months.

On the question for receiving the Report the House divi-House divides on receiving ed, and the yeas and nays were taken as follows: report.

YEAS—Messieurs,

| | Atty. General, Clark, Ketchum, | -Samson, |
|--------|--------------------------------|----------------------|
| as 15. | | Shade, Werden-15. |
| | Chisholm, Jones, Magon, | |
| | NAYS.—Messieurs, | |

| Nays 12. | Berczy, | Ingersoll, | Mount, | Roblin, |
|----------|----------|------------|-----------|---------------|
| | Boulton. | Macnab, | Perry. | Shaver |
| 2 | Brown, | Morris, | Robinson, | VanKoughnett, |

The question was carried in the affirmative by a majority of three, and ordered accordingly.

Agreeably to the order of the day, the Address to His Excellency for Excellency the Lieutenant Governor, for copies of sundry information on communications relative to common Schools, was read the third common schools, was read the third schools time, passed and signed, and is as follows. passed.

> To His Excellency SIR JOHN COLBORNE, Knight, Commander of the most Honorable Military Order of the Bath, Licutenant Governor of the Province of Upper Canada, Major General Commanding His Majesty's Forces therein, &c. &c. &c.

MAY IT PLEASE YOUR EXCELLENCY.

We, His Majesty's most dutiful and loyal Subjects, the Excellency for

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Commons of Upper Canada, in Provincial Parliament assem- information on bled, humbly request that Your Excellency will be pleased to the subject of common lay before this House, a copy of the petition of the Inhabitants Schools. of the District of London, to Your Excellency in Council, on the subject of School Lands, and the endowment of District Schools in this Province, agreed upon at their General Quarter Sessions of the Peace for that District in April last, a copy of Your Excellency's Letter of reference of that Petition, and the subject it embraced, to the Honorable the Executive Council on that subject-a copy of Your Excellency's Letter to the Boards of Trustees of District Schools, in the several Districts of this Province, communicating to them the report of the Honorable the Executive Council thereon; and also copies of the several replies which Your Excellency may have received from each District Board, in reference to Your correspondences on this most interesting and important subject.

ARCHIBALD McLEAN,

SPEAKER.

Commons House of Assembly, ? 19th December, 1831.

Mr. Mount, seconded by Mr. Robinson, moves that Mes- Committee to sieurs Ingersoll and Magon, be a committee to wait upon His wait on His Excellency the Lieutenant Governor, to know when he will Excellency with Address. be pleased to receive the Address of this House, for information on the subject of School Lands, and to present the same. Ordered.

Present, Messieurs Attorney General, Berczy, Boulton, Noquorum. Buell, Chisholm, A. Fraser, Ingersoll, Jones, Ketchum, Lewis, McMartin, Macnab, Magon, Morris, Mount, Robinson, Roblin, Samson, Shade and Werden-20.

At six o'clock P. M. the Speaker declared the House adjourned for want of a quorum.

TUESDAY, 20th DECEMBER, 1831.

THE House met.

The minutes of yesterday were read.

The Speaker reported having received a communication Speaker the Clark of the Groups in Change and it The Speaker reported having received was read as munication from the Clerk of the Crown in Chancery, which was read as munication from C. C. in

> Clerk of the Crown in Chancery's Office, ? York, 19th day of December, 1831.

The Clerk of the Crown in Chancery has the honor to Communicareport to the Honorable the Speaker of the Commons House of tion. Assembly, that he has received the return of the Writ lately sued out for the return of a Member to represent the County of Grenville, in the present Parliament, and that Hiram Norton,

SAMUEL P. JARVIS,

C. C. C. Agreeably to the order of the day, the Bill to amend the Niagara Canal Mr. Werden reported progress, and asked leave to sit Act incorporating the Niagara Canal Company, was read the Bill read third third time.

> On the question for the passing of the Bill, the House divi- House divides ded, and the yeas and nays were taken as follows: on passing.

YEAS.—Messieurs,

| | ે જે અને તેનું આવેલી સંદેશ તે તે પ્રતિ કે જે તે | 거[][[] 24]] 244일 - 1일(27) - 244 (|
|-------------------|---|-----------------------------------|
| Atty. General. | Elliott, Lewis, | Rohinson |
| Chisholm. | A. Fraser, McCall, | Shada |
| | R. Fraser, Magon, | Thomson, Yeas 20. |
| Crooks, | Ingersoll, Mount, | Warren, |
| | Jones, Randal, | Werden-20. |
| | 一方, 网络皮肤 化二乙基羟基苯乙基乙酸 | |
| l en l'ug San fre | NAYS.—Messieurs, | |

Howard, Morris.

A. McDonald, Perry,

Bidwell,

Buell,

time,

3 ka (\$17)

Sec. St. Sugar

VanKoughnett, Nays S.

· • · ` 8.

Shaver.

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chancery.

The question was carried in the affirmative by a majority of twelve, and the Bill was signed by the Speaker.

that the Bill be entitled, "An Act to amend the Charter of the Niagara Canal Company."

Which was carried, and Messieurs Attorney General and to Legislative Magon, were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto.

Petitions read.

and others. Joseph Sawyer George Cook and others. A. Lewis

and others. And'w, Casous and others. David Hunter and others.

and others. and others. Of Alex, Milne and others. Of William Thompson and others. Jos. Cawthra and others. Samuel Heck und others. Henry Smith and others.

Robert Post and others. Peleg Spencer and others. R. Armstrong and others.

J. Richardson and others. W. Buchanan and others.

J. Earle, sen.

and others.

A. Chisholme and others. Gordon Ross and others. William Edey and others.

J. McDiarmid and others. P. McMasters and others William Elles and others.

and others. Thomas Sherwood and others. John Randall and others, John Corwin and others.

D. Fisher J. P. and others.

James Mc-Cartney and others.

Archibald McFaul J. P. and others. Robert Finch and others.

T. Street and others.

Streetsville-were read.

Notice of Bill to expend road money.

Mr. Attorney General, seconded by Mr. Magon, moves

Petitions read. Agreeably to the order of the day, the petition of John Of John Brown and others. Brown, and sixty others, inhabitants of Trafalgar and Esquising, in the Gore District, praying for a grant of one hundred pounds to be expended on the Line between the said Townships. Of John Deeks The petitions of John Deeks, and seventy-nine others, of the County of Dundas; of Joseph Sawyer, and thirty others, inhabitants of the County of Dundas. The petition of George Cook, and ninety-nine others, of the County of Dundas. The petition of A. Lewis, and thirty-one others, of the Township of Toronto, in the Home District. The petition of Andrew Casous, and thirty-six others, of the Townships of Oxford, Marlborough, and North and South Gower. The petition of David Hunter, and forty-three others, of the Townships of Oxford, Marlborough, and North and South Gower, in the Johns-Ino. Lawrence town District. The petition of John Lawrence, and eighteen others, of the Township of Edwardsburgh, in the Johnstown Joseph C. Bass District. The petition of Joseph C. Bass, and eighteen others of the Township of Edwardsburgh aforesaid. The petition of Alexander Milne, and ninety-seven others, of the Township of York, in the Home District. The petition of Wm. Thomp-son, and sixty-two others, of Oxford, Marlborough, and North and South Gower, in the Johnstown District. The petition of Joseph Cawthra and Wm. Lyon MacKenzie, of the Town of York. The petition of Samuel Heck, Chairman of a public meeting in the Township of Augusta, in the Johnstown Dis-trict, and thirty-six others. The petition of Henry Smith, and ninety others, in the Township of King, in the Home District. The petition of Robert Post, and sixteen others, of Pickering in the Home District. The petition of Peleg Spencer, and twenty-nine others, of Edwardsburgh, in the Johnstown District. The petition of Robert Armstrong, Chairman of a public meeting, and sixty-nine others of Tccumseth and West Gwillimbury, in the Home District. The petition of John Richardson, and twenty-two others, of Pickering, in the Home District. The petition of William Buchanan, and thirteen others, of the Townships of Oxford, Marlborough and North and South Gower, in the Johnstown District. The petition of John Earle, Senior, and thirty-seven others, of Waterloo in the Gore District. The petition of A. Chisholm, and one hundred and ninety-three others, of the County of Glengarry. The petition of Gordon Ross, and forty-five others, of the Townships of Cornwall and Roxborough, in the Eastern District. The petition of William Edey, and forty-three others, of the Townships of Oxford, Marlborough, and North and South Gower, in the Johnstown District. The petition of John McDiarmid, and six others, of the County of Glengarry. The petition of Peter McMaster, and seventy-seven others, of the Townships of Woolford and Montague, in the Johnstown District. The petition of William Elles and thirty-eight others, of Wolford and Montague, in the Johnstown District. The Robert Ralston petition of Robert Ralston, and fifty others, of the Town of Prescott, and Township of Augusta, in the Johnstown District. The petition of Thomas Sherwood, and six others, of the Township of Augusta, in the Johnstown District. The petition of John Randall, and thirty-seven others, of the Township of Trafalgar, in the District of Gore; and the petition of John Corwin, and twenty-four others, of the Niagara District, praying the same as the petition of Peter Frank and others, inhabi-tants of Vaughan-(see page 17.) The petition of D. Fisher, J. P. and one hundred and fifty-five others, of the Townships of Nepean, March, Torbolton, Fitzroy, Macnab and Packenham, in the Bathurst District, praying for a grant of one hundred and fifty pounds for the purpose of erecting a Bridge over the River Constans. The petition of James McCartney, and thirty-three others, of the Townships of Hallowell, Hillier, Sophiasburgh, and Ameliasburgh, in the County of Prince Edward, praying for a grant money to repair the road leading from the Village of Wellington to Belleville. The petition of Archibald McFaul, J. P. and fifteen others, of the Townships of Hallowell, Hillier, Sophiasburgh, and Ameliasburgh, praying the same. The petition of Robert Finch, and forty-five others, of the Townships of Albion, Caledon, and Chinguacousey, in the Home District, praying for a grant of fifty pounds to be expended on a road leading from said Townships to York; and the petition of Timothy Street, and seventy-one others, of Toronto, in the Home District, praying for a grant of one hundred pounds, to repair the road from Dundas Street to

> Mr. Buell gives notice that he will, on to-morrow, move for leave to bring in a Bill to provide for the expenditure of a

sum of money appropriated to the Roads in the Johnstown District, under the provisions of an Act of the last Session, which remains unapplied, in consequence of one of the Commissioners being dead at the time of passing the Bill. Petition of

Captain Whit-Mr. Attorney General, seconded by Mr. McCall, moves ney and others that the petition of J. Whitney, and others, shipowners, on Lake referred to Ontario, be referred to a Selcct Committee, to be composed of Committee. Messrs. Boulton and Chisholm, with power to report thereon by Bill or otherwise.

Ordered.

Mr. Werden, seconded by Mr. Shade, moves that the peti- Cariney and tion of James McCartney and others; and the petition of Ar- others referchibald McFaul, and others, praying for aid to improve the red. Road from Wellington to Belleville, be referred to the Road Committee.

Ordered.

Mr. Shaver, seconded by Mr. Buell, moves that the petiti- petitions of ons of Joseph Sawyer, and others; George Cook, and others; Sawyer and others, Cook and John Deeks, and others; be referred to a Select Committee and others, to be composed of Messrs. McCall and Perry, to report thereon and Deeks and others, by Bill or otherwise.

In amendment, Mr. Thomson, seconded by Mr. A. Fraser, moves that all after the word "moves" in the original motion, be expunged, and the following inserted : "That the petition of Joseph Sawyer, and others, and all other petitions this day read, and relating to the same subject, be referred to the Committee to whom was referred the petition of the people of Vaughan."

on amend-

Yeas 9.

On which the House divided, and the yeas and nays were ment. taken as follows:

YEAS.—Messieurs,

| Atty. General, | Elliott, | Macnab, | Shade, | |
|----------------|--------------|-----------|---------------|-----------|
| Berczy, | A. Fraser, | Magon, | Sol. General, | Yeas 25. |
| Boulton, | R. Fraser, | Morris, | Thomson, | 1 (01 20) |
| Brown, | Ingersoll, | Mount, | VanKoughnett, | |
| Chisholm, | Jones, | Robinson, | Warren, | |
| Clark, | Lewis, | Samson, | 25. | |
| Crooks, | A. McDonald, | | | |

NAYS.-Messieurs,

| Bidwell, Ketchum, Buell, McCall, Howard, Perry, | Randal, Shaver, Werden, | 9. | Nays 9. |
|---|-------------------------------|----|---------|
|---|-------------------------------|----|---------|

The question of amendment was carried in the affirmative by a majority of sixteen.

The original question as amended was then put and carried.

Mr. Macnab, seconded by Mr. Boulton, moves that the **Petition** of petition of William Richardson, and others, of Brantford, pray-William Riching for a grant of money to build a Bridge over the Grand Ri- ardson and others referver, be referred to the Committee on Supply. red.

Ordered.

Mr. Perry, seconded by Mr. Thomson, moves that the pe-tition of Collin McKenzie, Esq. and others of Ernest-town, Collin McKen. be referred to a Select Committee, with leave to report thereon, zie and others and that Messrs.Bidwell, Howard, Randal and McCall, do com- referred. pose the said Committee.

In amendment, Mr.Crooks, seconded by Mr. Shade, moves that all after the word "moves" in the original motion, be ex- Amendment. punged, and the following inserted : "that the petition of Collin McKenzie, and others, be referred to the Committee on Roads."

On which the House divided, and the yeas and nays were House divides. taken as follows :--

YEAS.-Messieurs,

| Boulton, | Jones, | Shade, | |
|-----------------|--------------|---------------|--|
| Crooks, | Macnab, | VanKoughnett, | |
| A. Fraser, | Robinson, | Werden, 9. | |
| 220 2 2 40001 3 | 100000000000 | | |

NAYS-Messieurs,

| Berzcy, | R. Fraser, | A. McDonald | Randal, | |
|-----------|------------|-------------|----------|-----------------|
| Bidwell, | Howard, | | Samson, | 1 (e. 1 |
| Brown, | Ingersoll, | Morris, | Shaver, | |
| Buell, | Ketchum, | Mount, | Thomson, | Nays 22. |
| Chisholm, | Lewis, | Perry, | Warren, | · · · · |
| Clark, | McCall, | - | 22 |) 1 3 |

The question of amendment was decided in the negative by a majority of thirteen.

The original question was then put and carried.

Tale.

Bill sent

Council for

concurrence.

Motion for referring the

Petition of

Amendment.

House divides

Petition of Joim Brown and others referred to

supply. Motion for referring the petition of J. G. Stro-

bridge.

Mr. Chisholm, seconded by Mr. Thomson, moves that the the Committee had agreed to a report which he was directed to petition of John Brown, and others, of Trafalgar and Esquis- submit for the adoption of the House. ing, be referred to the Committee of Supply.

Ordered.

Mr. Perry, seconded by Mr. Bidwell, moves that the petition of James G. Strobridge be referred to a Select Committee, with power to send for persons and papers, and leave to report thereon, and that Messrs. Chisholm, Macnab, Clark, and Randal, do compose said Committee.

On which the House divided, and the yeas and nays were House divides. taken as follows :

| | | YEAS | | |
|----------|----------|------------|-------------|---------------|
| Yeas 11. | Bidwell, | Duncombe, | McCall, | Randal, |
| | Buell, | R. Fraser, | Macnab, | Warren, |
| | Clark, | Howard, | Perry, | 11. |
| | 8 | NAYS. | -Messieurs, | |
| Nays 19. | Berczy, | A. Fraser, | Mount, | Sol. General, |
| | Boulton, | Jones, | Robinson, | Thomson, |
| | Brown, | Ketchum. | Samson, | VanKoughnett. |

Ketchum,

Lewis,

Morris,

The question was decided in the negative by a majority of eight.

Samson,

Shade,

Shaver,

Mr. Ketchum, seconded by Mr. Warren, moves that the

VanKoughnett,

Werden—19.

Petition of T Street and others, and T. Terry and others refer-

Motion for

information

House divides

on question.

Bill read

ed,

· . ·

the York

tion.

petition of Timothy Street, and others, and the petition of Timothy Terry, and others, be referred to the Road Committee. red.

Mr. Lewis, seconded by Mr. Jones, moves that the petition Petition of D. Fisher and of D. Fisher, and others, of the County of Carleton, praying others referfor aid to the roads, be referred to the Committee of Supply. red.

Ordered.

Ordered.

Brown,

Crooks,

Chisholm,

Mr. Bidwell, seconded by Mr. Perry, moves that it be re-Address to His solved, that an humble Address be presented to His Excellency Excellency for the Lieutenant Governor, respectfully requesting that His Excellency will be pleased to inform this House, by whose advice relative to the the Election for the County of York was appointed to be held protraction of at so distant a period as the second day of January next, where-County Elecby the Electors of that large, wealthy and populous County were left so long without a full representation in this House, during the Session of the Legislature, when matters of the greatest importance to them may be discussed and disposed of, and whereby a precedent is likely to be established deeply injurious to the constitutional rights of the people of this Province ; and that Messrs. Howard and Cook be a Committee to draft and report such address, and that the thirty-second rule of this House be dispensed with so far as relates to the same.

> On which the House divided, and the yeas and nays were taken as follows:

YEAS-Messieurs,

| | | | TITCOLOGIC | |
|----------|--|--|----------------------|--|
| Yeas 7. | Bidwell, Buell, | | Perry, Randal, | Shaver—7. |
| | an a | NAYS | –Messieurs, | |
| Nays 29. | Boulton, Brown, Chisholm, | A. Fraser, R. Fraser, Ingersoll, Jones, Ketchum, | Robinson, Samson, | Sol. General, Thomson, VanKoughnett, Warren, Werden,—29. |

The question was decided in the negative by a majority of quired by law. twenty-two.

Agreeably to the order of the day, the Bill sent down from and Shaver, and took his seat. King's Bench the Honorable the Legislative Council, entitled, "An Act respecting the place of sitting of the Court of Kings' Bench,"second time and Commitwas read the second time and referred to a Committee of the whole House.

Mr. Samson was called to the Chair.

The House resumed.

Mr. Samson reported the Bill as amended.

Amended. The report was received and the amendments were ordered Third reading to be engrossed and read a third time to-morrow. to-morrow.

Mr. Macnab, from the Select Committee, to which was re-Committee report on peti- ferred the petition of John Chisholm, informed the House that on of John Chisholm.

The report was received and read.

(Report-see Appendix.)

Mr. Shaver, from the Select Committee, to which was re- Committee ferred the petition of Andrew Snider, and two hundred and report on petition of fourteen others, of Williamsburgh, in the County of Dundas, Andrew Snider informed the House that the Committee had agreed to a report, and others. which he was ready to submit whenever the House would be pleased to receive the same.

The report was received and read.

(Report-see Appendix.)

Motion for referring Mr. Macnab, seconded by Mr. Duncombe, moves that the report on

Report of the Committee on the Petition of John Chisholm, petition of John Chisholm, John Chisholm be referred to the Committee of supply. to Committee On which the House divided, and the yeas and nays were House divides. taken as follows:

| | YEAS | —Messieurs, | | |
|-----------------------------------|-----------------------------------|---------------------------------|-----------------------------------|-----------|
| Berczy, Chisholm, Duncombe, | Ingersoll, Jones, McMartin, | Macnab, Maqon, Robinson, | Samson, Shade,—11. | ¥eas 11.` |
| | NAYS. | -Mcssieurs, | | |
| Bidwell, Boulton, Buell, | Crooks, A. Fraser, Howard, | Lewis, McCall, A. McDonal | Randal, Shaver, Id. Warren. | Nays 16. |

A. McDonald, Warren,

Werden,-16.

The question was decided in the negative by a majority of five.

Perry,

Howard,

Ketchum,

Mr. Ingersoll, from the Select Committee, to wait upon Committee to His Excellency the Lieutenant Governor, with the Address of Excellency this House for certain communications relative to School with Address Lands, reported delivering the same, and that His Excellency on Common had been placed to make therete the following energy Schools rehad been pleased to make thereto the following answer : ports answer,

GENTLEMEN,

Clark,

I will direct the documents requested in this address, to Answer. be laid before the House of Assembly.

Mr. Jones, from the Select Committee, to which was re- Committee on ferred the Petition of Jonas Jones, and others, informed the petition of House that the Committee had agreed to report by hill a darge Jonas Jones House that the Committee had agreed to report by bill, a draft and others of which he was ready to submit whenever the House would be report a re-port and Bill. pleased to receive the same.

The report was received, and the bill to extend the char- U. C. Bank Charter Bill ter of the Bank of Upper Canada, was read the first time. read.

Mr. Jones, seconded by Mr. Ingersoll, moves that the Second readbill be read a second time on the third of January, and that it ing 3rd Janua be the first item on the order of the day.

Ordered.

Present, Messieurs Boulton, Buell, Chisholm, Crooks, Duncombe, Jones, Ketchum, Lewis, Magon, Perry, Robinson, House adjourns for Samson, Shaver and Werden,-14. wantof

quorum. At five o'clock, P. M. the Speaker declared the House adjourned for want of a quorum.

WEDNESDAY, 21st DECEMBER, 1831.

THE House met.

The minutes of yesterday were read.

The Speaker reported that Hiram Norton, Esquire, Member for the County of Grenville, had taken the oath as re- New Member

Mr. Norton was then introduced by Messieurs Bidwell takes his seat.

Mr. McCall brought up the petition of James Maclem, brought up Senior, and thirty-two others, of the Niagara and London or James Districts; which was laid on the table.

Mr. Shaver brought up the petition of James Hyndman, Of James and sixty-two others, of the County of Dundas; which was Hyndman and Mr. Shaver brought up the petition of Hugh McCargar, Of Hugh Me-

and one hundred and fifty seven others, inhabitants of the Cargar and Townships of Mountain, Matilda, and Williamsburgh; in the others. Eastern District ; which was laid on the table.

Mr. Shaver brought up the petition of Aaron Tenick, Of A. Tenick and thirteen others, of the Townships of Wolford and Monta- and others, gue, in the Johnstown District ; which was laid on the table.

for Grenville

Macklem and others. 54

Of D. Ballan-Mr. Shaver brought up the petition David Ballantine, tine and and twenty-nine others, of the Townships of Wolford and Monothers, tague, in the Johnstown District; which was laid on the table. Of F. J. Mas-Mr. Shaver brought up the petition of F. J. Massey, and sey and others. four others, of Wolford and Montague, in the Johnstown District ; which was laid on the table;

- Of Wm. Moad Mr. Shaver brought up the petition of Wm. Moad, and and others forty-four others, of Oxford, Marlborough, and North and South Gower, in the Johnstown District; which was laid on the table.
- Mr. Shaver brought up the petition of Andrew Adams, Of A. Adams and others. Junior, and nine others, of Oxford, Marlborough, and North and South Gower, in the Johnstown District; which was laid on the table.
- Mr. Shaver brought up the petition of Samuel Bellamy, Of S. Bellamy and seventeen others, of the Township of Augusta, in the Johnand others. stown District; which was laid on the table.
- Mr. Solicitor General brought up the petition of the Rev. Of Rev. Geo. O'Kill Stuart and others.

man and others.

moved.

Of J. Laton

and others.

Of M. White

Of D. Burns

and others.

Of W. Yale

and others-

Of Moses

Maynard.

and others.

George O'Kill Stuart, and seventeen others, of the Town of Kingston; which was laid on the table. Mr. Boulton brought the petition of John Knowlson, and

Of J. Knowlcon and others. one hundred and fifty five others, of the Townships of Cavan, Emily, and Monaghan, in the Newcastle District; which was laid on the table.

Mr. Boulton brought up the petition of Charles Rubidge, Of Charles and five hundred and seventy-four others, inhabitants of the Rubidge and Townships of Monaghan, Smith, Ennismore, Otanibee, Douothers. ro, Asphodel, Dummer and Belmont, in the Newcastle District; which was laid on the table.

Mr. Robinson brought up the petition of Matthew Priest-Of M. Priestman, and ninety-four others, of Etobicoke, in the Home District; which was laid on the table.

- Mr. Robinson brought up the Petition of Wm. Hammill, Of W. Hamand forty-two others, of Tecumseth and Adjala, in the Home mill and others. District; which was laid on the table.
- Mr. R. Fraser brought up the petition of Justus S. Mer-Of J. S. Merwin and others. win, and seventy-five others, of the Town of Prescott; which was laid on the table.

Mr. R. Fraser brought up the petition of Robert Colman, Of R. Colman and one hundred and five others, of South Gower, Oxford and and others. Mountain, in the Johnstown District; which was laid on the table.

Mr. R. Fraser brought up the petition of John Melvin, Of J. Melvin and one hundred and fifty-one others, of the Townships of and others. South Gower and Oxford, in the Johnstown District; which was laid on the table.

Agreeably to the the order of the day, the amendments Am endments to King'sBeuch made to the Bill sent down from the Honorable the Legislative Bill read third Council, entitled, "An Act respecting the place of sitting of time. the Court of Kings' Bench," were read a third time.

Mr. Attorney General, seconded by Mr. Berczy, moves Amendment that after the words "respecting the" in the title of the Bill, the words "time and" be inserted.

Carried and Which was carried.

The amendments were then passed and signed by the Amendments Speaker. signed.

Messrs. Attorney General and Macnab were ordered by Bill sent to the Speaker to carry the same up to the Honorable the Legis-Legislative Council. lative Council, and to request their concurrence thereto.

Petitions read. Agreeably to the order of the day, the petition of John Eaton and forty-three others, of East Flamborough, in the Gore District, praying for pecuniary aid to open and repair a road running through the said Township. The petition of Marvel White and Benjamin Woodhull, of the Township of Lobo, in the London District, praying that an Act may be passed to remunerate them for expenses incurred in building a of five, and ordered accordingly. Of G. W. War- Bridge over the River Thames. The petition of George W. Mr. Duncombe, seconded by renaud others. Warren and one hundred and thirteen others, of the London petition of G. W. Warren, and o District, praying that an Act may be passed authorising the holding of District and Quarter Session Courts in every County in the said District. The petition of David Burns and two hundred and fifteen others, praying that the House will address His Majesty, praying him to authorise the Parliament of this Province to set apart and appropriate-Acres of the waste lands of the Crown, to constitute a fund for the support of common Schools, with authority to provide for the surveying and disposal of the same. The petition of Welcome Yale and one hundred and ten others, praying that an Act may be passed Incorporating a Joint Stock Company for the improvement of the Grand River, with the necessary provisions for completing the same. The petition of Moses Maynard, of Brockville, in the Johnstown District, praying that an Act may be passed,

provisions of the Act of the 13th Geo. 2nd, Chap. 7, and in the mean time, to enable him to hold and dispose of real Estate. The petition of David Thomson and five hundred and sixty- Or D. Thompthree others of the District of Niagara, praying the site for son and others. the District Town in the Niagara District may be removed to a more central situation; that individuals chosen by the Freeholders of the District, one for each Township, may be authorised to choose a site for a new Gaol and Court House, and that a loan of three thousand pounds may be authorised for the purpose of crecting the buildings, and the people taxed to pay the interest of the loan until the principal be liquidated from the District Rates, should those Rates be found inadequate for the purpose-were read.

Mr. Boulton, seconded by Mr. Macnab, moves that the Motion for petition of the inhabitants of Monaghan, Smith, Ennismore, reading Douro, Asphodel, Dummer and Belmont, be now read, and petition of C. Rubidge. that the forty-third rule of this House be dispensed with so far as relates to the said petition lying two days on the table before it is read.

Which was carried, and the petition of Charles Rubidge, and five hundred and seventy-four others, inhabitants of the Petition of C. Rubidge Townships of Monaghan, Smith, Eunismore, Otanabce, Douro, read. Asphodel, Dummer, and Belmont, in the Newcastle District, praying that an Act may be passed authorising the formation of the said Townships into a separate County, and that the populous and improving 'Town of Peterboro' be established as the County Town, was read. Petitions referred.

Mr. Boulton, seconded by Macnab, moves that the peti- or C. Rubidge tion of the inhabitants of Monaghan, Smith, Douro, Ennis- and others. more, Asphodel, Dummer and Belmont, be referred to a Committee, to be composed of Messrs. Samson and Brown, to report thereon by bill or otherwise.

Ordered.

Mr. Mount, seconded by Mr. Magon, moves that the peti-tion of M. White, and Benjamin Woodhull, be referred to a and B. Wood-Select Committee, to be composed of Messrs. Elliott and W. hull. Wilson, to report thereon.

Ordered.

Mr. Buell, seconded by Mr. Howard, moves that the pe- Or Moses Maytition of Moses Maynard, Junior, be referred to a Select Com- nard. mittee, to be composed of Messrs. Attorney General and Jones.

Ordered.

Mr. Perry, seconded by Mr. Buell, moves that the reso- Motion for lution of this House, directing the Clerk of this House to ob- rescinding Retain from Messrs. Thomson and Macfarlane, two hundred co-solutions repies of the Edition of the Laws of the Provincial Parliament, Edition of the published by them, for the use of the House, be rescinded, Provincial and that the report of the Select Committee to whom was refer-Statutes. red the petition of Messrs. Thomson and Macfarlane, be referred to a Committee of the whole House on Thursday next.

On which the House divided, and the yeas and nays were Division on motion. taken as follows :-

YEAS.—Messieurs,

| Atty. General, | | A. McDonald, | Roblin, |
|-------------------|------------|--------------|------------------------|
| Berzcy, | Howard, | Macnab, | Shaver, |
| Bidwell, | Ingersoll, | Norton, | VanKoughnett, Yens 20. |
| Buell, | Ketchum, | | Werden, |
| Duncombe, | McCall, | | W.Wilson-20 |
| | NAYS | —Messieurs, | |
| Boulton, Brown | Elliott, | McMartin, | Samson, |

| Boulton, Brown, Chisholm, | Elliott, A. Fraser, Jones, | McMartin, Maçon, Morris, | Samson, Shade, Sol. General, | Nays 15. |
|---------------------------------|----------------------------------|--------------------------------|------------------------------------|----------|
| Crooks, | Lewis, | Mount, | 15 | • |
| | | | | 0 |

The question was carried in the affirmative by a majority ried, majority 5 and ordered.

Mr. Duncombe, seconded by Mr. Magon, moves that the Petition of petition of G. W. Warren, and others, of the County of Ox- G. W. Warren ford, upon the subject of County Courts, be referred to a Com- and others referred. mittee to be composed of Messrs. Ingersoll and W. Wilson, with power to report thereon by Bill or otherwise.

Ordered.

Mr. Duncombe, seconded by Mr. Magon, moves that the Petition of petition of David Burns, and others, of the County of Oxford, David Burns upon the subject of common schools, be referred to a Commit- and others tee to be composed of Messieurs Ingersoll and McCall, with referred. power to report thereon.

Ordered.

Mr. Boulton, seconded by Mr. Werden, moves that a mes- Message to L. the Johnstown District, praying that an Act may be passed, sage be sent to the Honorable the Legislative Council, request- C. requesting allowing him to be naturalized without complying with the ing that Honorable body to give leave to the Honorable Wil-

| of the Hon. W | |
|---------------|--|
| Allan and the | |
| Clerk on a | |
| Select Com- | |
| mittee. | |

Journals read relative to School Lands.

House in committee on the same,

House do now resolve itself into a Committee on the proceedings of last Session, relative to the School Lands Reservation.

chair. Black Rod. The House resumed, the Black Rod being at the door.

The Speaker left the chair.

The Report was received.

The House resumed.

tion of the House.

mittee of this Honorable House.

ordered to carry up the message.

page 407, 2d vol. Appendix.)

Committee rises and

Chairman reports Resolutions,

First Resolu-

Second Reso-

carried.

sent.

Nem Con.

Nem, Con.

Members

Lands read.

έ.,

Amendment

, j

Division on

amendment.

moved.

present.

of School

Lands.

Report received.

The first resolution was put and carried as follows :---

veral resolutions which he was directed to submit for the adop-

The Chairman resumed the Chair of Committee.

liam Allan, and also to Grant Powell, Esq. to attend a Com-

last Session relative to School Lands were read-(MS. copy,

Which was carried, and Messrs. Boulton and Brown were

Agreeably to the order of the day, the Journals of the

Mr. Morris, seconded by Mr. Duncombe, moves that the

Which was carried, and Mr. Clark was called to the

Mr. Clark reported that the Committee had agreed to se-

Resolved, that His Majesty, in the year 1797, was graciously pleased to communicate to the Government of this Province, by a Despatch from His Grace the Duke of Portland, tion on subjec to Mr. President Russell, in answer to a joint Address of the Legislature-His Majesty's intention to set apart a certain portion of the Waste Lands of the Crown as a fund for the establishment and support of a Free Grammer School in those Districts in which they are called for, and in due process of time to establish other Seminaries of a more comprehensive nature.

> The second resolution was then put and carried nem. con. as follows :-

Resolved, that although more than thirty years have elapsed Second reso-lutions on since His Majesty made this most gratifying communication, it School Lands, does not come within the knowledge of this House, that even one Free Grammar School has been endowed from these lands, or any other Seminary established out of that reservation.

Present-Messrs. Attorney General, Berczy, Bidwell, Boulton, Buell, Clark, Crooks, Duncombe, Elliott, A. Fraser, Members pre-Howard, Ingersoll, Jones, Lewis, McCall, A. McDonald, Mc-Martin, Macnab, Maçon, Morris, Mount, Norton, Perry, Ran-dal, Robinson, Roblin, Samson, Shade, Shaver, Solicitor General, Thomson, VanKoughnett, Warren, Werden, W. Wilson.

> The third resolution was then put and carried nem. con. as follows :-

Resolved, that the establishment, by the Legislature, of a Third Resolution on School Public School in each District, with a salary of one hundred Lands carried. pounds currency, paid out of the Provincial Treasury, to the master, does not afford sufficient means to instruct the youth of the Province in the several branches of classical and scientific learning, and ought not therefore to be considered as a reason for withholding the support which His Majesty intended for the District Grammar Schools.

> Present-Messrs. Attorney General, Berczy, Bidwell, Boulton, Buell, Clark, Crooks, Duncombe, Elliott, A. Fraser, Howard, Ingersoll, Jones, Lewis, McCall, A. McDonald, Mc-Martin, Macnab, Magon, Morris, Mount, Norton, Perry, Randal, Robinson, Roblin, Samson, Shade, Shaver, Sol. General, Thomson, VanKoughnett, Warren, Werden, and W. Wilson.

The fourth resolution was then read as follows:

Resolved, that it is most important to the contentment and Fourth Resoluwelfare of the people of this Province, that the School Lands tion on School be applied to the purposes for which they were originally intended, and immediate steps taken to represent to His Maiesty's Government, that the several Districts from their extensive and rapidly increasing population. are now in a state to require the establishment of Free Grammar Schools with a suitable endowment, which Schools, if incorporated with the present District Schools, would afford the means of respectable support to a master and two assistants in each, and thereby enable the inhabitants, generally, to confer the blessings of a liberal education on their children, and find employment as masters for such of them as may be found to have made the necessary proficiency in the acquirement of classical and scientific knowledge.

> In amendment, Mr. Perry, seconded by Mr. Bidwell, moves that all the words in the original resolution be expunged after the word "endowment," and the following words inserted : "which would enable the inhabitants generally to confer the blessings of a liberal education on their children.

On which the House divided, and the yeas and nays were taken as follows :

| · · · · | Berzcy, Bidwell, Buell, Clark, | A. Fraser, Howard, McCall, A. McDonald | McMartin, Norton, Perry, I, Randal, | Roblin, Shaver, Warren, W. Wilson—1 | Yeas 16. G |
|---------|---|---|--|--|---------------|
| | | NAYS. | —Messicurs, | | a di |
| | Atty. General, Boulton, Crooks, | Ingersoll, Jones, Lewis, | Morris, Mount, Robinson. | Sol. General, Thomson, VanKoughnet | t |

YEAS.-Messieurs,

anKoughnett, Nays 19. Kobinson, Duncombe, Macnab, Werden,-19. Samson, Elliott, Magon, Shade,

The question of amendment was decided in the negative Amendment lost, majority by a majority of three.

The original question was then put and carried nem. con. Original question carried

Present-Messieurs Attorney General, Berczy, Bidwell, nem. con. Boulton, Buell, Clark, Crooks, Duncombe, Elliott, A. Fraser, Howard, Ingersoll, Jones, Lewis, McCall, A. McDonald, Mc-Martin, Macnab, Maçon, Morris, Mount, Norton, Perry, present. Randal, Robinson, Roblin, Samson, Shade, Shaver, Sol. General, Thomson, VanKoughnett, Warren, Werden, and W. Wilson.

The fifth resolution was then put and carried nem. con. as follows:

Resolved, that it would be much more satisfactory to the people of this Province, if the monies arising from the School Fifth Resolu-Lands were paid immediately into the hands of the Receiver carried, General, and the fund placed at the disposal of the Legislature nem. con. instead of the present arrangement, as not only the controul of the funds, but the general superintendance and organization of the whole system, would thus be open to public inspection, and approval.

Present-Messieurs Attorney General, Berczy, Bidwell, Boulton, Buell, Chisholm, Clark, Crooks, Duncombe, Elliott, Members A. Fraser, Howard, Ingersoll, Jones, Lewis, McCall, A. Mc- present. Donald, McMartin, Macnab, Macon, Morris, Mount, Norton, Perry, Randal, Robinson, Roblin, Samson, Shade, Shaver, Sol. General, Thomson, VanKoughnett, Warren, Werden, and W. Wilson.

The sixth resolution was then put and carried as follows:

Resolved, that an humble Address be presented to His Sixth Resolu-Majesty, setting forth the substance of the foregoing resolutions, tion put and and imploring His Majesty's early attention to the anxious hope carried. of His Majesty's faithful subjects of Upper Canada, that the School Lands may not be applied to any other object than that for which they were intended by His Majesty's late Royal Father.

The seventh resolution was then put and carried as follows:

Resolved, that the chairman be instructed to draft and re- Seventh Resoport to the House, an Address to His Majesty, founded on the lution put and foregoing resolutions. foregoing resolutions.

Agreeably to order, Mr. Clark, Chairman of the Com- Chairman remittee of the whole, on the subject of School Lands, reported ports Address. the draft of an Address to His Majesty, which was received, twice. Address read read twice, concurred in, and ordered to be engrossed and read Third reading a third time to-mortow. to-morrow.

The Speaker reported that the Master in Chancery had brought down two messages from the Honorable the Legislative Council.

The Messages were read by the Speaker as follows :

MR. SPEAKER,

The Legislative Council have passed the Amendments amendments made by the Commons House of Assembly in and to Jurisdiction to the Bill sent down from this House, entitled, "An Act to Bill passed by remove doubts respecting the jurisdiction over offences commit- Council. ted upon the Lakes and Rivers in this Province."

JOHN B. ROBINSON

SPEAKER.

Legislative Council Chamber, ? 20th day of December, 1831.

MR. SPEAKER,

The Honorable William Allan has leave to attend a Select Committee of the Commons House of Assembly, and Powell as desired by that House in their message of this day, if he have leave to thinks fit : and Grant Powell, Esquire, has leave to attend the attend a Select same Select Committee. this House.

JOHN. B. ROBINSON, Lowislatine Council Chamber. Legislative Council Chamber, }

21st December, 1831.

55

Messages from

Legislative Council read.

Committee of whole on Resolutions relative to Crown Lands on Tuesday next.

55

Mr. Berczy, seconded by Mr. Morris, moves that that part of the order of the day relative to Committee of the whole on resolutions relating to Crown Lands, be taken up on Tuesday next, and that it be the first item on the order of the day.

Ordered.

Mr. Attorney General from the Committee of Conference on Commissioners Appointment Bill, presented a report which was received and read.

Report of Commissioners appointment Bill,

Debtor's detention Bill

brought in.

Select Com-

Petitions of

and others ;

Jacob Lang

and others ;

and others,

time.

mittee on petition of

and others

reports.

time.

by bill.

Report re-

ceived.

Members

present.

mittee on

The Committee of Conference, on the part of this House, Conference on upon the Bill sent up from the Assembly, entitled, "An Act to appoint Commissioners to treat with Commissioners, appointed or to be appointed on the part of the Province of Lower Canada, for the purposes therein mentioned," are instructed to represent that the Legislative Council bears in mind that upon every occasion in which it has been hitherto necessary to send Commissioners to treat with Lower Canada on any matter relating to this Province, such Commissioners have been appointed by the Crown, under a power given by the Legislature ; but have not been named by any Act of the Legislature.

> That the Legislative Council is not aware that it has been the practice in Great Britain to delegate otherwise than by Royal Commission, a power of negotiation to be executed by any of the King's Subjects in another country.

> That if it is found desirable to make further provision than already exists for treating upon matters of common concern between the Provinces of Upper and Lower Canada, the Legislative Council will be happy to concur in making such provision in the manner that has been always hitherto accustomed.

Agreeably to notice, Mr. Samson, seconded by Mr. Buell, moves for leave to bring in a Bill to continue and amend an Act passed in tenth year of the Reign of His late Majesty King George IV. entitled, " An Act to authorise the detention of debtors in certain cases."

Which was granted.

Mr. McCall, from the Committee to which was referred Daniel McCall the petitions of Daniel McCall, and others, Jacob Lang, and others, James Graham, and others, and William Young, and others, of the London District, informed the House that the James Graham Committee had agreed to the draft of a Bill, which he was William Young ready to submit, whenever the House would be pleased to receive the same.

reports. The Report was received, and the Bill to divide the London Dis-London District, was read a first time and ordered for a second trict division bill read first reading to-morrow.

Mr. Duncombe, from the Select Committee, to which was Select Comreferred the petition of George Warren, and others, of the London District, informed the House that the Committee had Geo. Warren agreed to the draft of a Bill which he was ready to submit whenever the House would be pleased to receive the same.

Report re-The Report was received, and the Bill for the erection of ceived, and The Report was received, and the Din for the crection of County Courts County Courts was read a first time, and ordered for a second hill read first reading to-morrow.

Mr. Boulton from the Select Committee to which was re-Select Comferred the petition of Charles Rubidge and others, of the mittee on petition of Rubridge and Townships of Monaghan, Smith, Ennismore, Otanibec, Douro, Asphodel, Dummer, and Belmont, in the Newcastle District, others reports informed the House that the Committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

The report was received.

Present-Messieurs Atty. General, Bidwell, Boulton, Brown, Buell, Crooks, Duncombe, A. Fraser, Howard, Jones, Ketchum, Lewis, McCall, McMartin, Magon, Mount, Norton, Perry, Roblin, Samson, Shaver-21.

House ad-At five o'clock P. M. the Speaker declared the House B journs for want adjourned for want of a quorum.

THURSDAY, 22d DECEMBER, 1831.

The House met.

The minutes of yesterday were read.

Agreeably to the order of the day, the Bill for authorising Newcastle new the erection of a new County in the District of Newcastle, County Bill read first time. was read a first time, and ordered for a second reading to-morrow.

Agreeably to the order of the day, the Address to His Address to the Ringon School Majesty on the subject of School Lands, was read the third Lands read time. third time.

On the question for passing the same, Mr. Perry, seconded On question by Mr. Bidwell, moves in amendment, that the Address do not for passing, now pass, but that the same be now referred to a Committee Moved, that re-committed. of the whole House.

Which was carried, and Mr. McMartin was called to the chair.

The House resumed.

Mr. McMartin reported the Address as amended.

amended. The Report was received, and the Address was ordered Third reading to be engrossed and read a third time this day. this day.

Mr. VanKoughnett gives notice that he will, on to-morow, Notice of move that an humble Address be presented to His Excellency Address for the Lieutenant Governor, praying that His Excellency will Returns, in detail of the cause the Sheriffs of the several Districts of this Province to sold for taxes, lay before this House forthwith, a detailed account, upon onth, &c. of all monies received by them for lands sold in their respective Districts for default of payment of the wild land assessment tax; the particular day on which the same was received ; the person or persons from whom received; and the day when the same, or any part, was paid over to the Treasurer; also, that His Excellency will cause the Treasurers of the several Districts throughout the Province to lay before this House a detailed account, upon oath, of all monies received by them from the the Sheriffs on account of lands sold in their respective Districts for default of payment of the wild land assessment tax ; the particular day on which the same was received ; as also an account of the several payments made for the redemption of such lots or parcels of land as were sold-the number of the lots redeemed-by whom redeemed-and the day when the same was redeemed.

Mr. Clark, seconded by Mr. Randal, moves that the Petition of petition of David Thompson and others, inhabitants of the D. Thompson Niagara District, be referred to a Select Committee, to be referred. composed of Messieurs Warren and Duncombe, with power to send for persons and papers, and to report thereon by bill or otherwise.

Ordered.

Mr. Perry, from the Committee to which was referred the petition of Hiram Richardson Harback, informed the House Select Comthat the Committee had agreed to a report, by bill, a draft of petition of which he was ready to submit whenever the House would be H.R. Harback reports by bill. pleased to receive the same.

The report was received, and the bill for the relief of Harback's Bichardson Harback was read a first time. Hiram Richardson Harback was read a first time. read first time.

Mr. Perry, seconded by Mr. Howard, moves that the bill On motion for for the relief of Hiram Richardson Harback be now read a second reading second time, and that the forty-first rule of this House be dis- of the bill, pensed with so far as relates to the same.

In amendment, Mr. Attorney General, seconded by Mr. Second read-Shade, moves that after the word "moves" in the original ing moved this motion, the whole be expunged, and the following inserted : months. "that the bill be read a second time this day three months."

On which the House divided, and the yeas and nays were Division on motion. taken as follows:

- YEAS.—Messicurs,

| Atty. General, Boulton, Buell, Chisholm, Crooks, Duncombe, Elliott, | R. Fraser, Ingersoll, Ketchum, | | Samson, Shade, Sol. General, VanKoughnett, Warren—25. | Yeas 25. |
|---|--------------------------------------|--|---|----------|
|---|--------------------------------------|--|---|----------|

NAYS.—Messieurs,

| Bidwell, Clark, Howard, | McCall, Morris, Perry, | Randal, Roblin, Shaver, | Thomson, Werden, W. Wilson—12 | Nays 12. | |
|-------------------------------|------------------------------|-------------------------------|-------------------------------------|----------|--|
|-------------------------------|------------------------------|-------------------------------|-------------------------------------|----------|--|

The question of amendment was carried in the affirmative Motion carried by a majority of thirteen, and ordered accordingly. and ordered.

Agreeably to the order of the day, the Bill for the im- Grand River provement of the Grand River was read the second time, and improvement bill committed. referred to a Committee of the whole House.

Mr. Warren was called to the chair.

The House resumed.

Mr. Warren reported the bill as amended.

On the question for receiving the Report the House divi- On receiving ed, and the yeas and nays were taken as follows :

Bill reported

amended.

the report,

House divides.

Address

YEAS.—Messicurs,

| Yeas 26. | Atty. General, Berzcy, Boulton, Buell, Chisholm, Clark, Dancombe, | Elliott, A. Frascr, Ingersoll, Ketchum, Lewis, D. McDonald, McMartin, | Macnab, Magon, Morris, Mount, Norton, Randal, | Samson, Shade, VanKoughnett, Warren, Werden, W. Wilson—26 |
|----------|---|---|--|--|
|----------|---|---|--|--|

NAYS.—Messieurs,

A. McDonald, Roblin, Howard, McCall, Shaver-6. Perry,

The question was carried in the affirmative by a majority of twenty, the report was received, and the Bill was ordered to be engrossed and read a third time to-morrow.

Adjourned.

Nays 6.

20,

Question car-

Report re ceived. Third reading

to-morrow.

Address to the

King on subject of School

Lands read a

3rd time and

passed, Nem Con.

ried, majority

FRIDAY, 23rd DECEMBER, 1831.

THE House met.

The minutes of yesterday were read.

Agreeably to the order of the day, the Address to His Majesty on the subject of School Lands, was read a third time and passed nem. con. and is as follows :

TO THE KING'S MOST EXCELLENT MAJESTY.

MOST GRACIOUS SOVEREIGN,

We, Your Majesty's most dutiful and loyal Subjects, the Commons of Upper Canada, in Provincial Parliament assembled, most humbly approach Your Majesty, to represent chair. that in the year 1797, Your Majesty's Royal Father was graciously pleased to communicate to the Government of this Province, in answer to a joint Address of the Legislature, His Majesty's intention to set apart a certain portion of the waste lands of the Crown as a fund for the establishment and support of a Free Grammar School in those Districts in which they are called for, and in due process of time to establish other Seminaries of a more comprehensive nature.

That although more than thirty years have elapsed since His Majesty made this gratifying communication, it does not appear that even one Free Grammar School has been endowed from these lands, or any other Seminary established out of that reservation.

We would further represent to Your Majesty, that the establishment (by the Legislature) of a Public School in each District, with a Salary of one hundred pounds currency, paid out of the Provincial Treasury, to the Master, does not afford sufficient means to instruct the Youth of the Province in the several branches of classical and scientific learning, and ought not therefore to be considered as a reason for withholding the support which His Majesty intended for the Free Grammar Schools. It is therefore most important to the contentment and welfare of the people of this Province, that the School Lands, amounting to five hundred and forty-nine thousand two hundred and seventeen acres, be applied to the purposes for which they were originally intended; and as the several Districts are, from their extensive and rapidly increasing population, in a state to require the establishment of Free Grammar Schools, which if suitably endowed, and incorporated with the present District Schools, would afford the means of respectable support to a Master and two Assistants in each, and thereby enable the inhabitants of the Colony to confer the blessings of a liberal education on their children, and find employment as Masters for such of them as may be found to have made the necessary proficiency in the acquirement of classical and scientific knowledge

arising from the School Lands were paid into the hands of the Receiver General, and the fund placed at the disposal of the Legislature, instead of the present arrangement, as not only the controul of the funds but the general superintendance and organization of the whole system would thus be open to public inspection and approval.

We therefore humbly implore Your Majesty to place the School Lands at the disposition of the Legislature of the Province, to be applied exclusively for the purposes intended by Your Majesty's Royal Father.

> ARCHIBALD McLEAN, SPEAKER.

Commons' House of Assembly; 23rd day of December, 1831. 5 Р

Present—Messieurs Atty. General, Berczy, Bidwell, Chisholm, Clark, Crooks, Duncombe, Elliott, A. Fraser, R. Members Fraser, Howard, Ingersoll, Jones, Ketchum, Lewis, McCall, present. D. McDonald, McMartin, Magon, Morris, Mount, Perry, ngluett, Randal, Robinson, Roblin, Samson, Shade, Shaver, Sol. General, Thomson, VanKoughnett, Warren, Werden, W. Wilson.

> Mr. Morris, seconded by Mr. Thomson, moves that an Address humble address be presented to His Excellency the Lieutenant moved, re Governor, informing His Excellency that this House has passed questing His an Address to His Majesty on the subject of the Clergy Re-transmit the serves, and also an Address relative to the School Lands, and same. requesting His Excellency to transmit the same to His Majesty, and that Messieurs Samson and Cook be a Committee to draft and report the said Address.

Ordered.

Mr. Samson, from the Committee to draft an Address to Address His Excellency the Lieutenant Governor, requesting His Ex- reported. cellency to transmit the Address to His Majesty on the subjects of Clergy Reserves and School Lands, presented a draft which was received and read twice, concurred in, and ordered to be engrossed and read a third time this day.

Mr. Samson, seconded by Mr. Mount, moves that two Township hundred copies of the Township Officers' Bill be printed for printed. the use of members.

Ordered.

On the order of the day for the third reading of the Bill for the improvement of the Grand River being called:

Mr. Duncombe, seconded by Mr. Robinson, moves that Grand River the Bill be not now read a third time, but that it be forthwith improvement Bill recommitrecommitted. ted.

Which was carried, and Mr. Warren was called to the

The House resumed.

Mr. Warren reported the Bill as amended. The Report was received, and the Bill was ordered to be Third reading

engrossed, and read a third time this day. this day. The Speaker reported that the Master in Chancery had Messages from

brought down two messages from the Honorable the Legisla- the Hon the tive Council, which were read as follows:

MR. SPEAKER,

The Legislative Council requests a conference with the Conference Commons' House of Assembly on the subject matter of the bill requested on Brockville sent up to this House, entitled, "An Act to Incorporate the Police Bill. Town of Brockville, and to establish a Police therein ;" and have appointed the Honorable Messrs. Markland and Hamilton on their part, who will be ready to meet a Committee of the Commons House of Assembly, on Monday next, at three of the clock, P. M. in the Committee Room of the Legislative Council for that purpose.

JOHN B. ROBINSON,

SPEAKER.

Legislative Council Chamber,) 22d day of December, 1831. §

MR. SPEAKER,

The Legislative Council have adopted the amendments Amendments made by the Commons' House of Assembly in and to the Bill to King's sent down from this House, entitled, "An Act respecting the edopted by place of sitting of the Court of King's Bench." Legislative Council.

JOHN. B. ROBINSON,

SPEAKER.

Legislative Council Chamber, ? 22d December, 1831.

Mr. Morris, seconded by Mr. R. Fraser, moves that the Conference We also represent to Your Majesty, that it would be much request of the Honorable the Legislative Council for a con- acceded to. more satisfactory to the people of this Province, if the monies ference on the subject of the Brockville Police Bill be acceded to, and that Messrs. Hagerman, Jones, Samson and Buell, be the conferees on the part of this House, and that a message be sent to that Honorable body, informing them that the conferees of this House will proceed to the Joint Committee Room at the time appointed.

> Which was carried, and Messrs. Jones and Samson were ordered by the Speaker to carry up the message. Agreeably to the order of the day, the petition of James Of James Maclem, Senior, and thirty-two others, of the Niagara and Macklem, London Districts, praying the House to give every reasonable Senior, and assistance to the erection of a Harbor at the mouth of Patterson's Creek, on Lake Erie, as well as other parts of Lakes Erie Of James and Huron. The petition of James Hyndman, and sixty-two Hyndman and others, of the County of Dundas, praying the same as the pe- others. tition of Peter Frank and others, inhabitants of Vaughan, (see

Bill amended.

57

Council.

Of Aaron Tenick and others. Of D. Ballantior and otiers, d Of P. J. Masvey and others. and others. Of Andrew Adams Junr. and others. Of S. Bellamy and others.

Of Hugh Me-

Cargar and

others,

Of Rev. George O'Kill Smart and others,

Of John Knowleon and others.

Of M. Priestman and others. Of William Hammell and others.

Of Justus S. Merwin and others.

Of Robert Colman and others.

Of John Mel-

Motion for referring the other like petitions, to a Select Comraittee.

Motion in amendment for grievance Committee.

Amended question carried.

Petition of William Hannel and others, and of M. Priesiman and others referred to

page 17). The petition of Hugh McCargar, and one hundred and ulty-seven others, inhabitants of the Townships of Mountain, Matilda, and Williamsburgh, in the Eastern District, praying for pecuniary aid to complete a road leading from the Saint Lawrence to the Ridean, between the Counties of Dundas and Grenville. The petition of Aaron Tenick, and thirteen others, of the Townships of Woolford and Montague, in the Johnstown District. The petition of David Balantine, and twenty-nine others, of the Townships of Woolford and Montague, aforesaid. The petition of Frederick J. Massey, and four others, of the same place. The petition of William of Wm. Moad Moad, and forty-lour others, of the Townships of Oxford, Marlborough and North and South Gower, in the Johnstown District. The petition of Andrew Adams, Junior, and nine others, of Oxford, Marihorough, North and South Gower, aforesaid, and the petition of Samuel Bellamy, and seventcen others, of the Township of Augusta in the Johnstown District, praying the same as the petition of Peter Frank and others of the Township of Vaughan, (see page 17). The petition of the Rev. George O'Kill Stuart, and seventeen others, of the Town of Kingston, praying that the Act Incorporating the Midland District School Society, may be amended, so as to enable the Heirs and Assignces of Shareholders in the said Society to enjoy the rights and privileges attached to said Shares; and also to provide for vacancies which may arise in the offices of said Society, &c. The petition of John Knowlson, and one hundred and fifty-five others, of the Townships of Cavan, Emily and Monaghan, in the Newcastle Distriet, praying that a sum of money may be appropriated to aid in rendering navigable for boats a large Creek that runs across the Townships of Cavan and Monaghan, and falls into the Otanabe River; and Commissioners appointed for expending the same. The petition of Matthew Priestman, and ninetyfour others, of Etobicoke, &c. in the Home District, praying for aid to build a Bridge across the Humber. The petition of William Hammell, and forty-two others, of the Townships of Tecumseth and Adjala, in the Home District, praying for pecuniary aid to repair a road running between the Seventh and Eighth Concessions of the Township of Tecumseth. The petition of Justus S. Merwin, and seventy-five others, of the Town of Prescott, praying that a sum of money may be appropriated and deposited in the hands of responsible persons in order to relieve the sick and destitute emigrants that may come to this Country through the ensuing Season. The petition of Robert Colman, and one hundred and five others, of the Towaships of South Gower, Oxford and Mountain, in the Johnstown District, praying for peenmary assistance to repair a road leading from Johnstown to the Ridean River. The pevia and others, tition of John Melvin, and one hundred and fifty-one others, of the Townships of South Gower and Oxford, in the Johns-

town District, praying the same as the petition of Hugh Mc-Cargar and others-were read.

Mr. Shaver, seconded by Mr. McCall, moves that the pe-MeCargar and others, and all other petitions brought in by him, on this day, McCargar and others, and all other petitions brought in by him, on this day, tition of Hugh McCargar, and one hundred and fifty-seven on the same subject, be referred to a Select Committee, to be composed of Messrs. Buell, Howard and Perry, to report by Lill or otherwise.

In amendment, Mr. Thomson, seconded by Mr. Macon, moves that all after the word " noves" in the original motion be expanged, and the following inserted : " that the petition of said performance Hugh McCargar and others, and all other petitions read this day, and relating to the same subject, he referred to the Committee to whom was referred the petition of the people of Vaughau.

Which was carried,

The original question as amended was then put and carried.

Mr. Robinson, seconded by Mr. Samson, moves that the petition of Wm. Hammel and others, of Tecumseth, and the petition of Matthew Priestman and others of Etobicoke, praying for aid to their roads, be referred to the Committee of ordered for a second reading to-morrow. Supply.

Ordered.

Mr. R. Fraser, seconded by Mr. A. Fraser, moves that Petition of the petition of John Melvin and others, on the subject of Roads, John Melvin and others be referred to the Committee of Supply. referred to

Ordered.

Agreeably to the order of the day, the Bill for the regu- Line fence Bill lation of line and division fences, and water courses, was read time and a second time, and referred to a Committee of the whole referred to House.

Mr. R. Fraser was called to the chair.

The House resumed to receive a message.

Mr. Lee, Gentleman Usher of the Black Rod, came to His Excellenthe bar and delivered His Excellency's commands for the im- cy sends for mediate attendance of the House at the bar of the Legislative the House. Council Chamber.

The Speaker and Members present, in obedience to the House attends commands of His Excellency, proceeded to the bar of the His Excellen-Legislative Council, and having returned, the Speaker re- cy. ported that His Excellency the Lieutenant Governor had been pleased to give the Royal Assent to the Bill entitled "An Act to prevent the operation within this Province of an Act of given to 3 Bulls. Parliament made in England in the 21st year of the Reign of King James the first, entitled "An Act to prevent the destroying and murthering of Bastard Children, and to make other provisions for the prevention and punishment of Infanticide"; the Bill entitled "An Act to remove doubts respecting the Jurisdiction over offences committed upon the Lakes and Rivers in this Province"; and the Bill entitled "An Act re-specting the place of sitting of the Court of King's Bench."

The House went again into Committee of the whole on House in the bill to regulate line and division fences, and water courses. Committee on line fence Bill.

Mr. R. Fraser in the chair.

The House resumed.

Mr. Fraser reported the bill as amended.

The report was received, and the bill was ordered to be Third reading engrossed and read a third time to-morrow.

The Speaker reported that the Master in Chancery had Speaker brought down from the Honorable the Legislative Council a reported Roman Cathmessage, and a bill, entitled "An Act for the relief of Roman olic relief Bill Catholic Congregations in this Province," which that Hono- from Legislarable House had passed, and to which they requested the con- tive Council. currence of this House.

The message was then read as follows :---

MR. SPEAKER,

The Legislative Council request a conference with the Commons' House of Assembly on the subject matter of the bill Message Message from sent up to this House, entitled "An Act to repeal part of, requesting amend and extend the provisions of an Act passed in the last conference on Sussian of the neutron Parisient of an Act passed in the last Prince Ed-Session of the present Parliament, entitled 'An Act to erect ward Bill, the County of Prince Edward into a separate District, and to authorise the Magistrates within the said County to raise a loan on the credit of the Assessments levied in said County," and have appointed the Honorable Messieurs Burnham and Markland to be the Conferees on their part, who will be ready to meet a Committee on the part of the Commons House of Assembly for that purpose, on Monday next, at two of the clock P. M. in the Committee Room of the Legislative Council.

JOHN B. ROBINSON,

SPEAKER.

Legislative Council Chamber, 23rd day of December, 1831. 5

The bill sent down from the Honorable the Legislative Council, entitled " An Act for the relief of Roman Catholic Roman Catholic Bill read. Congregations in this Province," was read the first time, and

Agreeably to notice, Mr. Shaver, seconded by Mr. Com Chisholm, moves that it be resolved, that a Select Committee expiring laws be appointed to examine what Laws have expired and are appointed. about to expire, and to report thereon by bill or otherwise, and that Messieurs Mount, McMartin, R. Fraser and Magon, constitute the same.

Bill amended.

Committee of whole.

supply.

supply.

Ordered.

Petition of Mr. Chisholm, seconded by Mr. Thomson, moves that the John Eaton petition of John Eaton and others, of the Township of East and others Flamboro', be referred to the Committee of Supply. referred to supply. Which was carried.

Mr. R. Fraser, seconded by Mr. A. Fraser, moves that the Petition of Justus S. Mer- petition of Justus S. Merwin and others, he referred to a Select others referred Committee, composed of Messrs. Samson and Norton, to report to Committee. thereon.

¢

Ordered.

Mr. McCall, seconded by Mr. W. Wilson, moves that Petition of Jas Maclem, the petition of James Maclem, schior, and others, be referred red to supply. to the Committee of Supply.

Agreeably to the order of the day, the address to Ilis Address to His Excellency the Licutenant Governor, requesting him to trans- Excellency to mit addresses to the King, was read the third time, passed and transmit Addresses to signed, and is as follows :---King passed.

> To His Excellency SIR JOHN COLBORNE, Knight, Commander of the most Honorable Military Order of the Bath, Licutenant Governor of the Province of Upper Canada; Major General Commanding His Majesty's Forces therein, &c. &c.

Buell.

Campbell,

MAY IT PLEASE YOUR EXCELLENCY.

We, His Majesty's dutiful and loyal Subjects, the Commons of Upper Canada, in Provincial Parliament assembled, have passed an address to His Majesty on the subject of the Clergy Reserves, and also an address relative to the school lands, which we respectfully pray Your Excellency will be pleased to transmit to the Secretary of State for the Colonies, in order that they may be laid at the foot of the Throne.

ARCHIBALD McLEAN,

SPEAKER.

Commons' House of Assembly, ? 23rd December, 1831.

Committee to wais on His une for the House to present its Address.

Legislative

Conneil for a

Edward Bill

conferees

appointed.

Committee to carry up mes-

Motion for

whole on

tion from

communica-

Legislative

Council on

Commission-

ers appoint-ment Bill.

Committee of

sage.

conference on the Prince

Address,

Mr. Morris, seconded by Mr. Berczy, moves that Messrs. Excellency for Samson and R. Fraser be a Committee to wait on His Excellency the Licutenant Governor, to know when he will be pleased to receive this House with the addresses to His Majesty, on the subject of Clergy Reserves and School Lands.

Ordered.

Mr. Werden, seconded by Mr. Roblin, moves that the Request of the Honorable the request of the Honorable the Legislative Council for a Conference on the subject of the bill entitled "An Act to repeal part of, amend and extend the provisions of an Act passed in the last Session of the present Parliament, entitled 'An Act acceded to and to creet the County of Prince Edward into a separate District,' and to authorise the Magistrates within the said County to raise a loan on the credit of the Assessments levied in said County," be acceded to, and that Messieurs Samson, Van-Koughnett, Roblin and Elliott, be a Committee on the part of this House to meet the Conferees on the part of the Honorable the Legislative Council at the time and place appointed, and that a message be sent to acquaint that Honorable Body thereof.

> Which was carried, and Messicurs Samson and Werden were ordered by the Speaker to carry up the message.

House do resolve itself into a Committee of the whole on tomorrow, to take into consideration the Communication of the Honorable the Legislative Council, conveyed to this House through the Conference, relative to the bill sent up from this House, entitled "An Act to appoint Commissioners to treat with Commissioners appointed or to be appointed on the part of the Province of Lower Canada, for the purposes therein mentioned."

On which the House divided, and the yeas and nays were House divides. taken as follows :--

YEAS.—Messieurs,

| Yens 7. | Buell, Campbell, | Howard, Ketchum, | Norton, Perry, | Shaver-7. |
|----------|----------------------|--------------------------------------|-------------------------------|--|
| | | NAYS | –Messieurs, | х., с. с. с. |
| Nays 20. | Berzcy, Chisholm, | Ingersoll, Jones, D. MoDeurski | Mount, Robinson, Rablin | Sol. General, Thomson, You Kourdanat |

VanKoughnett, Elliott. D. McDonald, Roblin, Werden, A. Fraser, McMartin, Samson, W. Wilson-20 R. Fraser, Morris, Shade,

> The question was decided in the negative by a majority of thirteen.

Agreeably to the order of the day, the House went into House in Committee on Committee of the whole on the report of the Select Committee report of to which was referred the petition of Hugh C. Thomson and Select Com-James MacFarlane, Esquires, and the petition of R. Stanton, mittee. on petition of Thomson and Esquire.

Mr. Chisholm was called to the Chair.

The House resumed.

Mr. Chisholm reported that the Committee had agreed to a resolution, which he was directed to submit for the adoption of the House.

The Report was received.

The resolution was then put, as follows :----

Resolution for procuring 200 copies of Statutes.

House divides.

McFarlane, and R. Stan-

Resolution

reported.

ton.

Resolved-That the Clerk of this House be directed to procure two hundred copies of the edition of the Statutes lately published by Messieurs MacFarlane and Thomson, for the use of this House, and that the same be charged in the contingent expenses of this House.

On which the House divided, and the yeas and nays were taken as follows:

| - f | Atty. General, Berczy, Chisholm, Elliott, A. Fraser, | Ingersoll, | McMartin, Morris, Mount, Samson, Shade, | Sol. General, VanKoughnett, W. Wilson—18 | Yens 18. |
|--------|--|------------|---|--|----------|
| , | | NAYS- | -Messieurs. | | |
| , | Bidwell, | Clark, | McCall, | Randal, | Nays 12. |

Norton,

Roblin,

YEAS.—Messieurs,

Werden,-12 Perry, The question was carried in the affirmative by a majority of six, and ordered accordingly.

Adjourned.

Howard,

Ketchum,

SATURDAY, 24th DECEMBER, 1331.

THE House met.

Pennons The minutes of yesterday were read. brought up.

Mr. Ketchum brought up the petition of Jahez Hall, and Jahez Hall one hundred and thirty-five others, of the Township of Whitby, and others. in the Home District; which was laid on the table.

Mr. Ketchum brought up the petition of Benjamin Munger, Benjamin and thirty-nine others, of Chinguacousey and Caledon, in the Manger and Home District; which was laid on the table. others.

Mr. Ketchum brought up the petition of Orin Church, Orin Church and fifty-six others, of the Townships of Chinguacousey and and others. Toronto; which was laid on the table.

Mr. Robinson brought up the petition of John Perry, and Jno. Perry fourteen others, of the Township of Essa, in the County of and others. Simcoe; which was laid on the table.

Mr. Samson brought up the petition of Mary Ann Shaw, Mary Ann Mr. Perry, seconded by Mr. Shaver, moves that this and John S. Baldwin, of the Town of York; which was laid Shaw and John S. Bald on the table. win.

> Agreeably to the order of the day, the Grand River Grand River Navigation Bill was read the third time. avigation Bill read the

On the question for passing the same the House divided, third time. and the yeas and nays were taken as follows :-

YEAS-Mcssieurs,

| Atty. General, | Ingersoll, | Macnab, | Samson, |
|----------------|--------------|---------|-------------------|
| Berczy, | Jones, | Morris, | Sol. General, |
| Buell, | Ketchum, | Mount, | Thomson, Yeas 24. |
| Dancombe, | Lewis, | Norton, | VanKoughnett, |
| Elliott, | D. McDonald, | Randal, | Warren |
| A. Fraser, | McMartin, | Roblin, | Werden,-24. |
| | NT 4170 | | |

NAYS.-Messieurs,

| Bidwell, | Howard, | Shaver-5. | Nays 5. |
|-----------|---------|-----------|---------|
| Campbell, | Perry, | | |

The question was carried in the affirmative by a majority of nineteen, and the bill was signed by the Speaker.

Mr. Duncombe, seconded by Mr. Ingersoll, moves that Title. the bill be entitled "An Act to Incorporate a Joint Stock Company to improve the Navigation of the Grand River."

Which was carried, and Messieurs Duncombe and Inger- Bill sent to soll were ordered by the Speaker to carry the same up to the Legislative Honorable the Legislative Council, and to request their concurrence thereto.

Agreeably to the order of the day, the line fence bill was Line Fence read the third time. Bill read third '

time. Mr. Perry, seconded by Mr. Howard, moves that the bill Motion for be amended, by inserting in the last clause but three, after the amending Bill. word "in" in the second line, and after the word "within" in the fourth line from the top, the following words :--" the Western and Eastern Districts of."

On which the House divided, and the yeas and nays were House divides taken as follows:

| 6 | | S.—Messieurs, | | amendment. |
|---------------------|------------|---------------|---------------------------|----------------|
| Buell, Campbell, | | Randal, | Roblin, Shaver,—8. | Yeás 6. |
| | | S.—Messieurs, | | |
| Atty: General; | Ingersoll, | McMartin, | Sol. General, Thomson, | and a fair and |
| | | Macnab, | | Nays 19. |
| Duncombe, 🔬 | Ketchum, | Morris, | VanKoughnett, | |
| | Lewis, | Mount, | Werden-19. | |
| | D. McDon | dd, Samson, | | |

Nays 12.

Division on

on motion for

passing.

The question was decided in the negative by a majority of eleven.

Mr. Elliott, seconded by Mr. A. Fraser, moves that the ł Bill amended. word "thirty" in the second clause be struck out, and "ninety" inserted ; also, that the words "two shillings and six pence" be inserted in the seventh clause.

Ordered.

Mr. Perry seconded by Mr. Howard, moves that the bill Motion for be amended by expunging the four last clauses. amendment.

On which the House divided, and the yeas and nays were House divides. taken as follows:

YEAS.—Messicurs,

Yeas 6.

Nay

divides.

Yeas 23.

Nays 5.

Title.

Council,

further

Howard, Perry, Buell, Campbell, McCall, Roblin-6.

NAYS .- Messieurs,

| ys 19. | Atty. General, Berczy, Duncombe, Filiott | Jones, Ketchum, | McMartin, Morris, Mount, Samson | Sol. General, Thomson, VanKoughnett, Werden | |
|--------|---|------------------------|--|--|--|
| , | Elliott, A. Fraser, | Lewis, D. McDonald, | Samson, Shaver, | Werden,—19. | |

The question was decided in the negative by a majority of thirteen.

On the question for passing the Bill, the House divided, On passing Bill House and the yeas and nays were taken as follows:--

YEAS-Messicurs.

| Jones, | Macnab, | Shaver, |
|--------------|-----------------------------------|--|
| Ketchum, | Morris, | Sol. General, |
| Lewis, | Mount, | Thomson, |
| McCall, | Norton, | VanKoughnett, |
| D. McDonald, | Roblin, | Werden-23. |
| McMartin, | Samson, | |
| | Lewis, McCall, D. McDonald, | Ketchum, Morris, Lewis, Mount, McCall, Norton, D. McDonald, Roblin, |

NAYS-Messicurs,

Bidwell, Campbell, Perry,-5. Buell, Howard,

The question was carried in the affirmative by a majority of eighteen, and the bill was signed by the Speaker.

Mr. Elliott, seconded by Mr. A. Fraser, moves that the title of the bill may be "An Act to regulate line fences and water courses."

Which was carried, and Messieurs Elliott and A. Fraser Bill sent to were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto.

Mr. VanKoughnett gives notice that he will, on Monday Notice of reading Journals next, move for the reading of so much of the Journal of last on improvement of Saint Session as relates to the improvement of the Navigation of the Saint Lawrence. Lawrence.

Notice of Bill Indians.

information

Jesuits Es-

tates.

Mr. Berczy gives notice that he will, on Monday next, to prevent sale move for leave to bring in a bill to prevent the selling of of Spirits to Spirituons Ligners to Leave to being Spirituous Liquors to Indians.

Agreeably to notice, Mr. Solicitor General, seconded by An Address to Mr. Thomson, moves that an humble address be presented to Excellency for His Excellency the Lieutenant Governor, requesting that His Excellency will be pleased to lay before the House of Assembly relative to the any information he may possess relative to the property situate in the Canadas, known as the "Jesuits Estates," and particularly what the intention of His Majesty's Government may be with respect to the future disposition of the same-and also whether any portion of the funds arising from those Estates have been, or are at present applied to any public use in Upper Canada, and that Messieurs Morris and Mount be a Committee to draft and report the same.

Ordered.

Mr. Morris, from the Select Committee, to draft an ad-Address dress to His Excellency the Lieutenant Governor, on the subject reported. of the Jesuits Estates, reported a draft, which was received and read twice, concurred in, and ordered to be engrossed and Third reading read a third time on Monday next. Monday.

Agreeably to notice, Mr. Morris, seconded by Mr. Jones, House goes into Commitmoves that the House do now resolve itself into a Committee tee of whole on on the message of His Excellency the Licutenat Governor, and message and Lord Goderich's Despatch on the subject of the timber trade. despatch on timber trade.

Which was carried, and Mr. Howard was called to the Campbell, chair.

The House resumed.

Mr. Howard reported the Committee had risen for want of Committee rise for want a quorum. of Quorum,

Present, Messieurs Attorney General, Buell, Duncombe, A. Fraser, Howard, Ingersoll, Jones, Lewis, McCall, D. Mc-present, Donald, McMartin, Morris, Mount, Norton, Perry, Roblin, Solicitor General, VanKoughnett, Warren, Werden and W. Wilson, 21.

At a quarter before four o'clock P. M. the Speaker declared the House adjourned for want of a quorum.

MONDAY, 26th DECEMBER, 1831.

THE House met.

The minutes of Saturday were read.

The Speaker left the chair.

The Committee of the whole on the subject of Duties col- Committee of lected on Crown Timber resumed. shole on timber dues

resumes.

Mr. Howard in the chair.

The Speaker resumed the chair, on a question of order.

The Speaker left the chair.

The Chairman resumed the chair of Committee.

The House resumed.

Mr. Howard reported that the Committee had agreed to Three resoluthree resolutions which he was directed to submit for the adop- tions reported. tion of the House.

The report was received.

The first resolution was then put as follows :

Resolved, That this House hears with regret that His Majesty's Ministers deem it inexpedient to alter the duties First resol First resol acharged for Timber cut on the Crown Lands within this Province, and feels assured that had Lord Goderich been aware that the duty on red pine was established when that description of timber was selling in the Quebec Market at nearly double the price which it has been disposed of for several years past, His Lordship would have felt the necessity of lessening the duty on red pine.

On which the House divided, and the yeas and mays were House divides. taken as follows :

YEAS-Messicurs,

| Berczy, | Lewis, Morris, | Shaver, Ven 14. |
|------------|---------------------|------------------|
| R. Fraser, | D. McDonald, Mount, | Thomson, Ven 14. |
| Ingersoll, | McMartin, Samson, | VanKoughnett, |
| Jarvis, | Macnab, | 14. |
| | NAYS Messiem | • e 1 |

| Atty. General, | Elliott, | Norton, | Sol. General, | Nays 16. |
|----------------|----------|---------|---------------|----------|
| Bidwell, | Howard, | Perry, | Warren, | |
| Buell, | Ketchum, | Randal, | Werden, | |
| Campbell, | McCall, | Roblin, | W. Wilson—16 | |

The question was decided in the negative by a majority of

The second Resolution was then put as follows :

two.

of two.

Resolved, That the payment of duties for permission to Second resolucut timber on the Crown Lands would not operate so injuriously tion read. to the interests of those engaged in that important trade, if the obstructions to the navigation, which at present occasion such vast loss of property and consumption of time, were removed. It is therefore just that a portion of these duties be expended in the construction of inclined planes or other improvements at the falls of the Chaudiere, Chats, and other rapids on the Ottawa, and such tributary streams as afford timber for the supply of the Quebec Market.

On which the House divided, and the yeas and nays House divides. were taken as follows :

YEAS.—Messicurs,

| Berzcy, R. Fraser, Ingersoll, Jarvis, | Lewis, D. McDonald, McMartin, Macnab, | Morris, Mount, Samson, | Shaver, Thomson, VanKoughnett, 14. | Yeas 14. |
|--|--|------------------------------|---|--|
| | NAYS | -Messieurs, | | 1 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 |
| Atty. General, Bidwell, Buell, | Elliott, Howard, Ketchum, | Norton, Perry, Randal, | Sol. General, Warren, Werden. | Neys 16. |

Roblin,

W. Wilson-16

The question was decided in the negative by a majority

McCall,

The third Resolution was then put as follows :

Third resolu-

tion read.

Address.

dress.

His Excellen-

Addresses to

A. M. to mor-

Committee to

wait on His

with address

Excellency

on medals

reports

answer.

Answer.

rages from

Returns of

suits.

cy.

Kingat ten

row.

Resolved, That it is expedient to address His Excellency the Lieutenant Governor, requesting that he will be pleased to convey to His Majesty's Government the desire of this House, that a portion of the duties, not less than one third, collected for timber cut on the Crown Lands, on the Ottawa, be expended for the improvement of such falls and rapids on that river, and its tributary streams, as occasion loss and ruin to many individuals engaged in that trade.

House divides. On which the House divided, and the yeas and nays were taken as follows:

YEAS.—Messicurs,

| Yeas 1-1. | Berczy, R. Fraser, Ingersoll, Jarvis, | Lewis, D. McDonald, McMartin, Macnab, | Morris, Mount, Samson, | Shaver, Thomson, VanKoughnett, 14. |
|-----------|--|--|------------------------------|---|
| | | NAYS- | Messieurs, | |

| Nays 16. | Atty. General, | Elliott, | Norton, | Sol. General, |
|----------|----------------|----------|---------|---------------|
| | Bidwell, | Howard, | Perry, | Warren, |
| | Buell, | Ketchum, | Randal, | Werden, |
| | Campbell, | McCall, | Roblin, | W. Wilson—16 |
| | Oumpoen, | meccan, | Robini, | W. WIISOII |

The question was decided in the negative by a majority of two.

Agreeably to the order of the day, the address to His Ex-Address to His Excellency on collency the Lientenant Governor, on the subject of the Jesuits Jesuits Es Estates was read the third time, passed and signed, and is as tates passed. follows:

> To His Excellency SIR JOHN COLBORNE, Knight, Commander of the most Honorable Military Order of the Bath, Licutenant Governor of the Province of Upper Canada, Major General Commanding His Majesty's Forces therein, &c. &c. &c.

MAY IT PLEASE YOUR EXCELLENCY.

We, His Majesty's dutiful and loyal Subjects, the Commons of Upper Canada, in Provincial Parliament assembled, humbly request that Your Excellency will be pleased to lay before this House any information Your Excellency may possess relative to the property situate in the Canadas, known as the "Jesuits Estates," and particularly what the intentions of Ilis Majesty's Government may be with respect to the future disposition of the same, and also whether any portion of the funds arising from these Estates has been or is at present applied to any public use in Upper Canada.

ARCHIBALD McLEAN,

SPEAKER.

Commons' House of Assembly, ? 26th December, 1831.

Mr. Solicitor General, seconded by Mr. Jarvis, moves Committee to that Messieurs Macnab and R. Fraser, be a Committee to wait carry up Adon His Excellency the Licutenant Governor, to know when he will be pleased to receive the address of this House and to present the same.

Ordered.

Mr. Samson, from the Select Committee to wait upon this Excellent. His Excellency the Lieutenant Governor, to know when he the flouse with would be pleased to receive this House with their address, requesting His Excellency to transmit the addresses to His Majesty on the subject of the Clergy Reserves and School Lands, reported that His Excellency had been pleased to name the hour of 10, A. M. to-morrow.

> Mr. R. Fraser, from the Select Committee to wait upon His Hxcellency the Licutenant Governor, with the address of this House on the subject of Medals to Militia men, reported having done so, and that His Excellency had been pleased to make thereto the following answer.

GENTLEMEN,

I will cause an immediate inquiry to be made on this subject, and will transmit to the House such information as I may be able to obtain.

Mr. Acting Secretary, McMahon, brought down from: Several mes-His Excellency the Lieutenant Governor, several messages and documents. His Excellen

The Speaker read the Messages as follows :

J. COLBORNE.

Q

The Lieutenant Governor transmits to the House of Assembly, such returns as have been received since His last

communication to the House upon the subject of Suits commenced in certain Courts in this Province in the year 1830.

Government House, 24th December, 1831.

J. COLBORNE.

The Lieutenant Governor transmits to the House of Assessment returns. Assembly, such District Assessment Returns as have been received for the present year.

61

Government House, 24th December, 1831.

J. COLBORNE.

The Lieutenant Governor transmits to the House of Assembly, a Report and accompanying Documents which he light House. has received from the Commissioners for Superintending the erection of a Light House on Long Point on Lake Erie.

Government House, 24th December, 1831. \$

J. COLBORNE.

The Lieutenant Governor transmits to the House of Medals. Assemby, such information as he has been able to obtain respecting the Medals sent out to this Province, after the late war, for the Militia.

Government House, 24th December, 1831. 5

J. COLBORNE.

The Lieutenant Governor transmits to the House of Assembly, a letter from the Surveyor General of Woods, with Timber cut on reference to an address from the House during the present Crown lands. Session, respecting the sums arising from the sale of timber cut from the Crown Lands during the present year.

Government House, 24th December, 1831.

> Commissioner of Crown Land's Office, ? York, 24th December, 1831.

SIR-

I have the honor to acknowledge the receipt of Relative to your letter of the 19th Instant, transmitting the address of the monies collect. House of Assembly to His Excellency, respecting the monies ed from Crown collected for timber cut on the waste Lands of the Crown dur-timber. ing the present year.-In reply to which I beg to express my regret that the information required cannot immediately be furnished, as I have not yet received the returns from my Agents; but as soon as they are received, the statement asked for will be given without delay.

I have the honor to be

Sir,

Your most obedient

Humble Servant,

PETER ROBINSON.

EDWARD MCMAHON, ESQ. Acting Secretary.

J. COLBORNE.

The Lieutenant Governor transmits to the House of Treasurers Assembly, such Annual Accounts of District Treasurers, as accounts. have been received during the present year.

Government House, 24th December, 1831. 5

J. COLBORNE.

The Lieutenant Governor transmits to the House of Returns from Assembly, such Accounts as have been received from Com- road Commismissioners of the expenditure of monies appropriated by an sioners. Act passed in the last Session of the Legislature, for the improvement of Roads and Bridges in the several Districts of this Province.

Government House, 24th December, 1831. 5

J. COLBORNE.

In transmitting the accompanying memorials and corres- School lands. pondence in compliance with an Address from the House of

Assembly, the Lieutenant Governor acquaints the House, that from the Documents in his possession, it appears that in compliance with an Address to the King from the Legislative Council and House of Assembly in the year 1797, praying that a certain portion of waste lands of the Crown might be appropriated for the establishment and support of a Grammar School in each District-and also a College or University for the instruction of youth in the different branches of liberal knowledge, the Secretary of State for the Colonies expressed His Majesty's intention to comply with the wishes of the Legislature, in such a monner as should be judged most effectual, first, by the establishment of free Grammar Schools in the Districts in which they were called for, and in due time by establishing other seminaries of a larger and more comprehensive nature for the promotion of religious and moral learning, and the study of the arts and sciences; and directed that the Excentive Council and Law Officers should be consulted on this subject.

In consequence of these instructions, the Local Government in 1798, recommended twelve Townships to be set apart for the purposes of Education, or about 549,217 Acres. and it appears that none of the Reserves were alienated till the year 1923, when Lord Bathurst authorised a General Board of Education to be formed, and a portion of the reserves to be applied under the management of the Board, towards raising a fund for the establishment of Township Schools.

In the year 1827 His Majesty's Government ordered 255,273 Acres of the Lands, originally set apart for the purposes of Education, to be transferred to the Grown in lieu of the leased Grown reserves granted to the University as an endowment for that institution, and lately 66,000 acres have been set apart for the support of Upper Canada College and Royal Grammar School, and for the purpose of raising a fund, from which the advances made to establish that Seminary by the University Council, and by the Board of Education, may be repaid.

Government House, 24th December, 1831. 5

Documents (see Appendix.)

Motion relative to proceedings that the items now appearing on the order of the day be proon the order of ceeded in as follows, that is to say :---after referring petitions and the disposal of such matter as may have been placed first on the order of the day, by a resolution of the House, all motions for addresses be taken up and disposed of,--secondly, the first reading of bills of which notice has been given,--thirdly, the second reading of bills, and fourthly, motions for Committees of the whole House, and that these respective matters be taken up in the order in which they appear on the order of the day, without debate.

Amendment to moves that after the word "Bills" the whole he expanded and meeteding motion for Committee of Supply, and fourthly, second readings of Bills—and that these respective matters be taken up in the order in which they now stand on the order of the day without debate."

On which debates ensued.

Yeas

Motion for adjourning debate. Mr. Bidwell, seconded by Mr. Perry, moves that the debate be adjourned until to-morrow.

House divides. On which the House divided, and the yeas and mays were taken as follows:

YLAS .- Messieurs,

| 12, | Bidwell, | Howard, | Perry, | Shaver, |
|-----|-----------|---------|---------------|--------------|
| | Buell, | McCall, | Raudal, | Werden, |
| | Campbell, | Norton, | Roblin, | W. Wilson—12 |
| | | NAY | S.—Messicurs, | |

| Nays 16. | Atty. General. Duncombe, Elliott, Ingersoll, | Jorvis, Jones, D. McDonald, McMartin, | Maenab, Morris, Mount, Samson, | Sol. General, Thomson, Van Koughnett, Warren—16. |
|-----------------------|---|--|---|---|
| | The ques of four. | tion was decided | l in the neg | ative by a majority |
| Amendment carried. | Mr. Sam | son's amendmen | t was put an | d carried. |
| ****** | On the O | riginal question | , as at first a | mended, being put, |

House divides. the House divided, and the Yeas and Nays were taken as follows :

YEAS-Messieurs,

| ¥e28]8. | Atty. General, Doncombe, Elliott, R. Fraser, Ingersoll, | Jones, Jarvis, McMartin, Macnab, Morris, | Mount, Samson, Sol. General, Thomson, | VanKoughnett, Warren, Werden, W. Wilson-18 |
|----------|---|--|--|---|
|----------|---|--|--|---|

| | NAYS- | -Messieurs, | | |
|---------------------------------|-----------------------------------|---------------------------------|-----------------------|----------|
| Bidwell, Buell, Campbell, | Howard, McCall, Đ. McDonald | Norton, Perry, l, Randal, | Roblin, Shaver—11. | Nuys 11. |

The question was carried in the affirmative by a majority of seven, and is as follows:

Resolved, That the items now appearing on the order of Resolution, the day be proceeded in as follows, that is to say:—After referring petitions and the disposal of such matters as may have been placed first on the order of the day, by a resolution of the House, all motions for addresses be taken up and disposed of—secondly the first reading of Bills—thirdly all motions for Committee of Supply—and fourthly, second readings of Bills, and that these respective matters be taken up in the order in which they now stand on the order of the day, without debate.

Mr. Duncombe, from the Select Committee, to which was referred the petition of David Burns, and others, inhabitants the petition of of the County of Oxford, on the subject of Common Schools, D. Barns and informed the House that the Committee had agreed to a report others mbinits and the draft of an address, both of which he was ready to draft of Adsubmit whenever the House would be pleased to receive the dress.

The report was received and read, and the address was read a first time.

Mr. Duncombe, seconded by Mr. Mount, moves that the Report referreport of the Select Committee, just read, upon the subject of red to Commit-Common Schools be referred to the Committee of the whole House upon the same subject.

Ordered.

Mr. Ingersoll, seconded by Mr. Mount, moves that five Report to be hundred copies of the report on Common Schools, be printed printed. for the use of Members.

Ordered.

On the order of the day for the second reading of the Second read-Township Officers' Bill being called, Mr. Samson, seconded ing Township by Mr. Werden, moves that the question be not now put, but deferred till that the Bill be the first on the order of the day for Wednes- 4th January. day, fourth January next.

Ordered.

Mr. Perry, seconded by Mr. Howard, moves that his name be expunged from the Committee on Roads and Bridges, and the name of Morris, inserted in its stead.

Which was lost.

Agreeably to notice Mr. Samson, seconded by Mr. Morris, moves that it be-

Resolved, That while this House fully appreciates His Resolution Majesty's Gracious intention, in granting a Royal Charter for relative to the the establishment of a University in this Province, we would $\frac{\text{King's Cot}}{\text{King's Cot}}$ and the House to represent that as the great majority less of His Majesty's Subjects in this Province, are not members of the Church of England, we regret that the Charter contains provisions which are calculated to exclude from its principal Offices and honors all who do not belong to that Ghurch.

In consequence of these provisions its benefits will be confined to a few individuals of one religious denomination, while others of His Majesty's Subjects, equally loyal and deserving, will be excluded from participating in advantages which should be open to all. Its influence as a seminary of learning, on this account, must be limited, and will be looked upon with jealousy by a large majority of the inhabitants of this Province, that therefore it is expedient to present an humble address to His Majesty, praying that His Majesty will be graciously pleased to cause the Charter of King's College to be cancelled, and to grant another free from the objections to which our duty to the people of this Province has induced us to advert.

On which the House divided, and the yeas and nays were House divided on adoption of taken as follows:

YEAS-Messicurs.

| Buell, | Jones, | Norton, | Shaver, | Толь 20. |
|------------|--------------|-------------|--------------|-----------------|
| Campbell, | Ketchum, | Perry, | Thomson, | |
| Elliott, | D. McDonald, | Randal, | Warren, | |
| Howard, | McMartin, | Roblin, | Werden, | |
| Ingersoll, | Morris, | Samson, | W. Wilson-20 | |
| | NAYS- | -Messieurs, | | x |

Atty. General, Sol. General,-2.

Nays 2.

The question was carried in the affirmative by a majority of eighteen.

Mr. Samson, seconded by Mr. Elliott, moves that Mes-Committee to sieurs Morris and Mount, be a Committee to draft and report draft Address. an address pursuant to the resolution of this House on the subject of the Charter of King's College.

Ordered.

Address reported.

Mr. Morris, from the Committee to draft an address to His Majesty, founded on the resolution of the House of this day, on the subject of the Charter of King's College, reported a draft which was received and read twice, concurred in, and Third reading to-morrow. ordered to be engrossed and read a third time to-morrow.

Jury regula non Bill brought in and read. Second

ta-morrow.

pinned.

sead.

moves for leave to bring in a bill for the regulation of Juries. Which was granted and the bill read, and ordered for a second reading to-morrow.

Agreeably to notice, Mr. Perry, seconded by Mr. Norton,

Jury Bill to be Mr. Samson, seconded by Mr. Roblin, moves that two hundred copies of the bill for the regulation of Juries be printed for the use of Members.

Ordered.

Bill relative to Agreeably to notice, Mr. Solicitor General, seconded by nctions of Mr. Thomson, moves for leave to bring in a bill to amend the ejecunent brought in and laws now in force relating to actions of ejectment.

read, Which was granted, and the Bill read, and ordered for a Second to-morsecond reading to-morrow. 10.00

Agreeably to notice, Mr. Solicitor General, seconded by Bill relative to (mbezzlement Mr. Thomson, moves for leave to bring in a bill to protect brought in and masters against embezzlement by their Clerks or Servants. read.

Which was granted, and the bill read, and ordered for a Second to-morsecond reading to-morrow. row.

Bill relative to Agreeably to notice, Mr. Solicitor General, seconded by bills of ex-Mr. Thomson, moves for leave to bring in a bill to regulate chauge brought in and acceptances of Bills of Exchange, and to facilitate the recovery read. of negotiable securities.

Which was granted, and the bill read, and ordered for a Second to-morsecond reading to-morrow. row.

Bill relating to Agreeably to notice, Mr. Solicitor General, seconded by negotiable Mr. Thomson, moves for leave to bring in a bill to afford recurities brought in and relief to bona fide holders of negotiable securities.

read. Which was granted, and the bill read, and ordered for a Second to-mor- second reading to-morrow. tow.

Agreeably to notice, Mr. Samson, seconded by Mr. Assessment amendment Werden, moves for leave to bring in a bill to amend the several Bill heought in laws now in force which impose Assessments upon wild land and read. in this Province.

Which was granted, and the bill read, and ordered for a Second to-morrow. second reading to-morrow.

Spirituous Agreeably to notice, Mr. VanKoughnett, seconded by brought in and Mr. Buell, moves for leave to bring in a bill to prevent the consumption of Spirituous Liquors within Shops. read.

Which was granted, and the bill read, and ordered for a Second to-morsecond reading to-morrow. row.

Married Agreeably to notice, Mr. Shaver, seconded by Mr. Elliott, Women's real Estate convey- moves for leave to bring in a bill to enable married Women nnce Bill to convey their Real Estate by Will. brought in and

Which was granted, and the bill read, and ordered for a thereto the following answer :--read. Second to-morsecond reading to-morrow. row.

Bathurst Agreeably to notice, Mr. Morris, seconded by Mr. Lewis, Representamoves for leave to bring in a bill to repeal the law now in tion Bill force which limits the Representation of the Counties of Lanark brought in and read. and Carleton to one member each.

Which was granted, and the bill read, and ordered for a Second to-morsecond reading to-morrow. IUW.

Improvident Agreeably to notice, Mr. VanKoughnett, seconded by patent Bill Mr. Macnab, moves for leave to bring in a bill for the relief brought in and of sundry persons claiming lands in this Province, in cases Iend. where Patents have improvidently issued to the original nominees for such lands.

Second read-Which was granted, and the bill read, and ordered for a ing to-morrow. second reading to-morrow.

Agreeably to notice, Mr. Buell, seconded by Mr. Howard, Bill to expend moves for leave to bring in a bill to provide for the expendicertain road ture of a sum of money granted last Session, on Roads in the money brought in and Johnstown District, remaining unexpended, of the grant of last Session.

Which was granted, and the bill read, and ordered for a Second reading to-morrow. second reading to-morrow.

Agreeably to the order of the day, the House went into House in Complete of Committee of Supply. supply.

Mr. D. McDonald was called to the chair.

The House resumed.

Mr. McDonald reported progress and obtained leave to Sit again sit again to-morrow. to-morrow.

Mr. Solicitor General, from the Committee of Conference Committee of with the Honorable the Legislative Council, on the subject conference on matter of the bill entitled "An Act to Incorporate the Town Brockville of Brockville, and to establish a Police therein," presented Police Bitt reports. a Report, which was received, and read as follows :-

Report of Committee of Conference on Brockville Police bill-

(Report-see Appendix.)

Mr. Duncombe, from the Select Committee to which was Committee on referred the petition of William Richardson and others, of petition of W. Brantford, in the Gore District, informed the House that the Richardson and others Committee had agreed to a report, which he was ready to report. submit whenever the House would be pleased to receive it.

'The Report was received and read.

(Report-see Appendix.)

Mr. Macnab, seconded by Mr. Samson, moves that the Report referreport of the Committee on the petition of William Richardson red to supply. and others, be referred to the Committee of Supply.

Ordered.

Mr. Duncombe, from the Select committee to which was Committee on referred the petition of P. II. Hamilton and others, of the petition of P. Township of Norwich, in the London District, informed the and others House that the Committee had agreed to a report, which he report. was ready to present whenever the House would be pleased to receive the same.

The report was received and read.

(Report-see Appendix.)

Mr. Attorney General, from the Select Committee to Committee on which was referred the petition of Moses Maynard, the younger, petition of Moses May of the Town of Brockville, informed the House that the nard report by Committee had agreed to report by bill, a draft of which he Bill. was ready to submit whenever the House would be pleased to receive the same.

The report was received, and the bill for the relief of Moses Maynard was read a first time, and ordered for a second reading to-morrow.

Adjourned.

TUESDAY, 27th DECEMBER, 1831.

THE House met.

At ten o'clock, the Speaker, Clerk, Serjeant-at-Arms, House waits on and Members present, waited upon His Excellency the Lieu- His Excellentemant Governor with the address of the House to His cy with Excellency requesting His Excellence to transmit the address to Excellency, requesting His Excellency to transmit the addresses transmit to His Majesty on the subject of the Clergy Reserves and addresses to His Majesty. School Lands, and returned.

The minutes of yesterday were read.

The Speaker reported that the House had waited upon Speaker His Excellency the Lieutenant Governor with its address, reports anrequesting His Excellency to transmit the addresses to His swer. Majesty, to His Majesty's Principal Secretary of State for the Colonies, and that His Excellency had been pleased to make

GENTLEMEN,

I will take an early opportunity of transmitting to Answer. the Secretary of State for the Colonies, these addresses to His Majesty.

Agreeably to the order of the day, the House went into House in Committee on Committee of the whole on the settlement of the Province. settlement of

Mr. McCall was called to the Chair.

The House resumed. Mr. McCall reported that the Committee had agreed to Several resoluseveral resolutions, which he was directed to submit for the tions reported. adoption of the House.

On the question for receiving the Report the House divied, and the yeas and nays were taken as follows :

YEAS.—Messieurs,

| Berczy, | Jones, | Morris, | VanKoughne | ett. | · . | | • |
|------------|-----------|-------------|------------|------|-------|-------|---|
| Chisholm, | Lewis, | Mount, | Warren, | | | | |
| Duncombe, | McCall | Norton, | Werden, | | Yeas. | . 21. | |
| Elliott, | D. McDona | ld, Samson, | W. Wilson- | 21 | | | |
| R. Fraser, | McMartin, | | | 57 | 1.1 | | |
| Ingersoll, | Macnab, | | | | | | |

Province.

| | | NAYS | -Messieurs. | | | | • | ed as follows : | . • |
|---|--|--|--|--|--|---|--|--|---|
| Nays 10, | Bidwell, Buell, Burwell, | Campbell, Howard, Ketchum, | Perry, Roblin, Shaver, | Sol. General, 10. | ment to a vasi | ce thus presente | nectable Emig | e said Land Boards he means of settle- rants who, without e gone to reside in | carried. |
| | of eleven, an | d the report wa | s received. | ntive by a majority | | th resolution wa | as put as follow | vs : | |
| First resolu- tion put and carried, | Resolved the greatest fa inhabitants of this country w the Crown. | —That it is hig cility and conve this Province a | shly important enience should and to Emigra of settling on | carried, as follows : and desirable, that be afforded to the ants who arrive in the waste lands of as follows : | establishment may have the pounds, but h to the public, tremely incom- ment of the F | at York of an O effect of raisin as, in no wise, but, on the venient to the rovince, inasmu | llice for the sal g a revenue of operated a cha ontrary, subst cople and inju ich as Emigra | e Boards, and the e of Crown Lands, of a few thousand inge advantageous itued a system ex- rious to the settle- nt families and the e acquainted with | tion on settlement of Province put. |
| Second resolu- tion read. | and Executive that " a great become settlers | Council of 13 inconvenience in this Provinc | th March, 181 accrues to Em e, from the nec | eutenant Governor 9, it was declared igrants desirous to essity of presenting a location on the | the 'Township information a quently that t drive numerou | s best adapted re afforded in t he expense and is individuals to | for settlement he several Dis uncertainty of a foreign Co | , as no means of stricts, and conse- ccasioned by delay | |
| | waste lands of lency the Lies consent of the | the Crown. atenant Govern Executive Com | For remedy th or, by and w neil, is pleased | hereof, His Excel- ith the advice and to appoint in each | taken as follow | vs: | –Messieurs, | cas and nays were | |
| | any Emigrant in the respectiv the same, and from time to the Board, by any | or other pers ve District, on a er such limitation me may be made y order in Court | on desirons to a lot of one humons and restric le for the gove acil." | ith power to locate become a settler indred Acres within itions and rules, as runnent of the said | Chisholm, Duncombe, | Jones, Lewis, D. McDonald McMartin, Macnab, Morris, | Mount, Norton, , Roblin, Samson, Thomson, | VanKoughnett, Warren, Werden, W. Wilson—21 | Yeas 21. |
| | moves that after | er the word '' l | Resolved" in t | by Mr. Howard, he original resolu- | Ingerson, | | –Messieurs, | | |
| tiun. | "That the pr the Crown is i therefore expect | esent mode of in many instan- lient and desira | disposing of ces unsatisfacto ble that the dis | owing inserted : | Bidwell, Buell, Burwell, | Campbell, Howard, Ketchum, | Perry, Randal, Shaver, | Sol. General, 10. | Nays 10. |
| House divides | regulated by la | aw." | | | The que of eleven. | stion was carried | I in the affirm: | ative by a majority | , |
| on proposed amendment. | On which were taken as | | ivided, and th | ie yeas and nays | | resolution was | then put and | carried as follows : | : |
| Seas 11. | Bidwell, Buell, Campbell, | Duncombe, Howard, Ketchum, | –Messieurs, Norton, Perry, Randal, –Messieurs, | Roblin, Shaver,—11. | prices at which and the fact the all the lands the tedly occurred have to pay for circumstances | ch, in many ins hat a valuation hroughout the f that persons cou or the lots the which must have | stances, Land has not been Province, whe ild not ascerta y were desirous e operated to d | his House the high s have been sold, fixed at once upon reby it has repea- in what they would is to purchase, are becrease their sale: | Fifth resolu- tion put and carried. |
| · | Auy. General, Berezy, Burwell, Chisholm, | Ingersoll, Jones, Lewis, | McMartin, Macnab, Morris, Mount, Sount, | Thomson, VanKoughnett, Warren, Werden. W. Wilson—20 | the disposable grants, and ot to ascertain th | lands of the C | Frown, so as t wish to settl c. | uld be put upon all o enable the Emi- e in this Province, llows :— | • |
| | Ellion, The ques | D. McDonald tion of amendu | | ed in the negative | Resolved | -That the disp | osal of Crown | n Lands according ng encouragement | Sixth resolu- tion pur. |
| House divides on original resolution, | | | | ided, and the yeas | to the thousa Canada, has a | nds of Emigra a manifest tende | nts who yearl ency to preven | y come to Upper t their location, as speedy settlement, | |
| 1000000 | | | –Messieurs, | | coming into s | | | sy opportunity of purchase of these | |
| | Berzcy, Chishohn, Duncombe, R. Fraser, | Jones, Lewis, D. McDonald McMartin, | Morris, Mount, , Roblin, Samson, | VanKoughnett, Warren, Werden, W. Wilson—19 | lands. On which taken as follow | N'S : | · | eas and nays were | House divides on sixth resolution. |
| | Ingersoll, | Macuab, | Thomson, | ···· | - | _ | –Messicurs, | •• •• | |
| Nays 10. | Bidwell, Buell, Burwell, | NAYS Campbell, Howard, Ketchum, | –Messicurs, Norton, Perry, | Raudal, Shaver—10. | Berczy, Elliott, R. Fraser, Ingersoll, Jones, | Lewis, D. McDonald McMartin, Macuab, Morris, | Norton, , Roblin, Samson, Thomson, | Van Koughnett, Warren, Werden,—17. | Yeas 17. |
| | The ques | tion was carrie | d in the affirma | uive by a majority | | NAYS- | -Messieurs. | | - |
| Second resolu- tion on settlement of | | -That by an o Council, of th | ie 13th March | entenant Governor , 1819, it was de- | Bidwell, Buell, Campbell, Chisholm, | Duncombe, Howard, Ketchum, McCall, | Mount, Perry, Randal, | Shaver, Sol. General, W. Wilson—14 | Nays 14. |

EAS-Messieurs,

| Berzcy, Chisholm, Daucombe, Elliott, R. Fraser, Ingersoll, | Jones, Lewis, D. McDonald, McMartin, Macnab, Morris, | Mount, Norton, Roblin, Samson, Thomson, | VanKoughnett, Warren, Werden, W. Wilson—21 | Yeas 21. | |
|---|---|---|---|----------|--|
|---|---|---|---|----------|--|

4YS.—Messieurs,

| Bidwell, Buell, Burwell, | Campbell, Howard, Ketchum, | Perry, Randal, Shaver, | Sol. General, Nays 10. 10. |
|--------------------------------|----------------------------------|------------------------------|-------------------------------|
| 10010000 | - Loconany | willian or j | |

EAS.—Messicurs,

| erczy, liott, Fraser, gersoll, | Lewis, D. McDonald, McMartin, Macnab, | Norton, Roblin, Samson, Thomson, | Van Koughnett, Warren, Werden,—17. | Yeas 17. |
|---|--|---|--|----------|
| nes, | Morris, | | - | |

AYS-Messieurs.

| Bidwell, | Duncombe, | Mount, | Shaver, |
|-----------|-----------|---------|------------------------|
| Buell, | Howard, | Perry, | Sol. General, Nays 14. |
| Dampbell, | Ketchum, | Randal, | W. Wilson-14 |
| Chisholm, | McCall, | 1 - 1 | • |

The question was carried in the affirmative by a majority of three.

The seventh resolution was then put as follows :---

Resolved-That to remedy the inconvenience and difficul- Seventhties consequent upon the present arrangement, it were to be resolution on cttlement of desired that agents should be stationed in each District of the Province put, Province, who might be under the control of the Commissioner at York, to whom should be delegated the power to dispose of the Crown and Clergy Lands, and through them every information, in relation to quality, situation and prices thereof,

| Tene II. | Bidwell, Buell, Campbell, | Duncombe, Howard, Ketchum, | Norton, Perry, Randal, | Roblin, Shaver,—11. |
|----------|--|--|---|---|
| | | NAYS | .—Messicurs, | |
| ⊼ays20. | Atty. General, Berczy, Burwell, Chisholm, | R. Fraser, Ingersoll, Jones, Lewis, | McMartin, Macnab, Morris, Mount, | Thomson, VanKoughnett, Warren, Werden. |

| Nays 10. Bidwell, Campbell, Norton, Buell, Howard, Perry, Burwell, Kctchum, | Randal, Shaver—10. |
|---|-----------------------|
|---|-----------------------|

clared, that "a great inconvenience accrues to Emigrants desirous to become settlers in this Province, from the necessity of presenting themselves at York before they can obtain a location on the waste lands of the Crown. For remedy thereof, His Excellency the Lieutenant Governor, by and with the advice and consent of the Executive Council, is pleased to appoint in each District, certain persons to form a Board, with power to locate any Emigrant or other person desirous to become a settler in the respective District on a lot of one hundred Acres within the same, under such limitations and restrictions and rules as from time to time may be made for the Government of the said Board, by any Order in Council."

might be obtained without reference to any other Office-for which purpose they should be provided with every requisite to accomplish the end desired.

House divides On which the House divided, and the yeas and nays were on seventh taken as follows : resolution.

| YEA | S.—1 | Viessi | curs. |
|-----|------|--------|-------|
| | | | |

| Teas 20. | , | Berzcy, Duncombe, Elliott, R. Fraser, | Jones, Lewis, D. McDonald, McMartin, | Roblin, | Thomson, VanKoughnett, Warren, Werden, | , 1 1 1 1 |
|----------|---|--|---|-------------------|---|-----------------------|
| | | Ingersoll, | Macnab, | Samson, | W. Wilson-20 | (|
| | | - | NAYS | -Messieurs, | | 1 (|
| Nays 11. | | Bidwell, Buell, | Chisholm, Howard, | McCall, Perry, | Shaver, Sol. General, | : |
| | | Campbell, | Ketchum, | Randal, | . 11. | |

The question was carried in the affirmative by a majority of nine.

The eighth resolution was then put as follows :

tion put.

Nay

Ninth resolu-

tion put and carried.

Committee

printed.

Documents

Report of

mittee on

son and McFarlane to

petition of

be printed.

House goes into Commit-

tee on address on Charter of

King's Col-

lege.

Messrs Thom-

Select Com-

relating to School Lands

to be printed.

Resolved-That there are several large tracts of unoccu-Lighth resolupied lands belonging to Indians on the main road leading difficult to keep the said road in repair, that it would be advisable that His Excellency the Lieutenant Governor should treat separate District." with, and purchase from the said Indians who are owners thereof, so much of said land as would form a range of lots of the said Lots, on condition of actual settlement.

House divides On which the House divided, and the yeas and nays were on eighth taken as follows: resolution.

YEAS-Messicurs,

| Yens 21. | Berczy, | Jones, | Mount, | Thomson, |
|----------|------------|--------------|---------|---------------|
| | Chisholm, | Lewis, | Norton, | VanKonghnett, |
| | Duncombe, | D. McDouald, | Randal, | Warren, |
| | Elliott, | McMartin, | Roblin, | Werden, |
| | R. Fraser, | Morris, | Samson, | W. Wilson—21 |
| | Ingersoll, | | | |

NAYS .- Messicurs,

| y# 7. | Buell, | Howard, | Perry, | Sol. General, |
|-------|-----------|----------|---------|---------------|
| | Campbell, | Ketchum, | Shaver, | 7. 1 |
| | | | | |

The question was carried in the affirmative by a majority Supply. fourteen.

The ninth resolution was then put and carried as follows :

Resolved, That it is expedient to address. His Most Gracious Majesty on this highly important subject, and to communicate to Him the substance of the foregoing resolutions, praying His Majesty to modify the present system which authorises the sale of Crown Lands, in conformity to the wishes suggested in the said resolutions.

Mr. Berczy, seconded by Mr. Samson, moves that Messrs. appointed to Morris and Mount, be a Committee to draft and report an addraft address. dress in conformity to the foregoing resolutions.

Ordered.

200 copies of resolutions on settlement of hundred copies of the resolutions on the settlement of the Province, and sale of Crown Lands, with the amendments pro-Province to be the use of Members.

Ordered.

Mr. Mount, seconded by Mr. Elliott. moves that five hundred copies of the documents sent down to this House by His Excellency the Lieutenant Governor, in regard to School Lands in this Province, he printed for the use of Members. Ordered.

Mr. Perry, seconded by Mr. Bidwell, moves that five taken as follows :hundred copies of the report of the Committee on the petition of Messieurs Thomson and MacFarlane, and the resolutions with the yeas and nays on that subject, be printed for the use of Members.

Ordered.

On the order of the day for the third reading of the Address to His Majesty, on the subject of King's College being called-

Mr. Samson, seconded by Mr. Werden, moves that the Address be not now read a third time, but that the House do now resolve itself into a Committee of the whole upon the same. R

Which was carried, and Mr. Morris was called to the chair.

- The House resumed. Address
- amended. Mr. Morris reported the Address as amended.

The report was received, and the Address was ordered to Third reading be engrossed and read a third time to-morrow.

Mr. Samson, from the Select Committee of Conference with the Honorable the Legislative Council, on the subject Conterence on matter of the bill, entitled, "An Act to repeal part of, amend Prince Edand extend the provisions of an Act passed in the last Session ward bill report. of the present Parliament, entitled, 'An Act to erect the County of Prince Edward into a separate District,' and to authorise the Magistrates within the said County to raise a loan on the credit of the Assessments levied in said County," presented a report which was received and read.

(Report of Conference-see Appendix.)

Mr. Shaver, from the Select Committee appointed to ex-amine and report to this House what laws had expired, and expiring laws were about to expire, presented a report which was received report. and read.

(Report-see Appendix.)

Mr. Werden gives notice, that he will, on to-morrow, Notice of through the Province from Lower Canada to Amhersthurgh; move for leave to bring in a Bill to extend the provisions of an Prince Edand as their situation much impedes settlement, and makes it Act passed in the last Session of the present Parliament, en- ward District amendment titled, "An Act to crect the County of Prince Edward into a bill.

Mr. Jones gives notice that he will, on to-morrow, move Notice of Brockville on each side of the road passing through the same, and dispose for leave to bring in a bill to establish an Elective Police in the corporation Town of Brockville, with corporate powers. biil.

> Mr. Norton gives notice that he will, on to-morrow, move Notice of Fire for leave to bring in a bill for the purpose of relieving the Companies bill members of Fire Companies from certain duties.

Mr. Norton, from the Select Committee to which was Committee on referred the petition of Justus S. Merwin and others, informed petition of Justus S. Merthe House that the Committee had agreed to a report, which win and others he was ready to submit whenever the House would be pleased reports. to receive the same.

The report was received and read.

(Report-see Appendix.)

Mr. Norton, seconded by Mr. Samson, moves that the Report referreport of the Committee to whom was referred the petition of red to Justus S. Merwin and others, he referred to the Committee of Committee of supply.

Ordered.

Agreeably to notice, Mr. VanKoughnett, seconded by Motion for Mr. Perry, moves that an humble address be presented to His address to His Excellency the Lieutenant Governor, praying that His Excel- Excellency for lency will cause the Sheriffs of the several Districts of this Sheriff's and Province to lay before this House, forthwith, a detailed account, Treasurers of upon oath, of all monies received by them for lands sold in monies receiv-their respective Districts for default of payment of the wild of the wild land land assessment tax-the particular day on which the same was assessment received-the person or persons from whom received, and the act. day when the same, or any part, was paid over by them to the Treasurers ;-also, that His Excellency will cause the Treasurers of the several Districts throughout the Province to lay Mr. Samson, seconded by Mr. Berczy, moves that two before this House a detailed account, upon oath, of all monies received by them from the Sheriffs, on account of lands sold in their respective Districts for default of payment of the wild posed to the same, and also the yeas and mays be printed for land assessment tax-the particular day on which the same was received, as also an account of the several payments made for the redemption of such lots or parcels of land as were soldthe number of the lots redeemed-by whom redeemed, and the day when the same were redeemed-and that Messrs. R. D. Fraser and Duncombe be a Committee to draft and report said Address.

> On which the House divided, and the yeas and nays were nouse divides on question.

> > , 11

YEAS-Messieurs.

| • | • 1 | | and the second | | 1.1.1.1.1.1.1.1.1 |
|---------------|-------------|---------|--|--|-------------------|
| Atty. General | , Duncombe, | Macna | ib, Rol | din, | |
| Berczy, | Elliott, | Morris | s, Slia | ver, | 1 X |
| Bidwell, | R. Fraser, | Mount | | Koughnett, | Yess 21. |
| Buell, | Howard, | Norto | | rden-21. | |
| Campbell, | Ketchum, | Perry, | | an a | 1.1.1 |
| Chisholm, | Lewis, | | | | |
| | NAYS | -Messie | urs, | | |
| Jarvis | , McN | lartin, | Thomson, | · · · | Nays 5. |
| Jones | , Sam | son, | | 5. | |

Committee of

No

subject of

Charter.

Petition of Jabez Hall

and others

Petition of Benjamin

Munger and

others read.

Petition of

and others

Petition of John Perty

and others

read.

read.

Orin Church

read.

of sixteen.

Adjourned.

WEDNESDAY, 28th DECEMBER, 1831.

THE House met.

The minutes of yesterday were read.

| Petition of R. | | Mr. Robinson bro | ought up the petition of Robert II. Algeo | |
|----------------|---------|--------------------|---|--|
| others brough | and and | forty-five others, | , of the County of Sincoe; which was | |
| up. 1 | laid | on the table. | , | |

Agreeably to the order of the day, the Address to His Address to Majesty, on the subject of the Charter of King's College, was King on col-lege Charter read 3rd time, read the third time.

On the question for passing the same, the House divided, On passing House duides, and the yeas and nays were taken as follows :---

| | *1 . | | | | |
|---|------|----|-----|-----------|-----|
| X | EA | 5- | -Me | \$\$1 C \ | 75. |

| ¥eas 29. | Berzcy, Buell, Bidwell, Campbell, Chisholm, Clark, Duncombe, Elliott, | Howard, Jones, Ketchum, Lewis, I.yons, McCall, D. McDonald, | McMartin, Maçon, Morris, Mount, Norton, Perry, Randal, | Robiin, Samson, Shade, Shaver, Thomson, Warren, Werden, | 29. |
|----------|--|---|--|---|-----|
|----------|--|---|--|---|-----|

NAVS-Messieurs,

| nys 7. | Atty. General, | R. Fraser, | Robinson, | VanKoughnett, |
|--------|----------------|------------|---------------|---------------|
| | Brown, | Macnab, | Sol. General, | 7. |
| | | | | |

The question was carried in the affirmative by a majority of twenty-two, and the Address was signed by the Speaker, and is as follows:

TO THE KING'S MOST EXCELLENT MAJESTY.

MOST GRACIOUS SOVEREIGN,

We, Your Majesty's dutiful and loyal Subjects, the Address to His Commons of Upper Canada, in Provincial Parliament as-Majesty on the sembled, most humbly beg leave to submit to Your Majesty, that while we fully appreciate the gracious intention of our late King's college revered Sovereign, to promote Education by granting a Royal Charter for the establishment of an University in this Province, we feel it incumbent on us to represent that as the great majority of Your Majesty's Subjects in this Province, are not members of the Church of England, it is a matter of regret, that the Charter contains provisions which are calculated to exclude from its principal Offices and honors all who do not belong to that Church.

> In consequence of these provisions the benefits of the institution will be confined to a few individuals of one religious denomination, while others of Your Majesty's Subjects, equally loyal and deserving, will be excluded from participating in advantages which should be open to all.

> Its influence as a seminary of learning, on this account, must be limited, and will be looked upon with jealousy by a large majority of the inhabitants of this Province.

> We therefore humbly pray that Your Majesty will be graciously pleased to cause the Charter of King's College to be cancelled, and to grant another free from the objections to which our duty to the people of this Province has induced us to advert.

ARCHIBALD MeLEAN,

SPEAKER.

Commons' House of Assembly, 28th December, 1831.

Agreeably to the order of the day, the petition of Jabez Hall, and one hundred and thirty-five others, of the Township of Whitby, in the Home District, praying the same as the petition of Peter Frank and others, inhabitants of Vaughan-[see

page 17.] The petition of Benjamin Munger, and thirty-nine others of Chinguacousy and Caledon, praying that some general method may be adopted by law to remedy the evil existing in the way in which the late Surveys of Townships have been executed. The petition of Orin Church, and fifty-six others, of the Townships of Chinguacousy and Toronto, praying for a grant of money to improve the base line between said Townships. The petition of John Perry, and fourteen others, of the Township of Essa, in the County of Simcoe, praying for a further grant of thirty pounds to complete the second reading to-morrow.

The question was carried in the affirmative by a majority causeway over a swamp, leading to said Township; and the Petition of Mary Ann petition of MaryAun Shaw and John S. Baldwin, Esq. pray- Shaw and J. S. ing that the estates of the late Major General Shaw, may be Baldwin read. vested in Trustees for the disposal of the same, in consequence of the heir at law being, at present, of unsound mind-were read.

> Mr. Ketchum, seconded by Mr. Elliott, moves that the B. Munger petition of Benjamin Munger, and others, be referred to the and others Committee on Surveying. referred. Ordered.

> Mr. Robinson, seconded by Mr. Jarvis, moves that the John Perry petition of John Perry, and others, of the County of Sincoe, and others praying for aid to their road, be referred to the Committee of referred to supply. Supply.

Ordered.

Mr. Samson, seconded by Mr. Morris, moves that the peti-tion of MaryAnn Shaw, and John S. Baldwin, Esq. be referred Mary Ann to a Select Committee, to be composed of Messrs. Attorney Shaw and J. S. General and Robinson, with power to send for persons and Baldwin referred. papers, and to report thereou.

Ordered.

Mr. Jarvis, seconded by Mr. Ketchum, moves for leave to York second bring in a Bill to establish a second Market in the Town of market bill rend. York.

Which was grauted and the Bill read, and ordered for a Second to-morsecond reading to-morrow.

Mr. Samson, seconded by Mr. Thomson, moves that an An address to Address be presented to His Excellency the Lieutenant Gover- be sent to His nor, informing His Excellency, that this House has passed an transmit Address to His Majesty, on the subject of the Charter of King's address to College; and requesting His Excellency to transmit the same: King. and that Messrs. Morris and Mount be a Committee to draft and report the same.

Ordered.

Mr. Morris, from the Select Conmittee, to draft an address to His Excellency the Licutenant Governor, requesting him to Excellency transmit the Address to the King, on the subject of the Charter concurred in. of King's College, presented a draft, which was received and read twice, concurred in, and ordered to be engrossed and read Third reading a third time to-morrow. a third time to-morrow.

Mr. Bidwell, seconded by Mr. Perry, moves that two hundred copies of each of the Bills sent down from the Hono- Bills and the Honorable the Legislative Council, on the subject of a Court of Ap- Council to be peal, and respecting ordinances of Quebec, be printed for the printed. use of Members.

Ordered.

Agreeably to notice, Mr. Jarvis, seconded by Mr. Warren, Liquor second moves for leave to bring in a Bill to alter and amend the law brought in and now in force for the summary conviction of persons selling read. liquor without license.

Which was granted and the Bill read, and ordered for a Second to-morsecond reading to-morrow.

Mr. Jarvis, seconded by Mr. Ketchum, moves that the Message of His communication of His Excellency the Lientenant Governor, of Excellency respecting exthe seventh December, instant, respecting the expenses incurred penses by the Treasurer and other officers of the Home District, in incurred by consequence of the Court House being used by the Legislature Parliament eason of the for the last Session of the tenth Parliament, and first and second sitting in Court Sessions of the eleventh Parliament, be referred to a Committee Honse refercomposed of Messrs. Macnab and Samson, with power to report red. thereon.

Ordered.

Mr. Berczy, from the Committee to which were referred Committee. the public accounts for the past year, sent down by order of His public ac-Excellency the Lieutenant Governor, informed the House that counts report. the Committee had agreed to a first report, which he was ready to submit whenever the House would be pleased to receive the same.

The Report was received and read.

Report on Public Accounts-(See Appendix.)

Agreeably to notice, Mr. Warren, seconded by Mr. Ran- District Offdal, moves for leave to bring in a Bill to compel persons holding cere bill read District Offices to reside in the several and respective District ^{1st time.} Towns for which they shall be appointed.

Which was granted and the Bill read, and ordered for a Second reading to morrow.

| Report on public ac- counts to be printed. | Mr. Perry, seconded by Mr. Buell, moves that fifty copies of the report of the Committee on public accounts be printed for the use of Members. |
|---|--|
| | Ordered |

Agreeably to notice, Mr. Roblin, seconded by Mr. Wer-Election bill brought in and den, moves for leave to bring in a Bill to extend the elective read. franchise to lease holders, in certain cases.

Which was granted and the Bill read, and ordered for a Second to-morrow. second reading to-morrow.

Agreeably to the order of the day the District Court Bill District Court bill read 2nd was read a second time, and referred to a Committee of the time and Cemwhole House. mitted.

Mr. Robinson was called to the Chair.

The House resumed.

Mr. Robinson reported progress and obtained leave to sit again to-morrow.

Adjourned.

THURSDAY, 29th DECEMBER, 1831.

THE House met.

The minutes of yesterday were read.

Mr. Ketchum brought up the petition of E. II. Leonard, Petition of E. II. Leonard and seventy-four others, of the Townships of Esquesing, Trafalgar, Chinguacousy and Toronto, in the Home and Gore Disand others brought up. tricts; which was laid on the table.

Mr. Ketchum brought up the petition of J. Ransom and Of J. Ransom one hundred and nineteen others, inhabitants of the Township and others. of Toronto; which was laid on the table.

Mr. Werden brought up the petition of the Rev. William Of Rev. Wm. Macaulay, of Picton, in the County of Prince Edward; which was laid on the table.

Mr. Robinson brought up the petition of Arad Smalley, and twenty-eight others, of East Gwillimbury, in the Home Smalley and District; which was laid on the table.

Mr. Clark brought up the petition of Samuel Hodkinson, Of Samuel of the Township of Grantham, in the County of Lincoln; Hodkinson and others. which was laid on the table.

Mr. D. McDonald brought up the petition of D. McKin-Of D. McKinnon, and six hundred and thirty-five others, inhabitants of the noù aud others. Ottawa and Bathurst Districts ; which was laid on the table.

Mr. D. McDonald brought up the petition of Thomas Duncan, Senior, and two hundred and thirty-four others, inha-And of Thos. Duncan, bitants of the Townships of Lochiel and Kenyon, in the Eastern District ; which was laid on the table.

Agreeably to the order of the day, the Address to His Ex-Address to His cellency the Licutenant Governor, requesting him to transmit Excellency to transmit adto His Majesty's Secretary of State, for the Colonics, the Address to King dress to the King, on the subject of King's College Charter, was read the third time, passed and signed, and is as follows :

> To His Excellency SIR JOHN COLBORNE, Knight, Commander of the most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, Major General Commanding His Majesty's Forces therein, &c. &c. &c.

MAY IT PLEASE YOUR EXCELLENCY.

We, His Majesty's dutiful and loyal Subjects, the Commons of Upper Canada, in Provincial Parliament assembled, have passed an Address to His Majesty, on the subject of the Gharter of King's College, which we respectfully pray Your Excellency will be pleased to transmit to His Majesty's Principal Secretary of State for the Colonies, in order that it may be laid at the foot of the Throne.

ARCHIBALD McLEAN, SPEAKER.

Commons' House of Assembly, ¿ 29th December, 1831.

Committee to wait on His Excellency to know when he will receive address to King.

MacAulay.

Of Arad]

Senior, and

others.

passed.

Address.

others.

Mr. Samson, seconded by Mr. Warren, moves that Messrs. Mount and Elliott be a Committee to wait upon His Excellency the House with receive this House, with the Address to His Majesty, on the lowing answer: subject of the Charter of King's College.

Ordered.

Mr. Duncombe gives notice, that he will, on to-morrow, Notice of commove for leave to bring in a Bill regulating common Schools in mon School this Province.

Mr. VanKoughnett gives notice, that he will, on to-mor- Notice of adrow, move that an humble Address be presented to His Excel- dress to His lency the Licutenant Governor, requesting His Excellency will transmit be pleased to transmit the Joint Resolutions of the Legislature certain resoluof last Session, upon the subject of the Improvement of the tions on Saint Lawrence, to the Governor General of Lower Canada, of the St. Law. and to request the Governor General to call the early attention reace to Lower Canaof the Legislature of that Province, to that important subject. da.

Mr. Crooks gives notice, that he will, on to-morrow, move Notice of Lincoln Election bill. for leave to bring in a Bill to alter the manner of holding elections in the County of Lincoln.

Mr. Roblin, seconded by Mr. W. Wilson, moves that the Petition of petition of the Rev. William Macaulay be now read, and that Rev. W. Macthe forty-third rule of this House be dispensed with, so far as Auley read, relates to the same.

Which was carried, and the petition of the Rev. William Macaulay, praying that an Act may be passed to enable the Magistrates of the County of Prince Edward, more effectually to carry into operation the provisions of an Act of the last Session of the Provincial Legislature, for erecting the said County into a separate District, was read.

Mr. Roblin, seconded by Mr. Wm. Wilson, moves that the And referred petition of the Rev. Wm. Macaulay be referred to a Select to select Committee, to be composed of Messrs. Samson and Werden, Committee. with power to send for persons and papers, and to report thereon by Bill or otherwise:

Ordered.

Mr. Werden, from the Select Committee to which was Committee on referred the petition of the Rev. Wm. Macaulay, informed the petition of House that the Committee had agreed to the draft of a Bill Rev. William MacAulay rewhich he was ready to submit whenever the House would be ports bill. pleased to receive the same.

The report was received, and the Bill for facilitating the Edward bill erection of the County of Prince Edward into a separate Dis- wad trict, was read the first time and ordered for a second reading Second toto-morrow.

Mr. Ketchum, seconded by Mr. Duncombe, moves that Petition of the petition of Jabez Hall, and others, of the Township of Jabez Hall Whitby, be referred to the Committee to whom was referred and others referred. the petition of the inhabitants of the Township of Vaughan.

Ordered.

Agreeably to the order of the day, the Bill for the distri- Estates distribution of Intestates Estates, was read the second time, and referred to a Committee of the whole House.

Mr. Mount was called to the chair.

The Speaker resumed the chair to receive a message.

The Speaker left the chair.

The Chairman resumed the chair of Committee.

The House resumed.

Mr. Mount reported the Bill with amendments.

On the question for receiving the Report, the House On receiving report flouse divided, and the yeas and mays were taken as follows : divides.

YEAS.-Messicurs,

| | | | | · · · · · · | |
|---|---|--|---|--|----------|
| | Berczy, Bidwell, Buell, Camphell, Chishohn, Clark, | Duncombe, Howard, Jones, Ketchum, Lewis, Lyons, | McCall, Magon, Mount, Norton, Perry, Randal, | Roblin, Shaver, Warren, Werden, W. Wilson—23 | Yess 23. |
| ſ | | NAYS | -Messicurs, | | |
| • | Atty. General, Boulton, Brown, | Jarvis, | Robinson, | Shade, Sol. General, Van Koughnett, | Naya 12. |

The question was carried in the affirmative by a majority of eleven, the report was received, and the Bill was ordered to be engrossed, and read a third time to-morrow.

Mr. Macnab, from the Committee to wait on His Excellency the Lieutenant Governor, with the Address of this House address on relative to the Jesuits' Estates, reported delivering the same, Jesuits' Estates the Lieutenant Governor, to learn when he will be pleased to and that His Excellency was pleased to make thereto the fol-

For answer and communications on Jesuits' Estates :

(See Appendix.)

and referred to Committee of whole.

Bill amended.

12.

notrow

brought down, from the Honorable the Legislative Council, a and Bidwell do compose the said Committee. message, which was read as follows :

MR. SPEAKER.

Legislative Council requesting conference on line inner bill.

The Legislative Council request a confer-Message from rence with the Commons House of Assembly, on the subject matter of a 2011 sent up to this House, entitled, "An Act to regulate Line Fences and Water Courses," and have appointed the Honorable Messrs. Clark and Crooks to be the Conferees on the part of the Legislative Council, who will be ready to meet a Committee on the part of the Commons House of Assembly, for that purpose, to-morrow, at two of the clock, P.M. in the Committee Room of the Legislative Council.

JOHN. B. RODINSON,

SPEARER.

Chisholm,

Duncombe,

Clark,

Lewis,

McCall,

Legislative Council Chamber,) 29th December, 1831.

Mr. Solicitor General, seconded by Mr. Elliott, moves six, and the Bill was read the third time. that the reply of His Excellency the Lientenant Governor, to ting to Jesuits the Address of this House, on the subject of the Jesuits' Estates, with the documents accompanying the same, be referred to a Committee of the whole House, on to-morrow.

Ordered.

line fence bill neceded to. and Committee appointed.

Petitiona

Papers rela-

Estates refer-

red.

Mr. Morris seconded by Mr. Samson, moves that the re-Conference on quest of the Henorable the Legislative Council for a conferrence on the subject of the Bill, entitled, "An Act to regulate Line Fences and Water Courses," be acceded to, and that Messrs. Elliott, Magon, Mount and McMartin, hen Committee for that purpose, and that a message be sent to that Honorable House, informing them that the conferees of this House will proceed to the Joint Committee Room, at the time appointed. Ordered.

Mr. Attorney General, from the Select Constantice to which was referred the petition of the President and Directors Committee on Welland Canal of the Welland Canal Company, informed the House that the petition report. Committee had agreed to report by Bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

Weiland Canal The report was received, and the Bill to enable the Weltoll bill read. land Canal Company to collect tolls on the cut at the mouth of the Welland River, was read the first time, and ordered for Second to-mora second reading to-morrow. TON.

Adjourned.

FRIDAY, 30th DECEMBUR, 1831.

THE House met.

The minutes of yesterday were read.

brought up. Mr. Solicitor General brought up the polition of John Of John Mac-Macaulay, and nine others, Magistrates, of the Town of King-Anlay and urbers, Magisston ; which was laid on the table. trates.

- Mr. Drown brought up the petition of William Faikner. W. Falkner Esq. J. P. Chairman of the Quarter Sessions of the Newcastle Esq. and District; which was laid on the table. others.
- Henry Sher Mr. Jones brought up the petition of Henry Sherwood, wood Esq. of Brockville, Esq. ; which was laid on the table.
- Wm. Bergin Mr. Duncombe brought up the petition of William Berand others. gin, and twenty-four others of the Town of York; which was haid on the table.
- Alpheus Jones Mr. Norton brought up the petition of Alpheus Jones, and others. and one hundred and forty-nine others, of the County of Grenville; which was laid on the table.
- Mr. Perry brought up the petition of Joseph Neilson and Joseph Neilron and others, thirty-six others, of the Incorporated Counties of Lennox and Addington; which was laid on the table.
- Mr. VanKoughnett brought up the petition of Samuel Samuel Hart Hart, and fifty-two others, of the Eastern District; which was and others. laid on the table.

Motion for referring Estate distribution bill to a Select Committee for amcudment.

On the order of the day for the third reading of the Bill for the distribution of Intestates Estates being called, Mr. Morris, seconded by Mr. Magon, moves that the Bill be not now read a third time, but that it be referred to a Select Committee to consider and report to the House a modification of the law of primogeniture which would entitle the younger branches of law a certain portion of the value of any real estate which the ship of Vespra, was read.

Mr. Speaker reported that the Master in Chaucery had Intestate may die seized of, and that Messrs. Attorney General

On which the House divided, and the yeas and nays were House divides. taken as follows :

| - | | YEAS- | -Messieurs, | | | , |
|-------------|---|--|-----------------------------------|---|----------|---|
| t 1 5 | Atty. General, Brown, Crooks, Elliott, | R. Fraser, Ingersoll, Jarvis, D. McDonald | Magon, Morris, Mount, l, | Samson, Shade, VanKoughnett, 14. | | |
| - | | NAYS | —Messieurs, | | | |
| • | Berzey, Bidwell, Campbell, | Duncombe, Howard, Ketchum, | Norton, Perry, Randal, | Sol. General, Thomson, Warren, | Nays 20. | |

The question was decided in the negative by a majority of Ell read 3rd time.

Werden, W. Wilson-20

Roblin,

Shaver,

Mr. Berzey, seconded by Mr. Clark, moves in amend- Proposed ment, that the words-" whether there he issue of the Intestate amendment to or not," in the second clause of the Bill, be expunged, and bill. after the word "administrators" the following be inserted :---" where there chall be no issue of the Intestate, but in case of the Intestute having issue, then the husband shall have one half of the estate of the said Intestate, and the children of the said Intestate shall equally divide the other half thereof.

On which the House divided, and the yeas and mays were House divides on proposed taken as follows: amendment.

| | • • | • | 1 . | | | - | • |
|---|-----|-----|-----|------|----|-----|--------|
| 1 | , i | . 1 | 1. | ۰. — | 11 | 638 | ieurs, |
| | | | | | | | |

| Berczy, Buell, Clark, | Howard, Ingersoll, Maqon, | Randal, Roblin, Thomson, | Warren, W. Wilson-11 Yess 11. |
|---|--|---|---|
| | NAYS. | -Messieurs, | |
| Bidwell, Roalton, Brown, Campbell, | Elliott, R. Fraser, Jones, Ketchum, | McCall, D. McDonald, McMartin, Macnab, | Samson, Shaver, |
| Chisholm. Crooks, | Lewis, Lyons, | Morris, Mount, | Sol. General, Neys 23. VanKoughnett, |

The question was decided in the negative by a majority of fourteen.

On the question for passing the Bill, the House divided, House divides on passing. and the yeas and nays were taken as follows :

YEAS.—Messieurs,

| Berezy, | Howard, | McCall, | Roblin, | Yeat 23, |
|---------------------|------------|---------|--------------|----------|
| Bidweil, | Ingersoll, | Macon, | Shaver, | |
| Bueil, | Jones, | Mount, | Thomson, | |
| Camphell, | Ketchum, | Norton, | Warren, | |
| Chisholm, | Lewis, | Perry, | Werden, | |
| Clark, Duncombe, | Lyons, | Randal, | W. Wilson-25 | |

NAYS-Messicurs.

| Boulton, R. Fraser, M | McMartin, Samson, Macnab, Sol. General, _N Horris, VanKoughnett, 14. | Nays 14. |
|-----------------------|---|----------|
|-----------------------|---|----------|

The question was carried in the affirmative by a majority of eleven, and the Bill was signed by the Speaker.

Mr. Perry, seconded by Mr. Roblin, moves that the Bill Title. be entitled, "An Act for the more equal distribution of the property of persons dying Intestate."

Which was carried, and Messrs. Bidwell and Roblin were Bill sent to ordered by the Speaker to carry the same up to the Honorable Legislative the Legislative Council, and to request their concurrence Council. thereto.

Agreeably to the order of the day, the petition of Robert of B. H. Algeo II. Algeo, and forty-five others, of the County of Simcoe, and others. praying the House to grant to them one hundred pounds for the purpose of making a good road sufficient for teams and carriages to pass the head of Kempenfelt Bay; and twelve pounds ten shillings for the purpose of opening the road from the head of said Ray to the Penetanguishine road; and a further sum of tilleen pounds for the purpose of opening and rechildren, whose father dies intestate, to claim from the heir at pairing the mill road on the fifth concession line of the Town-

Petition read.

25.

Dec. 31st, 1831. [2nd Sess. 11th Parl. 2nd Wm. IV.] Dec. 31st, 1831.

Petition of Mr. Jarvis, seconded by Mr. Lewis, moves that the peti-R. H. Algeo tion of Robert H. Algeo, and others, of the County of Simcoe, and others be referred to the Committee of Supply. referred. Ordered. Agreeably to notice, Mr. Boulton, seconded by Mr. At-Registry bill brought in torney General, moves that he have leave to bring in a Bill to and read. amend the Registry Laws of the Province. Which was granted, and the bill read, and ordered for a Second second reading to-morrow. to-morrow. Mr. Mount, seconded by Mr. Duncombe, moves that two Registry bill to hundred copies of the Registry Bill be printed for the use of be printed. Members. Ordered. Mr. Mount, from the Select Committee to which was re-Committee on ferred the Bill for the regulation of the Survey of the side survey bill reports. lines of lots in certain Townships in this Province, informed the House that the Committee had agreed to a report, which, together with the bill, he was ready to submit whenever the House would be pleased to receive the same. The report was received and read.

(Report-see Appendix.)

Agreeably to the order of the day, the Bill to abolish im-

Bill read. The Bill was read a first time and ordered for a second Second to-mor- reading to-morrow.

Imprisonment prisonment for debt, in certain cases, was read the second time for debt abolition bill read and referred to a Committee of the whole House. 2nd time and Committed.

Mr. Ingersoll was called to the chair.

The House resumed.

Mr. Ingersoll reported progress and obtained leave to sit Progress. again to-morrow.

Mr. Attorney General, seconded by Mr. Berczy, moves Kill to abolish that the Committee of the whole on the Bill to abolish imprifor debt refer. somment for debt, be discharged, and that the said Bill be referred to a Select Committee, consisting of Messrs. Bidwell Committee. and Macnab, with power to report thereon.

Ordered.

Agreeably to the order of the day, the Bill to abolish oaths Bill to abolish oaths and tests and tests in certain cases, was read the second time, and reand commit- ferred to a Committee of the whole House. ted.

Mr. Berczy was called to the chair.

The House resumed.

Mr. Berczy reported progress and obtained leave to sit Again to-morrow again to-morrow.

Agreeably to the order of the day, the Banking Bill was **Banking bill** read 2nd time, read a second time, and on the question for the House to go into Committee on the Bill-

Committed amendment, that the Bill be referred to a Committee to-morrow. to-morrow. Ordered.

Agreeably to the order of the day, the absconding deb-Absconding tors' bill was read a second time and referred to a Committee debtors' bill read 2nd time, of the whole House. and Commit-

Mr. Duncombe was called to the chair.

The House resumed.

Mr. Duncombe reported the Bill as amended.

The report was received and the Bill was ordered to be Third reading engrossed and read a third time to-morrow. to-morrow.

Adjourned.

SATURDAY, 31st DECEMBER, 1831.

THE House met.

The minutes of yesterday were read.

Petitions brought up, Of John Wigle, Senior, and others.

Wm. Porter

and others.

Bill to be

ted.

Mr. Magon brought up the petition of John Wigle, Senior, and forty-two others, inhabitants of the County of Essex; which was laid on the table.

D. McFarlane and others.

Mr. Clark brought up the petition of Duncan McFarlane, and fifty-one others, inhabitants of the Niagara District ; which was laid on the table. So I & Charleson in

Mr. Ketchum brought up the petition of William Porter, and two hundred and four others, of Etobicoke, Vanghan, Gore of Toronto, Albion, and Caledon, in the Home District; which was laid on the table.

 $\odot \mathbf{S}$

Mr. Attorney General brought up the petition of John John Carey. Carey, of the Town of York, Printer; which was laid on the table.

Agreeably to the order of the day, the Bill for attaching Absconding debtors bill the property of Absconding Debtors was read the third time. read 3rd time.

Mr. Bidwell, seconded by Mr. Perry, moves that the following clause be inserted in the Bill, as an amendment, before the last clause of the Bill :-

"And be it further enacted by the authority aforesaid, Clause to be that this Act shall not apply or be extended to any case where added to the the debtor shall be absent from this Province at the time of bill. the passing of this Act, unless such debtor shall return into this Province after the passing thereof, and all proceedings in any case hereby excepted from the operation of this Act shall be set aside on its being made to appear to the Court in which such proceedings shall be had, that the person against whom such proceedings were had, was absent from this Province, at the time of the passing of this Act."



Petitions read.

Agreeably to the order of the day, the petition of E. H. Of E. H. Leonard, and seventy-four others, of the Townships of Es-thers. quising, Trafalgar, Chinguacousey and Toronto, in the Home and Gore Districts, praying for a grant of one hundred and fifty pounds, to be laid out on the road leading from McNabb's in Esquising, to Streetsville, on the Town Line between Esquising and Chinguacousey to the side line between ten and eleven in Toronto, thence to the line between the fourth and fifth concession, and thence to Streetsville. The petition of Arad Smalley Arad Smalley, and twenty-eight others, of East Gwillimbury, in the Home District, praying for a sum of money to repair the road leading along the third concession of the same, and continuing through West Gwillimbury. The petition of Samuel Hodkinson, of the Township of Grantham, in the County of S. Hodkinson. Lincoln, praying that his pension may be restored to him. The petition of D. McKinnon, and six hundred and thirty-five D. McKinnon others, of the Ottawa and Bathurst Districts, praying that a and others. new District may be formed out of parts of the before mentioned Districts, having reference to their petitions to previous Sessions of the Legislature for that purpose. The petition of Thos. Duncan and others. Thomas Duncan, Senior, and two hundred and thirty-four and others. others, inhabitants of the Townships of Lochiel and Kenvon, In the Eastern District, praying that said Townships may be attached to the Ottawa District, together with the Indian lands bordering upon the said Ottawa District; and the petition of J. Ransom and J. Ransom, and one hundred and nineteen others, inhabitants of the Township of Toronto, in the Home District, praving for the sum of one hundred pounds to repair the road leading

from Streetsville to the Lake Shore-were read. Mr. Jarvis, seconded by Mr. Solicitor General, moves Petition of

that the petition of Arad Smalley, and others, be referred to Arad Smalley and others the Committee of Supply. referred.

Ordered.

Mr. Boulton, seconded by Mr. Shade, moves that the pe- Petition of Mr. Bidwell, seconded by Mr. Solicitor General, moves, in tition of John Knowlson, and others, be referred to the Com- John Knowlmittee of Supply. referred. Ordered.

> Mr. Clark, seconded by Mr. Randal, moves that the pc- Petition of tion of Samuel Hodkinson be referred to a Select Committee, S. Hodkinson and others to be composed of Messrs. Ingersoll and Crooks, to report referred. thereon.

Ordered.

Petitions of Mr. Ketchum, seconded by Mr. Mount, moves that the Shunk, Leonpetitions of George Shunk, and others, Edward H. Leonard, and Ransom, and and others, and J. Ransom, and others, be referred to the others refer-Road Committee.

Ordered.

Mr. Morris, from the Select Committee to which was re-Select Committee on ferred the account of expenditures of the Welland Canal Com- Canal Expen-pany, during the last year, informed the House that the Com- ditures present mittee had agreed to a report, and the draft of a Bill; both of a report and a which he was ready to submit whenever the House would be pleased to receive the same.

The report was received and read.

(Report-see Appendix.) The Bill for altering the mode of appointing Directors to directors bill the Welland Canal Company, was read a first time, and ordered read. for a second reading on Monday next. day.

Mr. Morris from the Select Committee to draft an Address Address to to His Majesty founded on certain resolutions of this House, King on on the settlement of the Province, presented a draft which was settlement of Province received and read twice, concurred in, and ordered to be en- reported. grossed, and read a third time on Monday next. an a the fail.

| 70 | Dec. 31s | t, 1831. | [2nd Sess. 11th Parl. 2nd Wm. IV.] Dec. 31st, 1831. | |
|----|----------|----------|---|--|
|----|----------|----------|---|--|

Mr. Jarvis, from the Committee to which was referred the Committee on petition of petition of Hugh Richardson, and others, relative to improving the Harbour at York-informed the House that the Comson and mittee had agreed to a report, which he was ready to submit others report. whenever the House would be pleased to receive the same.

The Report was received and read.

(Report-see Appendix.)

Mr. Jarvis, seconded by Mr. Ketchum, moves that the Report referreport of the Select Committee on the petition of Hugh Richred to Committee of ardson, and others, be referred to the Committee of Supply. supply,

Ordered.

Mr. Duncombe, from the Committee to draft an address Address to His to His Excellency the Lieutenant Governor, founded on a re-Escellency relative to solution of this House, relative to returns from Sheriffs and returns from Treasurers, of monies received and paid over on account of Sheriffs reported. assessments on Wild Lands, presented a draft of an Address, which was received and read twice, concurred in, and ordered Third reading on Monday. to be engrossed, and read a third time on Monday next.

The Bill to attach the property of Absconding Debtors, Abscouling detitors bill as amended, was read a third time, and passed.

passed. Mr. Jarvis, seconded by Mr. Solicitor General, moves Title. that the Bill be entitled, "An Act to afford means for attaching the property of absconding debtors."

Which was carried, and Messrs. Jarvis and Mount, were Bill sent to ordered by the Speaker to carry the same up to the Honorable Legislative Council. the Legislative Council, and to request their concurrence thereto.

Mr. Jarvis, from the Select Committee to which was re-Committee ferred the communication from His Excellency the Lieutenant reports on Governor, relative to expenses incurred by the Home District, expenses incurred by in consequence of the Court House being given up for the Parliament accommodation of the Legislature, presented a Report, which sitting in Court House. was received and read.

(Report-see Appendix.)

Mr. Jarvis, seconded by Mr. Macnah, moves that the re-Report reforport of the Select Committee on the subject of the expenses red to supply. incurred by the Home District, in consequence of the Court House having been used for the accommodation of the Legislature, be referred to the Committee of Supply.

Ordered.

- Committee of Agreeably to the order of the day, the House went into supply. Committee of Supply.
 - Mr. Elliott was called to the chair.

The House resumed.

- Mr. Elliott reported that the Committee had agreed to Two re-olu tions reported, two resolutions, which he was directed to submit for the adoption of the House; and asked leave to sit again on Monday next.
- House divides On the question for receiving the report, the House divided, on reading report. and the yeas and nays were taken as follows:

YEAS.-Messieurs.

| I var 22. | Berczy, Bidwell, Buell, Duncombe, R. Fraser, Howard, | Ingersoll, Jarvis, Jones, Ketchum, Lewis, McCall, | Magon, Morris, Mount, Perry, Samson, | Shaver, Sol. General, Thomson, Werden, W. Wilson—22 |
|-----------|---|--|--|---|
|-----------|---|--|--|---|

NAYS-Messieurs,

| | Atty. General, | Clark, | McMartin, | Shade, |
|----------|----------------|---------|-----------|---------------|
| Nuva 14. | Boulton, | Crooks, | Macnab, | VanKoughnett, |

YEAS-Messieurs,

| Bidwell, Buell, Campbell, | Cook, Howard, Lyons, | McCall, Morris, Perry, | Roblin, Shaver, Sol. General 19 | Yeas 12. |
|---|---|---|--|----------|
| | NAYS | -Messieurs, | | |
| Atty. General, Berczy, Boulton, Brown, Chisholm, Clark, Crooks, | Duncombe, Elliott, R. Fraser, Ingersoll, Jones, Ketchun, D. McDonald, | McMartin, Macnab, Magon, Mount, Norton, Randal, Samson, | Shade, Thomson, Van Koughnett, Warren, Werden, W. Wilson-27 | Nays 27. |

The question of amendment was decided in the negative by a majority of fifteen.

The original question was then put and carried nem. con.

Present-Messieurs Atty. General, Berczy, Bidwell, Boulton, Brown, Buell, Campbell, Chisholm, Clark, Cook, Crooks, Duncombe, Elliott, R. Fraser, Howard, Ingersoll, Jones, Ketchum, Lewis, Lyons, McCall, D. McDonald, Mc-Martin, Macnab, Magon, Morris, Mount, Norton, Perry, Randal, Roblin, Samson, Shade, Shaver, Sol. General, Thomson, VanKoughnett, Warren, Werden and W. Wilson.

The second resolution was then put as follows :

Resolved, that the sum of twenty thousand pounds be ap- tion put and carried. propriated to the several Districts, as follows :

To the Ottawa District, the sum of - - - - - £1,000 To the Bathurst District, the sum of - - - - - - To the Eastern District, the sum of - - - - - -1,900 1,900 District distri-To the District of Johnstown, the sum of - - - -1,900 bution of road money. To the Midland District, the sum of - - - - -2,200 To the Newcastle District, the sum of - - - - -1,900 To the Home District, the sum of - - - - - -1,900 To the District of Gore, the sum of - - - - - -2,000 To the Niagara District, the sum of - - - - - -1,600 To the District of London, the sum of - - - - -2,000 To the Western District, the sum of - - - - - -1,700

On which the House divided, and the yeas and nays were House divides. taken as follows :

YEAS.-Mcssieurs,

| Berzcy, | Elliott, | D. McDonald, | Samson. | |
|-----------|------------|--------------|--------------|----------|
| Bidwell, | R. Fraser, | Macnab, | Shade, | |
| Buell, | Howard, | | Shaver, | |
| Campbell, | Ingersoll. | Morris, | | Yeas 34. |
| Chisholm, | Jones, | | Thomson, | |
| Clark, | Ketchum, | Norton, | Warren, | |
| Cook, | Lewis, | Perry, | Werden, | |
| Crooks, | Lyons, | Roblin, | W. Wilson-34 | |
| Duncombe. | McCall. | , | •••• | |

NAYS .- Messicurs,

McMartin,

VanKoughnett, Nays 4.

The question was carried in the affirmative by a majority of thirty.

Mr. Mount, seconded by Mr. Ingersoll, moves that the scale of appropriations for the service of Roads and Bridges, Subdivisions of throughout the Province, be referred to the members of the to be given in several Districts ;-and that the members for each District do by the different prepare and bring into this House, on Thursday next, a scale members. of the sub-divisions of the sum appropriated for their respective Districts, for the service of Roads and Bridges, and that they name the Commissioners that they think best qualified to superintend the expenditure of the said appropriations.

Ordered

Atty. General, Boulton,

question carried Nem Con.

Original

Second resolu-

Warren, Brown, Ellion, Randal, Chisholm, D. McDonald,

> The question was carried in the affirmative by a majority The report was received, and leave was granted of eight. accordingly.

The first resolution was then read as follows :

First resolution.

Resolved, that there be granted to His Majesty, the sum of twenty thousand pounds, to be raised by debenture, and applied upon the Roads and Bridges in the several Districts of this Province.

In amendment, Mr. Perry, seconded by Mr. Bidwell, Amendment moves that the words-" to be raised by debenture," in the proposed. original motion, be expunged. House divides

On which the House divided, and the yeas and nays were on proposed umendment. taken as follows:

14

Mr. Mount, seconded by Mr. Ingersoll, moves that Mes-sicurs Elliott and Solicitor General, be a Committee to draft draft road and and report a Bill, pursuant to the resolutions of this House, bridge bill. granting money for the improvement of Roads and Bridges, in the several Districts of this Province.

Ordered.

Mr. Solicitor General, from the Committee appointed to draft and report a Bill in pursuance of the resolutions of this bridge bill bridge bill House, granting twenty thousand pounds, for the roads and reported. bridges, and distributing the same among the various Districts, presented a draft which was received and read.

Mr. Samson, seconded by Mr. R. Fraser, moves that the Bill, not being drawn in pursuance of the resolution of this Bill referred House, be referred back to the Committee who reported the minee, same.

Ordered.

Motion for Mr. Jarvis, seconded by Mr. Ingersoll, moves that when adjourning till this House adjourns, that the adjournment be 'till ten o'clock, Tuesday. on Tuesday next.

On which the House divided, and the yeas and mays were House divides. taken as follows:

| | YEAS.—Messieurs, | | | | | |
|----------|---|--|--|---|--|--|
| Yons 16. | Bidwell, Campbell, Clark, Cook, | R. Fraser, Howard, Ingersoll, Jarvis, | Ketchum, Lyons, McCall, Norton, | Perry, Randal, Roblin, Shaver—16. | | |
| | \$ ¹ | NAYS | -Messieurs, | | | |
| Nuys 22. | Atty. General, Berczy, Boulton, Chisholm, Duucombe, Elliott, | A. Fraser, Jones, Lewis, D. McDonald, McMartin, Macnab, | Maçon, Morris, Mount, Samson, Shade, | Sol. General, Van Koughnett, Warren, Werden, W. Wilson—22 | | |

The question was decided in the negative by a majority of six.

Report on Welland Canal accounts and bill to be printed.

Petition of

up.

Address

amended.

Mr. Bidwell, seconded by Mr. Clark, moves that two hundred copies of the report of the Select Committee appointed to examine and report on the accounts of the Welland Canal Company, and of the Bill reported by the Committee, be printed for the use of members.

Ordered.

Adjourned.

MONDAY, 2d JANUARY, 1832.

THE House met.

The minutes of Saturday were read.

George Mr. Chisholm brought up the petition of Geo. Chalmers, thaimers and others brought and seventeen others, of the Township of Trafalgar, in the Chalmers and Gore District ; which was laid on the table.

Address to His Agreeably to the order of the day, the Address to His Majesty on Majesty, on the subject of the settlement of the Province, was settlement of Province read read the third time. 3rd time.

Mr. Berczy, seconded by Mr. Clark, moves that the Ad-Address on dress to His Majesty, on the subject of the settlement of the settlement of Province refer- Province, be now referred to a Committee of the whole House. red to

Committee of Which was carried, and Mr. Macnab was called to the whole. chair.

The House resumed.

Mr. Macnab reported the Address as amended.

The report was received, and the Address was ordered to Third reading be engrossed and read a third time to-morrow. to-morrow.

Address for Agreeably to the order of the day, the Address to His Exreturns from cellency the Lieutenant Governor, for returns, from Sheriffs Sheriffs and and Treasurers, of monies received and paid over, on account Treasurers read 3rd time. of Wild Land Assessments, was read the third time.

On the question for passing the address, the House divided, House divides and the yeas and nays were taken as follows:--on passing.

YEAS-Messieurs.

| Yens 24. | Beardsley, | Crooks, Morris, | Shade, |
|----------|------------|----------------------|---------------|
| | Bidwell, | Howard, Mount, | Shaver, |
| | Boulton, | Ketchum, Norton, | VanKoughnett, |
| | Buell, | Lewis, Perry, | Warren, |
| | Clark, | D. McDonald, Randal, | Werden, |
| | Cook, | Macnab, Roblin, | W. Wilson—24 |
| | | NAYS-Messieurs. | |

| Nays 11. | Berzcy, | Ingersoll, | A. McDonald, | Samson, |
|----------|------------|------------|--------------|-------------|
| | Brown, | Jones, | McMartin, | Thomson—11. |
| <i>e</i> | A. Fraser, | McCall, | Magon, | |

The question was carried in the affirmative by a majority of thirteen, and the Address was signed by the Speaker, and is as follows:

Address to His Excellency for returns from Sheriffs and Treasurers.

To His Excellency SIR JOHN COLBORNE, Knight, Commander of the most Honorable Military Order, of the Bath, Licutenant Governor of the Province of Upper Canada, Major General Commanding His Majesty's Forces therein, &c. &c. &c.

MAY IT PLEASE YOUR EXCELLENCY.

We, His Majesty's dutiful and loyal Subjects, the Commons of Upper Canada, in Provincial Parliament assem-

bled, humbly request Your Excellency will be pleased to direct the Sheriff's of the several Districts of this Province, to lay before this House forthwith, a detailed account upon oath of all monies received by them for Lands sold in their respective Districts, for default of payment of the Wild Land Assessments, the particular day on which the same was received, the person or persons from whom received, and the day when the same, or any part, was paid over by them to the Treasurers.

Also, that Your Excellency will cause the Treasurers of the several Districts throughout the Province, to lay before this House a detailed account, upon oath, of all monies received by them from the Sheriffs, on account of Lands sold in their respective Districts, for default of payment of the Wild Land Assessments, the particular day on which the same was received; as also an account of the several payments made for the redemption of such lots or parcels of Land as were sold-the number of the lots redeemed, by whom redeemed, and the day when the same were redeemed.

ARCHIBALD McLEAN,

SPEAKER.

Commons' House of Assembly, ? 2nd January, 1832.

Mr. VanKoughnett, seconded by Mr. Mount, moves that Committee to Messsr. Macnab and Boulton, be a Committee to wait upon wait on His His Excellency the Lieutenant Governor, to know when he with address. will be pleased to receive the Address of this House, relative to an account from the Sheriffs and Treasurers of the several. Districts throughout the Province, of the monies received by them for the sale of lands on account of the Wild Land Assessments, and to present the same.

Ordered.

Petitions read.

Agreeably to the order of the day, the petition of John John Mac-Macaulay, and nine others, Magistrates of the Town of King- Aulay and ston, praying that provision may be made for the appointment of a Stipendiary Magistrate, in said Town-the petition of Wm. Falkner William Falkner, Chairman of the Quarter Sessions of the Quarter Ses-Newcastle District, praying that authority may be given to sions Newcas-the Magistrates of said District to dispose of the old building the District. used as a Gaol and Court House and the Ground on which it stands, and to apply the proceeds towards the completion of the building lately crected for that purpose-the petition of Henry Henry Sher-Sherwood, of the Town of Brockville, Esq. praying that an wood. Elective Police may be established in said Town—the petition of William Bergin, and twenty-four others, of the Yown of Wm. Bergin York, praying that means may be used to place the Post Office and others. Department in this Province, under the control of the Provincial Legislature-the petition of Alpheus Jones, and one Alpheus Jones hundred and forty-nine others, of the County of Grenville, and others. praying for a sum of money sufficiently large to enable them to open a road, recently surveyed from the Town of Prescott to the River Rideau-The petition of Joseph Neilson, and Joseph Neilson and others. thirty-six others, inhabitants of the Incorporated Counties of Lennox and Addington, praying for a sum of money to repair the road on the Town line between the Townships of Ernestown and Fredericksburgh; and the petition of Samuel Hart, Samuel Hart and fifty-two others, inhabitants of the Eastern District, pray- and others. ing against the contemplated improvement of the Saint Lawrence for Durham Boat Navigation, but that it may be made for Schooners, and Steam Boats, and that the necessary improvement may be immediately proceeded in from the head of the Long Sault to Cornwall, were read.

Mr. Attorney General gives notice, that he will, on to- Notice of bill morrow, move for leave to bring in a bill to consolidate the to consolidate public debt of this Province, and to make provision for redu- the public debt. cing the rate of interest now paid thereon.

Mr. Brown, seconded by Mr. Werden, moves that the Petition of petition of the Magistrates of the District of Newcastle, be re- Wm. Falkner ferred to Messicurs Samson and Thomson, to report thereon. referred.

Ordered.

Mr. VanKoughnett, seconded by Mr. Macnab, moves Petition of that the petition of Samuel Hart, and others, of the Eastern Samuel Hart District, praying for the improvement of the Saint Lawrence, referred to for Sloop and Steam Boat Navigation, be referred to the supply. Committee of Supply.

Ordered.

Mr. Jones, seconded by Mr. Elliott, moves that the peti- Petition of H." tion of H. Sherwood, Esq. be referred to a Select Committee, Sherwood composed of Messieurs Morris and Lewis, to report thereon referred. by bill or otherwise.

Ordered.

Petition of Mr. Perry, seconded by Mr. Brown, moves that the peti- Joseph Neilson tion of Joseph Neilson, and others, of Lennox and Addington, and others referred to be referred to the Committee of Supply. supply.

Ordered.

Petition of A. Mr. Norton, seconded by Mr. R. Fraser, moves that the others refer. petition of A. Jones, and others, of the County of Grenville, be red to supply, referred to the Committee of Supply.

Ordered.

petition of Henry Sherwood reports a bill.

petition of

and others

report

supply.

Motion for

Majesty for

1,496,64,64,64,64

Lands for

poses.

school pur-

Mation for going into

the subject

to-morrow. Lust,

Morian for

red to Committee of

whole on

ោះពាលា Schools,

Year

Nays 11.

Governor for information

relative to Sarveyor

General.

address refer-

Mr. Jones, from the Select Committee, to which was re-Committee on ferred the petition of Henry Sherwood, Esquire, informed the House that the Committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

Brockville The report was received, and the Bill was read the first Polis r incorporation bill time. read.

Mr. Jones, seconded by Mr. Lewis, moves that the Brockville Police Bill be read a second time on Tuesday, tenth January, and that it be the first item on the order of the day, after referring petitions.

Which was lost, and the Brockville Police Bill was Second reading to-motrow. ordered for a second reading to-morrow.

Mr. Chisholm from the Select Committee to which was Committee on Capt, Whitney referred the petition of Captain Whitney and others, masters of Vessels, presented a report, which was received and read.

(Report—see Appendix.)

Mr. Chisholm, seconded by Mr. Macnab, moves that the Report referred to Committee of report of the Select Committee on the petition of J. Whitney and others, masters of Vessels on Lake Untario, be referred to the Committee of Supply.

Ordered.

Agreeably to notice, Mr. Burwell, seconded by Mr. Mount, address to His moves that it be resolved, that this House do address His Majesty, humbly beseeching that His Majesty will be graciously pleased to grant an appropriation of one million of Acres of acres of Crown the waste lands of the Crown in this Province, for the maintenance and support of Common Schools within the same, to consist of such Crown Reserves as are not given over to the Canada Land Company, or under Patent to the University o. King's College, and if these should come short of the quantity, the residue to be made up from the Waste Lands of the Crown, in the London and Western Districts.

On which debates ensued.

Mr. Perry, seconded by Mr. Campbell, moves that the debate be adjourned, and that the House do resolve itself into Committee on a Committee of the whole on the subject matter of the resolution on Monday next.

Which was lost.

Mr. Samson, seconded by Mr. Werden, moves that the question be not now put, but that the resolution be referred to the Committee of the whole on the subject of Common Schools.

On which the House divided, and the yeas and nays were taken as follows :---

YEAS-Messicurs.

| Beardsley, | Crooks, | Lyons, | Perry, |
|------------|----------------------------------|---|---|
| Bidwell. | | | Randal, |
| Baell, | A. Fraser, | | Roblin, |
| Campbell, | Howard, | D. McDonald, | Samson, |
| | Ingersoll, | | Shaver, |
| Clark, | | | Warren, |
| Cook, | Lewis, | Norton, | Werden-28. |
| | Campbell, Chisholm, Clark, | Bidwell, Duncombe, Buell, A. Fraser, Campbell, Howard, Chisholm, Ingersoll, Clark, Ketchum, | Bidwell, Duncombe, McCall, Buell, A. Fraser, A. McDonald, Campbell, Howard, D. McDonald, Chisholm, Ingersoll, McMartin, Clark, Ketchum, Morris, |

NAYS .- Messieurs,

| Atty. General, | Burwell, | Magon, | VanKoughnett, |
|----------------|------------|---------------|---------------|
| Boulton, | R. Fraser, | Mount, | W. Wilson-11 |
| Brown, | Macuab, | Sol. General, | |

The question was carried in the affirmative by a majority of seventeen, and ordered accordingly.

Agreeably to notice, Mr. Barwell, seconded by Mr. Mac An address to nab, moves that an humble address be presented to His Exthe sent to His cellency the Lieutenant Governor, praying that His Excellency Excellency the will be pleased to lay before this House any information that may be in his possession respecting the Office of Surveyor General of this Province, whether Ilis Excellency has recommended any person for that Office, and if any, and what appointment has been made by His Majesty's Government; and if so, whether any and what communication has been received from the Officer so appointed, and also upon what footing the Acting Surveyor General stands, whether he has made any application to His Excellency for the Office, and any other matters relating to the same, that may be in Ilis Excellency's power to communicate.

Ordered.

Mr. Burwell, seconded by Mr. Solicitor General, moves that Messieurs Mount and Ingersoll, be a Committee to draft Committee to an Address to His Excellency the Lieutenant Governor, re- drait address. specting the Office of Surveyor General of this Province, in pursuance of the foregoing resolution.

Ordered.

Mr. Mount, from the Select Committee to draft an address Address to His Excellency the Lieutenant Governor on the subject of reported concurred in the appointment of Surveyor General, presented a draft, which and ordered was received, read twice, concurred in and ordered to be en- for 3rd reading to-motrow. grossed and read a third time to-morrow.

Agreeably to the order of the day, the House went into Committee of Committee of Supply. supply.

Mr. Boulton was called to the Chair.

The Speaker resumed the chair to receive a message.

The Speaker left the chair.

The Chairman resumed the chair of Committee.

The House resumed.

Mr. Boulton reported that the Committee had agreed to a A resolution resolution, which he was directed to submit for the adoption of reported. the House, and asked leave to sit again to-morrow.

The report was received, and leave was granted accordingly.

The resolution reported was then put as follows :---

Resolved-That the sum of five thousand pounds be £5000 to Degranted to His Majesty, to enable Him to loan the like sum of jardins Canal money to the Desjardin's Canal Company, upon security of the bond and mortgage of the said Company, and of such other real and personal security as the Lieutenant Governor for the time being, with the advice of His Majesty's Executive Council, shall deem sufficient to ensure the annual payment of the interest upon such loan, and eventually to redeem the principal.

On which the House divided, and the yeas and nays were House divides on resolution. taken as follows :

YEAS-Messicurs,

| Macnab, Magon, Mount, Randal, Robinson, Samson, | Shade, Sol. General, Thomson, Warren, W. Wilson—25 | Yeas 25. |
|--|--|---|
| | Magon, Mount, Randal, Robinson, | Magon, Sol. General, Mount, Thomson, Randal, Warren, Robinson, W. Wilson—25 Samson, |

NAYS.—Messieurs,

| Beardsley, Berczy, Bidwell, Buell, Convoluti | Cook, A. Fraser, Howard, Lewis, | D. McDonald, McMartin, Morris, Perry, | Roblin, Shaver, VanKoughnett, Werden,—18. | Nays 18. |
|--|--|--|--|----------|
| Bidwell, | Howard, | Morris, | VanKoughnett, | Mayı |

The question was carried in the affirmative by a majority of seven.

The Speaker informed the House that the Master in Kingston Bank Chancery had brought down from the Honorable the Legislative down from Council the bill sent up from this House, entitled "An Act to Legislative Incorporate certain persons under the style and title of the Council amended, and President, Directors and Company of the Commercial Bank a bill for of Upper Canada," which that Honorable House had passed, remedies with some amendments; and a bill passed by that Honorable against corpo-House, entitled "An Act to facilitate legal remedies against Corporations," to both of which the concurrence of this House was requested.

The amendments made by the Honorable the Legislative Amendments Council in and to the bill entitled "An Act to Incorporate to Kingston certain persons under the style and title of the President Direc- Bank ball read, tors and Company of the Commercial Bank of Upper Canada," were read the first time as follows :

In the title-Line 3, after the word " of" expunge "Up-

- per Canada," and insert "Midland District."
- Press 1.-Line 20, after the words "Bank of" expunge Bank bill. "Upper Canada," and insert "the Midland District.1
- Press 2 .- Line 5, after the words "Bank of" expange " Upper Canada," and insert "the Midland District.'
- ** \$6 Line 12, after the word "Gore," insert "London."

24

11-Line 13, after the words "Specie or" expunge "other lawful," after the word "money," insert "made a legal tender by any act of the Legisla-" ture."

Amendments

المقرأ تعر ر

Rule suspendedand amendments read a 2ast time and referred to Committee of whole.

that the thirty ninth rule of this House be dispensed with, so far as respects the Bill, entitled "An Act to incorporate certain persons under the style and title of the President Directors and Company of the Commercial Bank of Upper Canada," and that the amendments made thereto by the Honorable the Legislative Council, be now read a second time.

Which was carried, and the amendments were read a second time, and referred to a Committee of the whole House.

Mr. A. Fraser was called to the chair.

The House resumed.

Mr. A. Fraser reported the amendments.

The report was received, and the amendments made by the Hon. the Legislative Council in and to the Bill entitled, "An Act to incorporate certain persons under the style and title of the President Directors and Company of the Commer-cial Bank of Upper Canada," were ordered for a third reading to-morrow.

Third reading to-morrow.

Petitions brought up.

Esq.

Address on extlement of

Province

Majesty on

Province.

passed.

The Bill sent down from the Honorable the Legislative Council, entitled, "An Act to facilitate legal remedies against Corporations," was then read a first time, and ordered for a second reading to morrow.

Adjourned.

TUESDAY, 3rd JANUARY, 1832.

THE House met.

The minutes of yesterday were read.

Speaker The Speaker reported that he had received a communireports comcation from the Clerk of the Crown in Chancery, which was munication trom C. C. C. read by the Clerk, and is as follows :

Clerk of the Crown in Chancery's Office, ¿ York, 3rd January, 1832.

The Clerk of the Crown in Chancery has the honor to W. L. McKen- report to the Honorable the Speaker of the Commons' House of Assembly, that he has received the return of the Writ issued for York County. out for the Election of a Member to represent the County of York, in the present Assembly, in the room of William Lyon MacKenzie, expelled the same-and that William Lyon Mac-Kenzie, Esquire, has been duly Elected to represent the said County of York.

> SAMUEL P. JARVIS, C. C. C.

Mr. Jarvis brought up the petition of R. C. Horne Esquire, Of R. C. Horns of the Town of York ; which was laid on the Table.

Mr. Robinson brought up the Petition of David McDougall, Of D. McDouand seventeen others, residing on the Penetanguishine Road ; gall and others. which was laid on the Table.

> Agreeably to the order of the day, the Address to His Majesty on the subject of the Settlement of the Province was read a third time, passed, and signed by the Speaker, and is as follows :-

TO THE KING'S MOST EXCELLENT MAJESTY.

MOST GRACIOUS SOVEREIGN,

We, Your Majesty's most dutiful and loyal Subjects, the Commons of Upper Canada, in Provincial Parliament assembled, humbly solicit Your Majesty's attention to some of Address to His the obstacles which retard the Settlement of the Province by ettlement of an industrious and loyal class of Emigrants from the Mother Country, and by the natural increase of its own population.

> Under the persuasion of Your Majesty's paternal solicitude for the welfare of this Province we have no doubt Your Majesty is fully sensible that it is highly important and desirable, that the greatest facility should be afforded to its Inhabitants, and to Emigrants arriving therein, who have the intention of settling upon the waste lands of the Crown. We would therefore respectfully suggest some alteration in the system now acted upon in this Province, which we hope may meet the favorable attention of Your Majesty.

> By an Order of the Executive Council of this Province of the 13th March, 1819, certain persons were appointed to form a Board in each District, with power to locate Emigrants or other persons desirous to become Settlers therein; a measure, in the opinion of this Assembly, of wise policy, as affording the means of settlement to a number of respectable Emigrants who, without the convenience thus afforded them, would probably have sought a residence out of this Country; and that is to be

> > T'

Mr. Solicitor General, seconded by Mr. Thomson, moves regretted some plan similar in its operations had not been adopted when those Boards were abolished.

> The establishment at the Seat of Government of an Office for the sale of Crown Lands, has, in no wise, produced a change convenient to the public, but, on the contrary, substituted a system much less advantageous, inasmuch as it has taken away from the people the means of obtaining information in relation to the Townships best adapted for settlement in the several Districts, and thereby increased the uncertainty, delay and expense, in obtaining lands, particularly to the thousands of Emigrants who yearly come into the Country, whose limited means render it most desirable that they should meet with as few obstacles as possible in speedily settling themselves. That in addition to this, the high price at which, in many instances, lands have been sold, has given to the more wealthy an opportunity of coming into successful competition for the purchase of these lands ; at the same time, that it must have materially decreased the extent of their sale; and lastly, from the circumstance of no valuation having been fixed on a large portion of the lands which might have been offered for sale, it has repeatedly happened, and it still daily occurs, that applicants experience much difficulty and procrastination from being unable to ascertain the prices of the lots they wish to purchase.

> To remedy the inconvenience and difficulties consequent upon the present arrangement, it is to be desired, that a valuation should be put upon the disposable lands of the Crown, and that Agents, under the superintendence of the Commissioner of Crown Lands at York, should be stationed in each District of the Province, to whom should be delegated the power to dispose of the lands to be placed under their management, and through whom every information in relation to their quality, situation and prices, might be obtained, without reference to any other Office.

> We also respectfully beg leave to represent to Your Majesty, that there are several large tracts of unoccupied lands belonging to Indians, on the great Post Road leading through the Province, from Lower Canada to Amherstburgh, in the Western District, which from their present situation, much impede settlement, and make it difficult to keep the said road in repair .- We would, therefore, recommend to Your Majesty, that orders might be given to treat with, and purchase from the said Indians, who are owners of the said land, so much thereof as would form a range of lots on each side of the road passing through the same, and to be disposed of on condition of actual settlement.

ARCHIBALD MeLEAN,

SPEAKER.

Commons' House of Assembly, 3rd day of January, 1832.

Mr. Berczy, seconded by Mr. Clark, moves that an ad- be sent to Hie dress be presented to His Excellency the Lieutenant Governor, Excellency to informing His Excellency that this House has passed an ad- address to dress to His Majesty, on the subject of altering the present King on system of disposing of the Crown Lands, and requesting His retilement of Province. Excellency to transmit the same to the Secretary of the Colonies; and that Messieurs Morris and Mount be a Committee to draft and report the same.

Ordered.

Mr. Morris, from the Select Committee to draft an address Address to His to His Excellency, requesting His Excellency to transmit the Excellency address to His Majesty, on the subject of the settlement of the reported and concurred in. Province, to His Majesty's Secretary of State for the Colonies, reported a draft, which was received, read twice, concurred the the the the training in, and ordered to be engrossed and read a third time tomorrow.

The Speaker reported that William Lyon MacKenzie, Esquire, a Member returned to represent the County of York Esq. basing in the present Parliament, had taken and subscribed the Oath taken the oath required by required by law.

Mr. MacKenzie was then introduced by Messrs, Ketchum and Perry, and took his seat in the House.

The Serjeant-at-Arms, reported that he had taken into taken into custody; and brought to the bar, a man whom he had seen custody. guilty of disorderly conduct below the bar of the House.

Mr. Solicitor General, seconded by Mr. Berczy, moves Motion for that Barnabas Cotton, the person taken into custody by the Barney Cot-Serjeant-al-Arms for a contempt against this House, be com- ton. mitted to the common Gaol of the District, during the pleasure of this House.

In amendment, Mr. Perry, seconded by Mr. Bidwell, Motion for moves that after the word "moves" in the original, the whole Cotton's debe expunged, and the following inserted :- " that Barnabas' fence.

An address to

Speaker reports W. L. McKenzie law and Mr. McKenzto

Barney Cotton

Cotton, now at the bar, be asked what he has to say in explanation of his alleged disorderly conduct." On which the House divided, and the yeas and mays were House divides.

taken as follows:

tore,

Nay

Excellency

General passed.

Address,

| | YEAS-Messicurs, | | | | | |
|----------|---|--|--|---|--|--|
| Veas 19. | Beardsley, Brown, Bidwell, Buell, Campbell, | Chisholm, Clark, Howard, Ketchum, Lyons, | McCall, MacKenzie, Mount, Nortou, Perry, | Randal, Roblin, Shaver, W. Wilson—19 | | |
| | | NAYS | -Messicurs, | | | |
| Nays 20. | Atty. General, Berczy, Burwell, Elliott, A. Fraser, | Jones, | Macnab, Maçon, Robinson, Samson, Shade, | Sol. General, Thomson, VanKoughnett, Warren, Werden—20. | | |

The question was decided in the negative by a majority Question lost, of one.

In amendment to the original motion, Mr. Perry, seconded by Mr. Howard, moves that after the word "moves" in the Motion for original, the whole be expunged, and the following inserted : discharging Barney Cot-"that it is inexpedient to take any further notice of the disorderly behaviour of Barnabas Cotton, now at the bar, and that he be discharged.

On which the House divided, and the yeas and nays were House divides. taken as follows :

YEAS.—Messicurs,

| | Atty, General, | Chisholm, | Lewis, | Norton, |
|----------|----------------|------------|--------------|--------------|
| | Beardsley, | Clark, | Lyons, | Perry, |
| | Bidwell, | Cook, | McCall, | Roblin, |
| Yeas 28. | Boulton, | A. Fraser, | D. McDonald, | Randal, |
| | Brown, | Howard. | MacKenzie, | Samson, |
| | Buell, | Jones, | Magon, | Shaver, |
| | Campbell, | Ketchum, | Mount, | W. Wilson-25 |

NAYS.-Messicurs,

| VK 813 | Berczy, | McMartin, | Robinson, | Thomson, |
|--------|----------|-----------|---------------|---------------|
| | Burwell, | Macnab, | Shade, | VanKoughnett, |
| | Crooks, | Morris, | Sol. General, | Werden—13. |
| | Elliott. | | | 1 |

The question of amendment was carried in the affirmative by a majority of fiftcen.

The original question as amended, was then put and carried.

Committee to Mr. Elliott, from the Committee to wait on His Excelwast on His Excellency to lency the Lieutenant Governor, to know when he would be pleased to receive this House with its address, requesting His Loon when His Exections Excellency to transmit the Address to His Majesty, on the ex would receive the House with subject of King's College, to His Majesty's Principal Secretary of State for the Colonies, to be by him laid at the foot of the Throne, reported that His Excellency had been pleased to addressto King reported 11, A. M. name the hour of cleven, A. M. to-morrow. tesnocrow,

Agreeably to the order of the day, the Address to His Address to His Excellency the Licutenant Governor on the subject of the appointment of a Surveyor General of this Province, was read relative to ap-Iniatiant of Surveyor the third time, passed, and signed by the Speaker, and is as follows :

> To His Excellency SIR JOHN COLBORNE, Knight, Commander of the most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, Major General Commanding His Majesty's Forces therein, &c. Sc. Sc.

MAY IT PLEASE YOUR EXCELLENCY.

We, His Majesty's most dutiful and loyal Subjects, the Commons of Upper Canada, in Provincial Parliament assembled, most humbly pray that Your Excellency will be leased to lay before this House, any information that may be in Your Excellency's possession, respecting the Office of Surveyor General of this Province; whether Your Excellency has recommended any person for that Oflice; and if any, and what appointment has been made by His Majesty's Government, and if so, whether any, and what communication has been received from the Officer so appointed; and also upon what footing the Acting Surveyor General stands, whether he has made any application to Your Excellency for the Office; and any other matters relating to the same, that may be in Your Excellency's power to communicate.

ARCHIBALD MeLEAN.

SPEAKER.

Commons' House of Assembly, ¿ 3rd day of January, 1832.

Mr. Burwell, seconded by Mr. Lewis, moves that Mes- Committee to sieurs Ingersoll and Mount, be a Committee to wait upon His Excellency Excellency the Lieutenant Governor, to know when he will with address. he pleased to receive the Address of this House, and present the same.

Ordered.

Agreeably to the order of the day, the amendments made by the Honorable the Legislative Council, in and to the Bill Amendments entitled, "An Act to incorporate certain persons under the to Kingston style and title of the President Directors and Company of the Bank Bill. Commercial Bank of Upper Canada," were read the third time, passed and signed by the Speaker, and are as follows:

In the title-Line 3, after the word "of" expunge "Up-per Canada," and insert "the Midland District."

- Press 1.-Line 20, after the words "Bank of" expunge "Upper Canada," and insert "the Midland District.'
- Press 2 .- Line 5, after the words "Bank of" expunge "Upper Canada," and insert "the Midland District.'
- 64 Line 12, after the word "Gore," insert "London."
- " 11-Line 13, after the words "Specie or" expunge "other lawful," after the word "money," insert "made a legal tender by any Act of the Legisla-"ture."

Mr. Macnab, seconded by Mr. Crooks, moves that Mes- Committee to sieurs Attorney General and Chisholm, be a Committee to draft and re-port bill for draft and report a Bill in pursuance of the resolutions of yes- toan to terday in Committee on Supply, relative to the Desjardin's Desjardin's Canal. Canal.

Ordered.

Mr. MacKenzie, seconded by Mr. Buell, moves that it be Motion for resolved, that an humble Address be presented to His Excel- address to His lency the Lieutenant Governor, praying His Excellency to insecurities of form this House what security the Receiver General has given Receiver to the Country in place of the late Honorable John Richardson, General. of Lower Canada, who was his security for Ten Thousand Pounds, shewing the nature and amount of the security given, the opinions that have been taken on its validity, and the date and tenor of such security, and that Messieurs Shaver and Howard be a Committee to draft and report said Address, and the forty-first rule of this House be dispensed with so far as that rule relates to this motion.

On which the House divided, and the yeas and nays were House divides. taken as follows :

YEAS-Messicurs,

| Beardsley, Buell, Cook, | Howard, McCall, A. McDonald, | Mackenzie, Perry, | Roblin, Shaver,—10. | Yeas 10. |
|---|--|--|--|----------|
| · · · · · | NAYS | -Messieurs, | , · · · · | |
| Atty. General, Berczy, Boulton, Chisholm, Clark, Crooks, Elliott, | A. Fraser, Ingersoll, Jones, Lewis, McMartin, Macnab, Magon, | Morris, Monnt, Randal, Robinson, Samson, Shade, | Sol. General, Thomson, VanKoughnett, Warren, Werden, W. Wilson—26 | Nays 26. |

The question was decided in the negative by a majority of sixteen.

Mr. Attorney General, from the Committee to draft Desjardin's and report a Bill, founded on the resolution of this House, Canal bill authorising a loan to the Desjardin's Canal Company, reported reported and a draft, which was received and read a first time, and ordered Second to-morfor a second reading to-morrow.

Mr. Solicitor General, from the Select Committee, to which was referred the petition of the Honorable John Kirby, petition of and others, of the Town of Kingston, informed the House that Hon. John the Committee had agreed to a report, which he was ready to Khiby and submit, whenever the House would be pleased to receive the same.

The report was received and read.

(Report-see Appendix.)

Mr. Solicitor General, seconded by Mr. Thomson, moves and referred that the report of the Select Committee on the petition of the of supply. Honorable John Kirby, and others, be referred to the Committee of Supply.

Ordered.

ruw.

Committee on

Report read

January 4th, 1832. [2nd Sess. 11th Parl. 2nd Wm. IV.] January 4th, 1832. 75

Petitions read. Agreeably to the order of the day, the petition of John John Wigle Wigle, Senr. and forty-two others, Inhabitants of the County of Essex, praying that Mr. Peter Scratch may be allowed to import from the United States, Machinery for propelling a Duncan Me-Mill by Steam, duty free-the petition of Duncan MacFar-Farland and land, and fifty-one others, of the Niagara District, praying for pecuniary assistance to build a Bridge across the river Welland, at the Village of Robinson, and to cut a road from William Porter thence to the Sugar Loaf Road-the petition of William Porter, and two hundred and four others, of the Townships of Etobicoke, Vaughan, Gore of Toronto, Albion, Caledon, &c. praying for aid to build a Bridge across the West Branch of the Humber, and repair the Road leading from thence to the Gore of Toronto-and the petition of John Carey, of the Town of York, Printer, praying that he may be paid the sum of twenty one pounds fifteen shillings which he claims as a balance of his account for printing the Journals of the last Session, and that he may be compensated for loss sustained by the violation of a contract entered into with him by a Committee of the House of last Session, were read.

> field, be referred to a Select Committee, to be composed of Messicurs Burwell and Elliott, to report thereon by bill or otherwise.

Ordered.

and others.

others.

and others.

And John

Petition of John Wigle and others

referred.

referred.

Petition of Wm, Porter and others

referred.

Carey.

Mr. Attorney General, seconded by Mr. Magon, moves Petition of John Carey that the petition of John Carey, be referred to Messicurs Solicitor General, Bidwell, and Jarvis, with power to report thereon.

Ordered.

Mr. Solicitor General, seconded by Mr. Lewis, moves Petition of John McAulay that the petition of the Magistrates of the Town of Kingston, Esq.andothers he referred to a special Committee, to be composed of Messrs. referred. Thomson and Vankoughnett, with power to report thereon by bill or otherwise.

Ordered.

Mr. Ketchum, seconded by Mr. Elliott, moves that the

Ordered.

Adjourned.

WEDNESDAY, 4th JANUARY, 1832.

THE House met.

The minutes of yesterday were read.

At eleven o'clock the House waited upon His Excellency the Lieutenant Governor with its Address, requesting His Excellency to transmit the Address to His Majesty on the subject of King's College Charter, to His Majesty's Principal Secretary of State for the Colonics, to be by him laid at the foot of the Throne, and having returned, the Speaker reported that King's College. His Excellency had been pleased to make thereto the following answer:

GENTLEMEN,

I will forward this Address to the King immediately.

It may, however, be satisfactory to you to receive information that I have reason to believe that either the exclusive provisions considered exceptionable in the Charter of King's College have been cancelled, or that such arrangements have been decided on by His Majesty's Government, as will render further applications on this subject unnecessary.

A Charter solemnly given cannot be revoked, or its surrender obtained, without much delay and circumspection, but Ilis Majesty's Ministers have long directed their attention to the great advantages which the Province will derive from a University being established on principles that may be approved of by every good and enlightened person.

the table.

Mr. Buell brought up the petition of Allan Sweet, and thirty others, Inhabitants of Brockville, Elizabethtown, Leeds, Lansdown, Elmsley, Burgess, and North and South Crosby, in the Johnstown District; which was laid on the table. Mr. Buell brought up the petition of Levi Soper, and ten in the Gore District, praying for money to complete the cut-others read. Lansdown, Elmsley, Burgess, and North and South Crosby, in the Johnstown District; which was laid on the table. others, of the aforesaid Townships, in the Johnstown District ; ting of the hill at the Sixteen Mile Creek, or otherwise imwhich was laid on the table.

Mr. Buell brought up the petition of Truclove Butler, Chairman of a Public Meeting in the Town of Brockville, Truelove and one hundred and thirteen others, Inhabitants of the Town- Butter a Butler and ships of Leeds, Lansdown, Elmsley, Burgess, and North and South Crosby, and the said Town of Brockville, in the Johnstown District; which was laid on the table.

Mr. Buell brought up the petition of Benjamin Yates, Benjamin and forty-five others, of the same places ; which was laid on the others. table.

Mr. Buell brought up the petition of John Dickey, and John Dickey thirty three others, of the Townships of Yonge, Kitley, and and others. Bastard, in the Johnstown District; which was laid on the table.

Mr. Buell brought up the petition of Alpheus Howard, A. Howard and twenty-four others, of Brockville, Elizabethtown, Leeds, and others. Lansdown, Elmsley, Burgess, and South and North Crosby, in the Johnstown District; which was laid on the table.

Mr. MacKenzie brought up the petition of Arch'd. Mc- Archibald Mc-Mr. Magon, seconded by Mr. Mount, moves that the Ewen, and eighty six others, of the Townships of Cornwall others, petition of John Wigle and others, of the Township of Gos-and Roxborough, in the Eastern District; which was laid on and Roxborough, in the Eastern District; which was laid on the table.

> Mr. MacKenzie brought up the petition of George Sul- George Sullilivan, and twenty-two others, Inhabitants of the County of van and others. Glengarry; which was laid on the table.

Mr. MacKenzie brought up the petition of William B. William B. Reeve, Chairman of a public meeting, and seventy two others, Reeve and Inhabitants of the Township of Foroute in the Home District, others. Inhabitants of the Township of Toronto, in the Home District ; which was laid on the table.

Mr. MacKenzie brought up the petition of James Milroy, James Milroy, and others. and thirty-five others, Inhabitants of the Townships of Cornwall and Roxborough, in the Eastern District ; which was laid on the table.

Mr. MacKenzie brought up the petition of Martin Switzer, Martin Switzand lifty-three others, Inhabitants of the Township of Toronto, er and others. in the Home District; which was laid on the table.

petition of William Porter, and others, be referred to the road rell, and one hundred and seventy others, Inhabitants of Tor- and others. Mr. MacKenzie brought up the petition of Thomas Bur- Thomas Burrel onto, aforesaid; which was laid on the table.

> Mr. MacKenzie brought up the petition of Samuel Lind- Samuel Lindsay, and twenty-two others, of the Home District; which was say and others. haid on the table.

Mr. MacKenzie brought up the petition of John Bagwell, John Bagwell and eighty one others, of the Townships of Toronto. Chin- and others. guacousay, and the Gore of Toronto; which was laid on the table.

Agreeably to the order of the day, the Address to His Excellency the Lieutenant Governor, to transmit the Address to His Majesty, on the subject of the settlement of the Province, was read the third time, passed, and signed by the Speaker, and is as follows:

> To His Excellency SIR JOHN COLBORNE, Knight His Excellen-Commander of the most Honorable Military Order cy to transmit of the Bath, Lieutenant Governor of the Province Kingon of Upper Canada, Major General Commanding settlement of Province. His Majesty's Forces therein, Sc. Sc. Sc.

MAY IT PLEASE YOUR EXCELLENCY,

We, His Majesty's most dutiful and loyal Subjects, the Commons of Upper Canada, in Provincial Parliament asbled, have passed an humble Address to His Majesty, praying for a change in the system of disposing of the waste Lands in this Province, which we respectfully pray Your Excellency will be pleased to transmit to the Secretary of State for the Colouies, in order that it may be laid at the foot of the Throne.

ARCHIBALD McLEAN,

SPEAKER.

Commons' House of Assembly, 4th day of January, 1832

Mr. Samson, seconded by Mr. Mount, moves that Messrs. Committee to Mr. Buell brought up the petition of John Shipman, and Werden and William Wilson, be a Committee to wait upon His lixeellenforty others, Inhabitants of the Townships of Kitley, Yonge, His Excellency the Lieutenant Governor, to learn when he will of will receive and Bastard, in the Johnstown District ; which was laid on the pleased to receive this House with the Address to His Ma. due House, with address jesty on the subject of the disposal of the waste Lands of the with address. Crown in this Province.

Ordered.

proving the road and bridge at that place-was read.

with addre as to transmit to His Majesty address on Charter of

House walts upon His Excellency

Answer.

brought up. John Shipman and others.

Petitions

Allan Sweet and others.

Levi Soper and others.

| 76 J | anuary 5 | th, 1832. | [2nd Se | esş. 11th Pa | ırl. 2nd Wm. IV.] January 6th, 1832. | | |
|---|---|--|--|--|---|-----------------------------------|--|
| House in Conamistee on Townstap | Agreeald Committee of | y to the order- the whole on th | of the day, the ie Township Of | House went into licers' Bill. | Mr. MacKenzie brought up the petition of David Brown, David and thirty-eight others, of the Township of Esquising; which and a was laid on the table. | d Brown others. | |
| Officers' Lill, | Mr. Shav | er was called t | o the chair. | | Mr. MacKenzie brought up the petition of William Camp- Willi | am Cam | |
| | | | e chair to recei | | bell, and sixteen others, of the Township of Esquising ; which bell a | and '>. | |
| Sill to make | The Mas | ter in Chancer | y brought down | from the Hono- | was laid on the table. | | |
| calid procee- largs a, Home District Court accugat down, | valid certain p that Honorable | proceedings in t | he Home Distri ssed, and to whi | " An Act to make et Court," which ich they requested | Mr. Norton brought up the petition of Samuel Heck, and Samu forty-seven others, lababitants of the Village of Prescott, and and a Township of Augusta, in the Johnstown District; which was laid on the table. | uel Heck others | |
| Biil read. | ings in the Ho | ome District Co | Act to make vali aurt," was then ling to-morrow. | d certain proceed- read a first time, | Mr. Norton brought up the petition of John Whitney, John and two others, of Edwardsburgh, in the Johnstown District; and which was laid on the table. | others. | |
| | The Spea | aker left the cha | ūr. | | Mr. Norton brought up the petition of Andrew Adams, And | rew | |
| Committee | The Chai | irman resumed | the chair of Cor | amittee. | Chairman of a Public Meeting, and thirty-three others, of the Adam | ms and ts. | |
| resame s . | The House resumption | | | | Township of Edwardsburgh; which was laid on the table. | | |
| The second states and s | | The Chairman reported that the Committee had risen for want of a quorum. | | | remanerated for printing the Laws agreeably to the present rest scale of prices, instead of eighty pounds per annum, the allow- ance made while he performed that duty; and the petition of Pe David M_Dougall, and seventeen others, residing on the Pene- tanguishine road, praying for pecuniary aid to improve said out | | |
| | Present, Messieurs Berczy, Brown, Chisholm, Crooks, Dumcombe, Elliott, A. Fraser, Lewis, Lyons, D. McDonald, McMartin, Magon, Morris, Mount, Perry, Robinson, Roblin, Samson, Shade, Shaver and Werden-21. | | | is, D. McDonald, | | | |
| u. | At half past five o'clock, P. M. the Speaker declared the House adjourned for want of a quorum. | | | valuer declared the | road-were read. Mr. Duncombe, seconded by Mr. Ketchum, moves that Pelition the petition of William Bergin and others, praying that proper Wm. E measures may be adopted to place the Post Office Department and of of this Province under the controll of the Provincial Legisla- | | |
| | THURSDAY, 5th JANUARY, 1832. | | 832. | | | | |
| | THE HOU | 1245 #1014# | | | ture, he referred to a Select Committee, with power to send | | |
| | | | rday were read. | | for persons and papers, and to report thereon by address to His Majesty or otherwise; and that Messieurs Morris and Samson be a Committee to consider and report upon the same. | S 11 | |
| | The Speaker left the chair. | | | | Ordered. | | |
| Committee on Township | The Com Officers' Bill, | | whole House | on the Township | Mr. Boulton, from the Committee to wait upon His Ex- Corr cellency the Lieutenant Governor with the address of this House wait | unittee t t on His | |
| Officers' till restancs. | Mr. Shav | er in the chair. | | | requesting returns from Sheriffs and Treasurers, reported de- | ellency vaddread | |
| | The House resumed. | | | | livering the same, and that His Excellency had been pleased for to make thereto the following answer : | rctura s n Sheriti | |
| Bill reported with amends | Mr. Shav | er reported the | Bill with amer | idments. | 33963 | Treasu- reports | |
| eresets. | On the qu | lestion for receiv | ving the report, t | he House divided, | | wer. | |
| On receiving report the House divides. | | nd nays were t | aken as follows | | I will order immediately the Sheriffs and Treasurers to And be directed to forward the information required in this address. | | |
| | | YEAS. | -Messicurs, | • | Mr. Mount, from the Select Committee to wait upon His Con Excellency the Lieutenant Governor with the Address of this Exc | nmittee (t on flin elleury | |
| Yeas 23. | Atty. General, Beardsley, Bidwell, Brown, | Duncombe, Elliott, A. Fraser, | MacKenzie, Mount, Norton, Perry, | Robinson, Shaver, Sol. General, Werden, | House on the subject of the appointment of a Surveyor General with to this Province, reported delivering the same, and that His surv Excellency had been pleased to make thereto the following an- Gen swer : | h mildren dive to vevos | |
| | Buell, Burwell, | Howard, McCall, | Randal, Roblin, | White-23. | Gentlemen, | | |
| | | - | -Messieurs. | | I will forward to the House of Assembly the correspon- And dence which has take place on the subject of this Address. | wes. | |

Berczy, A. McDonald, McMartin, Magon-7. D. McDonald, Macnab, Jones, Nays 7.

The question was carried in the affirmative by a majority of sixteen, and the Bill was ordered to be engrossed and read Third reading Toesday next, a third time on Tuesday next.

Mr. Robinson brought up the petition of Richard Cal-Petition of Righard Calaghan and laghan, and thirty-seven others, of the Townships of Tecumseth other, brought and West Gwillimbury, in the Home District ; which was laid on the table. 4137.

John McCall Mr. MacKenzie brought up the petition of John McCall, and others. Chairman of a Township Meeting, and forty-five others, Inhabitants of Esquising, in the Gore District; which was laid on the table.

Mr. Duncombe brought up the petition of James Durand, Ja's Dutand. of the Village of Dundas, in the Gore District ; which was laid on the table.

Mr. Lewis brought up the petition of George T. Burke, G, T. Burke Esquire, and four hundred and twenty-two others, Inhabitants Lug. and of the County of Carleton ; which was laid on the table. others.

Mr. MacKenzie brought up the petition of John Orr, and John Urr and terenty-five others, Inhabitants of the Township of Esquising, others. in the Gore District; which was laid on the table.

others.

George Clearen≰ and Mr. Shade brought up the petition of George Clemens, and three hundred and forty-nine others, Inhabitants of the Township of Waterloo, in the Gore District ; which was laid on the table.

Thomas Mr. MacKenzie brought up the petition of Thomas Thompson and Thompson, and thirty-one others, of the Township of Esothers. quising, in the Gore District ; which was laid on the table.

moves in amendment to the original question, that this House Commined on do not now resolve itself into a Committee on the Bank Bill, Mooday next, but that this House do resolve itself into Committee on said bill,

the whole House, Mr. MacKenzie, seconded by Mr. Roblin, Bill to be

On the question for referring the bill to a Committee of

Agreeably to the order of the day, the Bill to extend the Bank Charter

read 2nd time.

Charter of the Bank of Upper Canada, was read the second extension bill

on Monday next, and that the bill be placed first on the order for that day.

Ordered.

time.

Mr. MacKenzie, seconded by Mr. Roblin, moves that one Bill to be hundred copies of the draft of the Upper Canada Bank Bill be primed, printed for the use of Members, with all convenient speed.

Ordered.

Agreeably to the order of the day, the education bill was Education Bill read the second time. read second

time. On the question for the commitment of the bill, the House adjourned.

FRIDAY, 6th JANUARY, 1832.

THE House met.

The minutes of yesterday were read.

Mr. Solicitor General, Member for Kingston, rose and submitted a question of privilege, and read in his place certain Quention of passages from an article in a millie Newsmenner called the it of a millie submit passages from an article in a public Newspaper called the "Co- ted by Solic-lonial Advocate," entitled, "Articles of Impeachment, or public for General, lic accusation read and submitted to the consideration of the Electors of the County of York, in County Court Assembled,

on Monday, January 2nd, one thousand eight hundred and thirty-two, by Mr. MacKenzie, their late Member, against the Lieutenant Governor of the Province and the Advisers of the Crown," and signed W. L. MacKenzie-and also a certain other article in the said paper addressed "To the People of Canada,"-and charged W. L. MacKenzie, Esquire, a Member of this House, for the County of York, with the publication of the same, as false, scandalous, and malicious libels upon this House ; in contempt of its privileges. The Solicitor General then delivered at the table the paper containing the said articles ; and called upon the House to put the said William Lyon Mac-Kenzie, Esquire, on his trial for the publication of the said alleged libels.

called upon for his defence.

Mr. McKenzie The Speaker then called upon the Honorable Member for York to admit or deny the said articles ; or to defend himself as to the publication thereof; and Mr. MacKenzie, in his place, acknowledged that he was the author of the said articles, and prayed the indulgence of the House for half an hour to prepare for his defence; which was granted.

The Speaker left the chair.

The Speaker resumed the chair.

The Clerk read at the table the publications complained Cierk reads the publication of, which are as follow : complained of.

"SALUS POPULA SUPREMA EST LEX.

"ARTICLES OF

"IMPEACHMENT

" OR PUBLIC ACCUSATION,

"Read and submitted to the consideration of the Elec-"tors of the the County of York, in County Court "Assembled, on Monday, January 2nd 1832, by MR. "MACKENZIE, their late Member, against the Lien-"tenant Governor of the Province, and the advisers " of the Crown.

... " The Decision of the Freeholders on these Charges was made known by the result of the County Election.

"TO THE ELECTORS OF THE COUNTY OF YORK:

Publication in Colonial Advocate complained o as libelous.

"My Friends! I continue stedfast in the belief that your happiness and security as a people depend as much upon the equal distribution of knowledge as upon the equal distribution of wealth or political power; that communities must either be governed by public opinion or by the sword.

" For adhering to these sentiments as a public journalist I am condemned and sent back to you by the House of Assembly, who have appealed to you to sustain their decision and confirm their act by making another and a better choice of a representative to serve the Province in the House of Assembly in my room. The Members of the House of Assembly are the Trustees of the Province and the advisers of the Crown-their responsibility like mine is great, although the decision of the country in respect to their conduct may be still further procrastinated. I have earnestly desired that the House might be filled with "the talented, the instructed, the humane, the virtuous, and the patriotic; the lovers of their species and the friends of man:" the supporters of constitutional freedom, the encouragers of the arts, sciences, improvements; the friends of the wretched, the instructors of the ignorant, the visitors of the prison the cottage and the poorhouse; men who adorn society and create the true riches and glory of any people; who westil seek diligently to solve the grand problem-how the advantages of government are to be secured with the least possible inconvenience to the governed ; who would seek to better the condition of the whole human race, and to find perhaps some means wherewith to bear down those obstacles which "individual short sightedness, selfishness, and passion, have thus far opposed to all improvements, and by which the highest hopes have been blighted and the fairest prospects marred." If there are some of this class in the People's House, I could only find them in the minority. As an independant journalist I felt it my duty to warn the country that according to " my best judgment the besetting sin of the majority was-sycophancy ! "This is the height and depth of my offending." Are we sycophants, ask they one of another. And they ordered a new writ for a Member to serve in my stead.

"When about to appear before so enlightened and intelligent a jury as you are, I feel bound to crave your indulgence while I state at some length the view I take of the ma-chinery of Government as it appears in operation in this colo-ny; this I do in justification of those opinions of the press," of which the Legislature complain.

"And first, with regard to the conduct of the Lieutenant Governor : Is he not deserving of Impeachment?

U

"He has assumed the caracter of a high-church partizan; declared his intention of debasing religion into an engine of state policy; identified himself with the bitter enemies of His Majesty's Government; answered the addresses of numerous religious bodies, couched in courteous and respectful language, with offensive, injurious and intolerant insinuations, shewn the most marked ennity to the Methodist Church, and manifested a proportionate degree of contempt of all who dissent from " his own church."

" He has waged a war of extermination against the principle of equal rights and equal laws, and has singled out obnoxious denominations of professing christians, endeavouring by pointed deliberate and bitter denunciations to bring down upon them the enmity and ill-will of all who value his favour and protection.

"He has stood between a large and respectable body of Christains and their Sovercign, and has answered with insulting insinuations, bitter reflections, and unprovoked sarcasm, their constitutional request that he would cause their assurances of affectionate attachment to His Majesty's Government and confidence in his Patriotic Ministers to be laid at the foot of the throne. In attempting to interfere with their privileges he has deeply wounded the feelings of every friend of civil and religious freedom in Upper Canada.

"He has endeavoured to aid the falling fortunes of ultratoryism in England, and create uneasiness in the minds of His Majesty's Ministers, by fomenting civil and religious dissensions in the colony; by neglecting to conciliate the people, under his government; by encouraging in the most pointed and direct manner those newspapers which are in the habit of slandering His Majesty's Ministers, to speak in the most disrespectful and abusive terms of individuals and bodies high in the confidence of the country, of religious sects which have incurred his hatred, and of the yeomanry of this Colony and the People and Assembly of Lower Canada. These newspapers are owned, conducted, and edited by deputy Clerks of the Crown, Justices of the Peace, District Teachers, Postmasters, District Court Clerks and others to whom he gives his exclusive favour and patronage, and who triumphantly boast of the stations of honour and profit they hold and enjoy during his pleasure, and while creating disquiet in the colony. Thus we have a wise paternal and liberal government in authority in England, and the bitter and uncompromising enemies of that liberal government bearing rule here.

"He has taunted the ministers of certain religious sects with their ignorance of a university education, and has provided a College at the expense of the people, the sectarian rules of which must necessarily for ever exclude these ministers and their congregations from participating in its benefits.

"He has often given evasive and unsatisfactory answers to applications from great bodies of the people praying for redress of certain complaints; and in a recent case, wherein application was made by the yeomanry of this county in a respectful petition for the dissolution of the Legislature, they were treated, as they alterwards resolved, with absolute rude-

"He has endeavoured to lay the foundation of a dangerous system of Education :

"1 By desiring the Vice Chancellor of the University of Oxford to elect "the Principal and most of the Masters" of the Provincial College, although that Vice-Chancellor and the institution over which he presides are bitterly opposed to the patriotic and liberal cabinet of His present Majesty, and although Oxford has been justly characterized as a sanctuary where exploded systems and obsolete prejudices find shelter and protection.

" 2. By conducting the affairs of the College in this town, on a narrow, bigotted and sectarian plan, calculated to raise up a class of educated men, opposed to the liberal principles of the British Government, and wedded to the aristocratic notions of the fallen tory oligarchy.

"3. By arbitrarily blending the Home District School, and Grammar School, with the above daugerous sectarian institution.

"4. By exposing for sale the lands set apart for a District School in the Home District, as well as the School house and offices, without the consent of the people or the authority of the Legislature, and appropriating the proceeds according to his own pleasure, and without accounting to the country.

"5. By capriciously withholding from the teachers of common schools qualified and recognized by law, their proportion of the common school money raised from the taxes, at the instigation of Doctor Strachan or of others of his favourites; of which the case of Thomas Appleton of this town recorded on the Assembly's Journals, is a striking instance ; by causing his boards of education to dictate to the teachers and school

trustees what books they may or may not use ; and by keeping secret from the public the expenditures in detail of some of the common school appropriations, and illegally permitting the board to consume a part in salaries and perquisites expressly forbidden by the statutes.

"6. By selecting as masters of the District Schools persons of certain favoured creeds, or who have become converts to the Church of England, under suspicious circumstances, after the manner of the Archdeacon of York; and by choosing almost exclusively, as school trustees and members of boards of education, persons of those religious tenents held by a minority of the people of Upper Canada. There is perhaps not one methodist or baptist school trustee or member of a board of education in the colony.

" 7. By causing to be printed, with the public money, large quantities of Church of England Catechisms, and other school books, and giving the public no regular account in detail of what has become of these books.

" He has tampered with the privileges of the people in the Commons House of Assembly-

" 1. By allowing the collectors of the customs and excise, the inspectors of tavern shop and still licenses, persons holding Incrative offices, during his pleasure, to hold their said offices after obtaining seats in the provincial parliament, and with the knowledge that they were neglecting to attend to the collection of the revenue, while in this town auditing their revenue accounts, as members of the Legislature.

" 2. By allowing Clerks of the Peace, holding office by the like tenure, to neglect their important duties as such district or county officers, while Legislating here.

" S. By encouraging principal Sheriffs receiving large emoluments during pleasure, to seek seats in the Provincial Legislature for places within their jurisdiction ; excusing them from acting as returning officers, and thereby giving them opportunities to canvass the electors; and by permitting them to hold the said lucrative office of principal Sheriffs; in connexion with the unpaid employment of representatives of the people.

"4. By allowing Postmasters, holding office by the like tenure, under the inspection of the deputy postmaster general, to absent themselves from the duties of their respective post offices, for several months each year as members of the House of Assembly, and yet continue in office as such collectors of the post office revenue and receivers and distributers of letters and correspondence.

" 5. By successfully exerting himself to procure the passage of a law (by the influence and suffrages in the Legislature, of such Sheriffs, Clerks, Collectors, Inspectors, Postmasters, and other public functionaries interested by reason of their office.) to render his own salary, and the income of the judges, Crown Lawyers, and other Officers of the Government, independent of this present Parliament, or of any future House of Assembly, for ever, while the said judges and officers continued to hold their respective offices during the pleasure of the Crown; said incomes being placed by the law thus passed on a most extravagant scale, unsuitable to the limited means of the colony.

" 6. By allowing the officers of his government, on several occasions, to delay the making up of the public accounts of the revenue to a late period of the Session ; and to keep the accounts when so made up, many weeks and even months in arrear of the period of their delivery.

" 7. By allowing the said Officers, to present said accounts, on several occasions, in a confused, unintelligible and jumbled manner; in three various currencies; and so as to render a right understanding of the actual receipts and appropriations of the whole income of the country, (so far as professedly made known,) a matter of difficult comprehension.

"S. By using the powers vested in him by law, to call county elections at places inconvenient for the electors to assemble at, of which one instance of many was an election for the whole Niagara District called at a busy season of the year at Grimsby !

" 9. By appointing elections at times the most inconvenient for the landowners, as for instance the general election of." 1830, in the uncomfortable month of October, and the election you are now about to engage in, delayed twelve or thirteen days longer than the Statute required, in order that it might take place on the same day on which you are obliged to greater part of the Session, while your interests remained partially represented.

out the people's consent or interference, either in person or by their Representatives.

"He was pledged several years ago to lay before the House of Assembly, (at its request) returns of the revenue raised from the Menonists, Tunkards and Quakers, for Militia exemptions during the then preceding sixteen years; also, the account of all fines received from officers and privates of Militie, for the then preceding fifteen years; but, though often reminded of that promise, has yet left it unfulfilled.

" He has neglected to obtain from the Officers of his Government, at the request of the House of Assembly, and in fulfillment of his promise, full, true and particular accounts of their fees, salaries, places and perquisites ; but has laid before the House instead thereof, in many cases, partial, unfair and untrue statements of such fees and incomes, maile up without the least regard to the request of the Legislature ; and although a second Session is far advanced since the request was made, a number of functionaries holding important situations during pleasure, some of them in this Town and District, have given in no reports at all.

"He has sent to the Legislature (after the delay of a whole Session in complying with the request contained in their address,) partial, defective, and not seldom untrue statements of the expenses incurred in the several Law Courts of the Colony during the two bygone years; and has neglected to enforce true, complete and ample returns as required by the address, although all the officers and judicial functionaries hold office at his pleasure.

"He has on another occasion delayed and refused unnecessarily and unseasonably, to afford gueful and essential information on public affairs required by the Legislature, and in some cases where information was professed to be given, presented it in an incomplete. careless, and unsatisfactory form, inconvenient for reference, although he keeps up at great public cost, needless clerks and clerkships, in nearly all the offices, and allows some of the principals to pay themselves for the same services twice, thrice, and even four times, in the course of the year.

"He has never recommended any provision for the payment of the war losses, but leaves that heavy claim to be liquidated by a vexatious tax on your salt, and a loan to be paid by taxes on your Estates, although there are vast revenues accruing from public property wasted under the present irresponsible system

"He has manifested the utmost carelessness and apathy relative to your interests as a Province, in the regulation of your trade in wheat and other staple commodities with Great Britain and her other Colonies, and in reference to the present injudicious system of favouring the United States farmer at your expense.

" He has neglected or refused to profit by the example of wise and paternal rulers; seldom or never recommending the adoption of any general laws and regulations for the better government of the Province, and at no time, either by precept or example, shewing a disposition to enforce an economical expenditure of the revenue raised by your industry.

"He is a friend to monopolies, and monopolies are and ever will be opposed to freedom and to the genius of free **Governments.**

" He has given injudicious advice to His Majesty's Government:

" In his opinion laid before the House of Commons that the Chief Justice ought, for many reasons, to remain a Member of the Executive Council.

" In selecting prejudiced and dependant persons, Officers on half-pay; Priests, Bishops and pensioned individuals, to seats in the Legislative Council, under the pretence of adding to the independence of that Body.

"In recommending that £1000 sterling, of the monies raised from the people, should be expended on building a new Church in York for Doctor Strachan and the Church of England, without a vote of the Legislature, and in despite of public opinion.

"He has wasted the produce of the taxes in pensions of £500, £1000, £1200, and other large sums, bestowed on useless, idle or unworthy persons, and on persons who had been before amply recompensed for any services they gave to the Colony.

"He has applied the product of a permanent grant for the attend your town meetings, and enable a favourite majority in support of the Civil Government to the purposes of. Court fa-York to proceed with their favourite measures during the vouritism, and as a pension fund, still further to increase overgrown wealth.

"He has allowed the President of his Council, without 10. By refusing a vote of supply from Parliament, and security, to retain a large sum out of the public funds for years, asserting his intention to appropriate the whole revenue with- without interest, and even to charge for keeping the money,

under the specious title of a special receiver, while the Province is borrowing, and while a princely income is paid to a Treasurer who is under sureties to account for his intromissions.

"He has, under the plea of Royal instructions, refused to lay before the Legislature detailed accounts of very large sums of money raised by his Officers from the people of Upper Canada, for several successive years, but has granted such statement minal court to the station of Speaker of the Legislative Counfor one particular year, after denying that he had authority to do so. And there is a strong reason for suspecting that these secret revenues are (in part) grossly misapplied.

"He has continued to permit the exaction of unsuitable fees by public Officers, not authorized by law; and to grant his warrants on the provincial treasury from year to year for the payment of the most ridiculous, absurd and extravagant charges by public functionaries, that can well be imagined; and this too in disregard of the recommendations of the finance report of 1829, and many other remonstrances both by the Legislature and the people.

sive Offices-mere sinecures-burthens upon the industry of the Country.

"He has neglected to see the law fulfilled by requiring the whole of the legal evidences of the expenditure of those monics granted during the last two years for road improvement.

"He has paid unfair and extravagant prices to a favourite printer for printing the provincial laws and publishing legal advertisements, although there is no law in existence recognizing any state printer, and although it has been the usage to give the statutes by contract to the lowest bidder.

"He has allowed the revenue to accumulate unduly in the hands of Officers appointed to collect the taxes and duties, has sought no security from defaulters, has omitted in some cases to enforce the regular returns for years and yet allowed delinquents to hold Office, and by a lax and careless superintendance has added to the evils of a system in which there are no checks, and in which the receivers are not even required to give their returns under oath.

"He has permitted the Judges of the District Courts, at their pleasure to create Deputy Judges, a thing elsewhere unheard of; has authorized one Judge to hold and enjoy the ample revenues of three District Judgeships, consisting altogether of seven populous Counties; and made no complaint when Judges reported that they had absented themselves for years together from their judicial functions, leaving the administration of justice to any friend whose residence and habits might be the most suitable.

"He is continually surrounded, flattered, guided, and advised by a host of Church and State priests, placemen, sinecurists, courtiers, parasites and sycophants, greatly augmented in strength, numbers and tact, since the good old days of Sir P. Maitland; and the wholesome influence which the country and those who possess its fullest contidence ought to exercise over him is yielded to such persons as contrived the Alien Bill, Mr. Justice Robinson and Doctor John Strachan.

"He has depressed the actual value of landed property in many places, by draining the specie from the landowners and farmers to bestow upon idle and useless favourites, placemen and sinecurists, and refusing to practice that economy which would cause a handsome surplus revenue to return among the people; and by wasting the proceeds of the sales of reserves, insomuch that upwards of half a million of acres exposed to public sale within the last eighteen or twenty months have been actually disposed of for arrears of taxes at the average price of sixpence farthing per acre for clear deeds, the farmers having no means to purchase, although the land was placed in the most favourable locations all over the Province.

" He has permitted the High Sheriffs of this and the Western, Niagara, and Bathurst Districts, to charge fees on these land sales far higher than are authorized by law, altho' even the lawful fees were thrice or four times higher than they ought to have been; nor has the report of a Committee, recorded on the Journals of Parliament and printed for his information, induced him to call the delinquents to account for their illegal conduct, conduct too that is continued daily in Mr. Billings your Treasurer's office.

"He assented to a bill by which his income or salary was from this time forward to be £2000 British Money, yet not content with this and his other perquisites here and in England, he claims about £680 to £700 a year for his first private Clerk, and also £1000 sterling for himself out of the fines and seizures faction of official persons who secretly control the monied inof which he is so unwilling to render a public account.

"He allows the sons and nephews of the Judges to trump up very large accounts to be annually paid by the public for their services as Clerks of Assize, a title not known in law, instead of requiring the Deputy Crown Clerks to do the service for a consideration of a few dollars per diem; and he also

permits the Judges themselves, together with the Crown Lawyers, to consume from £400 to £700 a year, as travelling expenses, although they have all princely incomes from the people, and the latter are following their private as well as the public business.

"He has appointed the principal Judge of the chief cricil, thereby involving that officer in the political disputes of the Colony, and has ordered him to receive a salary for such Speakership double in amount to the salary of the Speaker of the other House, and for not one-third of the service, and although the said Chief Judge enjoys $\pounds 1500$ sterling a year in another capacity.

"He allows much public money to be swallowed up in office rents, and a hundred other trumpery charges of contingencies got up and passed and paid by Government, to public officers, without legislative check.

"He authorized what is called a general court martial to "He has authorized the continuance of useless and expen- be held somewhere in the London District lately, dispatched a young attorney as Judge Advocate, and paid him and the other actors in the well spun out pageant about a thousand dollars out of the public chest. These expensive things have formed sundry valuable and costly items for his favourites of late years.

> " He has placed or retained individuals in a plurality of offices, the several duties of which were evidently incompatible with each other, and has allowed the incumbents to neglect from time to time the functions they received public money for performing, and all this to your essential injury and in neglect of your repeated petitions and complaints; and in this, as in nearly all other things, has he followed closely the footsteps of Sir Peregrine Maitland, who bent the whole powers of his government to the purpose of neutralizing or subverting constitutional checks, and left your shores followed by the honest indignation of the whole Province.

> "He has placed the control of the ample funds raised from your industry by local taxation and the sale of lands in the hands of a few irresponsible courtiers and favourites, holding offices dependant on his pleasure, and has spurned your petitions, complaints and remonstrances, personally or through your representatives, for an independant magistracy, and for the appointment of Justices of the Peace from among the ancient, wealthy, and intelligent land owners in your various townships.

> "He has allowed the magistracy of the several districts to receive in their individual capacities and expend, or profess to expend, many thousand pounds on improvements, and has taken advantage of the wording of a vicious alteration of a statute, the handiwork of your Chief Justice and Judge Jones, to require no account from them whatever, until asked to do so by a motion of one of the Members for Leeds the other day. \mathcal{L} 1000 nearly are now about to be paid them in the same way, in this District alone. In anything that concerns your interests in matters of revenue, the Lieutenant Governor resembles the Lord Mayor of London's state coach, he is more for ornament than use. His habits unfit him for such business.

> "He has sustained in the commission of the peace filthy, abandoned and notorious drunkards, guilty of habitual intoxication, and has turned a deaf ear to the remonstrances and complaints of the country and of the public press.

> "He has replied to applications from freeholders and Members of the Legislature for the appointment of Magistrates, in the Johnstown District, that the old inhabitants were unfit for the office, and he would decline commissioning them, but that he expected a more intelligent race of people to arrive in Canada, from the settlers of whom he would supply that section of the country with Justices of the Peace ; he has also in many cases shewn his contempt and aversion for the old settlers of the Colony.

> "He has refused to allow his officers to account for the many extraordinary and ruinous sums of money collected by them as fines, and in their capacity of informers for hire, and has obstinately kept the Colony in ignorance concerning the disposal of such fines, in detail.

"Instead of selecting disinterested and responsible individuals as bank directors on behalf of the Provincial Stock, he has chosen placemen, politicians, persons who are rapidly enriching themselves by the abuses of the system and depen-dant on its abuses; and thus he completes the close political terests of the Colony, through the bank as it may best answer

their own personal views. "I have thus briefly stated some parts of His Excellency's public conduct; and from the whole of that conduct since he first came among us to this present day I infer that his creed and principles are the same as are professed and acted upon by

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Monarchs in Europe whose example he so closely follows, to breast. wit: Nicholas of Russia, Frederick William of Prussia, Charles X of France, Ferdinand of Spain, Francis of Austria and the Dake of Brunswick.

"He believes that you were made to be governed-to be ruled-to be taxed-to labour-and to laugh, weep, sigh or be merry, as directed by vice-regal authority. He believes that it is his duty to do as he pleases, and your duty to do as he orders you. He believes that the circulation of knowledge in your Townships and Concessions is a great evil, and the education of the yeomanry of Upper Canada dangerous to the peace and good order of society. He wishes to keep you ignorant in order that you may be obedient, and to keep you obedient in order that you may be enslaved. He believes that you have few natural rights, and that all social privileges are enjoyed through the bounty of Princes and Lieutenant Governors. He believes that the liberty of the Press is the invention of Beelzebub, and that newspapers and newspaper editors are the curse of the earth and the scourge of mankind; and strongly inclines to the opinion that all popular Governments are the judgements of Heaven upon Earth for the sin and disobedience of the lower orders. He further believes that Methodism and Atheism are equally daugerous, and that John Knox and John Wesley were workers of much mischief. He has been bred to believe the people only of importance as pigs and sheep are of importance, in order to furnish Governors, Generals, Colonels, Captains and Legislative Councillors with subsistence, and he treats them accordingly. "All the Methodists in America would fail in their attempts to soften the heart of one single Arab, brought up in the notion that it is more glorious to rob cavarans than to labour for a living." His Excellency is the creature of Education, and has been early taught "that man possesses few rights as a member of society, and that all he mjoys and hopes for, he derives from, or should look up to his earthly Sovereign, or his Representative, to confer. He further firmly believes that it is impossible to combine in any government on earth, the will of the people with royal authority; and that the Initiative and Executive; the thought, word and deed, should all be united in one being such as himself." Military rule in Upper Canada would be his pride and glory : that is what he was bred to. Constitutional Government he may have read of in books. But to command his fellow creatures as if they were so many Africans in Jamaica he has had long practice. I dare say, gentlemen, he would make a tolerably mild despot. These principles he holds in common with Archdeacon Strachan, Chief Justice Robinson, and those venerable bodies the Executive and Legislative Councils of Upper Canada ; all of whom are horror struck at the very name of political responsibility to the people.

A majority of the advisors of the person thus administering this Government, as his Executive Council, are the same persons who were denounced by the Commons House of Assembly by a vote of thirty-six to six, on the 12th day of January, 1829, as having "deeply wounded the feelings and in-jured the best interests of the Country." They are the same persons concerning whom the Commons' House of Assembly, on the 13th of January, 1830, solemnly declared their "settled conviction that the continuance about His Excellency of the same advisers, who, from the unhappy policy they have pursued, have long deservedly lost the confidence of the Country, is highly inexpedient, and calculated seriously to weaken the expectations of the people from the impartial and disinterested Justice of His Majesty's Government."

"They are the same Executive Council who upheld and maintained an organized system of espionage throughout the Province, who received the secret and injurious reports of hireling tale-bearers, against the most worthy and exalted characters, and placed the same in the confidential archives of that Executive from deserved odium. office for the worst of purposes.

"They are the same Executive Conneil who upheld and encouraged and paid from the Provincial chest licentious and abusive presses wantonly to defame the honest ycomanry of the country.

"They are the same Executive Council who secretly denounced the House of Assembly, to the King, as a band of rebellious and traitorous conspirators, when that House ventured to stand up for the rights and liberties of their country.

"They are the same Executive Council who tampered with the independence of the Legislative Council, and induced a majority of its Members to swerve from their integrity.

"They are of the Council who banished. Mr. Gourlay, a native born British subject, by a course of the most cruel, unjust and tyrannical proceedings.

"They are the Council who dragged from the bench of justice the Hon: John Walpole Willis, and after affecting his already appointed by Lower Canada, to consider of the reguremoval from the judicial office, pursued him into retirement and even to banishment with the most disgraceful and malicious

the majority of the House of Peers of England, and by those slanders ever engendered by envy or hatred in the human

" They are the Council who advised the secret despatch to England, marked "separate," in which the most gross and infamous slanders are reiterated against Doctor Baldwin, Mr. Rolph, Mr. Bidwell, the majority of the House of Assembly, Mr. Justice Willis, and the people of this great County; and their baneful and destructive influence extends over this Province until this day.

" They are the same Council who placed on the records an opinion, sent secretly and unasked for, to His Majesty's Government, by the person since elevated to the centre seat on the bench of justice, but then in the House of Assembly, that the Speaker of that House (Mr. Bidwell,) with Mr. Rolph and others of its Members were a most wicked and factious cabal, engaged in that flouse in an unprincipled opposition to the measures and institutions of the Government.

" They are the same Council who cudeavoured to deprive many of you of your civil rights by the infamous Alien Bill.

" They are the same Council who have interfered in the most unwarrantable and irritating manner with the education of the people, contrary to law; and who have suffered 500,000 acres of land granted by His Majesty's Government many years ago for the purposes of education, to remain a wilderness.

" They are the Council who screened the Hon. William Allan in his alledged misapplication of the revenue, and refused to do justice upon the petition of the much injured Leonard Wilcox.

" They are the Council who advised and urged to maturity the detested everlasting salary bill of last March.

" They are the Council who did so much to injure the country, by their united and individual slanders against a majority of the several Christian Denominations in Upper Canada.

" They are the Council who granted £31 to W.Knot out of the revenue, as a per centage on £621 of Militia fines collected by him in 3rd York Militia during the war; no account being given by His Excellency of the amount and application of such monies although all public accountants account to the Receiver General.

" They are the Council who refused others having prior claims, and granted part of the harbour of this Town to Henry Hamilton and persons who had busied themselves for the present Chief Justice in his contested Election for the Town of York, an election famed through Canada for the corrupt manner in which it was conducted. They too are the Council who have for many years acted in the most injudicious manner as a Land Council, of which innumerable proofs can be adduced.

"They are the Council who persecuted and shamefully entreated the gallant Captain Matthews.

" The Legislative Council is chiefly composed of persons dependant on the Executive Government for their salaries, pensions and fees of office, or who have been selected by that Government, upon the principle on which the English Tories have selected Peers and Bishops for the last forty years, absolute and unlimited servility. It also contains naval and military half pay officers, Roman Catholic and Protestant Bishops, Venerable Archdeacons, Excise Officers and Bank Directors; and its official organ is the Chief Criminal Judge of the Colony. From its very nature and composition it has scarce one feeling or sentiment in common with the country, being the mere breath of the Executive, and an expensive and cumbrous screen to shield

" The Legislative Council rarely if ever originates any Bills of general interest for the advancement of the public prosperity.

" It has on innumerable occasions rejected the most wise, salutary laws, laws earnestly desired by the people, and calculated to promote their welfare. Among the measures thus wantonly rejected by the Council since my entrance into the Legislature, I shall particularly enumerate bills :

" For abolishing the law of primogeniture and dividing real estate more equally among the sons and daughters of land-owners who die intestate.

" For selling a part of the Clergy Reserves for the benefit of the country.

" For rendering Sheriffs and their Deputies incligible to seats in Parliament for places within their jurisdiction.

"For appointing Commissioners to meet Commissioners lation of trade, customs' duties, and other matters of mutual interest.

January 6th, 1832, [2nd Sess. 11th Parl. 2nd Wm. IV.] January 6th, 1832.

"For appointing, 1st, the Hon. J. W. Willis, and secondly Mr. Speaker Papineau, to act as a judge in equity and reconsider the case of Mr. Randal's Chaudiere estate.—For assigning yards to debtors incarcerated in prison. "They have imitated the Legislative Council in squandering your revenues, under the head contingencies; they double and treble the incomes of some of their servants, grant the most extraordinary demands for services, carelessly examine accounts,

"For facilitating the administration of justice, by removing the grounds on which frequent charges of partiality and corruption, or deep suspicion of corruption, have often been made against Sheriffs and Coroners for arbitrarily returning and impannelling juries.-For excluding the Judges from the Legislative and Executive Councils. For relieving Quakers, Menonists and Tunkards from the payment of fines for non-performance of militia duty in time of peace.-For establishing on a just and liberal principal Upper Canada College in this Town.-For authorising creditors to sue for debts against the Canada Company .- For allowing persons who may be charged with felony, and unable to defend themselves, the benefit of full defence by Counsel.-For the better regulation of Township Meetings and the duties of Town and Township Officers .--- For more fully securing the independence of Town Members, by granting them the same wages as County Members -For stopping the payment of an Episcopalian Chaplain when the Assembly no longer required his services.-For allowing the people of Kingston to elect Municipal Officers instead of having their local affairs regulated by a few irresponsible individuals arbitrarily selected by the Executive Government.-For granting a small aid for a few years to the Academy incorporated in Grantham.-For incorporating a number of you as an Association to hold your public Store-House in York, and store your grain. For repealing the £2,500 or Pension Fund Act ; for amending the law of evidence and contracts .- For amending the Law of Libel.-For granting in 1829, £13,650 in aid of the Roads. And for authorising the appointment of Commissioners of Roads and other officers for the mangement of highways by the Township Meetings. Also-

"For lessening the number of lawsuits and authorizing the appointment of Arbitrators in certain cases ; &c. &c.

"The Legislative Council is the cause of much waste of time and money in the House of Assembly, by continually rejecting Bills much called for by the people, which causes great delay in the business of the Assembly each year, in again going thro' and discussing the same measures.—The Gourlay Banishment repeal Bill; the Prince Edward Division Bill, and several other Bills of a general or local character, were often passed in the Lower House at a great expense to the Colony, and finally assented to.

"The Legislative Council is opposed to a liberal system of banking, because its Members are almost all deeply interested in the political and exclusive Bank already established, as well from their profits as Stockholders as from the influence they derive as placemen from the secret control of this dangerous institution.

"The Legislative Conneil have passed Addresses in favor of particular Church establishments, and are as much opposed to the independence of the Judges on the Crown, as they were anxions to secure their independence of the people. They have no fear of the present Judges lacking in pliability towards any Administration.

"The Legislative Gouncil grant the money arising from the taxes levied on you, to their door-keepers and favourites for pretended extra services; and last Spring grossly imposed upon the House of Assembly by representing a demand made to pay a door-keeper a douccur for some pretended service some years before, as being to pay contingencies of the then existing Session.

"His Majesty's Government will find the causes of the conduct I have thus described fully developed in your addresses to the King, of last July and August, in the sentiments of which I heartily concur.

"I have charged the present House of Assembly with sycophency, in my capacity of a public journalist; I here before you and in the face of the world reiterate that charge, as applied to the majority of its Members.

"They have passed at the request of the local Executive, and contrary to Brstish Constitutional principle, the everlasting Salary Bill; refusing at same time to limit its operation to the present reign; refusing to provide for the independence of the Judges on the Executive while they secured to them forever the most extravagant incomes; refusing also to inquire, into the wasteful and dangerous system of applying the greater part of the revenue by a power unknown to the constitution; refusing to exclude the Judges from seals in the Legislative and Executive Council; refusing to exclude Bishops; Archdeacons and Gospel Preachers from seals in the Executive Council; and refusing to curtail the extravagance of the Council Clerk, and the unjust charges of the Crown Officers, before these officers had voted themselves and their successors, and the said Clerk and his successors, incomes out of the taxes for ever.

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"They have imitated the Legislative Council in squandering your revenues, under the head contingencies; they double and treble the incomes of some of their servants, grant the most extraordinary demands for services, carelessly examine accounts, and openly vote down Session after Session ordinary motions of enquiry into the items of expense which compose the thousands of pounds demanded in a lump from time to time as contingencies by the Legislative Council. Adding together the probable incidental charges of the two houses from March last until March next, we shall have about $\mathcal{L}9,000$. And as the whole expense of their sittings $\mathcal{L}25,000$. The Legislature of Vermont costs annually about half as many dollars, including the salary of Governor, Judges, and all other charges; yet the population of Vermont exceeds ours. 81

"They allowed the St. Lawrence to remain unimproved, altho" its being made navigable would have benefitted every body; and neglected further to encourage education, altho" the people cried out for it; they put a negative in their first Session upon the bill for distribution of intestate estate, altho" Upper Canada had but one voice in its favor; they delayed and refused to pass the Clergy Reserve Address in the same Session, lest, (as they said) the petitioners by Mr. Ryerson should profit by it; and found, nevertheless, £50,000 to expend on Welland Canal, an unprofitable undertaking, a job prematurely gone into for the advantage of a few officers of this Government, Legislative Councillors and speculators in waste lands.

"They neglected your numerous petitions, presented by myself and other friendly Members, praying for the passage of many salutary enactments, or delivered them into the custody and safe keeping of placemen by whom I had been personally insulted and defamed as a rebel and traitor, and by this means prevented several useful Bills being introduced into the House on your petitions.

" They passed the obnoxious York Market Bill in opposition to your petitions, and in defiance of the protestations of your Members.-They negatived and condemned the principle of voting by ballot .- They disapproved by their votes of the excellent principle of regulating by law the sales of all public or Crown Lands, and preferred the present secret and corrupt system .- They refused to censure the Lieutenant Governor for keeping back this Election 21 days instead of eight, in order that it might interfere with your annual Town Meetings, and delay my return.-They refused to enquire into the Tea Monopoly by which you are so heavily taxed.-They refused to remonstrate against the principle of the Trade Act of last April, so deeply affecting your interests .- They allow the important statements respecting extravagant pensions, salaries, fees, and law charges to slumber on their shelves, and thereby increase the incomes of Attornies, Bailiffs, Sheriffs, and other public functionaries at the expense of justice and good government .- They neglect to inquire into the details of the many thousands of pounds granted for road and bridge, improvements.—They neglect to inquire into the whole Provincial expenditure, and to provide due checks on the revenue Officers .- They propose to double the power of the political Bank of this place, and they get rid of motions for enquiring into the state of its affairs by motions for adjournment.

"They appoint Committees on the state of the representation of the people in their own House, and refuse to allow said Committees to report.

"They get rid of bills for the general regulation of Banking; revenue inquirics; Bank inquiries; inquires into salaries, incomes, fees and perquisites; bills to amend the representation; inquiries into fines, forfeitures, seizures, and the application of the same, and of your opposition to destructive monopolies, by summarily expelling a Member you sent to attend to these matters.

"They (the said majority) are cheifly placemen during pleasure, such as sheriffs, crown lawyers, postmasters, judges, registrars, custom house officers, military men on half pay or with retired allowances, collectors of the customs elect, &c. &c. who receive from the Government 6, if not 10 times the amount they obtain from the people as Legislators. They are the enemies of free discussion thro' the press, although such free discussion of the conduct of public men is your best guarantee for the preservation of the rights of freemen.

" Having stated these facts at length, I have only now to add my own individual opinion thereon, which is, 1st, that His Excellency Sir John Colborne, Lieutenant Governor of this Province, by the abuses and mal-administration of which he has been guilty, and by the general tenor of his administration, has entirely forfeited all confidence on the part of the people of Upper. Canada, and is incapable of acquiring the confidence of any House of Assembly in which the people would be faithfully represented.

"2. That John Strachan; D. D. and his fellow Members of the Executive Council, have utterly forfeited all claim to the confidence of the people.

"2. That the Legislative Council, as now constituted, is a grievous burthen upon the Colony, and has not answered the purposes for which it was instituted.

"4. That, for the reasons given in your petition lately presented to the Lieutenant Governor, as well as those others above stated, it is essential to the prosperity of the Country that the Provincial Legislature should be forthwith dissolved.

5. That the Country cannot be restored to a state of tranquility, confidence, and quiet, but when His Excellency Sir John Colborne shall have been recalled from his Government and his administration changed by the removal of the persons composing the present Executive Council; when the places of Henry John Boulton and Christopher Alexander Hagerman, the present Attorney and Solicitor General shall be filled by other persons; and the people of the Province allowed to amend their late choice of a representation.

" 6. That it is expedient to suggest to His Majesty's Government, that the interests of this country as connected with England, would be best promoted by the appointment of a person to the head of this government, who had not "gathered his knowledge" of civil rule from the usages of camps and garrisons, nor "formed his ideas" of religious freedom from the maxims of the University of Oxford.

"7. That I approve of the petition and address to the King, and the petitions to the House of Assembly, adopted by you in July and August last.

"8. That I am decidedly opposed to the increase of the power of the Bank of Upper Canada, or the extension of its Capital Stock.

"Electors of the County of York, you have had a long and intimate acquaintance with my public and private character and conduct. My political opinions, on the most important questions likely soon to arise in the country, I have also this day distinctly avowed, together with the grounds on which I entertain such opinions.

"If you agree with me in sentiment on these important questions, and are satisfied with my past conduct as your memher; disapproving of the late steps taken by the House of Assembly against the freedom of the Press, and their violation of your rights in my person ; I humbly request your suffrages in my favour, as a demonstration of public opinion in the most populous, wealthy, and influential shire in Upper Canada; that shire too which has the best means of judging of the government and the representative body, from their location within it.

" If, on the other hand, you approve of the conduct of the Provincial Executive and Assembly, it will be my duty to close my career as a public journalist, and respectfully to desire your permission to return into private life, filled with a deep and lively sense of your kindness and condescension, and of my own utter unworthiness of the high honor your friendship has twice freely bestowed."

W. L. MACKENZIE.

- "TO THE PEOPLE OF CANADA.

"FRIENDS, COUNTRYMEN, AND BROTHERS!

"Let it never be forgotten by you, that it is to the possesion of a Free and Independent Press that Great Britain owes her greatness; that but for the absence of the sensorship, France would have ere now relapsed into her ancient despotism under the iron sway of Charles the 10th; and that a shackled Press in Upper Canada would speedily convert your filty representatives into fifty tyrants, in close and unholy alliance with trained hands of public robbers elsewhere. Rememher, that wherever the Press is not free the people are poor abject degraded slaves; that the Press is the life, the safeguard, the very heart's blood of a free country ; the test of its worth, its hapiness, its civilization ; and that thirty individuals " dressed up in a little brief authority," aimed a deadly thrust at this great palladiam of your rights. The members of your Legislature who contributed their aid to put down the free expression of public opinion, by violent means, in the case of the expulsion of Mr. MacKenzie are, OF J. H. Samson (with whom sion of Mr. Mackenzie are, UF J. H. Samson (with whom the dark proceeding originated), (F his seconder Asa Wer-den, (F Absalom Shade, (F Hugh Christopher Thomson ! (F William Morris, (F Christopher A. Hagerman, (F W. B. Robinson, (F John Wilson, (F William Willson, F Henry J. Boulton, (F William B. Jarvis, (F Allan N. Macnab, (F Richard D. Fraser, (F Alexander Fraser, (F William Berczy, (F George Boulton, (F William Chisholm, (F William Crooks, (F William Elliott, (F Henry Jones, F Alex. McMartin, (F Charles Ingersoll, (F Cho); Jones, OF Alex. McMartin, OF Charles Ingersoll, OF Cha's. Duncombe, OF Roswell Mount, OF John Warren, OF Phi-lip VanKoughnet, OF John Lewis, OF John B. Magon, OF John Brown, and OF Mahlon Burwell,

"NOBLE CANADIANS !- See that ye inscribe their names and deeds in your most sacred family records; publish them

<u>,</u> .

in your schools and colleges; and teach your children, and your children's children, that as they would desire to avoid bringing misery and destruction upon their beloved country, to take warning and avoid the pernicious example of these misguided men."

Mr. MacKenzie then entered upon his defence.

The Master in Chancery brought down from the Honora- Message and ble the Legislative Council a Message, and a series of Resolutions, passed by that Honorable House, and a Newspaper down from Legislative called the Colonial Advocate, dated the fifth instant. Council.

The Speaker read the Message as follows :---

MR. SPEAKER,

The Legislative Council has passed certain resolutions on Message. the subject of its privileges, which they communicate to the Commons' House of Assembly.

JOHN B. ROBINSON,

SPEAKER.

Legislative Council Chamber, 6th day of January, 1832.

Mr. MacKenzie resumed his defence, and at six o'clock P.M. conluded the same.

Mr. Solicitor General, seconded by Mr. Elliott, moves Resolution for that it be resolved, that William Lyon MacKenzie, Esquire, a declaring W. Member returned to represent the County of York, in Provin- L. Mackenzie guilty of liber guilty of libel. cial Parliament, has been expelled this House during the present Session, for the publication of certain gross, scandalous, and malicious libels, intended and calculated to bring this House, and the Government of this Province, into contempt, and to excite groundless suspicion and distrust in the minds of the inhabitants of the Province, as to the proceedings and motives of their representatives.

That, since his re-election, in a certain Newspaper called the "Colonial Advocate," dated 5th January, instant, in an article therein published, entitled "Articles of Impeachment, "or public accusations, read and submitted to the considera-"tion of the Electors of the County of York, in County "Court assembled, on Monday, second January, 1832, by "Mr. MacKenzie, their late Member, against the Lieutenant "Governor and the advisers of the Crown"-of which he has avowed himself the author; and in a certain other article in the same paper, of the same date, purporting to be an address "To the people of Upper Canada," of which he has also acknowledged himself the author, has, in high contempt of this House and its privileges, not only reasserted the said gross, scandalous and malicious libel, for which he, the said William Lyon MacKenzie, had been expelled, but hath also in the said articles endeavoured, by false, scandalous, and malicious misrepresentations, to cause his Majesty's Subjects of this Province to believe that the Majority of their Representatives should be held in execution and abhorrence by posterity, as enemies to the liberties of the people they represent-as persons who would by violent and unconstitutional means destroy the liberty of the press, and convert the fifty Members of which this House is composed, into tyrants, in close and unboly alliance with trained bands of public robbers :--- Wherefore, It is resolved, that the said William Lyon MacKenzie be expelled this House, and declared unfit and unworthy to hold a seat therein.

In amendment, Mr. Macuab, seconded by Mr. Van-Amendment Koughnett, moves that after the word " therein" the following proposedbe added :--- " during the present Parliament."

On which debates ensued.

Mr. Attorney General, seconded by Mr. Mount, moves Question that the debate on the question of privilege be adjourned until adjourned. to-morrow, and that it be the first thing on the order of the day.

Ordered.

The Resolutions from the Honorable the Legislative Resolutions Council were read by the Clerk, as follows :--from Legisla-

tive Council Resolved-That a Newspaper called the "Colonial Advocate," published at York on the 5th day of January, instant, Resolutions from Legisla is a scorrilous and unwarrantable libel upon the Legislative from Legislative five Council Council. complaining

of libel in Resolved-That it appears by several passages of the Colonial said paper, that William Lyon MacKenzie, Esquire, a Member Advocate. of the House of Assembly, now in Session, is the publisher thereof, and the author and composer of the said libel.

Resolved-That with whatever forbearance the Legislative Council may be disposed to treat less flagitious libels, published under other circumstances, it becomes them not to submit to the indignity of being thus slanderously traduced at the very place, and at the time in which they are exercising their functions committed to them by the constitution, and by

Debates.

libels avowedly sanctioned by the name of a Member of another hold your public Store-House in York, and store your grain.branch of the Legislature, with which it is the duty and desire For repealing the £2500 or Pensiou Fund Act ; for amending of the Legislative Council to co-operate in all measures for promoting the public good.

Resolved-That the Legislative Council cannot but feel a confident reliance that, if the said paper is really published, as it professes to be, by the said William Lyon Mackenzie, the House of Assembly will view with just indignation the efforts thus made by one of their Members for impairing the independence of the Legislative Council, and diminishing the respect which is due to them as a part of the constitution of this Province, and that they will desire to afford reparation to the Legislative Council for so unwarrantable a breach of their privileges.

Resolved—That these resolutions, together with the paper referred to, be communicated to the House of Assembly.

Truly extracted from the Journals, 6th January, 1832.

GRANT POWELL,

CLERK, L. C.

Paragraphs in the Colonial Advocate, adverted to in the foregoing resolutions.

"In selecting prejudiced and dependant persons, Officers on half-pay; Priests, Bishops and pensioned individuals, to seats in the Legislative Council, under the pretence of adding to the independence of that Body.

Matter com-

plained of as libelous by

Legislative

Council.

" The Legislative Council is chiefly composed of persons dependant on the Executive Government for their salaries, pensions and fees of office, or who have been selected by that Government, upon the principle on which the English Tories have selected Peers and Bishops for the last forty years, absolute and unlimited servility. It also contains naval and military half pay officers, Roman Catholic and Protestant Bishops, Venerable Archdeacons, Excise Officers and Bank Directors; and its official organ is the Chief Criminal Judge of the Colony. From its very nature and composition it has scarce one feeling or sentiment in common with the country, being the mere breath of the Executive, and an expensive and cumbrous screen to shield ing your revenues, under the head contingencies ; they double that Executive from deserved odium.

"The Legislative Council rarely if ever originates any Bills of general interest for the advancement of the public prosperity.

" It has on innumerable occasions rejected the most wise, salutary laws, laws earnestly desired by the people, and calculated to promote their welfare. Among the measures thus wantonly rejected by the Council since my entrance into the Legislature, I shall particularly enumerate bills :

" For abolishing the law of primogeniture and dividing real estate more equally among the sons and daughters of landowners who die intestate.

"For selling a part of the Clergy Reserves for the benefit of the country.

" For rendering Sheriffs and their Deputies ineligible to seats in Parliament for places within their jurisdiction.

" For appointing Commissioners to meet Commissioners already appointed by Lower Canada, to consider of the regulation of trade, custom' duties, and other matters of mutual interest.

" For appointing, 1st, the Hon. J. W. Willis, and secondly Mr. Speaker Papineau, to act as a judge in equity and reconsider the case of Mr. Raudal's Chaudiere estate .- For assigning yards to debtors incarcerated in prison.

" For facilitating the administration of Justice, by removing the grounds on which frequent charges of partiality and corruption, or deep suspicion of corruption, have often been made against Sheriffs and Coroners for arbitrarily returning and empannelling juries .- For excluding the Judges from the Legislative and Executive Councils. For relieving Quakers, Menonists and Tunkards from the payment of fines for non-performance of militia duty in time of peace .- For establishing on a just and liberal principle Upper Canada College in this Town.-For authorising creditors to sue for debts against the Canada Company .- For allowing persons who may be charged with felony, and unable to defend themselves, the benefit of full Meetings and the dutics of Town and Township Officers .- For be discharged. more fully securing the independence of Town Members, by granting them the same wages as County Members .- For stop- taken as follows : ping the payment of an Episcopalian Chaplain when the Assembly no longer required his services.-For allowing the people of Kingston to elect Municipal Officers instead of having their Beardsley, local affairs regulated by a few irresponsible individuals arbitra- Bidwell, rily selected by the Executive Government.—For granting a Buell, small aid for a few years to the Academy incorporated in Grant- Clark, ham .- For incorporating a number of you as an Association to Cook,

the law of evidence and contracts .- For amending the Law of Libel.—For granting in 1829, £13,650 in aid of the Roads. And for authorizing the appointment of Commissioners of Roads and other officers for the management of highways by the Township Meetings. Also-

"For lessening the number of lawsuits and authorizing the appointment of Arbitrators in certain cases ; &c. &c.

" The Legislative Council is the cause of much waste of time and money in the House of Assembly, by continually rejecting Bills much called for by the people, which causes great delay in the business of the Assembly each year, in again going thro' and discussing the same measures.—The Gourlay Banishment Repeal Bill; the Prince Edward Division Bill, and several other Bills of a general or local character, were often passed in the Lower House at a great expense to the Colony, and finally assented to.

"The Legislative Council is opposed to a liberal system of banking, because its Members are almost all deeply interested in the political and exclusive Bank already established, as well from their profits as Stockholders as from the influence the derive as placemen from the secret control of this dangerous institution.

"The Legislative Council have passed addresses in favor of particular Church establishments, and are as much opposed to the independence of the Judges on the Crown, as they were annious to secure their independence of the people. They have no fear of the present Judges lacking in pliability towards any Administration.

"The Legislative Council grant the money arising from the taxes levied on you, to their door-keepers and favorites for pretended extra services; and last Spring grossly imposed upon the House of Assembly by representing a demand made to pay a door-keeper a douceur for some pretended service some years before, as being to pay contingencies of the then existing Session.

" They have imitated the Legislative Council in squanderand treble the income of some of their servants, grant the most extraordinary demands for services, carelessly examine accounts, and openly vote down Session after Session ordinary motions of enquiry into the items of expense which compose the thousands of pounds demanded in a lump from time to time as contingencies by the Legislative Council. Adding together the probable incidental charges of the two houses from March last until March next, we shall have about £9000. And as the whole expense of their sittings £25,000. The Legislature of Vermont costs annually about half as many dollars, including the salary of Governor, Judges, and all other charges ; yet the population of Vermont exceeds ours.

Mr. Werden, from the Committee to wait upon His Ex- Committee to collency the Licotenant Governor, to know when he would be wait on His pleased to receive this House with its address requesting His know when he Excellency to transmit the address to His Majesty on the sub- would receive ject of the settlement of the Province, reported that His the House with Excellency had been pleased to name the hour of eleven A.M. on settlement to-morrow.

Adjourned.

SATURDAY, 7th JANUARY, 1832.

THE House met.

The minutes of yesterday were read.

At eleven o'clock the House waited upon His Excellency House waits on the Lieutenant Governor, with its address, requesting His Ex- His Excellency cellency to transmit the address to His Majesty, on the subject transmit ad. of the settlement of the Province, to His Majesty's Secretary dress to King. of State for the Colonies, to be by him laid at the foot of the on settlement of Province. Throne-and being returned, the Speaker reported that His Excellency had been pleased to make thereto the following answer: 1400

GENTLEMEN,

I will transmit to the Secretary of State for the Colonies, Answer. this address to His Majesty.

Mr. Perry, seconded by Mr. Shaver, moves that so much Motion for defence by Counsel .- For the better regulation of Township of the order of the day as relates to the question of privilege discharging question privilege.

On which the House divided, and the yeas and nays were House divides. i di se

YEAS.-Msssieurs. A. McDonald, Randal, Duncombe, D. McDonald, Roblin, Norton, Shaver, Howard, Ketchum, White-17. Perry, McCall,

of Provinc reported 11 A. M. to-mor-

row.

NAYS.—Messicurs.

| 22. | Atty. General, Boulton, Browu, Burwell, Chisholm, Elliott, | A. Fraser, Jones, Lewis. McMartin, Macnab, Macon, | Morris. Mount, Robiuson, Samson, Shade, | Sol. General, Thomson, Van Koughnett, Werden, J. Willson—22. |
|-----|---|--|---|--|
|-----|---|--|---|--|

The question was decided in the negative by a majority of five.

The Speaker then read the Solicitor General's motion of yesterday, as follows :

Sol General's mation for feetiaring Mr. Markenzie garay of libel read again.

Nays

Mr. Solicitor General, seconded by Mr. Elliott, moves that it be resolved that William Lyon MacKenzie, Esquire, a member returned to represent the County of York, in Provincial Parliament, has been expelled this House during the present Session, for the publication of certain gross, scandalous and malicious libels, intended and calculated to bring this House and the government of the Province into contempt, and to excite groundless suspicion and distrust in the minds of the inhabitants of the Province, as to the proceedings and motives of their representatives.

That since his re-election, in a certain newspaper, called the " Colonial Advocate," dated 5th January instant, in an article therein published entitled, "Articles of Impeachment or public accusations read and submitted to the consideration of the electors of the County of York, in County Court assembled, on Monday, 2nd January 1832, by Mr. MacKenzie, their late Member, against the Lieutenant Governor and the advisers of the Crown," of which he has avowed himself the author-and in a certain other article in the same paper, of the same date, purporting to be an address " to the people of Upper Canada," of which he has also acknowledged himself the author-has, in high contempt of this House, and its privileges, not only repeated the said gross, scandalous and malicious libels, for which he, the said William Lyon MacKenzie had been expelled-but hath also, in the said articles, endeavoured by false, scandalous and malicious misrepresentations, to cause His Majesty's subjects of this Province to believe that the majority of their representatives should be held in execution and abhorrence by posterity, as enemies to the liberties of the people they represent-as persons who would by violent and unconstitutional means destroy the liberty of the press, and convert the fifty Members, of which this House is composed, into Tyrants, in close and unholy alliance with trained bands of public robbers.

Wherefore it is resolved, that the said William Lyon Mac-Kenzie he expelled this House, and declared unfit and unworthy to hold a seat therein.

And also Mr. MacNab's motion in amendment thereto, as follows :

Mr. MacNab, seconded by Mr. VanKoughnett, moves Mr. Macnab's that after the word " therein" the following words be added, amendment read. "during the present Parliament."

Flouse divides On which amendment the House divided, and the yeas on amendand nays were taken as follows :--ment.

YEAS.-Mossicurs.

| ¥eas 27. | Atty. General, Berzcy, Boulton, Brown, Burwell, Chisholm, Crooks, | Elliott, A. Fraser, Jarvis, Jones, Lewis, McMartin, Macnab, | Magon, Morris, Mount, Robinson, Samson, Shade, Sol. General, | Thomson, Van Konglinett, Warren, Werden, J. Willson, W. Wilson-27 | |
|----------|---|---|--|--|--|
|----------|---|---|--|--|--|

NAYS .- Messieurs.

| NAVE 19. | Beardsley, Bidwell, Buell, Campbell, Closk | Cook, Duncombe, Howard, Ketchum, | McCall, Randal, A. McDonald, Roblin, D. McDonald, Shaver, Norton, White-19 | |
|----------|--|---|---|--|
| | Clark, | Lyons, | Perry, | |

The question of amendment was carried in the affirmative, Amendment by a majority of eight. carried.

Original

The original question as amended was then put as follows :

Resolved, that William Lyon MacKenzie, Esquire, a Member returned to represent the County of York in Provinquestion as cial Parliament, has been expelled this House during the amended put. present Session, for the publication of certain gross, scandalous, and malicious libels, intended and calculated to bring this House, and the Government of the Province, into contempt, and to excite groundless suspicion and distrust in the

minds of the inhabitants of the Province, as to the proceedings and motives of their representatives.

That since his re-election, in a certain newspaper called the " Colonial Advocate" dated 5th January, instant, in an article therein published entitled, "Articles of impeachment or public accusations, read and submitted to the consideration of the electors of the county of York, in County Court assembled, on Monday 2d January 1832, by Mr. MacKenzie their late member, against the Lieutenant Governor and the advisers of the Crown," of which he has avowed himself the author-and in a certain other article in the same paper, of the same date, purporting to be an address " to the people of Upper Canada," of which he has also acknowledged himself the author, has, in high contempt of this House, and its privileges, not only repeated the said gross, scandalous and malicious libels, for which he, the said William Lyon MacKenzie, had been expelled, but hath, also, in the said articles, endeavoured, by false, scandalous and malicious misrepresentations, to cause His Majesty's subjects of this Province to believe that the majority of their representatives should be held in execration and abhorrence by posterity, as enemies to the liberties of the people they represent, as persons who would by violent and unconstitutional means destroy the liberty of the press, and convert the fifty members, of which this House is composed, into Tyrants in close and unholy alliance with trained bands of public robbers, wherefore it is resolved that the said William Lyon MacKenzie be expelled this House, and declared unfit and unworthy to hold a seat therein, during the present Parliament.

On which the House divided, and the yeas and nays were house divides ken as follows: taken as follows: expulsion.

YEAS.—Messieurs,

| Atty. General, Berczy, Boulton, Brown, Burwell, Chisholm, Crooks, | Elliott, A. Fraser, Jarvis, Jones, Lewis, McMartin, Macnab, | Magon, Morris, Mount, Robinson, Samson, Shade, Sol. Gencral, | Thomson, Van Koughnett, Warren, Werden, J. Willson, W. Wilson, | Yers 27. |
|---|---|--|---|----------|
| | AT LITCH | 35 . | | |

NAYS.—Messicurs.

| Beardsley, Bidwell, Buell, Campbell, Clark, | Cook, Duncombe, Howard, Ketchum, Lyons, | McCall, A. McDonald, D. McDonald, Norton, Perry, | | Nays 19. |
|---|---|--|--|----------|
|---|---|--|--|----------|

The question was carried in the affirmative by a majority Question of eight. Mr. MacKen-

zie expelled. Mr. Solicitor General, seconded by Mr. VanKoughnett, moves that it be resolved, that the Speaker of this House do Motion for issue his Warrant to the Clerk of the Grown in Chancery for new writ for a new Writ for the Election of a Member to serve in the the County of present Parliament as Representative of the County of York, York. in the place of the said William Lyon MacKenzie, Esquire, who has been expelled this House and declared unfit and unworthy to hold a seat therein during the present Parliament.

Ordered.

Mr. Jarvis brought up the petition of Charles Perry, of Petition of the Town of York, Blacksmith; which was laid on the table, Charles Perry.

brought up. Mr. Roblin brought up the petition of Neil McArthur, Petition of and ninety-seven others, of the Township of Ameliashurgh, Neil M'Anhar and adjoining Townships, in the Midland Dictrict; which was and others brought up. laid on the table.

Adjourned.

Monday, 9th January, 1332.

THE House met.

The minutes of Saturday were read.

Petitions brought up.

Mr. Ketchum brought up the petition of J. Ransom, and J. Ransom sixty-four others, Inhabitants of the Township of Toronto, in and others, the County of York ; which was laid on the table.

Mr. Ketchum brought up the petition of William Devenish, Wm. Devenish and eleven others, of the Townships of Scarborough and York; which was laid on the table.

Mr. Ketchum brought up the petition of Joseph Abbott, Joseph Abbott and twenty-five others, Inhabitants of the Township of Whitby, and others. in the County of York ; which was laid on the table.

Mr. Ketchum brought up the petition of William Johns- Wm Johnston ton, and fifty-one others, Inhabitants of the Township of and others. Chinguacousy, in the County of York; which was laid on the table.

D. Gander, and others. was laid on the table. Petitions read. Sam'l. Lindsay and others. John Bagwell and others. R. Callaghan and others. James Dursad. George T. and others. Geo, Clemens, and others. John Shipman, and others. Allan Sweet and others. Levi Soper and others. John Dickey and others. Truelove Butler and others. Benj'n. Vates and others. A. Howard Bad others. Arch. McEwen and others. Geo, Sullivan, and others. W. B. Reeve, and others. James Milroy, and others.

M. Switzer, and others. Thos. Burrell, and others. John McCall, and others. John Orr. and others.

T. Thompson, and others. David Brown. and others W. Campbell, and others. Samuel Heck, and others. John Whitney and others, Andrew Adams and others,

Notice of dower bill.

Motion for referring grivance petitious.

Amendment

Mr. Clark brought up the petition of M. D. Gander, and fifty-five others, Freeholders of the District of Niagara; which

Agreeably to the order of the day, the petition of Samuel Lindsay, and twenty-two others, of the Home District, praying for aid in opening and crosswaying a part of Hurontario Street. The petition of John Bagwell, and eighty-one others, of the Townships of Toronto, Chinguacousey, and the Gore of Toronto, praying for aid to improve the road along the sixth Concession East of the centre road, in said Townships. The petition of Richard Callaghan, and thirty-seven others, of the Townships of Tecumseth and West Gwillimbury, in the Home District, praying for assistance to improve the road running between said Townships, commonly called the Town line. The petition of James Durand, of the Village of Dundas, in the Gore District, praying the House to appoint a Committee to inquire into the present state of the affairs of "the Desjardins' Canal Company," with power to send for persons and papers. The petition of Geo. T. Burke, Esq. and four hun-Burke, Esquire dred and twenty-two others, inhabitants of the County of Carleton, praying that an Act may be passed authorizing the holding of County Courts in the several Counties throughout the Province. The petition of George Clemens, and three hundred and forty-nine others, inhabitants of the Township of Waterloo, in the Gore District, praying for a grant of five hundred pounds for improving a road commonly called the Swamp Road, leading from said Township to Burlington Bay. The petition of John Shipman, and fifty others, of the Townships of Kitley, Yonge, and Bastard, in the Johnstown District. The petition of Allan Sweet, and thirty others, inhabitants of Brockville, Elizabethtown, Leeds, Landsdown, Burgess, and North and South Crosby. The petition of Levi Soper, and ten others, of the same places. The petition of John Dickey, and thirty-three others, of the Townships of Yonge, Kitley, and Bastard, in the Johnstown District. The petition of Truclove Butler, Chairman of a Public Meeting in the Town of Brockville, and one hundred and thirteen others, inhabitants of the Townships of Elizabethtown, Leeds, Lansdown, Elmsley, Burgess, and North and South Crosby, and the said Town of Brockville. The petition of Benjamin Yates, and forty-five others, of the same places. The petition of Alpheus Howard and twenty-four others, of the same places. The petition of Archibald McEwen, and eighty-six others, inhabitants of the Townships of Cornwall and Roxborough, in the Eastern District. The petition of George Sullivan, and twenty-two others, inhabitants of the County of Glengarry. The petition of W. B. Reeve, Chairman of a Public Meeting, and seventy-two others, inhabitants of the Township of Toronto, Home Dis-trict. The petition of James Milroy, and thirty-five others, inhabitants of the Townships of Cornwall and Roxborough, in the Eastern District. The petition of Martin Switzer, and fifty-three others, inhabitants of the Township of Toronto, in the Home District. The petition of Thomas Burrell, and one hundred and seventy others, of Toronto, aforesaid. The petition of John McCall, Chairman of a Township Meeting, and forty-five others, inhabitants of the Township of Esquesing, in the District of Gore. The petition of John Orr, and twentyfive others, of the same place. The petition of Thomas Thompson, and thirty-one others, of the same place. The petition of David Brown, and thirty-eight others, of the same place. The petition of William Campbell, and sixteen others, of the same place. The petition of Samuel Heck, and fortyseven others, inhabitants of the Village of Prescott and Township of Augusta, in the Johnstown District. The petition of John Whitney, and two others, of Edwardsburgh, in the Johnstown District. And the petition of Andrew Adams, Chairman of a Public Meeting, and thirty-three others, of the same place, praying the same as the petition of Peter Frank, and others of the Township of Vaughan, (see page 17.) were read.

Mr. Boulton gives notice that he will, on to-morrow, move for leave to bring in a bill to amend the law of Dower in this Province.

Mr. Buell, seconded by Mr. Cook, moves that the petitions of John Shipman, and others ; Allan Sweet, and others ; Levi Soper, and others ; Truelove Butler, and others ; and Alpheus Howard, and others-be referred to a Select Committee, composed of Messieurs Perry, Howard, Lyons and Campbell.

In amendment, Mr. Thomson, seconded by Mr. Brown, proposed and moves that all after the word "moves" in the original motion, catried, the evolution of the following imported to the state be expunged, and the following inserted :--" that the petition of John Shipman and others, and all other petitions relating to the same subject, and read this day, be referred to the Committee to whom was referred the petition of the people of Vaughan.

Which was carried. 유지 않는 The original question as amended was put and carried.

Y

Mr. Shade, seconded by Mr. Warren, moves that the Petition of petition of George Clemens, and three hundred and thirty-two and others others others, of the Township of Waterloo, he referred to the Com- referred. mittee on Supply.

Ordered.

Mr. Jarvis, seconded by Mr. Roblin, moves that the Petition of petition of R. C. Horne be referred to the Committee of Supply. E. C. Horne Esq. referred. Ordered.

Mr. Perry, seconded by Mr. Bidwell, moves that it be Motion for an resolved, that an humble address be presented to His Excel-Address to His lency the Lieutenant Governor, informing His Excellency that Excellency during the present Session of Parliament this House has resol-proceeding of ved that certain articles published in different numbers of a House in the newspaper called the Colonial Advocate, in which some of the case of libel in Members of this House were accused of sycophancy, and of cate. being an Executive faction, were gross, scandalous, and malicious libels on this House and the Government of this Province, and that William Lyon MacKenzie, Esquire, then a Member for the County of York, having avowed himself the author of the said articles, be expelled this House, and has ordered two thousand copies of its proceedings relative thereto to be printed for the use of Members.-That the said William Lyon MacKenzie, Esquire, was alterwards re-elected, and took his seat in this House; and that this House has subsequently resolved, that certain other articles in another number of said newspaper, which appeared to have been a communication made by him (as a Candidate) to the Electors of said County, at the Hustings, before his re-election, was a gross, scandalous, and malicious libel, and has again expelled the said William Lyon MacKenzie from this House, and has declared him unfit and unworthy to hold a seat therein during this Parliament .-That this House has reason to believe that these proceedings have produced a good deal of excitement in the minds of the people of this Province, and that this House is anxious to take the most effectual means for vindicating the character of its Members, which will be by submitting their conduct to the decision of their constituents : and therefore humbly praying His Excellency to dissolve the present Parliament and summon a new one, and that the thirty-second Rule of this House be dispensed with so far as relates to the same.

On which the House divided, and the yeas and nays were House divides. taken as follows:

YEAS.-Messieurs,

| | YEAS | S.—Messieurs, | | 100 A. 100 A. 100 A. |
|------------------------|------------------|----------------------------|-----------|----------------------------|
| Beardsley, Bidwell, | Cook, Howard, | A. McDonald D. McDonald | | с. С. А. |
| Baell, | Ketchum, | Norton, | Shaver, | Yeas 18. |
| Campbell, | Lyons, | Perry, | White-18. | |
| Clark, | McCall, | | | |

NAYS .- Messieurs,

| | | | | * |
|--------------|--------------------|------------|-----------|---|
| Atty. Genera | l, Elliott, | 2 | Macnab, | Sol. General, |
| Berczy, | A. Fraser, | Ĩ. | Maqon, | Thomson, |
| Boulton, | Ingersoll, | : المعر | Morris, | VanKoughnett, Nays 27. |
| Brown, | Jarvis, | н. | Mount, | Warren, |
| Burwell, | Jones, | ÷. | Robinson, | Werden, |
| Croeks, | Lewis, | - | Samson, | W.Wilson-27 |
| Duncombe, | McMartin, | - | Shade, | 또 가장에 있는 것이 가지 않는 것이다. 같은 것이 있는 것 같은 것이 있는 것이 |
| | - トロート・シート 一方方に しょ | | | おとうとうてい しんしょう しんしょう しんしょう |

The question was decided in the negative by a majority of nine.

Mr. Perry, seconded by Mr. Campbell, moves that two Motion for thousand copies of the whole proceedings, (with the yeas and printing the thousand copies of the whole proceedings, (with the yeas and whole pro-nays) relative to the late privilege question, together with the ceedings of alleged libel and the resolution of this day, be printed for the the libel case. use of members.

In amendment, Mr. Samson, seconded by Mr. Morris, Amendment moves that after the word "moves" the remainder be expanded proposed, and the following inserted, "that two thousand copies of the Resolutions of this House on the question of Privilege, together with the amendments proposed, with the yeas and nays upon the same, be printed for the use of Members."

House divides On which the House divided, and the yeas and nays were on amendtaken as follows: nt.

YEAS.-Messieurs,

| Atty. General | Jarvis | Morris, Thomson, |
|---------------|---------------------|---|
| Burwell, | Jones, | Mount, VanKoughnett, |
| Elliott. | Lewis, McMartin, | Robinson, Warren, Yeas 23. Samson, Werden, |
| A. Fraser, | Macnab, Magon, | Shade, Sol. General, |
| Ingersoll, | CARA MANAGES | |

| | | NAYS | –Messieurs, | | The minut | tes of yesterday | were read. | | |
|---|-----------------------------------|-------------------------------------|---|---|--|---|--|---|---|
| | Beardsley, Berczy, | Campbell, Clark, | Lyons, McCall, | Perry, Randal, | | | iole House on th per Canada, res | le bill to extend | Committee of whole on U. (Bank bill. |
| | Bidwell, | Cook, | A. McDonald, | Roblin, | Mr. White | e in the Chair. | | | · · · · |
| | Boulton, | Duncombe, | D. McDonald, | | The Hous | se resumed. | | | Bill reported |
| | Brown, Buell, | Howard, Ketchum, | Norton, | White,—22. | Mr. White | e reported the b | ill with amendm | ents. | with amend- ments. |
| | | tion of amendm | ent was carried | in the affirmative | | | ng the report, the cen as follows:— | e mouse aividea, | Division on receiving the report. |
| original estion as | On the or | iginal question | as amended bein | g put the House | | YEAS | -Messieurs, | | r |
| nended. | divided, and th | ne yeas and nay | ys were taken as | tollows : | Atty. General, | A. Fraser, | Magon, | Shade, | |
| | | YEAS- | –Messieurs, | | Berczy, | Ingersoll, | Morris, Nount | Sol. General, | |
| | Atty. General, | Jarvis, | Morris, | Thomson, | Boulton, Brown, | Jones, Ketchum, | Mount, Norton, | Thomson, VanKoughnett, | Yeas 35. |
| | Burwell, | Jones, | Mount, | VanKoughnett, | Burwell, | Lewis, | Perry, | Werden, | • |
| | Crooks, | Lewis, | Robinson, | Warren, Werden, | Campbell, | A. McDonald, | | White, J. Willson | \$ |
| | Elliott, A. Fraser, | McMartin, Macnab, | Samson, Shade, | W. Wilson-23 | Chisholm, Crooks, | D. McDonald, McMartin, | Roblin, | W. Wilson-35 | |
| | Ingersoll, | Maqon, | Sol. General, | | Elliott, | Macnab, | Samson, | ···· | |
| | - | NAYS | –Messieurs, | | | NAYS | –Messieurs, | | ť |
| | Beardsley, Berczy. Bidwell, | Campbell, Clark, Cook, | Lyons, McCall, A. McDonald. | | Beardsley, Bidwell, Buell, | Clark, Cook, | Howard, Jarvis, | Lyons, Shaver—9. | Nays 9. |
| | Boulton, Brown, Buell, | Duncombe, Howard, Ketchum, | D. McDonald Norton, | , Shaver, White,—22. | of twenty-six, | the report was r | l in the affirmati eccived, and the ird time to-morr | ve by a majority bill was ordered ow. | Third read to-morrow. |
| arried. | | tion was carrie as ordered acco | | ve by a majority | Mr. Sam | | y Mr. Berczy, | moves that this | Motion for adjournme for an hour |
| ertain | Mr. Solid | titor General, s | seconded by Mr. | Thomson, moves gislative Council | | | ded, and the ye | as and nays were | |
| formation to e sent to the lon, the logislative | be informed the sixth instar | that the resolu nt, were receive | tions of that Ho ed at the time th | norable Body, of is House was en- | taken as follov | | –Messicurs, | ч . — — — — | |
| Council on the ubject of bel in the Colonial Ad- | named in thos leges of the E | e resolutions, f louse of Assen | or an alleged brond b | inst the Member each of the privi- stigation has re- | Berczy, Crooks, A. Fraser, | Jones, McMartin, | Maçon, Mount, | Samson, Werden,—9. | Year 9. |
| oronnar Ad- ocate and xpulsion of Ir. MacKen- ie. | sulted in the e | xpulsion of the seat in this Ho | e said Member as use, and therefor | unfit and unwor- re no further pro- Ionorable the Le- | | | –Messieurs, | | • . |
| louse divides. | | h the House di | vided, and the ye | eas and nays were | 190111011 | Cook, Duncombe, Elliott, | Lyons, A. McDonald D. McDonald | , Shaver, | |
| | taken as follo | | .—Messieurs, | | Brown, Buell, Burwell, Comphell | Howard, Ingersoll, Jarvis, Kotchum | Macnab, Norton, Perry, Bandal | Sol. General, Thomson, VanKoughnett | Nays 33. |

| | Berczy, | Elliott, | Macnab, | Shade, |
|----------|-----------|------------|-----------|---------------|
| | Boulton, | A. Fraser, | Maqon, | Sol. General, |
| | Brown, | Ingersoll, | Morris, | Thomson, |
| Yens 26, | Burwell, | Jarvis, | Mount, | Warren, |
| | Chisholm. | Jones, | Robinson, | Werden, |
| | Crooks, | Lewis, | Samson, | W. Wilson-26 |
| | Duncombe, | McMartin, | | |

NAYS-Messieurs.

| Nays 18. | Beardsley, Bidwell, Buell, Campbell, Clark, | Cook, Howard, Ketchum, Lyons, McCall, | A. McDonald, D. McDonald, Norton, Perry, | |
|----------|---|---|---|--|
|----------|---|---|---|--|

The question was carried in the affirmative by a majority of eight.

Agreeably to the order of the day, the House went into a **Committee of** whole on U. C. Bank bill. Committee of the whole on the Bill to extend the Charter of the Upper Canada Bank.

Mr. White was called to the chair.

The Speaker resumed the chair to receive a message.

The Speaker left the chair.

The Chairman resumed the chair of Committee.

The House resumed.

Mr. White reported that the Committee had risen for want rises for want of a quorum. of a quorum.

> Present-Messieurs Berczy, Boulton, Buell, Burwell, Cook, Duncombe, Jarvis, D. McDonald, Morris, Mount, Robinson, Samson, Shaver, Warren, Werden and White.-16.

> At eight o'clock, P. M. the Speaker declared the House adjourned for want of a quorum.

> > TUESDAY, 10th JANUARY, 1832.

THE House met.

Committee

| | Berczy, | Ingersoll, | Morris, | Sol. General, | 1 | |
|------|------------|--------------|-------------|---------------|----------|-------|
| | Boulton, | Jones, | Mount, | Thomson, | | |
| | Brown, | Ketchum, | Norton, | VanKoughnett, | Yeas 35. | • |
| ett, | Burwell, | Lewis, | Perry, | Werden, | | · |
| | Campbell, | A. McDonald, | Randal, | White, | | : |
| | Chisholm, | D. McDonald, | Robinson, | J. Willson | : | |
| 23 | Crooks, | McMartin, | Roblin, | W. Wilson-35 | | |
| | Elliott, | Macnab, | Samson, | | | |
| | | NAYS | -Messieurs, | | t | , |
| | Beardsley, | Clark, | Howard, | Lyons, | · · · · | |
| | Bidwell, | Cook, | Jarvis, | Shaver—9. | Nays 9. | |

| | YEAS- | -Messicurs, | х. И | |
|--|--|--|-----------------------|----------|
| Berczy, Crooks, A. Fraser, | Jones, McMartin, | Maçon, Mount, | Samson, Werden,—9. | Yea1 9- |
| | NAYS | —Messieurs, | · | · |
| Beardsley, Bidwell, Boulton, Brown, Buell, Burwell, Campbell, Chisholm, Clark, | Cook, Duncombe, Elliott, Howard, Ingersoll, Jarvis, Ketchum, Lewis, | Lyons, A. McDonald, D. McDonald, Macnab, Norton, Perry, Randal, Robinson, | | Nays 33. |

The question was decided in the negative by a majority Petitions. of twenty-four.

brought up. Mr. Macnab brought up the petition of William B. Shel-Mr. Macnab brought up the petition of william D. Snei-don, Chairman of a public meeting held in the Town of don and Hamilton, and one hundred and five others of the Inhabitants others. of the Townships of Barton, Saltfleet and Binbrook, in the Gore District; which was laid on the table.

Mr. Jarvis brought up the petition of William Smith, a Wm. Smith. disbanded Soldier from the Tenth Huzzars, now of the Township of York; which was laid on the table.

Mr. Ketchum brought up the petition of Leonard Wilcox, Leonard of the Town of York, Carpenter; which was laid on the table. Wilcox.

Agreeably to the order of the day, the Township Officers' Township Bill was read the third time. Officers bill

read 3rd time. On the question for passing the same, Mr. Berczy, secon-Motion for ded by Mr. Elliott, moves that the bill do not now pass, but passing the bill that it may pass this day three months. this day three months.

On which the House divided, and the yeas and nays were House divides.

14

YEAS.—Messicurs,

taken as follows :

| | | | 10 T 1 | |
|----------------|------------|--------------|----------------|----------|
| Atty. General, | Elliott, | A. McDonald, | Shade, | |
| Berzcy, | A. Fraser, | D. McDonald, | | |
| Boulton, | Ingersoll, | McMartin, | | Yeas 21. |
| Burwell, | Jarvis, | | VanKoughnett, | |
| Chisholm, | Jones, | | J. Willson-21. | |
| Crooks, | • . | | | |

NAYS .- Messieurs

| Beardsley, | Cook, | McCall, | Roblin, |
|------------|-----------|-----------|------------------|
| Bidwell, | Duncombe, | Mount, | Shaver. |
| Buell, | Howard, | Norton, | Werden, Nays 20. |
| Campbell, | Ketchum, | Perry, | White, |
| Clark, | Lyons, | Robinson, | W.Wilson-20. |

The question was carried in the affirmative by a majority of one, and ordered accordingly.

Mr. Burwell, from the Select Committee to which was referred the petition of Swain P. Corlis, of the Township of Lobo, in the London District, presented a report, which was received and read.

(Report-see Appendix.)

Mr. Mount, from the Select Committee to which were re-Committee on road Commisferred the returns of money expended by persons appointed sioners returns Commissioners to superintend the repairs of the Roads and present their Bridges throughout the several Districts of this Province, first report. presented a first report, which was received and read.

(Report-see Appendix.)

The Speaker reported that the Master in Chancery had, yesterday, brought down from the Honorable the Legislative Council a bill, entitled "An Act to confirm British Subjects in their titles to Real Estates in this Province, derived through Aliens," which that Honorable House had passed, and to which the concurrence of this House was requested.

The bill sent down from the Honorable the Legislative Council, entitled "An Act to confirm British Subjects in their titles to Real Estates in this Province, derived through Aliens," was then read the first time.

Mr. Solicitor General, seconded by Mr. Morris, moves ing to-morrow, that the bill from the Honorable the Legislative Council entitled "An Act to confirm British Subjects in their titles to Real Estates in this Province, derived through Aliens," be read a second time to-morrow, and that it stand first on the order of the day.

Ordered.

Mr. Perry, seconded by Mr. Samson, moves that a Committee be appointed to search the Journals of the Honorable the Legislative Council, to ascertain what proceedings have been had upon the bill sent up by this House, entitled "An Act to repeal so much of the law now in force as authorises the payment of a Salary to the Chaplain to the House of Assembly," and that Messieurs Lyons and Norton do compose said Committee.

Ordered.

Messieurs Solicitor General and VanKoughnett were ordered by the Speaker to carry up to the Honorable the Legislative Council the message ordered yesterday to be sent subject of libel in Colonial sent down from that Honorable Body, relative to an alleged expunged. libel published in a paper called the "Colonial Advocate."

> Mr. Mount, seconded by Mr. Elliott, moves that an address be presented to His Excellency the Lieutenant Governor, praying His Excellency to require all such Commissioners under the Road Act of 1830, as have not made returns, to make follows :--the same forthwith, stating in detail, the nature and quantity of the work performed-by whom, and at what price-with the receipts of the several Contractors for the monies paid on account of the same ; and that Messieurs Ingersoll and Duncombe be a Committee to draft and report the same.

Ordered.

Mr. Ingersoll, from the Select Committee to draft and MAY IT PLEASE YOUR EXCELLENCY, Address report an address to His Excellency the Lieutenant Governor, reported and requesting His Excellency to direct the Road Commissioners read twice. to send in detailed accounts of the expenditures made by them under the Road appropriation Acts, reported a draft, which Third reading was received and read twice, concurred in, and ordered to be to-morrow. engrossed and read a third time to-morrow.

Petitions read. Agreeably to the order of the day, the petition of Charles Charles Perry. Perry, of the Town of York, Blacksmith, praying for a at what price-with receipts of the several Contractors for the premium for having constructed the first Steam Engine in monies paid on account of the same. Upper Canada; and the petition of Neil McArthur, and Neil McArthur ninety-seven others, of the Township of Ameliasburgh, and adjoining Townships, in the Midland District, praying for a grant of one hundred and fifty pounds, to be expended in the erection of a bridge, and making a crossway on the road in front of the fourth Concession of the said Township of Ameliasburgh-were read.

Niagara Boun- for leave to bring in a bill for ascertaining and establishing the dary line bill." Northern Boundary Line of the Township of Niagara.

Mr. Jarvis, seconded by Mr. Robinson, moves that the Perry referred petition of Charles Perry be referred to the Committee of Supply.

Adjourned.

WEDNESDAY, 11th JANUARY, 1832.

THE House met.

The minutes of yesterday were read.

Mr. VanKoughnett brought up the petition of Henry Petition of Deming, and one hundred and twenty-two others, Inhabitants Henry Deming of the Eastern District ; which was laid on the table. of the Eastern District; which was laid on the table.

Agreeably to the order of the day, the bill sent down Bill to confirm from the Honorable the Legislative Council, entitled "An Act certain titles to to confirm British Subjects in their titles to Boal Estates in lands referred to confirm British Subjects in their titles to Real Estates in to Committee this Province, derived through Aliens," was read a second of whole. time, and referred to a Committee of the whole House.

Mr. Jarvis was called to the Chair.

The House resumed.

Mr. Jarvis reported the bill without amendment.

The report was received, and the bill was ordered to be Third reading to-morrow. read a third time to-morrow.

Agreeably to the order of the day, the bill to extend the U.C. Bank Charter of the Upper Canada Bank was read the third time. Charter bill read 3rd time.

Mr. Attorney General, seconded by Mr. Thomson, moves Motion that that the bill do not now pass, but that the 15th, 16th, 17th, several clauses and 20th clauses thereof he ornward and 20th clauses thereof, be expunged. expunged.

On which the House divided, and the yeas and nays were taken as follows :---

YEAS—Messieurs,

| | Atty. General, Boulton, Brown, Burwell, Chisholm, Crooks, | Elliott, A. Fraser, Ingersoll, Jarvis, Jones, Macnab, | Magon, Mount, Robinson, Shade, Sol. General, | Thomson, VanKoughnett, Warren, J. Willson, W. Wilson-22 |
|---|--|--|--|---|
| | · · · | NAYS- | -Messieurs, | |
| • | Beardsley, Berzcy, Bidwell, Buell, Campbell, Cook, | Howard, Ketchum, Lewis, Lyons, McCall, D. McDonald, | McMartin, Morris, Norton, Perry, Randal, | Roblin, Samson, Shaver, Nays 22. Werden, White—22. |

The question was carried in the affirmative by the casting Carried by to that Honorable House, on the subject of the resolutions vote of the Speaker, and the said clauses were ordered to be Speaker.

> Agreeably to the order of the day, the address to His Excellency the Lieutenant Governor, requesting His Excellency to direct detailed statements to be rendered by the Road Commissioners, was read a third time, and passed, and is as

> > To His Excellency SIR JOHN COLBORNE, Knight Address to His Commander of the most Honorable Military Order Excellency for of the Bath, Lieutenant Governor of the Province returns from road Commisof Upper Canada, Major General Commanding sioners. His Majesty's Forces therein, &c. &c. &c.

We, His Majesty's dutiful and loyal Subjects, the Commons of Upper Canada, in Provincial Parliament assetabled, humbly pray that Your Excellency will be pleased to require all such Commissioners under the Road Act of 1830, as have not made returns in accordance with the provisions of the said Act, to make the same forthwith, stating, in detail, the nature and quantity of the work performed—by whom, and

ARCHIBALD McLEAN,

SPEAKER.

Commons' House of Assembly, 11th January, 1832.

Mr. Mount, seconded by Mr. Elliott, moves that Messrs. Committee to Warren and Ingersoll be a Committee to wait on His Excel- wait on His Mr. Crooks gives notice that he will, on to-morrow, move lency the Lieutenant Governor, to know when he will be pleased Excellency with address. to receive the Address of this House on the subject of the returns of Commissioners under the road Act, and present the

Ordered.

same.

Mr. Elliott, from the Select Committee to which was re- Committee on ferred the petition of John Wigle, Senior, and others, informed petition of John Wigle, the House that the Committee had agreed to report by Bill, a Senior, and draft of which he was ready to submit whenever the House others report bill, 🚕 would be pleased to receive the same.

Second read-

Committee on

Bill to confirm

titles to lands

British sub-jects in their

in certain cases brought

down from

Legislative

Council.

Bill read.

petition of

reports.

S. P. Corlis

Committee to search Journals of Legislative Conneil on Chaplain's salary Bill.

Committee to carry up message to

Legislative Council on

Advocate &c.

An address to be sent to His

Excellency for

returns from

sioners.

road Commis-

Notice of

Petition of C.

to supply.

Ordered.

Machinery importation bill read. Zaw.

The report was received, and the Bill to authorize the importation of certain Machinery was read the first time, and Second to-mor- ordered for a second reading to-morrow.

> On the question for passing the Bill to extend the Charter of the Bank of Upper Canada, being called-

Motion for recommitting Bank Charter bill.

rider.

Mr. Samson, seconded by Mr. Howard, moves that the question be not now put; but that the Bill be re-committed.

On which the House divided, and the yeas and nays were taken as follows:

YEAS .- Messieurs,

| Yeнs 18. | Beardsley, Berzcy, Bidwell, Bucll, Campbell, | Cook, Howard, Ketchum, Lyons, McCall, | Morris, Norton, Perry, Randal, Roblin, | Samson, Shaver, White—18. |
|----------|--|---|--|---------------------------------|
| | | NAYS | .—Messieurs, | |

| Nays 22. | Atty. General, Boulton, Brown, Burwell, Chisholm, Crooks, | A. Fraser, Ingersoll, | Macnab, Magon, Mount, Robinson, Shade, Thomson, | Van Koughnett, Warren, J. Willson W. Wilson—22 |
|----------|--|--------------------------|--|---|
|----------|--|--------------------------|--|---|

The question of amendment was decided in the negative by a majority of four.

In amendment, Mr. Samson, seconded by Mr. Berczy, Motion for adding tider to moves that the Bill do not now pass, but that the following bill. clauses be added as a rider thereto:

"And whereas it is inexpedient that any Banks should be permitted to carry on business in this Province that do not Proposed redeem their notes in specie within the same : Be it therefore enacted, by the authority aforesaid, that from and after the first day of January next, no Bank, Body Politic or Corporate, nor any person or persons on behalf thereof, shall carry on the business of Bankers, Goldsmiths, or Money Brokers, which shall not redeem their notes, bills, and other securities for money, on demand, at his or their office or offices, counting houses or places of doing business within this Province, in the current coin thereof. Provided always, that nothing hereinbefore contained shall be construed to legalize any body or bodies politic or corporate, or body in the nature thereof, or any of their Acts, matters, or transactions of any kind or description, whatsoever, which would have been illegal, had this Act not been passed.

House divides On which the House divided, and the yeas and nays were on proposed taken as follows: rider.

YEAS.—Messicurs,

| Yeas 7. | Berczy, McCall, | Roblin, Samson, | Sol. General, Werden, | White—7. | |
|---------|--------------------|--------------------|--------------------------|----------|--|
| | | | | | |

NAYS.—Messieurs,

| | Atty. General, | Cook, | D. McDonald, | Shaver, |
|----------|----------------|------------|--------------|---------------|
| | Beardsley, | Crooks, | Macnab, | Shade, |
| | Bidwell, | Elliott, | Magon, | Thomson, |
| | Boulton, | A. Fraser, | Morris, | VanKoughnett, |
| | Brown, | Howard, | Mount, | Warren, |
| Nays 34. | Buell, | Ingersoll, | Norton, | J. Willson, |
| | Burvell, | Jarvis, | Perry, | W. Wilson-34 |
| | Campbell, | Jones, | Randal, | |
| | Chisholm, | Lyons, | Robinson, | |

The question of amendment was decided in the negative by a majority of twenty-seven.

On the question for passing the Bill the House divided, House divides on passing bill. and the yeas and nays were taken as follows :

YEAS-Messieurs,

Mr. Attorney General, seconded by Mr. Jarvis, moves that the Bill be entitled, "An Act for altering and amending the Charter of the President, Directors and Company of the Tide. Bank of Upper Canada, and for increasing the number of shares to be held in the Capital Stock of the said Bank."

Which was carried, and Messieurs Attorney General and Bill sentto Jarvis were ordered by the Speaker to carry the same up to Council. the Honorable the Legislative Council, and to request their concurrence thereto. Petitions read.

Agreeably to the order of the day, the petition of John J. Ransom and Ransom, and sixty-four others, inhabitants of Toronto, in the others. Home District, praying for aid to crect a Bridge over the River Credit, between Lots number ten and eleven, in the third Concession, west of Hurontario Street, in the said Township The petition of Wm. Devenish, and eleven Wm. Devenish of Toronto. others, of the Townships of York and Scarborough, in the and others. Home District, praying for a grant of fifty pounds to be expended in repairing the road on the Town line between York and Scarborough. The petition of Joseph Abbott, and twenty Joseph Abbott and others. five others, inhabitants of the Township of Whitby, in the County of York, praying for a grant of seventy-five pounds to enable them to open a road from Windsor Bay, in the Township of Whitby, to Lake Simcoe. The petition of Wm. Wm. Johnson Johnston, and fifty-one others, in the Township of Chingua- and others. cousy, in the County of York, praying for a grant of ninetyfive pounds to repair the road called Hurontario Street, and build a Bridge across the Etobicoke where it crosses said street, in said Township ; and the petition of D. Gander, and D. Gander fifty-five others, freeholders of the District of Niagara, praying and others. that the site for the County Town may be removed to some more central situation, and that Commissioners may be appointed to select such site-were read.

Mr. Ketchum, seconded by Mr. Elliott, moves that the others, Deven petition of J. Ransom, and others, the petition of William De- ish and others, venish, and others, the petition of Joseph Abbott, and others, Abbott and and the petition of William Johnston, and others, be referred Johnson and to the Road Committee.

Ordered.

Agreeably to the order of the day, the House went into House in Committee of Committee of Supply. supply.

Mr. Roblin was called to the chair.

The House resumed to receive a message.

The Speaker left the chair.

The Chairman resumed the Chair of Committee.

The House resumed.

Mr. Roblin reported that the Committee had agreed to a Resolution resolution which he was directed to submit for the adoption of reported. the House, and asked leave to sit again to-morrow.

The Report was received and leave was granted accordingly.

The resolution reported was then put as follows :

Resolved, that it is the opinion of this House, that a Bill should be passed authorising the Receiver General of this Province to raise by loan the sum of fifty-seven thousand four Resolution. hundred and twelve pounds ten shillings, sterling, to be applied to the relief of the claimants for losses sustained during the late war; and that the repayment of that sum, at a fixed period of twenty or thirty years, shall be secured to the persons advancing the same : and that the duties upon salt shall be appropriated to the liquidation of the principal and interest-and that the general revenue of the Province, which is rapidly increasing, shall be pledged to make good any deficiency.

On which the House divided, and the yeas and nays were House divides on adoption of taken as follows: resolution.

YEAS-Messicurs,

Atty. General, Chisholm, McCall, Shaver,

Petitions of Ransom and others referred

| | | | | | | Dearusiey, | Ulark, | machab, | Son General, | - |
|---|--------------|---|--|--|--|---|---|---------------------------------------|---------------------------------------|---------|
| | Yens 23. | Atty. General, Boulton, Brown, Burwell, Chisholm, | A. Fraser, Ingersoll, Jarvis, | Mount, Randal, Robinson, | VanKoughneit, Warren, J. Willson. | Berczy, Boulton, Brown, Burwell, | Crooks, Duncombe, Ingersoll, Jarvis, | Magon, Mount, Randal, Shade, | Warren, J. Wilson, W.Wilson-23. | ¥e25. |
| | | Crooks, | Jones, Macnab, | Shade, Sol. General, | W. Wilson-23 | | NAYS- | -Messieurs, | | |
| | | • • • • | NAYS- | Messieurs, | n an | Bidwell, Buell, | Jones, Ketchum, | Morris, Norton, | Samson, VanKoughnett, | Nava 10 |
| | Nays 19. | Beardsley, Berczy, Bidwell, Buell, | Cook, Howard, Ketchum, Lyons, | D. McDonald, Morris, Norton, Perry, | Samson, Shaver, Werden, White, | Campbell, A. Fraser, Howard, | | Perry, | Werden, White, 19. | |
| | | Campbell, | McCall, | Roblin, | . 19. | | tion was carried | in the affirmativ | e by a majority | |
| • | Bill passed. | The quest of four, and th | tion was carried ie Bill was sign | in the affirmative ed by the Speak | ve by a majority ker. | of four. Adjourne | ed. | | | |
| | | | | | • | | | | , | |

THURSDAY, 12th JANUARY, 1832.

THE House met.

The minutes of yesterday were read.

Bill sent from Legislative

Communication from C. C. C. on

Petition.

brought up.

J. W. Powell

and others.

and others.

and others.

Donald.

ward.

third time.

Rider pro-

and others.

Wm. Smith.

cox,

posed.

The Speaker reported that the Master in Chancery had, vesterday, brought down from the Hon. the Legislative Counretaining to lands in Niaga- carrying into effect an Act passed in the fifty-sixth year of the ra District. reign of King George the third article reign of King George the third, entitled, "An Act to afford and papers. relief to persons holding or possessing lands, tenements, or hereditaments in the District of Niagara," which that Honorable House had passed, and to which the concurrence of this House was requested.

> The Speaker also reported that he had received a communication from the Clerk of the Crown in Chancery, relative to the time of holding the election for the County of York ;which was read as follows:

Clerk of the Crown in Chancery's Office, ? York, 11th January, 1832.

The Clerk of the Crown in Chancery has the honor to report, for the information of the Honorable the Commons House of Assembly, that he has sued out a Writ of Election York Election. for the return of one Member to represent the County of York in the place of William Lyon MacKenzie, Esq. That His Excellency the Lieutenant Governor has been pleased to appoint John G. Spragge, Esquire, to be Returning Officer, and Monday, the thirtieth instant, the period of holding the Election.

SAMUEL P. JARVIS,

C. C. C.

The Hon. ARCHIBALD McLEAN.

SPEAKER.

Mr. McCall brought up the petition of Israel W. Powell, and one hundred and ten others, inhabitants of the Townships of Windham and Townsend, in the London District; which was laid on the table.

Joseph Parkin-son, Senior, Mr. Chisholm brought up the petition of Joseph Parkinson, Senior, and fifty-two others, of the Townships of Eraand others. mosa, Nassagaweya and Nelson, in the District of Gore; which was laid on the table.

- Mr. Jarvis brought up the petition of Robert Blevins, and fitty-seven others, of York, Etobicoke and Toronto, in the Home District; which was laid on the table. **Robert Blevins** and others.
- Mr. Duncombe brought up the petition of Peter Lossing, Peter Lossing and sixty-seven others, of the London District ; which was laid on the table.
- Joel Draper Mr. Perry brought up the petition of Joel Draper, and twenty-four others, of the Townships of Hope and Clark, in the District of Newcastle; which was laid on the table..
- Mr. A. Fraser brought up the petition of Archibald Mac-Archibald Mc-Donald, and four hundred and twenty-one others, Inhabitants of the County of Glengarry; which was laid on the table.

Elisha Hay-Mr. Jarvis brought up the petition of Elisha Hayward, of the Town of York; which was laid on the table.

Bill to confirm certain titles Agreeably to the order of the day, the Bill sent down from the Hon. the Legislative Council, entitled, "An Act to conto Lands defirm British Subjects in their titles to real estates in this Prorived through vince derived through Aliens," was read the third time. Aliens, read

Mr. VanKoughnett, seconded by Mr. Solicitor General, J. COLBORNE. moves the following as a Rider.

of Lands in this Province, for the period of twenty years be- to his claim to further compensation on account of that work. fore the passing of this Act."

Which was carried, and the rider was ordered to be en-Rider adopted. grossed and read a third time this day.

Petitions read. Agreeably to the order of the day, the petition of William W. B. Sheldon B. Sheldon, Chairman of a public meeting in the Town of Hamilton, and one hundred and five others, inhabitants of the Townships of Barton, Saltfleet and Binbrook, in the District of Gore, praying the same as the people of Vaughan, in the Petition of Peter Franks and others, (see page 17), the petition of William Smith, a disbanded Soldier, praying for remu-neration for his long services, and the petition of Leonard Wilcox, of the Town of York, Carpenter, praying that a peti-Leonard Wiltion of his, presented during the Session of 1830, together with a report of a Select Committee thereon, may be brought before the House for consideration-were read.

Z

Mr. Ketchum, seconded by Mr. Boulton, moves that the petition of Leonard Wilcox, be referred to the Committee of Supply. Petition of

Leonard Wil-In amendment, Mr. Solicitor General, seconded by Mr. cox referred Thomson, moves that all the words in the original motion after to Select ~ the word "moves," be expunged, and the following inserted, " that the petition of Leonard Wilcox be referred to a Select Committee, to be composed of Messieurs Ketchum, Perry, Clark, Robinson and Mount, with power to send for persons

Which was carried.

The original question as amended was then put and carried.

Mr. Macnab, seconded by Mr. Chisholm, moves that the Petition of petition of Wm. Bull Sheldon, Ebenezer Griffin, and others of W. B. Sheldon the District of Gore, be referred to the Committee to whom and others referred. was referred the petition on the same subjects, from the people of Vaughan.

Ordered.

Mr. Duncombe, seconded by Mr. Mount, moves that the Petition of petition of James Durand, be referred to a Select Committee, James Durand to be composed of Messieurs Morris, Berczy, Chisholm and referred. Clark, with power to send for persons and papers, and report thereon.

Ordered.

Mr. Clark, seconded by Mr. Randal, moves that the peti- Petition of tion of D. Gander, and others, inhabitants of the Niagara D. Gander District, be referred to the Select Committee, to whom was re-referred. ferred the petition of David Thomson and others.

Ordered.

Agreeably to the order of the day, the rider attached as Rider to bill an amendment to the Bill sent down from the Honorable the to confirm Legislative Council, entitled, "An Act to confirm British British Sub-Subjects in their titles to real estates in this Province, derived titles to lands, through Aliens," was read the third time, and the Bill was passed. passed and signed.

Messicurs Solicitor General and VanKoughnett, were Committee to ordered by the Speaker to carry the same up to the Hon. the carry up the bill to Legisla-Legislative Council, and to request their concurrence thereto, tive Council.

Agreeably to the order of the day, the House went into Committee of Committee of Supply.

Mr. A. McDonald was called to the chair.

The Speaker resumed the chair on a question of order.

The Speaker left the chair.

The Chairman resumed the chair of Committee.

The House resumed to receive a message.

Mr. Acting Secretary McMahon brought down from His Messages from Excellency the Lieutenant Governor, several Messages and HisExcellency the Lieutenant Documents. Governor.

The Speaker read the messages as follows :

J. COLBORNE.

The Lieutenant Governor transmits to the House of Message with Kingston Bank Assembly, the annual report of the Kingston Bank Commis- Commissioners' report. sioners for 1931.

Government House, 12th January, 1832. 5

The Lieutenant Governor, at the request of Mr. Stro-"Provided also that nothing herein contained shall in any bridge, late contractor of the Burlington Bay Canal, transmits Memorial of wise affect or be construed to affect the claim, Estate, or inte- to the House of Assembly, his memorial accompanied by one J. G. Strorest of any person or persons who shall have been in possession from several inhabitants of the District of Gore, with reference bridge.

Government House,

12th January, 1832. \$

J. COLBORNE.

The Lieutenant Governor, with reference to documents Message with which were forwarded with his communication in compliance accounts of with an address of the House of Assembly respecting School King's College. Lands, during the present Session, transmits to the House ab- &c. stracts of accounts of the receipts and expenditure of King's College, Upper Canada College and Royal Grammar School, and the General Board of Education.

Government House,

12th January, 1832. §

J. COLBORNE.

Message with correspon-The Lieutenant Governor transmits to the House of dence relative

supply.

quested.

"

"

"

"'

10 Surveyor General.

Assembly, in compliance with an address during the present the bill sent up from this House entitled "An Act to Incorpo- River improve-Session, a copy of the correspondence in his possession respect- rate a Joint Stock Company to improve the Navigation of the Legislative ing the Office of Surveyor General.

Government House, 12th January, 1832. §

J. COLBORNE.

Message with communication (rom Chief Justice.

counts.

The Lieutenant Governor transmits to the House of Assembly, a communication which he has received from the Chief Justice, in which he states that it is desirable that arrangements should be made to provide for the expense of printing the reported decisions in the Court of King's Bench, and for the rent of a building, for the accommodation of the Court.

> Government House, 12th January, 1832. 5

J. COLBORNE.

Message with The Lieutenant Governor transmits to the House of representation Assembly, a representation from the Inspector General, respectfrom inspector General. ing the necessity of making provision for maintaining the Light Houses on the False Ducks and Long Point, and repairing the Light House at the entrance of the Harbor of York, and also, for crecting warehouses at the principal Ports of Entry.

> Government House, 12th January, 1832. 5

J. COLBORNE,

The Licutenant Governor transmits to the House of As-Message with District Treasembly, in compliance with an address during the present surers' ac-Session, such accounts as have been received from District Treasurers.

> Government House, 12th January, 1832.

J. COLBORNE,

The Lieutenant Governor transmits to the House of As-Message with The Lieutenant Governor transmits to the mouse of As-Road Commis- sembly, such accounts as have been received from Commissioners' acsioners, since his last communication to the House on this counts. subject, of monies expended under the Act of the last Session, making an appropriation for Roads and Bridges.

Government House,

12th January, 1832. 5

(Documents-see appendix.)

The Master in Chancery presented a paper at the Clerks' table.

Committee of The Speaker left the chair. supply. The Chairman resumed the Chair of Committee on Supply. The Speaker resumed the Chair on a question of order. The Speaker left the Chair. 'The Chairman resumed the Chair of Committee. The House resumed. Progress re-The Chairman reported progress and asked leave to sit ported. again to-morrow. House divides On the question for receiving the report, the House dion receiving report. vided, and the yeas and nays were taken as follows:

YEAS-Messicurs,

| | Atty. General, | Clark, | D. McDonald, | Roblin. |
|----------|----------------|------------|--------------|----------------|
| | Beardsley, | Elliott, | Magon, | Sol. General, |
| | Berczy, | A. Fraser, | Morris, | Thomson, |
| Teas 23. | Bidwell, | Jarvis, | Mount, | VanKoughnett, |
| | Boulton, | Ketchum, | Perry, | Warren, |
| | Campbell, | Lyons, | Randal, | White, |
| | Chisholm, | McCall, | Robinson, | W.Willson, 28. |

Press. 1, line 14 .-- After the name "Holme" expunge "Es- to Grand River " quire," and insert "George Washington bill. "Whitehead ; James Ingersoll ; Absalom " Shade ; Jedediah Jackson." " 2, "

River," were read as follows :---

4 .-- After the name "Shade" insert "and."

Grand River," which that Honorable House had passed, with Council

Council in and to the bill entitled "An Act to Incorporate a

Join Stock Company to improve the Navigation of the Grand

amendments, to which the concurrence of this House was re- amended.

The amendments made by the Honorable the Legislative read.

- 5.—After the name "Jackson" expunge the words "or any three of them."—After the " 2, ** word "such" insert "other."
- -After the word "dam" expunge the word " 3, " 3.-"following" in the sixth line, and insert "erected by the Welland Canal Company, " upon the Grand River, or so much thereof "as is not included within the Charter " granted to the Welland Canal Company, " and improved and occupied by them " under their Charter."
 - " 10 .- After the word " Successors " expunge 3. "the lines and boundaries of the said "Grand River" and insert "such land " and land covered with water as may be " necessary for the said Company to occu-" py for the purposes of the said Navigation, " within the limits aforesaid."
- 17.-After the word "improvement" expunge З. to the word "to" on the eighteenth line, and insert "rightfully erected upon the "said Grand River, or in the vicinity "thereof, unless it shall be necessary for " the purpose of the said Navigation, nor " without compensation for such Mill-Seat, " and for buildings and improvements so " taken, according to the value thereof."
- 4.--After the word "grounds" insert "within 4, " the limits aforesaid."
- 6 .- After the word " Corporate " expunge " 4, " excepting as is hereinbefore provided."
- S .-- After the word "they" expunge "the said " 4. " Directors or a majority of them."
- " 4. 14.-After the word "up" insert " and make."
 - 4 .--- After the word " crections " insert " belong-5, " " ing."
- . 16 11.-Expunge "River" and insert "Naviga-5, " tion."
- 4, 13 .- After the word "manner" expunge "here-" inbefore " and insert " hereinafter."
 - 4 .--- After the word "for " expunge to the word " 6, " and " on the fifth line, and insert " ren-" dering the Navigable Channel straight " by cutting through points occasioned by " windings of the said River."
- " 12 .- After "Navigation" expange "so much 6, "water as" and insert "as much of the " water of the said River as."
- " 17 .- After the words " and their " expunge 6, "Heirs" and insert "Posterity."
- " 18.-After the word "molestation" expunge 6, "whatsoever by " and insert " of."

2 .- After "vacancy" insert "Provided always.

Amendinents

Amendments

NAYS—Messieurs,

Nays S. Buell, Howard, Norton, Shade, Cook, Werden-8. Macnab, Samson,

> The question was carried in the affirmative by a majority of twenty ;---the report was received and leave was granted accordingly.

Adjourned.

FRIDAY, 18th JANUARY, 1832.

THE House met.

The minutes of yesterday were read.

The Speaker reported that, yesterday, the Master in Chan-Speaker recery brought down from the Honorable the Legislative Council, ports Grand

" nevertheless, that no person being a " Stockholder in the said Company, or " standing in such relation to any claimant " as would disqualify him from sitting as a "Juror, shall be capable of acting as an "Arbitrator, unless by consent of both " parties ; and that when any such ground " of disqualification exists, the reference " shall be made to three Arbitrators, one " of whom shall be chosen by each party, " and the third shall be appointed by the " two Arbitrators so chosen."

8, " 3 .-- After the word "that" expunge " all that " part of the said River which" and insert " if any part of the navigable channel to " be so made."

| Press | . 8 | , liı | nc 7.—After the word "that" expunge "in any "Arbitration required" and insert "when- "ever it shall be necessary that Arbitrators "shall be chosen by the parties." | |
|--------|------------|------------|---|---|
| 66 | 8, | • 6 | 2-From the bottom.—After the word "Bench" expunge the remainder of the clause, and insert "in the same manner and on the "same grounds as in ordinary cases of sub- "mission by the parties; in which case, a "second reference may be made to three "Arbitrators, one of whom shall be chosen "by each of the parties, and the third "appointed by such two Arbitrators." | |
| ** | 9 | " | 10.—After the word "time" insert "not ex- "ceeding three months." | |
| "' | 9 | " | 2—From the bottom.—-Expunge "Grand "River" and insert "Navigation." | |
| 14 | 9, | last | line Expunge "Grand" and insert "Naviga- tion." | • |
| " | 10 | " | 1Expunge "River." | |
| "" | 10 | 66 | 9.—Expunge "Grand River" and insert "Na- "vigation." | |
| " | 11 | * (| 11 After the word "demand" expunge "to." | |
| 41 | 16 | 66 | 20.—After the word " President " insert " should " become vacant." | |
| | 17 | 64 | 2.—After the word "shares" insert "22. And "be it further enacted by the authority "aforesaid, That each Stockholder shall "have a number of votes, proportioned to "the number of Shares which he or she "shall have held in his or her own name "at least three months prior to the time "of voting, (except at the first Election) "according to the following ratio, that is "to say :—at the rate of one vote for each "share not exceeding four; five votes for "six shares; six votes for eight shares; "seven votes for ten shares; and one vote "for every share above ten: provided, "however, that no person shall have more "than fifteen votes." 16.—After the word "Brantford" insert "shall | • |
| | 20 | | " be." | |
| , , | 2 U | | 17.—After the word "Company" expunge the remainder of the clause and insert "so far | |

"as the same may apply to and shall be "necessary for improving the Navigation " of the Grand River between Brantford " and Galt in the manner described in the " preceding clause of this Act."

Amendments

bill.

to Grand River Navigation

> 21 "

1.

-After the word "River" expunge the remainder of the clause, and insert "not, " however, depriving the said Grand River "Company of a sufficient quantity of the "water of the Grand River for the use of "the Navigation intended to be made and "improved under the provisions of this " Act."

"35. And be it further enacted by " the authority atoresaid, That whenever "the Navigation to be made by the said " Company in any part of its course shall " have the effect of depriving any person " possessing lands adjacent thereto of any privilege or convenience of water for " ordinary purposes which he had before "enjoyed, it shall be incumbent on the " said Company to allow to the person or " persons then and at all times thereafter possessing the said lands, free and coness for ersons and caule to " the said River or Canal."

"36. And be it further enacted by "the authority aforesaid, That the said "Company shall forfeit and lose all the " benefit of this Charter, and the privile-"ges and powers thereby conferred, unless the improvement contemplated up to the "Village of Brantford shall be completed " within five years from the passing of this "Act, so as to afford a navigable channel " for Boats and Vessels drawing not less " than five feet water."

"37. And be it further enacted by " the authority aforesaid, That any time

"before or after the making and comple-"ting of said Navigation, it shall and " may be lawful for His Majesty, His Heirs " and Successors, to assume the possession " and property of the same, and of all and "every the works and dependencies there-" unto belonging or in anywise appertain-"ing, upon paying to the said Company " of Proprietors, their Successors and As-"signs, the full amount of their respective "Shares, or of the sums furnished and ad-"vanced by such subscriber towards ma-"king and completing the said Navigation " and Works connected therewith, together " with such further sum as will amount to "twenty per centum upon the monies so " advanced and paid, as a full indemnifi-"cation to such Company of Proprietors, "by annual payments of at least twenty "per cent; allowing, moreover, to the "said Company six per cent interest upon "the unredeemed part of the capital; but "not allowing them any interest'upon the " advance of twenty per cent which is al-"lowed them as aforesaid; and the said "Navigation or undertaking, and all and " every the works and dependencies there-"unto belonging, shall from the time of "such assumption in manner aforesaid, "appertain and belong to His Majesty, "His Heirs and Successors, who shall from " thence forward be substituted in the place " and stead of the said Company of Pro-" prietors, their successors and assigns, for " all and every the purposes of this Act, " in so far as regards the said Navigation " or undertaking."

"38. And be it further enacted by "the authority aforesaid, That notwith-" standing the privileges hereby conferred " on the said Company, the Legislature "may at any time hereafter make such "addition to this Act, or such alteration " of any of its provisions, as they may " think proper for affording just protection " to the public, or to the Indians of the Six "Nations, or to any person or persons in " respect to their Estate or Property, or " any interest therein, or advantage, pri-"vilege or convenience connected there-" with, or in respect to any way or right " of way upon or along the said River or "elsewhere, or any right or privilege of " fishery that may be affected by any of " the powers given by this Act."

Mr. Duncombe, seconded by Mr. Mount, moves that the to Grand River amendments to the Bill entitled, "An Act to Incorporate a Navigation Joint Stock Company to improve the Navigation of the Grand bill read a Joint Stock Company to improve the Navigation of the Grand second time River," be now read a second time, and that the thirty-ninth rule & committed. be dispensed with so far as relates to the same.

Which was carried, and the amendments were read a second time and referred to a Committee of the whole House.

Mr. Samson was called to the Chair.

The House resumed.

Mr. Samson reported the amendments.

The report was received and the amendments were ordered to-morrow. to be read a third time to-morrow.

Mr. Lyons brought up the petition of George Spencer, of Geo. Spencer. the Village of Cobourg, in the Newcastle District; which was brought up. laid on the table.

Agreeably to the order of the day the petition of Henry Petition of Deming, and one hundred and twenty-two others, inhabitants Henry Deming of the Eastern District, praying that the improvement of the and others Saint Lawrence may not be undertaken upon a scale merely for read. Durham Boats; but that it may be extended to Steam Boat. Navigation-was read.

Mr. Crooks, seconded by Mr. Beardsley, moves that Committee to Messrs. Macnab and Warren be a Committee to draft a Bill pur- War Losses. suant , to the resolution of the Committee of Supply on the War Losses, and to report the same.

Ordered.

Mr. Macnab, from the Select Committee appointed to draft war Loss bill and report a bill founded on the resolution of this House grant- read. ing a sum of money for the relief of the sufferers by the late war, reported a draft which was received, and read a first time, Second and ordered for a second reading to-morrow. to-morrow.

Third reading

| والم المحج والمارج المراجع المحر | | | | - | | | |
|--|---|--|---|---------------------------------------|------------------------|--|--|
| Committee of supply. | Agreeably Committee of t | | f the day, the Ho Supply. | ouse went into a | Mr. that the | | |
| | Mr. Moun | it was called to | the chair. | | this Hou the Cour | | |
| | The Hous | e resumed. | | | Court, a | | |
| Two resolu- | Mr. Moun | t reported that | the Committee ha | id agreed to two | certain F ply, | | |
| tions reported. | | | sit again to-morr | the adoption of ow. | Orc | | |
| | - | | and leave was gr | | Adj | | |
| First resolu- tion read. | • | | hen read as follow | | | | |
| Position for | Resolved, | Resolved, That a duty of seven and a half per cent, ad | | | | | |
| Resolution for laying Duty on Live Stock &c. | valorem, be laid | I upon all horse Province to h | es, cattle, and oth e paid, levied and | er live stock im- | Tu | | |
| imported from United States. | Port of Entry v | where the same s | shall be first brou | ght or imported, | The | | |
| 0 | which duties sh | all be paid and ad interest of th | l applied towards 1e government b | the payment of ills authorised to | Mr. one hund | | |
| | be issued in pay | ment of the wa | ar losses. | | of Newc | | |
| Amendment | In amendr | nent, Mr. Sam | son, seconded by | y Mr. Chisholm, | Mr. | | |
| proposed. | | | live stock," the tion," be inserted | | Esq. and was laid | | |
| | • | | led, and the yea | | Agi | | |
| House divides on amend- | taken as follow. | | | | by the H | | |
| ment. | | YEAS | -Messieurs, | | entitled, improve | | |
| | Atty. General, | Clark. | McCall, | Robinson, | time. | | |
| | Beardsley, | Cook, | A. McDonald, | Samson, | On and the | | |
| | Berzey, Bidwell, | Crooks, Duncombe, | Macnab, Magon, | Shade, Shaver, | and the | | |
| Yeur 40. | Boulton, | Elliott, | Morris, | VanKonghnett, | | | |
| 1 661 401 | Brown, Buell. | Howard, Jarvis, | Mount, Norton, | Warren, Werden, | Atty. Ge Berzcy, | | |
| | Burwell, | Ketchum, | Perry, | White, | Boulton, | | |
| | Campbell, Chisholm, | Lewis, Lyons, | Randal, Roblin, | J. Willson W.Wilson-40. | Brown, Burwell, | | |
| | | • | Y-Mr. | | Clark, | | |
| Nag 1. | | | | | Crooks, Duncom | | |
| | | J (| ones. | | 27 (1150) | | |
| Amendment Carried. | The quest by a majority of | | ent was carried | in the affirmative | Beardsle | | |
| Carries. | | • | amended was the | n put and carried | Bidwell, | | |
| | as follows: | nur question as | | in particular currica | Campbe | | |
| | | | | alf per cent, ad | The of twent | | |
| a. B | ralorem, be la fresh pork, fre | d upon all ho sh beef, and f | rses, cattle, and resh mutton, im | other live stock, ported into this | Me | | |
| Let Resolution as adopted. | Province, to be paid, levied and collected at the Port of Entry, | | | | | | |
| | where the same shall first be brought or imported, which duties shall be paid and applied towards the payment of the princi- | | | | | | |
| | pal and interes | t of the Gover | nment Bills aut | | W. Pow Townshi | | |
| | sued in paymen | | as then put as fo | llowe | trict, pra | | |
| ٢ | | | • | Majesty the sum | the impr cessions | | |
| | of three thousa | uid pounds, to | enable His Ma | jesty to loan the | son, Sen Nassaga | | |
| Ind Resolution pat. | like sum to the President, Directors and Company of the Co- bourg Harbor Company, upon such security as may be deemed | | | | | | |
| | good and sufficient by the Lieutenant Governor and Council | | | | | | |
| | | | pent of the intere pal sum aforesaic | est annually, and I in ten years. | the said' vins, and | | |
| •••• | On which | | | as and nays were | in the F pounds, | | |
| House divides. | taken as follow | | , | | leading | | |
| | 1 | YEAS | -Messieurs, | | Lossing, ing the l | | |
| | Atty. General, | Crooks. | McCall, | Robinson, | to place | | |
| | Boulton, | Duncombe, | A. McDonald, | Shade, | portion towards | | |
| Yess 24. | Brown, Burwell, | Elliott, Jarvis, | Macnab, Magon, | Sol. General, Warren, | Joel Dra | | |
| | Chisholm, | Ketchum, | Mount, | J. Willson, | ships of for aid to | | |
| | Clark, | Lyons, | Randal, | W. Wilson-24 | Clark, C | | |
| | , | NAYS | -Messieurs, | | Archibal inhabitat | | |
| | Beardsley, | Cook, | Norton, | Shaver, | of one th | | |
| Nays 17. | Berczy. Bidwell, | Howard, Jones, | Perry, Roblin, | VanKoughnett, Werden, | ing the l to the O | | |
| | Buell, | Lewis, | Samson, | White,-17. | Town of | | |
| | Campbell, | | 1 1 - OF | | Mr | | |

The question was carried in the allientative by a majority of seven.

Mr. Boulton, seconded by Mr. Attorney General, moves that Messrs. Solicitor General and Macnab, be a Committee to report a Bill in pursuance of a resolution of this House, grant-Cobourg Haring three thousand pounds to His Majesty to loan to the Cobourg Harbor Company.

Ordered.

Attorney General, seconded by Mr. Berczy, moves Message from message of the Lieutenant Governor, sent down to ry respecting use, respecting a provision for the accommodation of Court of rt of King's Bench, and printing the Reports of that King's Bench and Light and also relating to Light Houses and Ware Houses at Housereferred Ports of Entry, be referred to the Committee of Sup- to supply.

dered.

journed.

SATURDAY, 14th JANUARY, 1832.

E House met.

e minutes of yesterday were read.

Perry brought up the petition of John Winn, and brought up. dred and fifty-four others, inhabitants of the District and others. astle; which was laid on the table.

Petitions

Mount brought up the petition of Charles Ingersoll, Charles Ingerd six others, inhabitants of the London District ; which soll, Esquire, and others. on the table.

reeably to the order of the day, the amendments made Amendments lonorable the Legislative Council, in and to the Bill to Grand River Navigation bill "An Act to Incorporate a Joint Stock Company to read 3rd time. the navigation of the Grand River," was read a third

the question for passing the same the House divided, On passing House divided yeas and nays were taken as follows:

| YEAS-Messieurs, | | | | | |
|---|---|-------------|---|---------------|--|
| Atty. General, Serzcy, Boulton, Brown, Burwell, Dlark, Drooks, Juncombe, | A. Fraser, Ingersoll, Jarvis, Jones, Ketchum, Lewis, A. McDonald, | | Sol. General, VanKoughnett, Warren, Werden, J. Willson, W. Wilson–29 | - Yeas 29, | |
| | NAIS- | -Messieurs, | | | |
| | | | | | |

Norton, Roblin, Cook, ey, Nays 9. White, Lyons, Perry, Ш, 9.

e question was carried in the affirmative by a majority Amendments passed and ty, and the amendments were signed. sent to Legislatvic Council.

ssrs. Shade and Mount were ordered by the Speaker to e same up to the Honorable the Legislative Council. Pethions read.

recably to the order of the day, the petition of Israel I. W. Powell ell, and one hundred and ten others, inhabitants of the and others. ips of Windham and Townsend, in the London Disaying for a grant of public money to be expended in rovement of the Road in front of the Eleventh Con-of said Townships. The petition of Joseph Parkin- Joseph Parkinior, and fifty-two others, of the Townships of Eramosa, son and others. weya and Nelson, in the District of Gore, praying for of two hundred and fifty pounds, to be expended on from Moses MacKay's, in Nelson, to the rear part of Township of Eramosa. The petition of Robert Ble- Robert Blevius and others. d fifty-seven others, of York, Etobicoke and Toronto, Iome District, praying for the sum of two hundred to be expended in opening and repairing the road from York to the Humber. The petition of Peter Peter Lossing and sixty-seven others, of the London District, pray- and others. House to Address His Majesty, praying His Majesty at the disposal of the Legislature of this Province, a of the waste lands of the Crown, to be appropriated the support of Common Schools. The petition of Joel Draper aper, and twenty-four others, inhabitants of the Town- and others. Hope and Clark, in the Newcastle District, praying o improve the road leading along the line of Hope and Cavan. Manvers, Emily and Ops. The petition of ld McDonald, and four hundred and twenty-one others, A. McDonald nts of the County of Glengarry, praying for a grant and others. housand five hundred pounds for the purpose of repair-Post Road, leading through the County of Glengarry ttawa: and the petition of Elisha Haywood, of the Elisha Hay. ward. f York, praying to be naturalized—were read.

A. Fraser, seconded by Mr. Magon, moves that the Petition of petition of Archibald McDonald, and others, of the County of A. McDonald Glengarry, praying for aid, be referred to the Committee of and others referred to Supply. supply.

Ordered.

Mr. Macnab, seconded by Mr. John Willson, moves that referring pe the petition of James Gordon Strobridge, sent down by His tition of J. G. Excellency the Licutenant Governor, to this House, he referred Strobridge to supply. to the Committee on Supply.

Committee

for loan to

bour Com-

pany.

to draft bill

House divides. On which the House divided, and the yeas and nays were taken as follows: YEAS_Messieurs

| | | ILA | 5-111essieurs | , | |
|---------|-----------------------------|-------------------|--------------------|-----------------------------------|------|
| ¥сав 9. | Beards Clark, Ingerso | McC | Call, R | Perry, Randal, J. Wilson, 9 | |
| | | NAYS | S.—Messicurs | s, | |
| | Berczy, Boulton, | Howard, Jones, | Norton, Roblin, | War Wer | den, |

| | | v one og | 4 W () () () () () | · · · · · · · · · · · · · · · · · · · |
|-----------|----------|--------------|-------------------------|---------------------------------------|
| Vaj s 25. | Brown, | Lewis, | Samson, | White, |
| | Burwell, | A. McDonald, | Shade, | W. Wilson-25 |
| | Cook, | Magon, | Sol. General, | |
| | Crooks, | Morris, | Thomson, | |
| | Elliott, | Mount, | VanKoughnett, | , |
| | | | | |

The question was decided in the negative by a majority of sixteen.

Mr. Macnab, seconded by Mr. John Willson, moves that referring petition of the petition of Thomas Choate, and others, of the District of Tho's Choate Gore, be referred to the Committee of Supply. and others to

supply. On which the House divided, and the yeas and nays were House divides. taken as follows:

YEAS.-Messieurs,

| Yeas 9. | Beardsley, | Ingersoll, | Macnab, |
|---------|------------|------------|---------------|
| | Burwell, | Jarvis, | Randal, |
| | Clark, | McCall, | J. Willson—9. |

NAYS.—Messicurs.

| | Berczy, | Elliott, | Mount, | Sol. General, |
|----------|--------------------|------------------------|---------|------------------------|
| | Boulton, | Howard, | Norton, | Thomson, |
| | Brown, | Jones, | Perry, | VanKoughnett, |
| | Buell, | Lyons, | Roblin, | Warren, |
| Nays 27. | Chisholm, Cook, | A. McDonald, Macon, | | White, W. Wilson—27 |
| | Crooks, | Morris, | Shaver, | |

The question was decided in the negative by a majority of eighteen.

Mr. VanKoughnett, seconded by Mr. Shade, moves that Petition of the petition of Henry Deming, and others, of the Eastern Henry Deming District, praying for the improvement of the Saint Lawrence and others referred to for Sloop and Steam-Boat Navigation, be referred to the Committee of Supply.

Ordered.

Motion for

supply.

Petition of

referred.

Joel Draper

lington Bay

Report

supply.

referred to

Cohourg Har-

bour loan bill

read.

Second

Monday.

supply.

Several Resolutions

reported.

Mr. Perry, seconded by Mr. Macnab, moves that the petition of Joel Draper, and others, Freeholders of the Townships of Clark and Hope, be referred to the Committee of Supply.

Ordered.

Mr. Jarvis, seconded by Mr. Mount, moves that the peti-Petition of tion of Elisha Hayward, be referred to a Select Committee to Elisha Havward referred. be composed of Messrs. Attorney and Solicitor General, with power to report by Bill or otherwise.

Ordered.

Mr. John Willson, from the Select Committee to which Select Committee on Burwas referred the Message of His Excellency the Lieutenant Governor, and the Documents relating to the Burlington Bay papers report. Canal, presented a report, which was received and read.

(Report-see Appendix.)

Mr. John Willson, seconded by Mr. Macnab, moves that the report of the Select Committee, to whom was referred the Message of His Excellency the Lieutenant Governor, on the subject of the Burlington Canal, be referred to the Committee of Supply.

Ordered.

A a

port a Bill pursuant to the resolution of this House, relating to several claims specified in the report of the Select Committee a loan of money to complete the Harbor at Cobourg, presented a draft which was received and read the first time, and ordered for a second reading on Monday next.

Committee of Agreeably to the order of the day the House went into Committee of Supply.

- and a state and a state and a state of the s
- Mr. Crooks was called the Chair. The House resumed.

Mr. Crooks reported that the Committee had agreed to a series of resolutions, and asked leave to sit again on Monday next.

The Report was received and leave was granted accordingly.

The first resolution was then put as follows :

1st Resolution put.

Resolved. That the sum of three thousand pounds, currency, be placed at the disposal of His Excellency the Lieute- £3000 for nant Governor, out of the public revenues of the Province, in Kingston aid of the erection of an Hospital, in or near the Town of Hospital. Kingston, to be advanced in equal sums of one thousand pounds, on the first day of May, in each year.

On which the House divided, and the yeas and nays were taken as follows :

YEAS.—Messieurs,

| | | | | , | |
|---|------------------------------|------------|------------------------|---------------|---|
| | Atty. General, Beardsley, | Crooks, | Lewis, D. McDonald, | | ан 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - |
| | Bidwell, | Duncombe, | Macnab, | Warren, | Yeas 26. |
| | Boulton, | Elliott, | Mount, | Werden, | |
| | Brown, | Ingersoll, | Samson, | White, | |
| • | Burwell, | Jones, | Shade, | J. Wilson-26. | |
| | Chisholm, | Ketchum, | | * | 1.1 |
| | | | | · | · . |
| | | NAYS. | -Messieurs, | | |
| | | | | | |

| Berczy, | A. Fraser, | Morris, | Shaver, |
|---------|------------|---------|------------------------|
| Buell, | Howard, | Norton, | VanKoughnett, Nays 12. |
| Cook, | Lyons, | Perry, | W.Wilson—12. |

The question was carried in the affirmative by a majority of fourteen.

The second resolution was then put as follows :

Resolved-That there be granted to His Majesty the sum Loan to Port of two thousand pounds, to enable His Majesty to loan the Hope Harbor like sum to the President Directors and Company of the Port Company Hope Harbor, upon such security as may be deemed good and sufficient by the Lieutenant Governor and Council of this Province, for the payment of the interest annually, and for the principal sum aforesaid in ten years.

On which the House divided, and the yeas and nays were taken as follows:

YEAS.—Messieurs,

| Burwell, Chisholm, | Crooks, Duncombe, Elliott, Ingersoll, Jarvis, | Ketchum, Macnab, Maqon, Mount, Shade, | Sol. General, Thomson, Yeas 21. Warren, J. Willson. W.Wilson-21. | |
|-----------------------|---|---|--|-------|
| Clark, | NAYS- | –Messieurs, | | 0 · · |

| f Beardsley, | A. Fraser, | Morris, | Shaver, |
|--------------|------------|--------------|-------------------------------------|
| Berczy, | Howard, | Norton, | VanKoughnett, Nays 19. |
| Bidwell, | Lewis, | Perry, | Werden, |
| Buell, | Lyons, | Roblin, | White—19. |
| Cook, | D. McDon: | ald, Samson, | the the second second second second |

The question was carried in the aftirmative by a majority of two.

The third resolution was then put and carried as follows :

Resolved, That the sum of two hundred and fifty pounds £250 relief of Currency, be granted to His Majesty, to be placed at the dis- destitute Emiposal of Almoners, for the purpose of being appropriated and applied to the relief of such Emigrants from the Mother Country as may be found on their arrival at the Port of Prescott in this Province, during the ensuing season, to be sick, and destitute of the means of subsistence.

The fourth resolution was then put as follows :

Resolved-That there be granted to His Majesty the sum £2543 4s. of two thousand five hundred and forty-three pounds, four Burlington Bay Canal. shillings, to enable His Majesty to expend the same at Burlington Bay Canal, and for the more effectually securing and Mr. Machab, from the Select Committee to draft and re- completing the work of the said Ganal, and for meeting the on the said Canal.

> On which the House divided, and the yeas and nays were taken as follows :

| | YEAS.—Messieurs, |
|-----|--|
| | and the second state is the second |
| ેલ | |
| ъ¢. | 그는 것이 가장에 가지했다는 방법에서 가지 않는 것이 많은 것이 없다. 지원은 것이 가지 않는 것이 가지 않는 것이 같이 가지 않는 것이 없는 것이다. |
| . t | Atty. General, Crooks, Lewis, Samson, |
| 11 | Auga, General, Olouss, a grand action of ballson, and |
| | Beardsley, Duncombe, D. McDonald, Shade. |
| 1 | Dearusiey, and Duncombe, and D. Michonard, Shade, Market |
| ÷., | Boulton, Elliott, Macnab, Sol. General, |
| ÷., | Douiton, with a dimote, it will be machan, with a dois demending a second demending of the second demonstration of |
| 1 | Brown, Ingersoll, Magon, Warren, Yeas 26. |
| | Drown, Tugerson, Magon, Magon, Warren, Magon, |
| ÷ ۲ | D |
| | Burwell, Jarvis, Mount, J. Willson, |
| • | CLILL MARKET CONCERNMENT OF THE STATE OF THE |
| | Chisholm, Jones, Perry, W. Wilson-28 |
| | |
| | Clark, Ketchum, |
| | |

| | | NAYS. | -Messicurs, | | | YEAS- | | | |
|---|--|---|---|---|--|---|---|---|------------------------------------|
| Nays 15, | Berzey, Bidwell, Buell, Cook, | A. Fraser, Howard, Lyons, Morris, | Norton, Roblin, Shaver, Thomson, | VanKoughnett, Werden, White—15. | Bidwell, Boulton, Brown, Burwell, Chisholm, | Duncombe, Elliott, Ingersoll, Jones, Lewis, | Macnab, Mount, Roblin, Samson, Shade, | Thomson, Van Koughnett, Werden, White, J. Wilson.—23 | Yeas 23. |
| | The quest of eleven. | tion was carrie | d in the affirmati | ve by a majority | | | , Sol. General, –Messieurs, | | |
| | | | put and carried | | • | | | Daw da l | |
| Asylum in Fork. | destitute person nection with th | ns be establishe e York Hospit | ed in the Town | sylum for Insane of York, in con- as follows: | Beardsley, Berczy, Buell, Campbell, Cook, | A. Fraser, Howard, Jarvis, Ketchum, Lyons, | McCall, Magon, Morris, Norton, Perry, | Randal, Shaver, W. Wilson—18 | Nays 18. |
| Commission- ers for ercet- ng. | Resolved- | —That the T commissioners | 'rustees appointe | ed for the York I superintending | - | • | - | live by a majority | |
| | | | was then put as f | follows : | | enth resolution | | | |
| £1,250 pro- posed for above purpose and negatived. | and fifty pound | is, be appropr | riated for erectin | nd, two hundred g and furnishing | an Act of th style of the ' | e Provincial L Grantham Aca | deiny," was est | y Incorporated by ler the name and tablished and is to tions and subcrip- | um for 5 ye |
| - | On which taken as follow | | vided, and the ye | as and nays were | tions of priva youth in class | ite individuals; sical, mathematic | and whereas cal, and other u | the instruction of seful branches of ander the direction | |
| | | YEAS | —Messieurs, | | and superinte | ndence of Trus | tees by compet | ent teachers; and | |
| | Atty. General, Boulton, | Duncombe, Elliott, | Macnab, Magon, | Sol. General, Thomson, | and good man | nagement as a S | eminary of Ed | tion, respectability lucation is deserv- | |
| Yens 17. | Brown, Burwell, Crooks, | Ingersoll, Jarvis, Ketchum, | Randal, Shade, | J. Willson—17. | the sum of on said Academy | e hundred pound from the publi | ds for five years c funds of this | efore resolved, that s be granted to the Province, to make Teachers thereof, | |
| | | NAYS | —Messicurs. | | than can be o | btained in the in Students and oth | nfant state of t | he institution from | |
| | Beardsley, Berczy, Bidwell, | Cook, A. Fraser, Howard, | Morris, Mount, Norton, | Shaver, VanKoughnett, Werden, | In amen nett, moves th | dment, Mr. Sam nat the words "f | ison, seconded l ive years," be s | by Mr.VanKough- struck out, and the | Proposed amendmer |
| Nays 25. | Buell, Campbell, Chishohn, | Lewis, Lyons, McCall, | Perry, Roblin, Samson, | White, W. Wilson—25 | words "one year," inserted in the place thereof. On which the House divided, and the yeas and nays were taken as follows:— | | | | |
| | Clark, | D. McDonald | | | | YEAS- | –Messieurs, | | |
| | | | | Berczy, Cook, Lewis, | D. McDonald Roblin, Samson, | | Werden, ett,White,—10. | Yeas 10. | |
| £300 to York Hospital and asylum. | | | | Beardsley, | NAYS. Chisholm, | —Messieurs, Jarvis, | Mount, | | |
| | | | | Bidwell, | Clark, Duncombe, Elliott, | Jones, Ketchum, Lyons, | Norton, Perry, Randal, | Nays 28. | |
| | | | —Messicurs, | | Buell, Burwell, Campbell, | A. Fraser, Howard, Ingersoll, | McCall, Magon, Morris, | Thomson, J. Willson, W. Wilson, 28. | INBYS 20. |
| | Atty. General, Beardsley, Berczy, | Clark, Crooks, Duncombe, | D. McDonald Macnab, Macon, | , Samson, Shade, Sol. General, | • | stion of amendn | | ed in the negative | Amendme lost. |
| Yeus 34. | Bidwell, Boulton, Brown, | Elliott, Ingersoll, Jarvis, | Morris, Mount, Norton, | Thomson, VanKoughnett, Warren, | On the c and nays wer | original question e taken as follow | the House div vs : | vided and the yeas | Division o original qu tion. |
| | Burwell, Campbell, | Jones, Ketchum, | Randal, Roblin, | J. Willson, W. Wilson-34 | | YEAS. | —Messieurs, | | |
| | Chisholm, | Lewis, | —Messieurs, | | Beardsley, Bidwell, Boulton, | Burwell, Chisholm, Clark, | Ketchum, Lyons, McCall, | Norton, Perry, Randal, | Yeas 20. |
| | Buell, Cook, | Howard, Lyons | Perry, Shaver, | Werden, White—10. | Brown, Buell, | Duncombe, Ingersoll, | Macon, Mount, | J. Willson, W. Wilson—20 | |
| Nays 10. | A. Fraser, | Lyons, McCall, | what's | •• me10. | | NAYS. | —Messieur s , | | |
| | of twenty-four. | • | | ive by a majority | Berczy, Campbell, Cook, | Howard, Jarvis, Jones, | M orris, Roblin, Samson, | Thomson, VanKoughnett, Werden, | Nays 19. |
| Survey of nouth of Frent. | Resolved- which may be Governor in pr | -That it is e incurred by rocuring a Su | His Excellency rvey of the mou | d as follows : ray the expenses the Lieutenant 1th of the River Bridge across the | Elliott, A. Fraser, | Lewis, D. McDonald | Shade, I, Shaver, | White,—19. tive by a majority | • • |
| | same. | | s put as follows : | | Messieurs Sa | mson and Buell | be a Committe | well, moves that ee to draft and re- | draft bill f |
| Plans and estimates of Penitentiary. | Resolved- granted for the a Penitentiary | -That the su purpose of p to be erected | un of one hund procuring Plans in this Province | dred pounds be and Estimates of e, and to enable ing the manage- | ting a sum of Emigrants ar season. | f money for the riving at the Po | relief of the | House appropria- sick and destitute during the ensuing | Prescott. |
| | ment of such I | nstitutions. | - | ang the manage- | Ordered | ed till ten o'cloc | 1. | • | |

taken as follows :

.

On which the House divided, and the yeas and nays were

.

Adjourned till ten o'clock on Monday next.

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Monday, 16th January, 1832.

THE House met.

The minutes of Saturday were read.

H. J. Cornell and others brought up. Petition of G. Spencer withdiawn.

Petition of

Notice of

and ninety three others, Inhabitants of the London District; which was laid on the table. The petition of George Spencer, of Cobourg, was with-

Mr. Ingersoll brought up the petition of Henry J. Cornell,

drawn. Mr. Samson gives notice that he will, on to-morrow,

move for an address to His Excellency the Licutenant Goveraddress to His nor, requesting him to ascertain by survey at what part of the Excellency on mouth of the River Trent a Bridge may be built which may Trent survey. afford the greatest advantage to the public; to procure plans and estimates of a good permanent Bridge to be erected across the same ; and to assure His Excellency that this House will defray the expenses of procuring such survey, plans and estimates.

Committee to Mr. Ingersoll, from the Committee to wait upon His Excellency the Lieutenant Governor with the address of this House for returns from Road' Commissioners, reported dereturns from road Commislivering the same, and that His Excellency had been pleased sioners report to make thereto the following answer :---

GENTLEMEN,

Answer. Notice of ad-

present address for

answer.

I will give the necessary directions in compliance with this address. Mr. Boulton gives notice that he will, on to-morrow,

move an address to His Excellency the Lieutenant Governor,

to ascertain whether the Receiver General has given any fur-

dress on Receiver General's sccurity.

Destitute

draft bill on

Penitentiary.

Bill reported and read.

port.

Inspectors'

Reports on

Public Ac-

counts refer-

Committee,

appointed to

Hospital and

· . . .

1

Port Hone Harbor bill.

red to supply.

bill read,

row.

Mr. Samson from the Select Committee to draft and report a bill agreeably to a resolution of this House, on the Emigrants port a bill agreeably to a resolution of this House, on the relief bill read, subject of relief for sick and destitute Emigrants, reported a Second to-mor. draft, which was received and read a first time, and ordered for a second reading to-morrow.

ther security in the place of the late Mr. Richardson.

Mr. Thomson, seconded by Mr. Brown, moves that Committee to Messieurs Solicitor General and Jarvis be a Committee to draft and report a bill pursuant to the resolution adopted by this House on the subject of a Penitentiary.

Ordered.

Mr. Jarvis, from the Select Committee to draft and re-Penitentiary bill reported port a bill in pursuance of a resolution of this House relative and read. to plans and estimates for a Penitentiary, reported a draft, which was received and read the first time, and ordered for a Second to-morsecond reading to-morrow. row.

Mr. Jarvis, seconded by Mr. Brown, moves that Messieurs Committee to Duncombe and Thomson be a Committee to draft and report draft bill relative to a bill pursuant to resolutions of the Committee of Supply on York Hospital. the York Hospital.

Ordered.

Mr. Thomson, from the Select Committee to draft and report a bill in pursuance of a resolution of this House, granting a sum of money in aid of the York Hospital, reported a draft, which was received and read the first time, and ordered Second reading to-morrow. for a second reading to-morrow.

Mr. Berczy, Chairman of the Committee to which were Finance Comreferred the Public Accounts of the past year, and Estimate mittee make for 1832, informed the House that the Committee had agreed their 2nd reto a second report, and the draft of a bill, both of which he was ready to submit whenever the House would be pleased to receive the same.

The report was received and read.

(Report-see Appendix.)

The bill reported to regulate the paying over of monies and Collectors' he Receiver General by Inspectors and Collectors. received, and was read the first time, and ordered for a second Second readreading to-morrow. ing to-morsow.

> Mr. Berczy, seconded by Mr. Warren, moves that the first and second reports of the Committee on Public Accounts be referred to the Committee of Supply.-

Ordered.

Mr. Solicitor General, seconded by Mr. Burwell, moves that Messieurs Macnab and Brown be a Committee to draft draft Kingston and report bills pursuant to the resolutions of this House, in the Town of Kingston, and granting a sum of money by way of loan to the Port Hope Harbor Company. ant and ,

Ordered.

Mr. John Willson, seconded by Mr. Macnab, moves that Committee to the resolution of the Committee of Supply relating to the granting mo-Burlington Canal, be referred to a Select Committee, com- ney to Burposed of Messieurs Macnab and Shade, with instructions to lington Bay draft and report a bill in conformity thereto.

Ordered.

Mr. Macnab, from the Select Committee appointed to Port Hope draft and report a bill founded on the resolution of this House Harbor loan relative to a loan to the Port Hope Harbor Company, pre- bill reported. sented a draft, which was received and read the first time, and Second ordered for a second reading to-morrow.

Mr. Clark, seconded by Mr. Randal, moves that Messrs. Committee to Beardsley and Warren be a Committee to draft and report a draft Grantbill pursuant to the resolution of this House granting aid to bill. the Grantham Academy.

Ordered.

Mr. Solicitor General, seconded by Mr. Burwell, moves Journals relathat the Journals of the House of the first Session of the tenth tive to votes of Parliament, relative to the granting of sums of money to the Assembly certain officers of the Legislative Council and House of As-sembly, and Valentine Gill , and the Laurench of the last Gult sembly, and Valentine Gill; and the Journals of the last Ses- sons read and sion relative to a vote of money to remunerate the Arbitrator referred to appointed on the part of this Province relative to the revenue supply. Committee of collected at the Port of Quebec, be read, and referred to the Committee of supply, and that the thirty-second rule of this House be dispensed with so far as regards the same.

Which was carried, and the Journals were read and referred accordingly.

Mr. Solicitor General, seconded by Mr. Burwell, moves Kingston Bank that the Message of His Excellency the Lieutenant Governor, Commissionand the Documents accompanying the same relative to the ers' report referred to Kingston Bank, be referred to the Committee of Supply. supply.

Ordered.

Mr. Attorney General, seconded by Mr. White, moves Live Stock for leave to bring in a bill for levying a duty of seven and a duty bill brought in half per cent upon, Horses, Cattle, live Stock, fresh Beef, and read. Pork and Mutton, imported into this Province, to be applied towards the payment of the war losses.

Which was granted and the bill read, and ordered for a Second reading to-morrow. second reading to-morrow.

Mr. Magon, from the Committee to which was referred Committee the petition of William Hands, and others, of the Western Dis- on petition of trict, informed the House that the Committee had agreed to Wm. Hands report by bill, a draft of which he was ready to submit when- report. ever the House would be pleased to receive the same.

White Fish The report was received, and the bill to protect the White protection bill Fish Fisheries in certain parts of this Province, was read the read. Second readfirst tine, and ordered for a second reading to-morrow. ing to-morrow.

Mr. Elliott, seconded by Mr. Solicitor General, moves Contingent that Messieurs Ingersoll, Boulton, Magon, and D. McDonald, Committee be a Special Committee to examine and report on the contin- appointed. gencies of this Honorable House.

Ordered.

Mr. Warren, from the Select Committee to draft and re- Grantham Academy bill port a bill in accordance with the resolution of the House on brought in the subject of aid to the Grantham Acadamy, presented a draft and read. which was received and read a first time, and ordered for a second readsecond reading to-morrow.

Agreeably to the order of the day, the House went into Committee of Committee of Supply. supply.

Mr. Buell was called to the Chair.

The House resumed to receive a message.

The Speaker left the chair.

The Chairman resumed the Chair of Committee.

The House resumed.

Mr. Buell reported progress and obtained leave to sit Sit again again to-morrow.

Mr. Solicitor General, from the Select Committee to draft Kingston and report a bill in accordance with the resolution of this House Hospital bill on the subject of building an Hospital at Kingston, reported a read. draft, which was received and read a first time, and ordered for Second reada second reading to-morrow. 4. 4. 1. 4.

The Speaker reported that the Master in Chancery had Shaw's probrought down from the Honorable the Legislative Council a brought down Bill, entitled, "An Act to protect the interests of Captain from Legislagranting a sum of money in aid of the erection of an Hospital Alexander Shaw," which that Honorable House had passed, tive Council, and to which the concurrence of this House is requested.

> The Bill sent down from the Honorable the Legislative Second read. Council entitled, "An Act to protect the interests of Captain ing to-morrow.

to-morrow.

ing to-morrow

Alexander Shaw," was read the first time and ordered for a second reading to-morrow.

Felon's Coun-Agreeably to the order of the day, the Felon's Counsel Bill sel bill comwas read the second time, and referred to a Committee of the mitted. whole House,

Mr. McMartin was called to the Chair.

The House resumed.

Mr. McMartin reported the Bill without amendment.

The report was received, and the Bill was ordered to be Third rending to morrow. engrossed and read a third time to-morrow.

Agreeably to the order of the day, the Bill to define the Justices' duties of Justices and Coroners, was read the second time, and duty bill committed, referred to a Committee of the whole House.

Mr. Robinson was called to the Chair.

The House resumed.

Amended. Mr. Robinson reported the bill as amended.

The report was received and the Bill was ordered to be Third reading to-morrow. engrossed and read a third time to-morrow.

Adjourned.

TUESDAY, 17th JANUARY, 1832.

THE House met.

The minutes of yesterday were read.

Felons' Coun-Agreeably to the order of the day, the Bill to allow to sel bill read Felon's Counsel, was read the third time. third time.

On the question for passing the same the House divided, On passing House divides. and the yeas and nays were taken as follows :

YEAS-Messieurs,

| | Berzcy. | Crooks, | A. McDonal | d. Shaver. | |
|----------|---|--|---|---|---|
| "eas 31. | Bidwell, Brown, Buell, Burwell, Campbell, | Elliott, Ingersoll, Jones, Ketchum, Lewis, | Morris, Mount, Norton, Perry, Randal, | Thomson, Warren, Werden, White, J. Willson, | • |
| | Chisholm, Clark, | Lyons, McCall, | Robinson, Roblin, | W. Wilson-31 | |

NAY-Mr.

Navs 1.

Y

Tutle.

Bill sent to

Rider to the

bill

Council.

The question was carried in the affirmative by a majority of thirty, and the bill was signed.

Attorney General.

Mr. Bidwell, seconded by Mr. Perry, moves that the bill be entitled "An Act to allow persons tried for felony, the benefit of full defence by Counsel and certain other privileges therein mentioned."

Which was carried, and Messieurs Bidwell and Norton were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto.

Justices' bail Agreeably to the order of the day, the bill relative to bail and commit-ment bill read and commitment by Justices and Coroners, was read a third third time. time.

> Mr. Attorney General, seconded by Mr. Beardsley, moves that the following clause be added to the bill by way of Rider.

Aud be it further enacted by the authority aforesaid, that the following forms of Recognizances may be used by Justices of the Peace, Coroners, and other persons authorised by law to take recognizances.

FORM OF RECOGNIZANCES.

A. B.--of the— -of--District, wit.) our Sovereign Lord the King, in the sum of -C. D. of _____acknowledges himself to be indebted to TOW our said Sovereign Lord the King, in the sum of--and E. F. of--acknowledges himself to be indebted to our said Sovereign Lord the King, in the sum of-Sovereign Lord the King, in the sum of upon condition that they do personally appear at the next Court of Oyer and Termiuer and General Gaol Delivery, (or, at the next Court of General Quarter Sessions of the Peace, as the case may be) to be held in the Town of------in and for the said District, then and there, to give evidence in His Majesty's behalf against J. K. for (the offence) and if the bill be found a true bill and returned so by the Grand Jury, that then they do also appear in Court then and there to give evidence upon that indictment, and do be void, or else to remain in force.

Taken and acknowledged before me this day of one thousand eight hundred and-

Be it remembered, that on the--day of District, -in the year of our Lord, one thousand To wit.) eight hundred and-

C. D. personally came before me E. F. Esquire, one of His Majesty's Justices assigned to keep the Peace in and for the said District, and acknowledged himself to be indebted to our Sov- Rider to -pounds of lawful and commitereign Lord the King, in the sum ofmoney of the Province of Upper Canada, upon condition that ment bill. if the above bounden C. D. shall personally appear at the next Court of Oyer and Terminer, and General Gaol Delivery, (or the next Court of General Quarter Sessions of the Peace) to be held at the Town of--in and for the said District, then and there to answer an Indictment to be preferred against him by A. B. of--for the offence charged and not depart without leave of the Court, then this Recognizance to be void, otherwise to remain in full force.

Taken and acknowledged before me the same day and year aforesaid.

Ordered.

Petitions read.

Agreeably to the order of the day, the petition of John John Winn Winn, and one hundred and fifty four others, inhabitants of the and others. District of Newcastle, praying the same as the petition of Peter Frank and others, of the Township of Vaughan, (see page 17) and the petition of Charles Ingersoll, and six others of the Lon- Charles Ingerdon District, praying to be incorporated as a Joint Stock Com- and others. pany, for the purpose of constructing a Harbor at the mouth of Big Otter Creek, on Lake Eric, by and under the name and style of "The President Directors and Company of the Port Burwell Harbor," were read.

Mr. Thomson gives notice, that he will, on morrow, move an Address to His Majesty, praying that the seat of Government may be removed from York to some more safe and eligible part of the Province.

Mr. Duncombe gives notice, that he will, on to-morrow, Notice of an move that it be resolved, that an humble Address be presented address to to His Majesty, praying that ten Townships of the waste lands on the claims of the Crown be placed at the disposal of the Provincial Le- for losses. gislature, upon which to raise a sum sufficient to liquidate the claims of the sufferers during the late war with the United States.

Mr. Mount, seconded by Mr. Thomson, moves that he Port Burwell leave to bring in a Bill tounded upon the patition of Char Harbor bill have leave to bring in a Bill founded upon the petition of Char- read first time. les Ingersoll, Esq. and others, praying for the passing of an Act to Incorporate a Joint Stock Company for constructing a Harbor at Port Burwell.

Which was granted and the Bill read and ordered for a Second reading to morrow. second reading to-morrow.

Mr. Duncombe, seconded by Mr. Magon, moves that the Petition of petition of Peter Lossing, and others, be referred to the Com-Peter Lossing and others mittee to whom referred the petition of David Barns and referred. others, upon the same subject.

Ordered.

Mr. Boulton, from the Select Committee to which was Select Com-mittee on the referred the Message of His Excellency the Lieutenant Gover- Message of nor, on the subject of the New Parliament-House, presented a His Excellenreport which was received and read.

(Report-see Appendix.)

Mr. Boulton, seconded by Mr. Werden, moves that the Report on report of the Select Committee to whom was referred the Mes- Parliament-Building resage and Documents relating to the Parliament Buildings sent ferred to down by His Excellency the Lieutenant Governor, be referred supply. to the Committee of Supply.

Ordered.

Mr. Perry, seconded by Mr. Attorney General, moves that Above report -in the five hundred copies of the report of the Committee on Parlia- to be printed. -acknowledges himself to be indebted to ment Buildings, be printed for the use of Members.

Ordered.

Mr. Atty. General, seconded by Mr. Berczy, moves to dispense with the thirty-second rule of this House, and for leave Light House to bring in a Bill to repeal an Act passed in the seventh year, bill read. of His late Majesty's Reign, imposing a duty upon vessels entering the Harbor of York, for the purpose of raising a fund for keeping the light crected on Gibraltar Point in repair.

Which was granted, and the Bill was read a first time, Second read-ordered for a second reading to morrow and ordered for a second reading to-morrow.

Mr. Elliott, seconded by Mr. Crooks, moves that the co-pies of the Statutes published by Messrs. Thomson and Mac-distribution not depart the Court without leave, then this recognizance to farlane, procured by the Clerk of this House, agreeably to a of Statutes. resolution thereof, be distributed for the use of Members.

cy relative to get the Parliament Building report.

11.

Amendment proposed.

ment.

Nays 31.

Question of

amendment

lust.

Amendment lost.

Further

amendment

proposed.

Yeas ?

Nays 32.

Amendment

lost.

Further

proposed-

In amendment, Mr. Perry, seconded by Mr. Norton, moves that after the word "moves" in the original, the whole be expunded and the following inserted : "that it is inexpedient to distribute the Statutes procured by the Clerk of this House, except by Act of Parliament."

House divides On which the House divided, and the yeas and nays were on amendtaken as follows :

YEAS.—Messieurs,

| Vens 11. | Bidwell, Buell, Campbell, | lloward, Ketchum, Lyons, | A. McDonald, Norton, Perry, | Randal, Shaver, |
|----------|---------------------------------|--------------------------------|-----------------------------------|--------------------|
| | | | - | |

NAYS-Messieurs,

| Atty. General, | Cook, | D. McDonald, | Shade, |
|----------------|------------|--------------|----------------|
| Beardsley, | Crooks, | McMartin, | Sol. General, |
| Berzcy, | Elliott, | Macnab, | VanKoughnett, |
| Boulton, | A. Fraser, | Magon, | Warren, |
| Brown, | Ingersoll, | Morris, | Werden, |
| Burwell, | Jones, | Mount, | White, |
| Chisholm, | Lewis, | Roblin. | W. Wilson, 31. |
| Clark, | McCall, | Samson, | |

The question of amendment was decided in the negative by a majority of twenty.

In amendment, Mr. VanKoughnett, seconded by Mr. Shade, moves that after the word "Members," the following amendment be added: "with the exception of fifty copies to be placed in charge of the Librarian for the use of the Legislature."

> On which the House divided, and the yeas and nays were taken as follows:-

YEAS—Messieurs

| | 1 | | o | |
|----------|--|---|--|---|
| Yeas 18. | Brown, Burwell, Chisholm, Crooks, Elliott, | A. Fraser, Ingersoll, Jones, Lewis, McCall, | D. McDonald, McMartin, Magon, Morris, | Mount, Shade, Sol. General, VanKoughnett, 18. |
| | ••••• •••• | NAY. | S—Messieurs, | |
| Nays 25. | Atty. General, Beardsley, Berczy, Bidwell, | Clark, Cook, Howard, Jarvis, | A. McDonald, Macnab, Norton, Perry, | Samson, Shaver, Warren, Werden, |

| Bidwell, | Jarvis, | Perry, | Werden, |
|----------|----------|---------|--------------|
| Boulton. | Ketchum, | Randal, | White, |
| Buell, | Lyons, | Roblin, | W. Wilson-25 |
| Campbell | | • | |

The question of amendment was decided in the negative by a majority of seven.

In amendment, Mr. Jarvis, seconded by Mr. Berczy, moves that after the word "moves" in the original motion, the whole be expunded and the following inserted : "that the distribution of the Statutes purchased by order of this House, be as follows:

| Three copies to each Member of this House | 150 |
|---|------|
| One copy to each Member of the Legislative Council, | 25 |
| One copy for the Speaker's Room, House of Assembly, | 1 |
| One copy Legislative Council, | · 1 |
| Five copies for the Library, | -5 |
| Twelve copies to the Clerk' office for the use of this House, | - 12 |
| Six copies Clerk's office, Legislative Council, | 6 |

TOTAL,..

On which the House divided, and the yeas and mays were taken as follows:

YEAS-Messieurs.

| | Berczy, A. Fraser, Jarvis, | D. McDonald, |
|-----|----------------------------|--------------|
| 9 | Boulton, Ingersoll, Jones, | J. Willson9. |
| • • | Brown, | |

NAYS.—Messieurs,

| | Atty. General, Crooks, Macnab, Samson, |
|---------|---|
| <i></i> | Beardsley, Elliott, Magon, Shade, |
| | Bidwell, Howard, Morris, Shaver, |
| e (| Buell, Ketchum, Mount, VanKoughnett, |
| , e # | Campbell, Lewis, Norton, Warren, |
| | Chisholm, Lyons, Perry, Werden, |
| | Clark, McCall, Randal, White, |
| ۰. | Cook, K. McDonald, Roblin, W. Wilson-32 |
| | |

The question was decided in the negative by a majority of twenty-three.

in faile and **B** b 3.

A Sec. in

In amendment to the original question, Mr. Solicitor General, seconded by Mr. Brown, moves that the following Further words be added, "except twenty-five copies which are to amenamer proposed. amendment be deposited with the Clerk for the use of the House, and twenty-five copies to be retained by him until a further order shall be made by this House for their distribution."

On which the House divided, and the yeas and nays were taken as follows:

YEAS-Messieurs,

| , | Berczy, Boulton, Brown, Burwell, Chisholm, Crooks, | Elliott, A. Fraser, Ingersoll, Jarvis, Jones, Ketchum, | McCall, D. McDonald, McMartin, Magon, Morris, Mount, | Shade, Sol. General, VanKoughnett, Warren, J. Willson-23. | Yeas 23. |
|---|---|---|---|---|----------|
| | | NAYS- | -Mcssieurs. | · . · · · | |
| | Beardsley, Bidwell, | Cook, Howard, | Macnab, Norton, | Samson, Shaver, | Nave 20 |

| Bidwell, Buell, | Howard, Lewis, | Norton, Perry, | Shaver, Werden, | Nays 20. |
|--------------------|-------------------|-------------------|--------------------|----------|
| Campbell, | Lyons, | Randal, | White, | |
| Clark, | A. McDonald, | Roblin, | W. Wilson-20 | |

The question of amendment was carried in the affirma- Amendment carried. tive by a majority of three.

House divides On the original question as amended, the House divided, on question as amended. and the yeas and nays were taken as follows :

YEAS-Messieurs,

| Crooks, | D. McDonald, | VanKoughnett, |
|---------------------------------------|--|---|
| Elliott, | McMartin, | Warren, |
| | Magon, | Werden, Yeas 27. |
| | Morris, | White, |
| | | J. Willson, |
| Lewis, | Roblin, | W. Wilson, 27. |
| McCall, | Shade, | |
| NAYS | -Messicurs, | |
| Howard. | Macnab. | Samson, |
| | | Shaver |
| · · · · · · · · · · · · · · · · · · · | | Sol. General, Nays 15. |
| | | 15. |
| | Elliott, A. Fraser, Ingersoll, Jones, Lewis, McCall, <i>NAYS.</i> Howard, Ketchum, Lyons, | Elliott, McMartin, A. Fraser, Magon, Ingersoll, Morris, Jones, Mount, Lewis, Roblin, McCall, Shade, <i>NAYS.—Messicurs</i> , Howard, Macnab, Ketchum, Norton, |

The original question as amended was carried in the affirmative by a majority of twelve, and is as follows :-

That the copies of the Statutes published by Messieurs Thomson and Macfarlane, procured by the Clerk of this House Original agreeably to a resolution thereof, be distributed for the use of question as Members, except twenty-five conies, which are to be demonstrated. Members, except twenty-five copies, which are to be deposited with the Clerk for the use of the House, and twenty-five copies to be retained by him until a further order shall be made by this House for their distribution. 27 (A P

Agreeably to the order of the day, the rider to the bill Rider to relative to bailing and commitment by Justices and Coroners, Justices' bail and commitwas read a third time and passed.

Mr. Attorney General, seconded by Mr. Berczy, moves passed. that the bill be entitled." An Act relating to the bailing and Title. commitment, removal and trial of prisoners, in certain cases."

Which was carried, and Messieurs Attorney General and Berczy were ordered by the Speaker to carry up the same to Bull sent to Council. the Honorable the Legislative Council, and to request their concurrence thereto.

Mr. Samson, seconded by Mr. White, moves that an address be presented to His Excellency the Lieutenant Governor, An address to requesting His Excellency to employ a competent person or besent to His persons to survey the mouth of the River Trent; to ascertain Excellency to employ a where a Bridge may be built to afford the greatest and most competent permanent advantage to the public; to procure plans and esti- perron to mates of a good substantial Bridge across the same, and to lay report on the such survey, plans and estimate before this House at its ensuing mouth of the liver Session : to inform His Excellency that this House will defray the expense of obtaining such information ; and that Messieurs Roblin and Werden be a Committee to draft and report an address pursuant to this resolution ; and that the thirty-second rule of this House be dispensed with, so far as relates to the same. Ordered. 4. U.

Mr. Roblin, from the Select Committee appointed to draft Address an address to His Excellency the Lieutenant Governor, on the reported and subject of a survey of the mouth of the River Trent, reported read twice. a draft, which was received and read twice, concurred in, and Third reading ordered to be engrossed and read a third time to-morrow. to-morrow.

Agreeably to the order of the day, the House went into Committee of Committee of Supply. supply. Mr. Thomson was called to the Chair.

Question

carried.

ment bill

Bill sent to

The Speaker resumed the Chair to receive a message.

The Speaker left the Chair.

The Chairman resumed the Chair of Committee.

The House resumed.

Mr. Thomson reported that the Committee had agreed to a series of resolutions, which he was directed to submit for the adoption of the House, and asked leave to sit again to-morrow.

The report was not received.

The Speaker left the chair.

The Chairman resumed the chair of Committee.

The House resumed.

Mr. Thomson reported progress and obtained leave to sit again to-morrow.

Mr. Macnab, from the Select Committee to draft and report a bill in accordance with the resolution of this House relareported and tive to the Burlington Bay Canal, presented a draft, which Second readwas received and read a first time, and ordered for a second ing to-morrow. reading to-morrow.

Absconding debtors' bill sent down amended.

Progress.

Burlington

Canal bill

read.

read.

The Speaker reported that the Master in Chancery had brought down from the Honorable the Legislative Council, the Press. 9.-Line S.-After " persons" insert "Provided always, bill sent up from this House entitled "An Act to afford means for attaching the property of Absconding Debtors," to which that Honorable House had made some amendments, and to which the concurrence of this House was requested.

The amendments made by the Honorable the Legislative Amendments Council in and to the bill entitled "An Act to afford means for attaching the property of Absconding Debtors," were read a first time, as follows :---

Amendiments to absconding dehtors' bill.

46

"

"

" 4

46 5

Press. 1-line 9 .- After "that" expunge to the word "it" in the eleventh line, and insert "it any person or persons being indebted to an in-" habitant of this Province shall, before the "passing of this Act, have secretly de-"parted from this Province, or if any " person or persons so indebted shall, after "the passing of this Act, secretly depart "from this Province, or keep concealed " within the same."

- " 20 .- After the word "upwards" insert "ex-" 1 " pressing the cause of Action."
- " 2 " 5 .- After " oath" insert " or affidavit."
 - 2 -After "forthwith" expunge the words "is-" 8.--"sne a Warrant or Warrants" and insert "direct a Warrant or Warrants to be is-" sned."
- " 14 .--- After "same" insert "in the Upper Canada " 3 " Gazette."
 - 11 5.-After "from the" expunge "date" and 4 insert "first publication."
 - " 17 .- After "Warrants" insert "and all and sin-4 " gular the property which may have been " attached shall be restored."
 - " 18 .- After " had " insert " and shall be so cer-"tified by the Judge presiding at such " trial."
 - 2.-After "from the" expunge "date" and in-5 >> sert " first publication."

" 11 .- After "Act" insert "And be it further en-" acted by the authority aforesaid, That in " order to proceed in the recovery of any "debt due by the person or persons against "whose property a Writ of Attachment "shall have been ordered under this Act, " process may be served by leaving a copy " thereof at the last place of abode of such "person within this Province, with any up person there dwelling; an " also by affixing a copy of such process in " the Crown Office, or in the Office of the " Deputy Clerk of the Crown in the Dis-" trict where the absconding or concealed " person was last resident, or in the Office " of the Clerk of the District Court of such "District, when the proceedings shall be "in the District Court eight days before "the returns thereof; and all subsequent " proceedings necessary to be served on the "Defendant in ordinary cases, shall be "" deemed to be served upon such abscond-"ing or concealed person, by filing a copy "in the Crown Office, or in the Office of " the Deputy Clerk of the Crown in which " the declaration shall have been filed as " aforesaid, or in the Office of the Clerk of " the District Court, as the case may be."

"And be it further enacted by the " authority aforesaid, That notwithstand-" ing Judgment by Default may be issued " in any action in which the process and " other proceedings may have been served " in the manner aforesaid, such Judgment "shall in no case be final; and it shall " be incumbent on the Plaintiff, neverthe-"less, to prove his cause of action in the " same manner as if the general issue had " been pleaded or the deed denied, in case "the action shall have been brought on " any specialty-and in case the Jury at " any such assessment of damages shall not "find the Plaintiff's demand, or any part "thereof proved, the verdict shall be ren-" dered for nominal damages only, and the "Plaintiff shall recover no costs of suit."

" that the Declaration in such Action shall

" contain an introductory averment to this "or the like effect :-- (that is to say) .--"A. B. who sues under the provisions of an "Act of the Parliament of this Province, " for attaching the property of Absconding "Debtors, in order to recover from C. D. " debtor to one E. F. an absconding or con-"cealed person, such sum as C. D. may "owe to the said E. F. or so much thereof " as will discharge the sum of--being " the amount due by the said E. F. to him " the said A. B. complains, &c.

"And be it further enacted by the au-"thority aforesaid, That before Execution " shall issue upon any judgment obtained " under this Act, against an absconding or Amendment to " concealed debtor, a bond to the Defen-Ausconding " dant in double the sum to be levied and Debtors' Bill. " executed by the Plaintiff, and two suffi-" cient sureties to be approved by some one " of the Judges of the Court in which the " Action shall have been instituted, shall be " filed among the papers of the cause, the " condition of which bond shall be to the " effect, that if the Defendant, his Execu-"tors or Administrators shall within the " period allowed by law, contest the justice " of the Plaintiff's demand and succeed in "reversing the recovery, the Plaintiff, his " Executors or Administrators, shall restore " to the Defendant, his Heirs, Executors, " or Administrators, the amount that shall " have been levied upon Execution in such " cause with interest, and shall make good "to the Defendant, his Heirs, Executors " or Administrators, any further damage " occasioned by the seizure and sale of real " or personal Estate, in order to satisfy the " judgment obtained against such abscond-"ing or concealed debtor."

" And be it further enacted by the au-" thority aforesaid, That at any time with-" in one year after the rendering of Judg-" ment against an Absconding or Concealed "Debtor, such debtor may, upon his per-" sonal appearance in Court, in Term time, " apply through his Counsel; or in case of " his death, his Executors or Administra-" tors may, within the same period, apply " for a re-hearing of the cause, which " bearing shall be granted upon giving " security for costs, and the cause may be " again tried, upon a record to be prepared " for that purpose, on which the entry of a " new venire may be made after the entry " of issue joined, or of judgment by de-" fault without any continuances or altera-" tion of the record, in consequence of the " death of parties; but the title of any " purchaser other than the Plaintiff himself, " at the Sheriff's sale upon the Execution, "which shall have provisionally issued in " such cause shall not be affected by the "Defendant obtaining a Verdict or Judg-

" ment upon such subsequent proceeding."

"And be it further enacted by the au-" thority aforesaid, That nothing in this " Act contained, shall be construed to pre-" vent one or more new trials being granted " either after the first verdict or after the " verdict rendered upon the re-hearing, "when the same shall appear necessary " to the ends of justice."

"And be it further enacted by the au-" thority aforesaid, That in case of any re-" hearing under this Act, after the period " shall have elapsed, within which a new " trial can be moved for; or in case a new " trial shall be refused, the verdict shall be " taken to be conclusive, so far as respects " the liability of the obligors in the bond " required to be filed previous to the suing " out Execution, and it shall not be neces-"sary for the Defendant succeeding on

"such re-hearing, to enter final judgment " for that purpose."

Press. 10.-Expunge the twelfth clause.

Line 8.—After " years and" insert—" from thence

" to the end of the then next ensuing Ses-"sion of Parliament and." After "longer" "insert-" Provided always, that it shall, " nevertheless, be lawful to proceed in any " matter that may be depending under this "Act, until the same shall be brought to a " final termination according to the provi-

Secod read-Mr. Jarvis, seconded by Mr. Mount, moves that the amendments made by the Honorable the Legislative Council in and to the Bill sent up from this House, entitled, "An Act to afford means for attaching the property of Absconding Debtors," be read a second time on Friday next, and that it be the first item on the order of the day after the Committee of Supply.

" sions thereof."

Ordered. Adjourned.

Amendment to Absconding

Debtors' Bill.

ing Friday.

Petitions

brought up.

ledge and

W W. Bald-

win & others.

F. Malcolm and others.

T. Stocking

John Upper

and others.

Henry Clow

and others.

and others:

Address to

passed.

and others.

others.

WEDNESDAY, 18th JANUARY, 1832.

THE House met.

The minutes of yesterday were read.

Colin McNeil-Mr. W. Wilson brought up the Petition of Colin McNeilledge, and six others; which was laid on the table.

- Mr. Lyons brought up the petition of George Spencer, Geo. Spencer. of the Town of Cobourg, in the Newcastle District; which was laid on the table.
 - Mr. Clark brought up the petition of W. W. Baldwin, and nine others, Stockholders of the Desjardins' Canal Company; which was laid on the table.

Mr. Howard brought up the petition of Finlay Malcolm, and seventy-nine others, of the London District; which was laid on the table.

Mr. Howard brought up the petition of Thomas Stocking, and thirteen others, Inhabitants of the Niagara District; which was laid on the table.

Mr. Howard brought up the petition of John Upper, and thirteen others, Inhabitants of the Niagara District; which was laid on the table.

Mr. Howard brought up the petition of Henry Clow, and twelve others, of the District of Johnstown ; which was laid on the table.

Mr. Samson brought up the petition of Henry Hagerman, Henry Hagerman & others. and seventy-two others, Inhabitants of the Townships of Sidhurlow, in the Midland District; which ney and T the table.

Mr. Perry brought up the petition of Jacob Smith, Sen'r. and seventeen others, Inhabitants of the Gore, between the Jacob Smith and others. Townships of Earnesttown and Fredericksburg, in the Midland District ; which was laid on the table.

Mr. Howard brought up the petition of Donald McDonell, D. McDonald and thirty-two others, Inhabitants of the Townships of Cornwall and Roxborough, in the Eastern District; which was laid on the table.

Assembly such Accounts of Road Commissioners as have been sioners' ac-lency on Agreeably to the order of the day, the address to His received since his last communication to the House on this Survey of Excellency the Lieutenant Governor, on the subject of a sur-third time and vey at the mouth of the River Trent, was read the third time Government House, and passed, and is as follows :

To His Excellency SIR JOHN COLBORNE, Knight Commander of the most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, Major General Commanding His Majesty's Forces therein, &c. &c. &c.

MAY IT PLEASE YOUR EXCELLENCY,

We, His Majesty's most dutiful and loyal Subjects, the Commons of Upper Canada, in Provincial Parliament as- Address to His sembled, respectfully request that Your Excellency will be Excellency for pleased to employ one or more competent person or persons a Survey of the to ascertain by Survey, at what part of the mouth of the River River Trent. Trent a Bridge may be built to afford the greatest and most permanent advantage to the public; to procure Plans and Estimates of a good substantial Bridge to be erected across the same; that Your Excellency will be pleased to lay such Survey, Plans and Estimates, before this House at its ensuing Session ; and we beg leave to inform Your Excellency, that this House has passed a resolution that it is expedient to defray the expenses of procuring the desired information.

| | | ARCHIB | ALD | McL | EAN, | |
|-------|------|----------|-----|-----|--------|----|
| | • | • | | | SPEAKE | R. |
| House | , af | Accombly |) | 4 | | |

Commons' House of Asse 18th January, 1832.

Mr. Clark, seconded by Mr. W. Wilson, moves that the petition of W.W. Baldwin, Esq. and others, Stockholders in the Desjardin's Canal, be now read, and that the forty-third rule of this House be dispensed with so far as relates to the same.

Which was carried, and the petition of W. W. Baldwin Petition of W. and others, Stockholders in the Desjardin's Canal Company, and others praying that the Stock owned in the said Company by the read. late Peter Desjardins may not be allowed to be forfeited-was read.

Mr. W. Wilson, seconded by Mr. Clark, moves that the petition of Colin McNeilledge and others, be now read, and that the forty-third rule of this House be dispensed with as far as relates to the same.

Which was carried; and the petition of Colin McNeil- Petition of ledge and others, praying to be incorporated as a Joint Stock Colin M'Neil-Company for the purpose of improving the Harbor at the others read. mouth of Paterson's Creek on Lake Eric under the style and mouth of Paterson's Creek, on Lake Erie, under the style and title of "The President, Directors and Company, of the Port Dover Harbor"-was read.

Agreeably to the order of the day, the petition of Henry Petition of J. Cornell, and ninety-three others, Inhabitants of the London nell and others District, praying for authority to construct a Harbor at the read. mouth of Big Otter Creek, otherwise called "Port Burwell," was read.

Mr. W. Wilson, seconded by Mr. McCall, moves that the Petition of Colin M'Neil petition of Colin McNeilledge and others, be referred to a ledge and Select Committee, composed of Messieurs Clark and Ingersoll, to a Select to report by bill. Committee.

Ordered.

Mr. White, seconded by Mr. W. Wilson, moves that Committee to Messieurs Samson and Magon be a Committee to wait upon wait on His Excellency His Excellency the Lieutenant Governor with the address of with Address His House on the subject of a survey of the month of the on Survey of Trent. River Trent, and to present the same.

Ordered

Mr. Clark, seconded by Mr. Chisholm, moves that the Petition of petition of W. W. Baldwin, Esquire, and others, be referred W.W. Baldwin to the Committee to whom was referred the petition of James referred. Durand, Esquire.

Ordered.

Agreeably to the order of the day, the House went into supply. Committee of the whole on Supply.

Mr. Thomson was called to the chair.

The Speaker resumed the Chair on a question of order.

The Speaker left the chair.

The Chairman resumed the Chair of Committee.

The House resumed to receive a message.

Mr. Acting Secretary McMahon brought down from His Message from His Excellen-Excellency the Lieutenant Governor, several Messages and cy. Documents.

The Speaker read the Messages as follows :-

J. COLBORNE.

The Lieutenant Governor transmits to the House of Road Commis-Assembly such Accounts of Road Commissioners as have been sioners' ac-

18th January, 1832. 5

J. COLBORNE.

The Lieutenant Governor transmits to the House of Message with Assembly the accompanying Memorial, from Doctor Rac, Memorial from which he recommends to the favorable consideration of the Doctor Rue. House.

> Government House, 18th January, 1832. \$

> > To His Excellency SIR JOHN COLBORNE, Knight, Commander of the most Honorable Military Order of the Bath, Licutenant Governor of the Province of Upper Canada, Major General Commanding His Mujesty's Forces therein, Se. Sc. Sc.

The Memorial of John Rac, A.M. Fellow of the Royal Medical Society, Edinburgh-

HUMBLY SHEWETH,

Memorial of Doctor Rae to

That Your Memorialist has for a considerable time been engaged in collecting information for a work Doctor Rae to which is intended to give the public an accurate account HisExcellency which is present state and resources of this Province.—That from the great extent and recent settlement of Upper Canada, it is yet imperfectly known.-That though many publications have issued from the Press on the subject, they have in general been the work of individuals but partially acquainted with the Country; and that there is not, at present, any work comprising an account of the Province, which can be referred to with confidence, by one desirous of obtaining information concerning the whole or any part of it .- That from the want of such information, erroneous ideas concerning the Colony prevailits resources are not known-Settlers of capital are deterred from emigrating to it, or having emigrated-are at much unnecessary expense and loss of time in searching for suitable situations, and often, place themselves in parts of the country not well adapted to their means and abilities.

> That Your Excellency will be able partly to judge how far the work which your Memorialist meditates is calculated to supply this want from the following detail of what it is intended to comprehend.

That Your Memorialist means to describe the leading features in the Geological Structure of the Country, from whence the nature and peculiarities of the soil in the different sections of it may, with most certainty, be deduced. The peculiarities of the climate and their causes. The state of agriculture over the Province, and the effects which increased experience, and capital, applied to its pursuits may be expected to produce. The state of the Country as to health and disease, and the complaints most prevalent-Constitution and Institutions of the Colony-each District, its Rivers and Lakes, what is peculiar to its soil, and what interesting mineralogical productions it may possess-sorts of timber that prevail in it, peculiarities in its system of agriculture, when settled, and from whence the population chieffy derived-its Towns and Villages and Population of each-tabular view of the different Townships in it-quantity of land in each-what quantity cleared,--quantity uncleared-held by persons residing in the Township -quantity uncleared, held by persons not residing in the Township-quantity, if any, ungranted-quantity of land and sort of timber-prices of wild land of first quality-population, produce, and various other statistical details.

Further, Your Memorialist begs leave to state, that he has already expended considerable time and money in his researches, that he has travelled over a great part of the Province collecting information on the subject, and that in prosecution of his designs he intends visiting many other parts of it, and will thus be put to still further cost and labor. That in particular he is desirous of exploring some parts of that region of country extending from the north-east part of Lake Huron to the rear of the Midland District. That he is led to believe that the mineralogical and geological details of this region are very interesting, and that there is a probability of valuable minerals being there to be found.-That there is another tract of country lying between Notawasaga Bay and the part of Lake Huron to the north of the Canada Company's Tract, which he is desirous also of exploring, from similar reasons .- That these parts not being settled, they cannot be traversed without considerable expense.

That as the success of the labors of Your Memorialist would have a tendency to develope the resources of the country, and still further to direct public attention towards it, he would presume to hope they are in some measure worthy of the support and countenance of Your Excellency.

Your Memorialist, therefore, prays that Your Excellency will be pleased to take the subject of this Memorial into favorable consideration, and submit the same to the Legislature,

with a view to obtain public aid in furtherence of the important objects in which he has engaged.

> And your memorialist, &c. JOHN RAE.

J. COLBORNE,

The Lieutenant Governor transmits to the House of As-Message with sembly, in compliance with an Address during the present Ses- Treasurer's sion, an account received from the Treasurer of the Home Dis- account flome trict, of monics received and paid by him during the last three years

Government House, 18th January, 1832. 5

(For Treasurer's Account-see Appendix.)

The Speaker left the chair.

The Chairman resumed the chair of Committee.

The House resumed to receive a message.

The Speaker left the chair.

The Chairman resumed the Chair of Committee.

The House resumed.

Mr. Thomson reported that the Committee had agreed to Several Reso-a series of resolutions which he was directed to submit for the adaption of the House and called lown to sit agric to great the ported. adoption of the House, and asked leave to sit again to-morrow.

The Report was received and leave was granted accordingly.

The first resolution was then read as follows :

Resolved, That a supply be granted to His Majesty to 1st Resolution provide for the following services, during the year 1832. read.

Resolved, That such sum be allowed to the Attorney General of this Province for the ensuing year, as together with his salary, and with his allowance in lieu of all fees as an officer of the Land Granting Department, and such other sum or sums as he may receive on Fiats and other Instruments, as will be equal in all to one thousand two hundred pounds, currency, which sum shall be in lieu of all fees, travelling expenses and contingencies.

Resolved, That the sum of five hundred and forty-five pounds, currency, be allowed to the Solicitor General of this Province, including his salary, which sum shall be in lieu of all fees, travelling expenses and contingencies.

In amendment, Mr. Perry, seconded by Mr. Howard, Amendment moves that one thousand two hundred pounds for the services proposed. of the Attorney General, be expunged, and one thousand pounds inserted in its stead.

On which the House divided, and the yeas and nays were house divides taken as follows : ment.

| | | | • | |
|--|--|--|--|------------|
| | YEAS | -Messieurs, | | <i>م</i> . |
| Beardsley, Bidwell, Buell, Campbell, Clark, | Cook, Howard, Ketchum, Lyons, McCall, | Norton, Perry, Randal, Roblin, | Shaver, Werden, White—17. | Yeas 17. |
| | NAYS | -Messieurs, | • • • | |
| Berezy, Brown, Burwell, Chisholm, Crooks, Duncombe, Elliott, | A. Fraser, Ingersoll, Jarvis, Jones, Lewis, D. McDonald, McMartin, | Macnab, Maqon, Morris, Mount, Robinson, Samson, Shade, | Sol. General, Thomson, VanKoughnett, Warren, J. Willson. W.Wilson—27. | |

The question of amendment was decided in the negative by a majority of ten.

In amendment, Mr. Perry, seconded by Mr. Bidwell, Second promoves that five hundred and forty-five pounds, for the services posed amendof the Solicitor General, be expunged, and four hundred and ment. forty-four pounds nine shillings be inserted in its stead.

On which the House divided, and the yeas and nays were taken as follows -

| taken as ionow | s | | | |
|----------------|--------------|--------------|---|--|
| • | YEAS- | Messieurs, | | |
| Bidwell, | Cook, | Norton, | Roblin, Shaver, | |
| Buell, | Howard, | Perry, | Shaver, | eas 11. |
| Campbell, | Lyons, | Randal, | 11. | 1. 1 . 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. |
| | NAYS | -Messicurs, | an an an an an Alban Alban An Anna an Anna Anna Anna Anna Anna Ann | |
| Atty. General, | Elliott, | McMartin, | Thomson, VanKoughnett, | |
| Beardsley, | A. Fraser, | Macnab, | VanKoughnett, | an an Albana |
| Berczy, | Ingersoll. | Macon | Warren | |
| 57 | τ | 31 | W | |
| Burwell, | 101205. | S WLODBE. | white. | Vore 22 |
| Chisholm, | Ketchum, | Robinson, | J. Willson, | aya oora |
| Clark, | Lewis, | Samson, | W. Wilson-33 | |
| Crooks, | McCall, | Shade, | J. Willson, W. Wilson—33 | |
| Duncombe, | D. McDonald, | , r <i>æ</i> | κ. | |

21.

The question of amendment was decided in the negative by a majority of twenty-two.

In amendment to the original motion, Mr. A. Fraser, se-Third proposconded by by Mr. D. McDonald, moves that the sum of five ed amendment. hundred and forty-five pounds as the income of the Solicitor

General be expunged, and six hundred pounds inserted. On which the House divided, and the yeas and nays were taken as follows :

YEAS.—Messieurs,

| Veas 23. | Atty. General, Brown, Burwell, Chisholm, Clark, Crooks, | Elliott, A. Fraser, Ingersoll, Jarvis, Ketchum, D. McDonald, | McMartin, Magon, Morris, Mount, Samson, Shade, | Thomson, VanKoughnett, Warren, J. Wilson, W.Wilson—23. |
|----------|--|---|---|--|
| | | NAYS | –Messieurs, | |
| Nays 21. | Beardsley, Berczy, Bidwell, Buell, | Duncombe, Howard, Jones, Lewis, | | Roblin, Shaver, Werden, White, |

Lyons,

McCall,

Cook,

Supply

Yeas

Nays 1

Campbell,

The question of amendment was carried in the affirmative by a majority of two.

Robinson.

House divides On the original question as amended, the House divided on original and the yeas and nays were taken as follows: question as

amended. YEAS-Messieurs, Atty. General, Elliott, McMartin, Shade, Thomson, A. Fraser, Berczy, Macnab, Brown, Ingersoll, Magon, VanKoughnett, Yeas 27. Jarvis, Morris, Warren, Burwell, Chisholm, J. Willson Jones, Mount, Ketchum, W. Wilson—27 Clark, Robinson. Crooks, D. McDonald, Samson, NAYS-Messieurs,

| Nays 17. | Beardsley, Bidwell, Buell, Campbell, | Duncombe, Howard, Lewis, Lyons, | McCall, Norton, Perry, Randal, | Roblin, Shaver, Werden, White—17. |
|----------|---|--|---|--|
| | Cook. | | 1.1.1.1. | |

The question was carried in the affirmative by a majority of ten and is as follows:

Resolution 1st. Resolved, That a Supply be granted to His Majesty to provide for the following services during the year 1832.

Resolved, That such sum be allowed to the Attorney General of this Province for the ensuing year, as together with Atty. General. his salary and with his allowance in lieu of all fees as an officer of the Land Granting Department, and such other sum or sums as he may receive on Fiats and other Instruments, as will be equal in all to one thousand two hundred pounds, currency, which sum shall be in lieu of all fees, travelling expenses and contingencies.

Resolved, That the sum of six hundred pounds currency Sol'r. General. be allowed to the Solicitor General of this Province, including his salary, which sum shall be in lieu of all fees, travelling expenses and contingencies.

Second Reso The second resolution was then put as follows:

lution put. Supply. Resolved, That the sum of two hundred pounds currency, Speaker Legis- be allowed as a salary to the Speaker of the Honorable the lative Council. Legislative Council for the ensuing year.

On which the House divided, and the yeas and nays were taken as follows :

EAS.—Messieurs

| | Atty. General, Elliott, | McMartin, Sol. General, |
|---------------------|--|--|
| , t _. 1. | Berczy, A. Fraser, | Macnab, Thomson, |
| 29. | Brown, Ingersoll, | Magon, Van Koughnett, |
| 29. | Burwell, Jarvis, | Mount, Warren, |
| | Chisholm, Jones, | Robinson, Werden, |
| | Clark, Lewis, | |
| · | Crooks, D. McDonald | l, Shade, W. Wilson-29 |
| | Duncombe, | a program na program na presenta da porte da porte da consecta da consecta da presenta da consecta da porte da A consecta da consecta da consecta da consecta da consecta da consecta da presenta da consecta da presenta da co |
| · | NAYS | -Messieurs, |
| | and the second | |

| ÷ , | Beardsley, | Cook, | McCall, | Randal, |
|----------------------|---------------------|--------------------|---------|-----------|
| 6 | Bidwell. | Howard. | Morris, | Roblin, |
| 127.04.07 .4.1 De | Buell. | Ketchum, Lyons, | Norton, | Shaver, |
| | Camphell | Lyons. | Perry. | White-16. |
| | Composition and the | | | |

The question was carried in the affirmative by a majority of thirteen.

The third resolution was put and carried as follows :

Resolved, That the sum of thirty-six pounds currency be Usher King's allowed as a salary to the Usher of the Court of King's Bench for the ensuing year.

The fourth resolution was put and carried as follows:

Resolved, That the sum of two hundred pounds currency Supply. be allowed to the Civil Secretary to His Excellency the Lieutenant Governor as a salary for the ensuing year.

The fifth resolution was put and carried as follows :

Resolved, That the sum of six hundred and eleven pounds, Supply. two shillings and three pence currency, be allowed for the payment of salaries to three Clerks in the office of His Excellency the Lieutenant Governor, for the ensuing year.

The sixth resolution was put and carried as follows :

Resolved, That the sum of three hundred and sixty-eight Executiv pounds, six shillings and eight pence currency, be allowed for Council Office. the payment of the salaries of two Clerks in the Executive Council Office for the ensuing year.

The seventh resolution was put and carried as follows:

Resolved, That the sum of three hundred and sixty-eight Receiver pounds, six shillings and eight pence, currency, be allowed for General's the payment of the salaries of two Clerks, in the Receiver Ge- Office. neral's office, for the ensuing year.

The eighth resolution was put and carried as follows:

Resolved, That the sum of three hundred and sixty-eight Inspector. pounds six shillings and eight pence currency, be allowed for General's the payment of the salaries of two Clerks, in the Inspector Ge- Office: neral's Office, for the ensuing year.

The ninth resolution was put and carried as follows:

Resolved, That the sum of six hundred and fifty pounds, Lieutenant currency, be allowed for the payment of the contingencies of Gover-Office. Governor's the Lieutenant Governor's office for the ensuing year.

The tenth resolution was put and carried as follows :

tion, Supply. Resolved, That the sum of seventy pounds, currency, be Receiver allowed for the payment of the contingencies of the Receiver General's Office. General's Office, during the ensuing year. 1 ith Resolu-

The eleventh resolution was put and carried as follows: tion, Supply. Resolved, That the sum of sixty pounds, currency, be al- Inspector General's lowed for the payment of the contingent expenses of the In- Office. spector General's Office, during the ensuing year.

The twelfth resolution was put and carried as follows :

Resolved, That the sum of fifty pounds currency, be al- Executive lowed for the payment of the contingent expenses of the Exe- Council Office. cutive Council Office, during the ensuing year.

The thirteenth resolution was then put and carried as fol- 13th Resolulows:

Resolved, That the sum of five hundred pounds currency, Casual expenses. be allowed for extraordinary and casual expenses of the Government, for the ensuing year.

The fourteenth resolution was put as follows :

tion put. Resolved, That it is advisable to grant to His Majesty; annually, for four years, the sum of two hundred and five Public Offices. pounds, for the payment of a House-Keeper, Door-Keeper and two Messengers, to attend the public offices in the buildings' lately erected for their accommodation, viz:

| Two Messengers 100 0 0 A Door-Keeper 40 0 0 |) 0 0 | .£ 8 | f | the sum | ise-Keeper | For a House |
|---|-------|------|-------|---------|------------|-------------|
| | 0 0 0 | . 10 | | | engers: | Two Messen |
| A DOOR-Reeper |) 0 0 | 1.2 | | | Leeper | A Door-Kee |
| Fire-wood for House-Keeper 15 0 0 | | | | | | |

On which the House divided; and the yeas and nays were en as follows

| •.` | | YE | AS.—M | essicurs, | | an a | |
|-----|----------------------|--------------------|--|-------------------|----------|--|----------|
| ŝ. | Atty. Genera | l, Elliott, | | acnab, | Sha_Sha | | |
| t, | Berzcy, | Ingersol | | acon, | | General | Yeas 23. |
| | Brown, Burwell, | Jarvis, Jones, | M | orris, ount, | | mson, Koughn | ett, |
| 29 | Chisholm, Crooks. | Ketchum McMarti | - 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. | obinson, mson, | Wa | rren—23 | |
| | | | YS.—M | | | | |
| | Beardsley, | Duncom | المسين إيتين يستعد | . McDon | ald, Sha | ver, | |
| | Bidwell, | A. Frase | | 1 | We | | N 00 |
| | Buell, | Howard Lewis | - 1.50 ° 2 1.5 | erry, andal | | ite, Willson. | Nays 22 |

Roblin,

Lyons, McCall

Clark

Cook

W. Wilson

3rd Resolution Supply. Bench.

4th Resolution,

5th Resolution

6th Resolution

7th Resolution Supply.

9th Resolution

10th Resolu-

12th Resolu-

tion, Supply.

14th Resolu-

Supply.

| | The quest of one. | ion was carried | l in the affirmative by a majority | |
|-----------------------|---|-----------------------|--|--|
| 15th Resolu- tion. | The fiftee | nth resolution v | was then put as follows : | |
| Arbitrator, | Resolved—That the sum of one hundred poun | | | |
| | On which taken as follow | | ided, and the yeas and nay were | |
| | | YEAS | -Messieurs, | |
| | Atty. General, Berzcy. | Duncombe, Elliott, | D. McDonald, Samson, McMartin. Shade, | |

| | arter ocherany | D | | |
|----------|----------------|------------|-----------|---------------|
| | Berzcy, | Elliott, | McMartin. | Shade, |
| | Bidwell, | A. Fraser, | Macnab, | Shaver, |
| | Brown, | Howard, | Magon, | Sol. General, |
| Yens 44. | Buell, | Ingersoll, | Morris, | Thomson, |
| | Burwell, | Jarvis, | Mount, | VanKoughnett, |
| | Campbell, | Jones, | Norton, | Warren, |
| | Chisholm, | Ketchum, | Perry, | Werden, |
| | Clark, | Lewis, | Randal. | White, |
| | Cook, | Lyons, | Robinson, | J. Willson, |
| | Crooks, | McCall, | Roblin, | W. Wilson-44 |
| | | » NA | Y—Mr. | |
| | • | | | |

Beardsley.

The question was carried in the affirmative by a majority of forty-three.

16th Resolu-The sixteenth resolution was then read as follows :----

tion. Resolved-That there be granted to His Majesty six To covervotes hundred and eighty pounds, to provide for the payment of of Assembly. certain sums of money to the following persons or their legal representatives.

Nav 1.

Amendment

Onestion of amendment

Division on

original question.

lost.

proposed.

| To the late Clerk of the Honorable the Legislative \pounds | s. | d. |
|--|-----------|----|
| Council, | 0 | 0 |
| To the Gentleman Usher of the Black Rod, 100 | 0 | 0 |
| To the late Clerk of the House of Assembly, 200 | 0 | 0 |
| To the late Serjeant-at-Arms, | | |
| To the Door-Keeper of the Legislative Council, . 40 | 0 | 0 |
| To Valentine Gill, 40 | | |
| | | |

£6S0 0 0

Voted by this House in the years 1825, 1826, and 1827.

In amendment, Mr. Burwell, seconded by Mr. Morris, moves that the words "to Valentine Gill, £40" be exputiged.

On which the House divided, and the yeas and nays were taken as follows: YEAS-Messicurs

| | 1 1211)—nacosicuis, | | | | |
|----------|---------------------|-----------|------------|----------------|---|
| _ | Burwell, | Jarvis, | Macnab, | Warren, | |
| Yeas 15. | Crooks, | Jones, | Morris, | Werden, | |
| | Elliott. | Lewis. | Roblin. | W. Wilson, 15. | |
| | A. Fraser, | McMartin, | VanKoughne | - | (|
| | | | 0 | | f |

NAYS-Messieurs.

| Nays 29. | Beardsley, | Cook, | D. McDonald, | Samson, |
|----------|------------|------------|--------------|----------------|
| | Berczy, | Duncombe, | Magon, | Shade, |
| | Bidwell, | Howard, | Mount, | Shaver, |
| | Brown, | Ingersoll, | Norton, | Sol. General, |
| | Buell, | Ketchum, | Perry, | Thomson, |
| | Campbell, | Lyons, | Randal, | White, |
| | Chisholm, | McCall, | Roblin, | J. Willson—29. |
| | Clark, | | | |

The question of amendment was decided in the negative by a majority of fourteen.

On the original question the House divided, and the yeas and nays were taken as follows:

YEAS—Messieurs,

| | | ILAS- | -Tiressienis, | | |
|----------|---|--|--|--|---------------------------------|
| Yeas 30. | Berczy, Bidwell, Brown, Burwell, Chisholm, Clark, Duncombe, Elliott, | A. Fraser, Ingersoll, Jarvis, Ketchum, Lyons, D. McDonald, McMartin, Magon, | Morris, Mount, Norton, Perry, Robinson, Samson, Shade, | Sol. General, Thomson, Van Koughnett, Warren, Werden, J. Willson, W. Wilson-30 | C w a P S r a |
| | | NAYS | -Messieurs, | | fe |
| Nay: 12. | Berzcy, Buell, Campbell, | Cook, Crooks, Howard, | Jones, Lewis, McCall, | Randal, Shaver, White—12. | tl w |

The question was carried in the affirmative by a majority of eighteen.

The seventeenth resolution was then put and carried as ^{17th Resolu-}tion. follows :---

Resolved-That an Act which is about to expire, passed Ale House License. in the fourth year of His late Majesty's Reign, entitled "An Act to restrain the selling of Beer, Ale, Cider, and other Liquors not Spirituous, in certain Towns and Villages in this Province, and to regulate the manner of Licensing Ale Houses within the same," be continued for four years, and from thence to the end of the then next ensuing Session of the Provincial Parliament.

The eighteenth resolution was then put and carried as 18th Resolufollows :tion, supply.

Resolved-That the sum of one thousand pounds be Light House, granted to His Majesty, to defray the expense of erecting a Peter's Point. Light House upon Peter's Point, in the Township of Hallowell, in the Midland District.

Mr. Solicitor General, seconded by Mr. Jarvis, moves Committee to that Messieurs Macnab and Robinson be a Committee to draft bills. draft and report bills in pursuance of the resolutions reported by the Committee of Supply.

Ordered.

The Speaker reported that the Master in Chancery had brought down from the Honorable the Legislative Council a Assessment message, and a bill, entitled "An Act to protect the interests bill sent down of persons whose lands shall be sold for the payment of Assess- from Legisla-tive Council. ments in arrear," which that Honorable House had passed, to which the concurrence of this House was requested ; and also Ningara Canal the bill sent up from this House, entitled "An Act to amend bill, with the Charter of the Niagara Canal Company," which that amendments. Honorable House had passed, with some amendments, to which the concurrence of this House was requested.

The message was read as follows :---

MR. SPEAKER,

The Legislative Council desire a conference with Conference

the Commons' House of Assembly, on the subject matter of the requested by amendments made by that House in and to the bill sent down Legislative Council on bill from the Legislative Council, entitled "An Act to confirm to secure titles British Subjects in their titles to Real Estates in this Province, to lands dederived through Aliens," and have appointed the Honorable Aliens, Messieurs Clark and Crooks to be the Conferrees on the part of this House, who will be ready to meet a Committee of the Commons' House of Assembly for that purpose to-morrow, at two of the clock P.M. in the Committee Room of the Legislative Council.

JOHN B. ROBINSON,

SPEAKER.

Legislative Council Chamber, 18th day of January, 1832. 5

The amendments made by the Honorable the Legislative Council in and to the bill entitled "An Act to amend the Amendments Charter of the Niagara Canal Company," were read a first to Niagara time, as follows, and ordered for a second reading to-morrow : Canal-bill read.

| Press. 1-line | 2-From the bottomExpunge "herein" and |
|---------------|---|
| | insert " in this or in any other Act of the |
| | " Parliament of this Province." |

- 1.-After "Canal" expunge the remainder of the clause.
- 3. After "for the" expunge "House of As-" sembly" and insert "Governor, Lieuten-"ant Governor, or person administering " the Government of this Province." 3
 - After "public" insert "unless in any Act " of the Parliament of this Province to be "hereafter passed it shall be otherwise "provided."

The bill sent down from the Honorable the Legislative Assessment Council, entitled "An Act to protect the interests of persons amendment whose lands shall be sold for the payment of Assessments in time. arrear," was read the first time.-

Mr. Burwell, from the Select Committee to draft and re- Road & Bridg port a bill founded on the resolutions of this House, relative to appropriation granting twenty thousand pounds for the Roads and Bridges, bill read. reported a draft, which was received and read the first time, and ordered for a second reading to-morrow.

Mr. Jarvis, from the Select Committee to which was re-ferred the petition of C. Baker and others, informed the House bill reported. that the Committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

| Bill read. | The report was received, and the bill to extend the limits of the several Gaols in this Province, was read a first time, and ordered for a second reading to-morrow. | 32nd rule of | |
|--|---|---|---|
| Second read- ing to-morrow first thing. | Mr. Burwell, seconded by Mr. Fraser, moves that the second reading of the Road Bill be the first item on the order of the day for to-morrow. Ordered. | | icitor Gen sage of H suments a |
| Shaw's protec tion bill com- mitted. | | in March 185 | 30, be refe th the Hou |
| | Mr. Jarvis was called to the Chair. The House resumed. | Berczy, | Y. A. Fra |
| This souling | Mr. Jarvis reported the bill. | Boulton, Burwell. | McCall McMar |
| Third reading to-morrow. | The report was received, and the bill was ordered to be read a third time to-morrow. | Clark, Elliott, | Macual |
| Prince Edward bid read second time, and commit- ted. | Agreeably to the order of the day, the bill to facilitate the erection of the County of Prince Edward into a separate District, was read the second time, and referred to a Commit- tee of the whole House. | Beardsley, Bidwell, | NZ Cook, Crooks |
| | Mr. Mount was called to the chair. | Brown, Buell, | Crooks Howard Ketchu |
| Amended. Third reading to-morrow. | The House resumed. Mr. Mount reported the bill as amended. The report was received and the Bill was ordered to be engrossed and read a third time to-morrow. | Campbell, Chisholm, | Lewis, Lyons, estion was |
| Brockville Police Bill read second | Agreeably to the order of the day, the bill for establishing a Police in the Town of Brockville, was read the second time, | of six. Mr. Mac | enab, seco |
| time and com- mitted. | and referred to a Committee of the whole House. Mr. Samson was called to the Chair. The House resumed. | Journals of la and others, of erly, on the s River, be now | the Town |
| | Mr. Samson reported that the Committee had risen for want of a quorum. | with for that p | ourpose. |
| No quorum. | Present-Messieurs Brown, Buell, Burwell, Chisholm, Duncombe, Elliott, A. Fraser, Jones, Ketchum, Lewis, Mc- Martin, Magon, Morris, Mount, Norton, Robinson, Roblin, Samson, Shade, Werden-20. | Un which taken as follo | h the Hou ws : Y |
| | At eight o'clock, P. M. the Speaker declared the House adjourned for want of a quorum. | Berczy, Burwell, Chisholm, | Duncon Elliott, Ingerso |
| | THURSDAY, 19th JANUARY, 1832. | Clark, Crooks, | Macnab |
| | THE House met. The minutes of yesterday were read. | | N |
| •' | The Speaker left the chair. | Beardsley, Bidwell, | A. Fras Howard |
| Committee of whole on Brockville | The Committee of the whole House resumed on the Brock- ville Police Bill. | Boulton, Buell, Campbell, | Jones, Ketchur Lewis, |
| Police bill. | Mr. Samson in the chair. The House resumed. | Cook, | Lyons, |
| | Mr. Samson reported the Bill as amended. | of seven. | stion was |
| Third reading to-morrow. | The report was received and the bill was ordered to be en- grossed and read a third time to-morrow. | Mr. Nor nals of the H | ton from t onorable t |
| Shaw's pro- tretion bill passed, and sent to Council. | Agreeably to the order of the day, the bill sent down from the Honorable the Legislative Council entitled, "An Act to protect the interests of Captain Alexander Shaw," was read the third time and passed." | the proceeding up from this I law now in for Chaplain to the | louse, ent prce as au |
| | Messicurs Samson and VanKoughnett were ordered by the Speaker to carry the same up to the Honorable the Legis- lative Council. | " Pursua into a Commi repeal so muc ment of a sala | h of the la |
| Request for conference on the bill for confirming titles to lands acceded to- | Mr. Solicitor General, seconded by Mr. Burwell, moves that the request of the Honorable the Legislative Council on the subject of the amendments made to the bill for confirming titles to real Estate derived through Aliens be acceded to, and that Messicurs Bidwell, Samson, Beardsley and VanKoughnett, be conferees on behalf of this House, and that a message be sent to inform that Honorable House of the same. | " The H " After so | onorable ome time t hairman r to conside |
| Committee to carry up | Which was carried, and Messieurs Samson and VanKough- nett were ordered by the Speaker to carry up the Message. | | d that the |
| Message. Memorial of Doctor Rae read. | The Memorial of Doctor Rae, transmitted by His Excel- lency the Lieutenant Governor, by Message of yesterday was read. | 2 | |
| And referred to Committee of supply. | Mr. Morris seconded by Mr. McMartin, moves that the petition of Doctor John Rae, sent down to this House by His Excellency the Lieutchant Governor, be referred to the Com- mittee of Supply. | House of 10th J Mr. Croc hundred copie be printed for | oks, second s of the se |
| | Ordered. Mr. Solicitor General, seconded by Mr. Macnab. moves | Ordered. | |

Iarch 1830, be now read, and that the e be dispensed with for that purpose.

d and the Journals were read.

eral, seconded by Mr. Macnab. moves Motion for lis Excellency the Lieutenant Governor, referring the accompanying the same relative to the above to the Saint Thomas' in the London District, supply. erred to the Committee of Supply.

use divided, and the yeas and nays were House divides.

EAS.—Messieurs,

| ÷. | Berczy, Boulton, Burwell, Clark, Elliott, | A. Fraser, McCall, McMartin, Macnab, | Magon, Mount, Rebinson, Shade, | Sol. General, Van Koughnett J. Willson, W. Wilson-17 | |
|----|--|---|---|---|----------|
| 9 | ж | NAYS | .—Messicurs, | | |
| - | Beardsley, Bidwell, Brown, Buell, Campbell, Chisholm, | Cook, Crooks, Howard, Ketchum, Lewis, Lyons, | A. McDonald, D. McDonald, Morris, Norton, Perry, Randal. | | Nays 23. |

decided in the negative by a majority

nded by Mr, Boulton, moves that the Motion for relative to the petition of Wm. Scollick, reading Jour-nships of Waterloo, Dumfries, and Bev-the erection of a Bridge over the Grand and others. the 32d rule of this House be dispensed

se divided, and the yeas and nays were House divides.

| 1 | · · · · | YEAS | —Messieurs, | | |
|---|---|---|---|--|---------------|
| ; | Berczy, Burwell, Chisholm, Clark, Crooks, | Duncombe, Elliott, Ingersoll, Macnab, | Magon, Mount, Randal, Sol. General, | Warren, Werden, J. Willson, W. Wilson-1 | ¥eas 17. 7 |
| | | NAYS- | -Messieurs, | | |
| • | Beardsley, Bidwell, Boulton, Buell, Campbell, | A. Fraser, Howard, Jones, Ketchum, Lewis, | McCall, A. McDonald, D. McDonald, McMartin, Morris, | Robinson, | Nays 24. |

Norton,

decided in the negative by a majority

he Select Committee to search the Jour- Select Comthe Legislative Council, and to report search Jourthat Honorable House on the bill sent nals of Legislatitled "An Act to repeal so much of the tive Council, on state of uthorises the payment of a salary to a Chaplain's of Assembly," reported as follows : Salary, make

Salary, make their report.

order of the day, the House was put whole on the bill entitled "An Act to Report. w now in force as authorises the payhaplain to the House of Assembly."

Mr. John Hamilton took the Chair.

he House resumed.

eported that the Committee had taken ration, had made some progress therein, gain this day three months.

report be received, and leave granted

A true extract.) NORTON, Η.

CHAIRMAN.

White,-24.

832.

ded by Mr. Chisholm, moves that three Second report cond report of the Finance Committee, of Finance Committee Members. to be printed.

that the Journals of last Session relative to the Message of His Mr. Samson from the Committee to wait upon His Excel. Committee to Excellency the Lieutenant Governor, on the subject of expenses lency the Lieutenant Governor, with the address of this House, wait on His Excellency attending a Militia Court Martial held at Saint Thomas', in the relative to a survey of the mouth of the River. Trent, reported with Address

Journals

relating to a Militia Court Martial; read.

0

for Survey of delivering the same, and that His Excellency had been pleased ments, to which the concurrence of this House was requested. River Trent, report answer, to make thereto the following answer:

GENTLEMEN,

Answer.

I shall have great satisfaction in directing the Survey to be undertaken as requested in this Address.

Mr. Perry, seconded by Mr. Roblin, moves that it be rc-Motion for an solved, that an humble address be presented to His Excellency Address to His Excelthe Lieutenant Governor, informing His Excellency, that this lency for House deeming it inexpedient to sanction any Act that might dismissal of be construed either directly or indirectly, to recognize an Esta-Chaplain. blished Church in this Province, have rescinded their rule, which required that the business of the day should commence with prayer, in consequence of which proceedings, this House have no further use for the services of a Chaplain, whose Office has thereby become a sinccure, and praying His Excellency to be pleased to dismiss said Chaplain from such his Office, and that no other may be appointed by His Excellency in his steadand that Messieurs Norton and Lyons, be a Committee to draft and report said address, and that the 32nd rule of this House Press 1-L be dispensed with so far as relates to the same.

In amendment, Mr. Samson, seconded by Mr. Crooks, Amendment moves that the words "deeming it inexpedient to sanction any Act proposed that might be construed either directly or indirectly, to recognize an Established Church in this Province," be expunged.

House divides On which the House divided, and the yeas and nays were on amendtaken as follows :-ment,

YEAS.—Messicurs,

| Yeas 13. | Boulton, Crooks, A. Fraser, | Lewis, MacMartin, Macnab, | Magon, Werden, Samson, J. Willson, VanKoughnett,W. Wilson-13 | |
|----------|-----------------------------------|---------------------------------|--|--|
| | Jones. | | | |

NAYS-Messieurs.

| Nays 29, | • | Cook, Duncombe, Elliott, Howard, Ketchum, Lyons, McCall, | A. McDonald, D. McDonald, Morris, Mount, Norton, Perry, Randal, | |
|----------|--------|--|---|----|
| | Clark, | ····, | , | ,, |

The question of amendment was decided in the negative Amendment by a majority of sixteen. lost.

House divides On the original question the House divided, and the yeas on original and nays were taken as follows: question.

YEAS.-Messicurs,

| Yeas 23. | Beardsley, Bidwell, Buell, Campbell, Chisholm, Clark, Cook, | Duncombe, Elliott, A· Fraser, Howard, Ketchum, Lyons, McCall, | A. McDonald, D. McDonald, McMartin, Morris, Mount, Norton, Perry, | |
|----------|---|---|---|--|
| | COOK, | ncoun | 1 01.9, | |

NAYS.—Messicurs,

| Nays 13. | Atty. General, Berczy, Boulton, Jones, | Lewis, Macuab, Magon, | Robinson, Shade, Sol. General, | Thomson, VanKoughnett, J. Willson—13. |
|----------|---|-----------------------------|--------------------------------------|---|
|----------|---|-----------------------------|--------------------------------------|---|

The question was carried in the affirmative by a majority Question carried. of fifteen, and ordered accordingly.

> On the third reading of the bill to facilitate the erection of the County of Prince Edward into a separate District being called :

Mr. Werden, seconded by Mr. Berczy, moves that the bill Prince Edward bill amended. be not now read, but amended by striking out the last clause.

Ordered.

Niagara Boun-

and

Companies Stock liability bill sent from Council.

Upper Canada Bank Charter Bill amended.

The Master in Chancery brought down from the Honoradary Line bill, ble the Legislative Council, a bill entitled, "An Act for the appointment of Commissioners to ascertain the North Boundary line of the Township of Niagara, and to establish a public highway, contiguous to the same," and a bill entitled, "An Act to provide for making Stock held in Companies having a Joint transferable Stock, liable to the satisfaction of debts," both of which the Honorable the Legislative Council had passed and requested the concurrence of this House thereto; and also the bill sent up from this House, entitled, "An Act for altering and amending the charter of the President Directors and Company of the Bank of Upper Canada, and for increasing the number of Shares to be held in the Capital Stock of the said Bank," which that Honorable House had passed, with some amend-

The Bill sent down from the Hon. the Legislative Coun-Ningara boun-cil, entitled, "An Act for the appointment of Commissioners dary line bill to ascertain the North Boundary Line of the Township of Niagara, and to establish a public Highway contiguous to the Second readsame," was read a first time and ordered for a second reading ing to-morrow. to-morrow.

The Bill sent down from the Honorable the Legislative Companies Council, entitled, "An Act to provide for making Stock held Stock liability in Companies having a Joint transferable Stock, liable to the satisfaction of debts," was then read a first time and ordered for Second read-ing to-morrow a second reading to-morrow.

The amendments made by the Hon. the Legislative Coun-Amendments cil in and to the bill sent up from this House, entitled, "An to U. C. Bank Act altering and amending the Charter of the President, Direc- Charter bill tors and Company of the Bank of Upper Canada. and for increasing the number of Shares to be held in the Capital Stock of the said Bank," were then read a first time as follows :

| Line 13, | Expunge "second and," expunge "clau- | |
|----------|--|---------------|
| | " ses," and insert " clause of an Act passed | |
| | " in the second year of His late Majesty's | |
| | " reign, entitled, "An Act to incorporate | to U. C. Bank |
| | " certain persons under the style and title | Charter bill. |
| | " of the President Directors and Company | |
| | "of the bank of Upper Canada," and the | |
| | " second clause." | |

Press 1-Line 14, After "to" insert " amend and."

"

"

"

"

Chisholm,

Crooks,

Jones,

Lewis,

- 11, After "so," expunge "subscribed or pur-3 66 "chased," and insert "paid in." 66 16, Expunge "fifty-ninth year of George the "third, chapter twenty-four," and insert
 - " second year of the reign of the late King " George the fourth." ... 21, Expunge "fifty-ninth year of the reign of " the late King George the third," and in-
 - "sert "second year of the Reign of the " late King George the fourth."

Press 7-Expunge the fifteenth and sixteenth clauses.

Mr. Attorney General, seconded by Mr. John Willson, moves that the amendments made by the Honorable the Legis- Motion for lative Council in and to the bill entitled, "An Act for altering second reading and amending the Charter of the President, Directors and Com- first thing. pany of the Bank of Upper Canada, and for increasing the number of Shares to be held in the Capital Stock of the said Bank," he read a second time to-morrow, and that the same do stand the first item on the order of the day.

In amendment, Mr. Perry, seconded by Mr. Bidwell, Proposed moves that after the word "moves" in the original, the whole amendment, be expunged, and the following inserted: "that the amend- a second time ments made by the Honorable the Legislative Council to the in three Bill entitled, "An Act for altering and amending the Charter months. of the President, Directors and Company of the Bank of Upper Canada, and for increasing the number of shares to be held in the Capital Stock of the said Bank, sent up by this House, be read a second time this day three months."

On which the House divided, and the yeas and nays House divides on amendwere taken as follows : ment.

YEAS-Messicurs,

| Beardsley, Bidwell, Buell, Campbell, Cook, | Howard, Ketchum, Lyons, D. McDonald, | Morris, Norton, Perry, Roblin, | Samson, Shaver, Werden, White, 1 | Yeas 17. . 7. |
|--|---|--|---|-------------------------|
| | NAYS | -Messicurs, | | |
| Atty. General, Boulton, Brown, Burwell. | Elliott, A. Fraser, Ingersoll, Jarvis, | McMartin, Macnab, Maçon, Mount, | , Sol. General, Thomson, VanKoughnett, _{Na} , Warren. | |

The question of amendment was decided in the negative Amendment by a majority of seven.

Robinson,

Shade,

J. Willson,

W.Wilson-

-24.

On the original question the House divided, and the yeas House divide on original. and nays were taken as follows : Question.

| YE | A | S | Messicurs, |
|----|---|---|------------|
|----|---|---|------------|

| Atty. General, | Crooks, | Jones, | Robinson, | |
|----------------|------------|---------|-----------------|---------|
| Boulton, | Elliott, | Lewis, | Shade, | · . |
| Brown, | A. Fraser, | Macnab, | VanKoughnett, Y | eas 20, |
| Burwell, | Ingersoll, | Magon, | J. Willson | · · · |
| Chisholm, | Jarvis, | Mount, | W.Wilson-20 | |

| | | NAYS | -Messieurs, | | | son was called t | o the chair. | | |
|--|---|--|--|--|--|---|--|---|--|
| Nays 21. | Beardsley, Berczy, Bidwell, Buell, | Howard, Ketchum, Lyons, D. McDonald, | Morris, Norton, Perry, Roblin. | Shaver, Sol. General, Warren, Werden, | Mr. Sam The repo | | e Bill without an , and the Bill wa | 1 1 . 1 7 | Third reading to-morrow. |
| Amendments | Campbell, Cook, The ques | McMartin, stion was decide | Samson, d in the negati | White, 2r. ive by a majority | Agreeabl by the Honora entitled, "An | y to the order of ble the Legisla Act to amend th | f the day, the an tive Council, in he Charter of the | and to the Bill Niagara Canal | Amendments to Niagara Canal bill read second time & Committed. |
| to U. C. Bank Charter bill to be read a second time to-morrow. | lative Council ing and amend Company of t | , in and to the I ling the Charter he Bank of Up | 3ill entitled, " of the Presider per Canada, ar | orable the Legis- An Act for alter- nt, Directors and nd for increasing intal Stock of the | tee of the who Mr. Clarl The Hou | le House. k was called to se resumed. | | · · · | Committee rises. |
| Prince Edward | said Bank," w | ere ordered for | a second reading | | The repo | rt was received | | • | |
| bill passed. | crection of the trict, was read | e County of Print a third time, pa | nce Edward int ssed and signed | o a separate Dis- by the Speaker. | Brown, Buell, Duncombe, E | , Burwell, Cam Illiott, A. Frase | dsley, Berczy, B pbell, Chisholm, er, Howard, Inge | Cook, Crooks, rsoll, Ketchum, | Members present. |
| Title. | be entitled, "A of an Act pass Province, entit | An Act to repeal sed in the last S | part of and exte ession of the P to erect the C | oves that the Bill nd the provisions arliament of this county of Prince | Martin, Macn Randal, Robin General, Thou J. Willson, W | nab, Magon, 1 nson, Roblin, S mson, VanKoug V. Wilson. | McDonald, D. J Morris, Mount, amson, Shade, S shnett, Warren, V | Norton, Perry, Shaver, Solicitor Werden, White, | |
| Bill sent to Council. | ordered by the the Legislativ thereto. | e Speaker to car e Council, and | ry the same up l to request th | aud Roblin were to the Honorable neir concurrence | resolution of t relative to the spects bills wh | his House, ado e order of the ich have emana | l by Mr. Burwell pted on the 26th day, be rescinded ted from the Cou first on the order | December last, d so far as it re- mmittee of Sup- | rescinding resolution |
| Committee on petition of Colin McNeil- ledge and | ferred the petit the House that | tion of Colin M the Committee | cNeilledge and had agreed to | to which was re- others, informed report by Bill, a | be taken up in In amend | regular success ment, Mr. Dun | sion, without deb combe, seconded noves" in the orig | ate. by Mr. Macnab, | Amendesent. |
| others, report. Paterson's Creek Harbor | would be pleas | sed to receive th | e same. | never the House to Incorporate a | whole be expu solved that the | nged and the fo order of the da | blowing inserted by stand in the folloginating in Con | : " that it be re- lowing order :— | |
| bill read a first time. Second to-morrow. | the Mouth of | | ek, on Lake Er | of the Harbor at ie, was read the o-morrow. | ply in the orde Supply, or ma | er in which they ay hereafter be | y originated in the originated; sec to this House fr | e Committee of cond reading of | , |
| Address to HisExcellency on the subject of Lands to Militia men. | Address be pre- be pleased to i consideration t the subject mat sion, relative to by persons who | esented to His I nform this Hous hat His Excellen- ter of the Addre o extending the o did duty in t | Excellency, pra e, what has been ncy has been pl ess of this Hous time for applic he Militia duri | s that an humble ying that he will a the result of the eased to give to e, at its last Ses- cations for lands, ng the late war Messrs. Shaver | tive Council; Council to this the day, or the day other than be in the order placed on the o | second reading s House; and the nat may hereafted those originatier in which they order of the day bate, and that the | of bills sent from nat all other items er be placed on ing in the Comm 7 now stand or n 7, and be taken up e rule of this Ho | the Legislative on the order of the order of the ittee of Supply, nay be hereafter and proceeded | ан Алан Алан Алан Алан |
| | and Campbell Address, and t | be a Committee | e to draft and cond rule of th | report the said is House be dis- | A 1 2 4 | the House div vs :— | ided, and the yea — <i>Messicurs</i> , | as and nays were | House divides on umend- ment. |
| · | Ordered. | | | | | Duncombe, | McMartin, | Sol. General, | |
| Road & Bridge appropriation bill read second time, and referred | twenty thousan Bridges through | d pounds for th | e improvemen ince, was read | e Bill granting t of Roads and the second time, use. | Boulton, Brown, Burwell, Chisholm, | Elliott, A. Fraser, Ingersoll, Jarvis, | Macon, Morris, Mount, | VanKoughnett, Warren, Werden, J. Willson, | Vens 27. |
| to Committee of whole. | Mr. Vank | Coughnett was c | alled to the cha | ir. | Clark, Crooks, | Jones, D. McDonald | Robinson, , Shade, | W. Wilson—27 | • |
| fill amended. | | se resumed. | | | Berczy, | | -Messieurs, A. McDonald, | Samcon | |
| Third reading | | Coughnett report rt was received. | · · · | as ordered to be | Bidwell, Buell, | Ketchum, | Perry, | Shaver, | |
| to-morrow. | engrossed and | read a third tim | e to-morrow. | House went into | Campbell, Cook, | Lyons, McCall, | Randal, Roblin, | Thomson, White—17. | Nays 17. |
| supply. | Committee of | | • • | • | The ques tive by a majo | | nent was carried | l in the affirma- | Amendment carried. |
| | | se resumed. | * | • | Mr. Bidw | ell, from the C | ommittee of Con | ference with the | Committee of |
| | Mr. Mago again to-morro | | gress and obtain | ned leave to sit | amendments n | nade by the Ho | Council, on the buse of Assembly rable the Legislat | , in and to the | conference with Legisla- tive Council on bill to |
| ана стала (4 19 | Adjourned | 1. | | | titled, "An A | ct to confirm] | British Subjects i e, derived through | in their titles to | confirm titles to lands de- |
| | · F | RIDAY, 20th | JANUARY, 183 | 32. | sented a Repo | rt, which was re | eceived and read | as follows: | rived through aliens, report. |
| - 1 - 4 | THE Hou | se met. | | | To the Hon | orable the Co | mmons' House | e of Assembly. | |
| | The minu | tes of yesterday | were read. | • | | | d on the part of norable the Legi | | |
| | for leave to bri lency, of certai the last Session | ng in a Bill to c n contingent exp | over the paymen benses of the Le ules of this Ho | | on the amenda "An Act to c Estates in this they proceeded pointed, where | nents made, by onfirm British Province, deriv I to the Joint C they met the | this House to t Subjects in their red through Alier ommittee Room, Conferees of the | he Bill entitled, titles to Real as," report that at the time ap- Honorable the | · · · · · · · · · · · · · · · · · · · |
| Bill read second time, | | s granted and | | | | uncil, and receiv | ved from them th | | |
| and referred to Committee. | that the Bill be | now read a sec | ond time. | General, moves | All wh | ich is respectful M | ly submitted, ARSHALL S. | BIDWELL. | |
| of whole. | | a Committee of | | id a second time use: | | Assembly, unuary, 1832. | | CHAIRNAN. | |
| | | 、 . | | | the state of the second st | | с е 1 Г 1 а | | |

| tanen as ionon | . | | and the second | ment. | |
|----------------------------|-----------------------|--------------|--|----------|---|
| | YEAS | Messicurs, | en an | | ţ |
| Atty. General, Boulton, | Duncombe, Elliott, | | Sol. General, VanKoughnett, | × . | |
| Brown, | A. Fraser, | Magon, | Warren, | · · · · | |
| Burwell, | Ingersoll, | Morris, | Werden, | Yeas 27. | |
| Chisholm, | Jarvis, | Mount, | J. Willson, | | |
| Clark, | Jones, | Robinson, | W. Wilson-27 | | |
| Crooks, | D. McDonal | | | | |
| | NAYS | .—Messieurs, | | | |
| Berczy, | Howard, | A. McDonald, | Samson, | | |
| Bidwell, | Ketchum, | Perry, | Shaver, | , | |
| Buell, | Lyons, | Randal, | Thomson, | Navs 17. | |
| Campbell, | McCall, | Roblin, | White-17. | | |

touse of Assembly, 19th January, 1832. is respectfully submitted,

The Legislative Council has requested this Conference with the House of Assembly, upon the subject matter of an amendment made by the House of Assembly, to the Bill entitled, "An Act to confirm British Subjects in their titles to A. Weal Estates in this Province, derived through Aliens," for the purpose of obviating, if possible, the obstacle to the passing of this necessary Bill, which may arise upon a difference of opinion respecting the amendment.

The Legislative Council were disposed, at first, to the adoption of this amendment, which was, no doubt, suggested by an apprehention, that without it, the relief intended to be afforded by this Bill might be made use of, to enforce a strictly legal title against the equity and good conscience of the case. But on further consideration the Legislative Council thinks the expediency of the amendment very questionable.

They consider that upon the principles of the Common Law, and without the aid of this clause, twenty years possession will generally have the effect of enabling the possessor to resist the recovery of him who has the legal title; and if there are cases in which from particular circumstances, the possessor would not be protected by the Common Law principle-the Council apprehends, that in a great proportion, if not in a majority of such cases, this amendment may operate unjustly rather than otherwise, since it might have the effect of giving legal titles to persons who acquired possession without any color of right and have held it in defiance of equity, and even fraudulently refusing to fulfil their own engagements and sheltering themselves hitherto under the very objection which this Act is intended to remove, and for want of which the true owner, unfortunately deriving his title through an Alien, has been unable to recover his right. The Council, moreover, are apprchensive that the existence of such a provision in an Act of Parliament, might have an injurious tendency in this country by encouraging the idea that the Legislature desired to afford protection to long possession in all cases and without distinction. It scents to them besides, that if this amendment were adopted the law would present this incongruity-that persons naturalized by the Act of 1828, which contains no such exception, would be able when the Common Law did not prevent them to assert their legal right and dispossess a tortuous possessor-while a British Subject deriving bona fide, his title through an Alien would be precluded in a case precisely similar. It seems rather to the Legislative Council, that if there are any cases in which twenty years possession will not, as the law now stands, confer a title; but in which nevertheless it would be equitable, that it should have that effect, it would be more advisable to attempt to extend a remedy by a general provision which would leave no anomalous distinctions between British subjects by birth or naturalization, but leave them all on the same ground to their titles and legal remedies.

Mr. Bidwell, seconded by Mr. Solicitor General, moves House goes into Committhat this House do now resolve itself into Committee of the tee on report of whole on the report of the Committee of Conference on the **Committee** of Bill entitled, "An Act to Confirm British Subjects in their conference. titles to Real Estates in this Province, derived through Aliens."

> Which was carried, and Mr. Elliott was called to the chair.

The House resumed.

Report of

the bill to

Resolution

reported.

House of

cede from

amendment

to confirm

derived

Yeas 35.

Committee of

conference on

the subject of

secure titles to

lands derived through aliens.

> Mr. Elliott reported that the Committee had agreed to a resolution which he was directed to submit for the adoption of the House.

The report was received.

The resolution was then put as follows :

Resolved, That this House do recede from the amend-Assembly rement made by this House to the Bill sent from the Honorable the Legislative Council, entitled, " An Act to confirm British made to bill subjects in their titles to Real Estates in this Province, derived through Aliens," and do agree to the said Bill without amendtitles to lands ment. through aliens.

On which the House divided, and the yeas and nays were taken as follows:

YEAS-Messieurs,

| Atty. General, | Clark, | Lyons, | Roblin, |
|----------------|------------|--------------|---------------|
| Beardsley, | Cook, | McCall, | Sol. General, |
| | Crooks, | A. McDonald, | |
| Bidwell, | Duncombe, | Macnab, | Warren, |
| Boulton, | Elliott, | Morris, | Werden, |
| Buell, | Howard, | Norton, | White, |
| Burwell, | Ingersoll, | Perry, | J. Willson, |
| Campbell, | Jones, | Randal, | W. Wilson-35 |
| Chisholm, | Ketchum, | Robinson, | e |

| NAYS—Messicurs, | | | | | | |
|----------------------|-------------------------|---------------------|-------------------------------|---------|--|--|
| Brown, A. Fraser, | Jarvis, D. McDonald, | McMartin, Mount, | Shaver, VanKoughnett, 8 | Nays 9. | | |

The question was carried in the affirmative by a majority of twenty-seven.

Mr. Bidwell, seconded by Mr. Solicitor General, moves Message sent that a message be sent to the Honorable Legislative Council, to Legislative Council, Council, to acquaint that Honorable House with the purport of the foregoing resolution.

Which was carried, and Messrs. Bidwell and Solicitor General were ordered by the Speaker to carry up the Message.

Mr. Duncombe, seconded by Mr. Attorney General, moves Messienra J. Wilson and that Messrs. J. Willson and Macnab be added to the Commit-Macuab added tec appointed to inquire into the state of the Post-Office De- to Committee on the Post partment. Office department.

Ordered.

Mr. Attorney General, seconded by Mr. J. Willson, moves Niagara Canal for leave to bring in a Bill for altering and amending the Char- amendment ter of the Niagara Canal Company, and that the rules of this and read. House be dispensed with so far as they relate to the Bill.

Which was granted, and the Bill was read a first time.

Mr. Attorney General, seconded by Mr. J. Willson, moves that the Bill be now read a second time.

Which was carried, and the Bill was read a second time Bill read seand referred to a Committee of the whole House. coud time and committed,

Mr. Norton was called to the chair.

The House resumed.

Mr. Norton reported the Bill.

The report was received, and the bill was ordered to be Third reading engrossed and read a third time to-morrow.

Mr. Macnab, from the Select Committee appointed to Several bills draft and report bills in accordance with the several resolutions reported in of this House, emanating in the Committee of Supply, re- accordance ported that the Committee had agreed upon the drafts of five ons of supply bills, which he was ready to submit whenever the House would be pleased to receive the same.

The Report was received.

The bill for the erection of a Light House at Peters' Point Point, in the Township of Hallowell, was read the first time bill read. 2d. to-morrow and ordered for a second reading to-morrow.

The bill to make good certain votes of this House, was Bill to make good certain the first time, and ordered for a second reading to make good certain read the first time, and ordered for a second reading to-morrow. votes, read.

The bill granting a salary to the house keeper and others Executive Council office attending the Executive Council Office, was read a first time, salary bill read. and ordered for a second reading to-morrow.

The supply bill was read a first time, and ordered for a Supply bill second reading to-morrow. 2d. to-morrow.

The bill for licencing Ale houses, was read the first time, read, and ordered for a second reading to-morrow. 2d. to-morrow

Mr. Shaver, from the Select Committee to draft an ad-Excellency on dress to His Excellency the Lieutenant Governor, on the sub-the unbject of lands to ject of Lands granted to Militia men, reported a draft which Militia men was read twice, concurred in and ordered to be engrossed and read twice and read a third time to-morrow read a third time to-morrow.

Mr. Norton, from the Committee to draft and report an Address to His address to His Excellency the Licutenant Governor, on the Excellency on dismissal of subject of the Chaplain of this House, reported a draft, which Chaplain read was received, read twice, concurred in, and ordered to be en- twice and congrossed, and read a third time to-morrow.

Agreeably to the order of the day, the Brockville Police Brockville Bill was read a third time.

On the question for passing the same, the House divided, House divides and the yeas and nays were taken as follows :

YEAS-Messieurs,

| | Boulton, Brown, | Duncombe, Elliott, A. Fraser, Ingersoll, | Macnab, Maqon, Morris, | | V oo |
|-----|--------------------|---|------------------------------|--------------|---------------|
| 7 | Burwell, | Jones, | Mount, | Werden, | Yess 32. |
| | Chisholm, | Lewis, | | White, | |
| | Clark, | A. McDonald, | | J. Willson, | 5. A |
| | Crooks, | D. McDonald, | Shade, | W. Wilson-32 | · "你们 |
| -35 | | NAYS | -Messicurs, | | ڈ (دی ا ا |
| | Buell, | Howard, | Ketchum, | Perry,-4. | Nays 4. |

to-morrow,

Light House

2d. to-morrow. read.

Ale house bill

Address to His

3d. to-morrow.

curred in.

3rd to-morrow,

Police bill read

3rd time.

The question was carried in the affirmative by a majority of twenty-eight, and the bill was signed by the Speaker.

Mr. Jones, seconded by Mr. Samson, moves that the bill be entitled, "An Act to establish a Police in the Town of Brockville in the District of Johnstown."

Title.

Council.

Geo. Spencer.

Finlay Mal-

and others.

John Upper

Henry Clow and others.

D. McDonald

II. Hagerman and others,

Jacob Smith

and others.

Notice.

and others,

and othe

colin and

others.

Which was carried, and Messieurs Jones and Samson Bill sent to were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto. Petitions read.

Agreeably to the order of the day, the petition of George Spencer, of Cobourg, praying that a law may be passed, enabling him (being a minor) to convey a certain piece of Land for School purposes-the petition of Finlay Malcolm, and seventy nine others, of the London District-the petition of Thos. Stocking Thomas Stocking, and thirteen others, inhabitants of the Niagara District-the petition of John Upper, and thirteen others, inhabitants of the Niagara District-the petition of ltenry Clow, and twelve others, inhabitants of the District of John-stown-the petition of Donald McDonald, and thirty-two others, inhabitants of the Townships of Cornwall and Roxborough, in the Eastern District, praying the same as the petition of Peter Frank and others, inhabitants of Vanghan, (see page 17)-the petition of Henry Hagerman, and seventy-two others, inhabitants of the Townships of Sidney and Thurlow, in the Midland District, praying for a grant of money for the laying out a road through said Townships, from Belleville to Rawdon-and the petition of Jacob Smith, Sen'r. and seventeen others, Inhabitants of the Gore, between the Townships of Ernesttown and Fredericksburgh, praying that an Act may be passed establishing a Survey recently made by John S. MacDonald, Deputy Surveyor, and further to provide for a Survey of the side lines of said Gore-were read.

> Mr. Burwell gives notice, that he will, on to-morrow, move for leave to bring in a bill to protect the interests of persons whose lands shall be sold for the payment of Assessments in arrear.

Agreeably to the order of the day, the amendments made Amendments to Absconding by the Honorable the Legislative Council, in and to the bill debtors bill . sent up from this House, entitled, "An Act to afford means read 2nd time for attaching the property of Absconding Debtors," were read and referred to Committee a second time, and referred to a Committee of the whole of whale. House.

Mr. D. McDonald was called to the chair.

The House resumed.

Mr. McDonald reported the amendments.

Third reading The report was received, and the amendments were orto-morrow. dered to be read a third time to-morrow.

> Mr. Thomson, seconded by Mr. Burwell, moves that the House do now adjourn for one hour.

Which was carried, and the House adjourned accordingly. The House met pursuant to adjournment.

Agreeably to the order of the day, the House went into Committee of supply. Committee of Supply.

Mr. Macnab in the chair.

The House resumed.

Mr. Macnab reported that the Committee had agreed to Resolution rea resolution which he was directed to submit for the adoption of the House.

> The report was received, and the resolution was put and carried as follows :

Resolved, That the sum of three thousand pounds, be £3000 Parliagranted to His Majesty, to remunerate certain persons for work ment building. done at the building intended for the accommodation of the Legislature, and also to complete the same.

> Mr. Boulton, seconded by Mr. Robinson, moves that Messieurs Macnab and Berczy, be a Committee to draft and report a bill in pursuance of a resolution of this House, granting three thousand pounds to pay for work done to the building intended for the accommodation of the Legislature, and also to complete the same building.

Which was ordered.

Parliament building bill reported.

Committee to

draft bill.

poted.

Select Committee on the petition of Peter Frank and others present report and draft of address.

Mr. Macnab, from the Select Committee, appointed to draft a bill in conformity to a resolution of this House, granting three thousand pounds for the completion of the Parliament Building, reported a draft which was received and read a first time, and ordered for a second reading to-morrow. देश के तुमें की ¹⁹⁷

Mr. Samson, from the Select Committee to which was referred the petition of Peter Frank and others, Inhabitants of the Township of Vaughan, and all other petitions on the same subject, presented a report, and the draft of an address to His Legislative Council Chamber, } Majesty.

The report was received.

The report was read.

(Report and Address-see Appendix.)

The address was read a first time, and ordered for a Address read. Second readsecond reading to-morrow. ing to-morrow.

Adjourned.

SATURDAY, 21st JANUARY, 1832.

THE House met.

The minutes of yesterday were read.

Mr. Samson, seconded by Mr. Berczy, moves that two Motion that thousand copies of the first report of the Committee to whom 2000 copies of report on were referred the petition of the people of Vaughan, and other Gievance petitions on the same subjects, be printed for the use of Members. Petitions be printed.

In amendment, Mr. Werden, seconded by Mr. W. Wilson, Amendment moves that the words "two thousand" he expunged, and the proposed, words "two hundred" inserted.

Which was lost.

and lost.

Nays 2.

On the original question the House divided, and the yeas House divider and nays were taken as follows : on original question.

YEAS.-Messieurs,

| | Atty. General, | Crooks, | A. McDonald, | Samson, | |
|---|----------------|------------|--------------|----------------|----------|
| | Berzcy, | Duncombe, | D. McDonald, | Shade, | |
| | Bidwell, | Elliott, | MacMartin, | Shaver, | |
| | Brown, | Howard, | Macnab, | Sol. General, | |
| | Buell, | Ingersoll, | Mount, | Thomson, | |
| | Burwell, | Jarvis, | Perry, | Van Koughnett, | Yeas 37. |
| | Campbell, | Ketchum, | Raudal, | Warren, | |
| , | Chisholm, | Lyons, | Robinson, | White, | |
| | Clark, | McCall, | Roblin, | W. Wilson-37 | |
| | Cook, | | | | |
| | • • • | NAYS | -Messieurs, | | . 1 |

Boulton, Werden,-2.

The question was carried in the affirmative by a majority of thirty-five.

Mr. Perry brought up the petition of James Lafferty, and Petition of James Lafferty fifty-four others, inhabitants of the Township of East Flam- and others brought up. borough; which was laid on the table.

Agreeably to the order of the day, the bill granting Road & Bridge twenty thousand pounds to improve the Roads and Bridges in appropriation bill passed. this Province, was read the third time, and passed.

Mr. Burwell, seconded by Mr. Mount, moves that the bill be entitled "An Act granting to His Majesty a sum of money, Tide. to be raised by Debenture, and expended in the improvement of Roads and Bridges in the several Districts of this Province."

Which was, carried, and Messieurs Burwell and Mount Bill sent to were ordered by the Speaker to carry the same up to the Council. Honorable the Legislative Council, and to request their concurrence thereto.

Agreeably to the order of the day, the Bill to make good Contingency certain monies issued and advanced by His Excellency the bill passed. Lieutenant Governor, to pay the Contingencies of the last Session of the Provincial Legislature, was read a third time, and passed.

Mr. Solicitor General, seconded by Mr. Burwell, moves that the bill be entitled, "An Act granting to His Majesty a Title. sum of money to defray the Contingent Expenses of the last Session of the Provincial Parliament."

Which was carried, and Messieurs Burwell and Mount Bill sent to were ordered by the Speaker to carry the same up to the Hono- Council. rable the Legislative Council, and to request their concurrence thereto.

The Master in Chancery brought down from the Hono-Message from rable the Legislative Council a message, which was read as Legislative Council. follows :---

MR. SPEAKER,

- Ka - 7

The Legislative Council have passed the bill sent up to Prince Edward this House by the Commons' House of Assembly, entitled "An bill passed by Act to repeal part of, and extend the provisions of an Act passed Legislative in the last Session of the Parliament of this Province, entitled 'An Act to erect the County of Prince Edward into a separate District.'" without amendment.

JOHN B. ROBINSON,

્ય ટ્રાય ક્યે...

SPEAKER.

Agreeably to the order of the day, the Niagara Canal MAY IT PLEASE YOUR EXCELLENCY. Niagara Canal bill read third Company's bill was read the third time. time.

On the question for passing the same the House divided, House divides on passing bill, and the yeas and mays were taken as follows :---

| | | YEAS | Messicurs, | |
|----------|--|--|--|--|
| ¥eas 27. | Atty. General, Boulton, Brown, Burwell, Chisholm, Clark, Crooks, | Duncombe, Elliott, A. Fraser, Ingersoll, Jones, A. McDonald, Macnab, | Magon, Morris, Mount, Randal, Robinson, Samson, Shade, | Sol. General, Warren, Werden, White, J. Willson, W. Wilson—27 |
| | | NAYS | –Messicurs, | |
| Nays 11. | Bidwell, Campbell, Cook. | Howard, Lewis, McCall. | D. McDonald, Norton, Perry. | Roblin, Shaver,—11. |

The question was carried in the affirmative by a majority of sixteen, and the bill was signed by the Speaker.

Mr. Attorney General, seconded by Mr. White, moves that the bill be entitled "An Act to repeal part of, and amend the Charter of the Niagara Canal Company."

Which was carried, and Messieurs Attorney General and Crooks were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto.

Agreeably to the order of the day, the address to His Excellency the Lieutenant Governor, on the subject of lands to Militia Men, was read the third time and passed, and is as follows :-

> To His Excellency SIR JOHN COLBORNE, Knight Commander of the most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, Major General Commanding His Majesty's Forces therein, &c. &c. &c.

MAY IT PLEASE YOUR EXCELLENCY,

We, His Majesty's dutiful and loyal Subjects, the Commons of Upper Canada, in Provincial Parliament as-Address to His sembled, humbly pray that Your Excellency will be pleased to Excellency on inform this House what has been the result of the consideration the subject of that Your Excellency has been pleased to give to the subject matter of the address of this House at its last Session, relative to extending the time for applications for lands by persons who did duty in the Militia during the late War with the United States of America.

ARCHIBALD McLEAN,

SPEAKER.

Commons' House of Assembly, ? 21st January, 1832.

Mr. Shaver, seconded by Mr. Perry, moves that Messieurs Roblin and Campbell be a Committee to wait on His Excellency to know when he will be pleased to receive the address of this House relative to Militia Lands, and present the same.

Which was carried.

Excellency. Agreeably to the order of the day, the address to His on the subject of dismissal of Excellency the Lieutenant Governor, on the subject of the Chaplain, read Chaplain, was read the third time. third time.

On the question for passing the same the House divided, On passing House divides, and the yeas and nays were taken as follows :

YEAS.—Messieurs,

| ¥ eas 20. | Bidwell, Campbell, Chisholm, Clark, Cook, | Duncombe, Howard, Lyons, McCall, A. McDonald, | Morris, Norton, Perry, Randal, Roblin, | Samson, Shade, Shaver, Werden, W. Wilson—20 | 1 9 1 |
|-----------|---|---|--|---|-------------|
| | | NAYS | -Messieurs, | | |
| | Bonlton, | Elliott, | Macnab, | Thomson, | |

| | Domion, | Finou, | Machab, | I nomeon, |
|---------|----------|--------------|---------------|---------------|
| | Brown, | Jarvis, | Mount, | VanKoughnett, |
| ays 14. | Burwell, | Jones, | Robinson, | 14. |
| | Crooks, | D. McDonald, | Sol. General, | , |

The question was carried in the affirmative by a majority of six, and the address was passed and signed by the Speaker, and is as follows :----

> To His Excellency SIR JOHN COLEORNE, Knight, Commander of the most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, Major General Commanding His Majesty's Forces therein, &c. &c. &c.

We, His Majesty's dutiful and loyal subjects, the Commons of Upper Canada, in Provincial Parliament assem- Address to Ilis bled, beg leave to inform Your Excellency that, deeming it Excellency on inexpedient to sanction any Act that might be construed either the subject of directly or indirectly to recognize an Established Church in dismissing this Province, we have rescinded our Rule requiring the business of the day to commence with prayer, and consequently have no further occasion for the services of a Chaplain, the office of which has thereby become a sinecure.-We therefore humbly pray Your Excellency to dismiss said Chaplain from such his office, and that Your Excellency may be pleased to appoint no other in his stead.

ARCHIBALD McLEAN, SPEAKER.

Commons' House of Assembly, 21st January, 1832.

Mr. Bidwell, seconded by Mr. Cook, moves that Messrs. Committee Perry and Howard be a Committee to wait upon His Excel- to present longy the Lightenant Community the address lency the Lieutenant Governor with the address respecting the Chaplain, and to present the same.

Ordered.

Agreeably to the order of the day, the amendments made Amendments by the Honorable the Legislative Council in and to the bill to absconding entitled "An Act to afford means for attaching the property of read 3rd time, absconding debtors," were read a third time.

On passing On the question for passing the same, the House divided, House divides. and the yeas and nays were taken as follows:

| | YEAS- | Messicurs, | | |
|--|----------------------------------|---|--|---------------------|
| Atty. General, Boulton, Brown, Burwell, Chisholm, Crooks, | Elliott, Ingersoll, | Morris, Mount, Norton, Robinso n , Samson, Shade, | Sol. General, Thomson, Warren, Werden, J. Wilson, W.Wilson,—24. | Yens 24. |
| | NAYS- | Messieurs, | · · · · · · · · | 가지 다. 고 12 공연에 다 |
| Beardsley, Bidwell, Clark, | Cook, Howard, A. McDonald, | | Roblin, Shaver, White,—12. | Nays 12. |

The question was carried in the affirmative by a majority Amendments passed, of twelve, and the amendments were signed. and

Messrs. Jarvis and Robinson were ordered by the Spea- sent to Legisker to carry the same up to the Honorable the Legislative lative Council. Council.

Agreeably to the order of the day, the Bill for imposing Shop and Steam Boat an additional Duty on Shops, and for Licensing Steam Boats, Duty bill read was read a second time, and referred to a Committee of the second time, whole House whole House.

Mr. Jones was called to the chair.

The House resumed.

Mr. Jones reported the Bill as amended. Bill amended.

The report was received, and the bill was ordered to be 3rd reading engrossed and read a third time on Monday next. Monday.

Agreeably to the order of the day, the Bill for loaning a Desjardin's sum of money to the Desjardin's Canal Company, was read a Canal Ioan bill. read 2nd time, second time, and referred to a Committee of the whole House. & committed.

Mr. Burwell was called to the chair.

The House resumed.

Mr. Burwell reported the bill as amended. Bill amended. The report was received, and the bill was ordered to be Third reading engrossed and read a third time on Monday next. on Monday.

Agreeably to the order of the day, the bill to authorise War sufferer's the raising by Debentures a sum of money, to remunerate the remuneration sufferers by the late war with the united States of America, bill read 2nd was read a second time, and referred to a Committee of the committed. whole House.

Mr. Randal was called to the chair.

The House resumed.

Mr. Randal reported the bill without amendment.

The report was received.

On the question for the third reading of the Bill, on Mon- House divides day next, the House divided, and the yeas and nays were taken on question for as follows : as follows :

| | YEAS- | -Messieurs, | |
|----------------|------------|-------------|--|
| Atty. General, | Clark, | McCall, | Shaver, |
| Beardsley, | Crooks, | | Sol. General, |
| Berczy, | Duncombe, | Magon, | Thomson, |
| Boulton, | Elliott, | Mount, | Warren, Yeas 26. |
| Brown, | Ingersoll, | Randal, | J. Willson |
| Burwell, | Jarvis, | Shade, | W.Wilson-26. |
| Chisholm, | Ketchum, | | 1997 - 1998 - 1997 - 19 |

Title.

Bill sent to Council.

Address on the subject of Militia Lands passed.

Lands to

Militia men.

Committee

to present address.

Address to Ilis

Na

Address

passed.

January 21st, 1832. [2nd Sess. 11th Parl. 2nd Wm. IV.] January 21st, 1832. 109

| | | | -Messieurs, | · · · · · · · · · · · · · · · · · · · | The repor engrossed and | t was ordered read a third tir | to be received an ne on Monday n | nd the Bill to be lext. | Third reading Monday. |
|--|---|---|--|---|--|--------------------------------------|---------------------------------------|--|--|
| Nay s 19. | Bidwell, Buell, Campbell, A. Fraser, | Jones, Lewis, Lyons, A. MaDonald | Morris, Norton, Perry, Robinson | Samson, Van Koughnett, Werden, | Agreeably of money in ai | y to the order of d of the Granth | the day, the Bil | ll granting a sum as read a second | Garntham Academy bill read 2nd time and commit- |
| | Howard, | A. McDonald, McMartin, | Roblin, | White,—19. | · , | er was called to | | | ted. |
| | The ques | tion was carried | d in the affirm | ative by a majority | | se resumed. | | | Bill reported |
| | | | ered to be eng | rossed, and read a | | | Bill without am | endment. | without amendment. |
| londay. 'obourg Har- or bill read | | y to the order o | | bill for authorising was read a second | On the qu | astion for rece | | rt, the House di- | On receiving report, House divides. |
| 2nd time and committed. | time, and refer | rred to a Comm | nittee of the w | hole House. | | YEAS | -Messieurs, | | |
| | Mr. Mori | ris was called to | the chair. | | 12: 1 | | | Danna | |
| | . The Hou | se resumed. | | | Bidwell, Boulton, | Crooks, Duncombe, | McCall, A. McDonald, | Perry, Randal, | |
| Bill amended. | Mr. Morr | ris reported the | bill as amende | ed. | Buell, | Elliott, | Magon, | Roblin, | Yeas 22. |
| Third reading on Monday. | | ort was received read a third tim | | was ordered to be next. | Burwell, Chisholm, Clark, | Ingersoll, Ketchum, Lyons, | Mount, Norton. | Warren, W. Wilson, 22. | |
| Emigrants re- lief bill read lecond time | of money for th | he relief of sick | destitute Emi | bill granting a sum grants who may ar- ason, was read the | | 1 | –Messieurs. | · · · · | |
| and referred to a Commit- tee of the whole, | second time, a | | committee of | the whole House. | Berczy, Campbell, Cook, | Jarvis, Jones, Lewis, | Morris, Robinson, Samson, | Thomson, VanKoughnett, Werden, | Nays 18. |
| | | se resumed. | | - | A. Fraser, | D. McDonald | | White, | |
| Bill amended. | 0 | combe reported | the hill as ar | ended. | Howard, | McMartin, | | 18. | |
| | | • | | was ordered to be | The quest | tion was carried | d in the affirmati | ive by a majority | Third reading |
| Third reading on Monday. | engrossed and | read a third ti | me on Monda | | third time on I | Monday next. | Ū. | e Bill granting a | |
| 'enitentiary all read 2nd ime and com- nitted. | Plans, &c. for | a Penitentiary | y within this 1 | Province, was read ittee of the whole | sum of money in the Town | for the purpos of Kingston, o | se of erecting a | Public Hospital as read a second | pital bill read |
| 1. S. 1 | Mr. Cam | pbell was calle | d to the chair. | | Mr. A. M | IcDonald was o | called to the chai | ir. | |
| | The Hou | se resumed. | | x | The Hou | se resumed. | | • | |
| Bill reported | Mr. Cam | pbell reported | the bill as ame | ended. | Mr. A. M | [cDonald`repor | ted the Bill as a | mended | Bill amended. |
| leport not | The repo | rt was not rece | ived. | | The repo | ort was received | l . | | |
| eccived. | The Spea | aker left the cha | air. | | On the qu | uestion for the t | hird reading of | the Bill, on Mon- | On question |
| · | | irman resumed se resumed. | the Chair of | Committee. | day next, the É as follows : | Iouse divided, | and the yeas and | l nays were taken | for 3rd read- ing House divides. |
| Bill amended. | Mr. Cam | pbell reported | the bill as amo | ended. | | YEAS. | —Messieurs, | | |
| Chird reading | | | | was ordered to be | Atty. General, | Chisholm. | Macnab, | Shade, | Yens 22. |
| Monday. Port Hope | engrossed and | read a third tir | ne on Monday | | Bidwell, Boulton, | Clark, Crooks, | Magon, Mount, | Sol. Géneral, Thomson, | * ¥ CRE 22. |
| Harbor Joan bill read 2nd time and re- ferred to Com- | time, and refe | rred to a Comr | nittee of the w | · · · · · · · · · · · · · · · · · · · | Brown, Burwell, Campbell, | Elliott, Jones, A. McDonald | Norton, Roblin, , Samson, | Warren,—22. | |
| alittee. | (| 'raser was calle | a to the chair. | · · · | | NAYS- | -Messieurs, | | |
| Bill amended. | | ise resumed. Traser reported | the bill as am | ended. | Berzcy, Buell | Howard, Jarvis, | Morris, Perry, | Shaver, Wordon-11 | Nays 11. |
| . · · · | • | rt was received | | , | Buell, Cook, | McCall, | Robinson, | Werden—11. | |
| On question for 3rd read- ng House livides. | | | | of the bill, on Mon- nd nays were taken | The ques of eleven, and | tion was carrie the bill was o | d in the affirmat rdered to be eng | ive by a majority rossed, and read | Third reading Monday. |
| : | | YEAS- | -Messieurs, | the dealers | a third time on | 1 Monday next | • | | • |
| | Atty. General, | Crooks, | Ketchum, | Shade, | of money lor s | upport of the J | York Hispital, w | ll granting a sum vas read a second | |
| Veas 21. | Boulton, Brown, | Duncombe, Elliott, | Macnab, Magon, | Sol. General, Thomson, | | | nittee of the who | ole House. | mitted. |
| | Burwell, | Ingersoll, | Mount, | Warren, | .' | his was called t | o the chair. | | |
| | Chisholm, Clark, | Jarvis, | Robinson, | W. Wilson-21 | and the second | ise resumed. | · · | | |
| • * | | NAYS. | -Messieurs, | · · · | 1. Au 1. Au | - | e bill without am | | . ⁵ 4 |
| | Berczy, | Campbell, | Morris, | Shaver, | | | d, and the bill w me on Monday i | was ordered to be | · I IIII I LATIN |
| Nays 12. | Bidwell, Buell, | Howard, Lyons, | Perry, Roblin. | VanKoughneit, Werden-12. | Mr. Solic that an humbl | citor General, le address be | seconded by M presented to Hi | r. Elliott, move |) |
| | The que | stion was carrie | ed in the affirm | native by a majority | Lieutenant G | overnor, repre | senting that thi | is House having | , Motion for |
| Third reading | of nine, and t | he bill was ord | lered to be eng | grossed, and read a | been informed | through the S | peaker, that it i | s the intention o l Legislature, or | L Excellency fo |
| Monday. | | Monday next. | 1 | | Tuesday next | , beg leave re | spectfully, to re | present that there | Session. |
| Live Stock | duty on Live | iy to the order Stock, and ce | oi the day, i | the bill imposing a of provision which | | | | ion of this House cople of this Pro | |
| 2nd time and : committed. | may be impor | ted from the U | nited States, v | vas read the second | vince, which | it is impossible | to dispose of wi | thin the time pro | , ▲ |
| committee. | time, and refe | rred to a Com | nittee of the w | hole House. | posed for the c | continuance of t | this Session, whe | erefore this Hous he Legislature be | e |
| | 7 F (' * F) * | 11.7 | | | - Drav that His | Excenency Wil | LIDE OF OF OF UP LI | ie i <i>eer</i> istature de | • |

Mr. Magon was called to the chair.

The House resumed.

Mr. Magon reported the Bill without amendment.

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pray that His Excellency will not prorogue the Legislature before Friday, the 27th inst. and that the 32d rule of this House be dispensed with, so far as relates to this address. On which the House divided, and the yeas and nays were House divides. taken as follows:

| | | YEAS | -Messieurs, | | | YEAS. | –Messieurs, | | |
|--|---|---|--|---|--|--|---|---|---|
| Yeas IS. | Boulton, Brown, Burwell, Chisholm, Clark, | Crooks, Elliott, Jarvis, Jones, Macnab, | Magon, Mount, Robinson, Samson, | Shade, Sol. General, Warren, J. Willson—18. | Burwell, Boulton, Chisholm, Clark, Duncombe, Elliott, | A. Fraser, Ingersoll, Jones, McMartin, Macnab, Maqon, | Morris, Mount, Randal, Robinson, Samson, | Shade, Sol. General, Warren, Werden, W. Wilson—22 | Yeas 22. |
| | | NAYS | -Messieurs. | | | | —Messieurs, | | |
| 8ay s 15, | Berczy, Bidwell, Buell, Campbell, | Cook, Howard, Lyons, McCall, | Morris, Norton, Perry, Roblin, | Shaver, Thomson, Werden—15 | Beardsley, Buell, Campbell, Cook, | Howard, Ketchum, Lyons, McCall, | A. McDonal Norton, Perry, Shaver, | d, Thomson, VanKoughnett, White—15. | Nuys 15. |
| | The que of three. | estion was carrie | ed in the assirma | ative, by a majority | | | | ntive by a majority | |
| Committee to traft a ddress. | Mr. So that Messieu report an add | rs Elliott and J | ones be a Com cellency the Lie | Ir. Macnab, moves mittee to draft and eutenant Governor, | as follows : To H | lis Excellency Commander of ti | SIR JOHN Contract Sir John Contract Sir John Contract Sir | ne Speaker, and is OLBORNE, Knight ble Military Order | , , |
| | | was carried. | | | oj | f Upper Cana | da, Major Ge | ior of the Province neral Commanding | |
| Address re- ported and read twice. | Excellency t time appoint | he Lieutenaut ed for the prot | Governor, for a cogation of the | aft an addres to His an extension of the Parliament, pre- | | fis Majesty's 1 Ase Your Exc | Forces therein, C | hc. hc. hc. | <i>.</i> |
| Motion for amending ad- tress. | Mr. Pe address be a | erry, seconded mended, by ex th," and inse | punging the w | l twice. Il, moves that the ords "Friday, the s "Thursday, the | Commons of sembled, havin that he had re lency, to pro- | Upper Canac ng been inform ceived intimati rogue the Pro | la, in Provinc led by the Hond on of the intent ovincial Legisl | oyal Subjects, the ial Parliament as orable the Speaker ion of Your Excel- ature on Tuesday | Excellency exicusion o Session to Thursday. |
| louse divides on amend- nent, | On whit taken as follo | ows: | | yeas and nays were | the considerat terests of the | ion of this Hou people of this I | ise, of great im Province, whicl | ious matters under portance to the in 1 it is impossible to termination of the | - |
| | | . | 5—Messieurs. | | Session. | init the time p | oposed for the | | |
| Yeas 20. | Berczy, Bidwell, Buell, Campbell, | Howard, Jones, Lyons, McCall, | Morris, Norton, Perry, Roblin, | Sol. General, 'Phomson, Warren, Werden, | Wherefor prorogue the instant. | Legislature b | efore Thursda | Excellency will no y, the twenty-sixtl | t n |
| | Cook, | Macnab, | Shaver, | White-20. | | А . | RCHIBALD | McLEAN, Speaker. | |
| · | | | 5—Messieurs. | | Common. 21st J | s' House of As Ianuary, 1832. | sembly, | | |
| Nays 15, | Boulton, Brown, Burwell, Chisholm, | Clark, Crooks, Elliott, Jarvis, | Maçon, Mount, Robinson, Samson, | Shade, J. Willson, W. Wilson-15 | that Messieur. His Excellenc | s Robinson an | d Jarvis be a Co int Governor w | Ir. Burwell, move committee to wait or with the Address o | I present ad |
| | | | | ried in the affirma- s was amended ac- | Ordered. | • | | Dill imposing | - Elion and |
| On question for 3rd read- ing to-day | On the Monday nex | t, Mr. Macnab, | seconded by M | g of the address on Ir. Jarvis, moves in mcy the Lieutenaut | duty on Lique tional Duty of | or sold on Boa n Shops, was r | rd of Steam-B ead a third tim | | _ Steam Boar license bill passed. |
| House divides | Governor be On whi | e engrossed and ch the House d | read a third th | | be entitled, " | 'An Act to in | | moves that the Bil ional Duty on Li ous Liquors." | |
| | taken as foll | | S—Messieurs, | | ordered by the | e Speaker to ca | arry the same u | on and Clark were p to the Honorable their concurrence | e Legislative |
| Yeas 17. | Boulton, Brown, Burwell, Chisholm, Clark, | Crooks, Elliott, Jarvis, Jones, | Macnab, Maqon, Mount, Robinson, | Shade, Sol. General, Warren, J. Willson-17. | thereto. Agreeab | ly to the order | of the day, the | e Bill authorising a | a Desjardins |
| | Unit Ny | NAYS | .—Messicurs, | | | | ssing the same, taken as follow | the House divided s: | On passing House divi |
| | Berczy, Bidwell, | Howard, Lyons, | Perry, Roblin, | Thomson, VanKoughnett, | | YEAS | —Messicurs, | · · · · | |
| Nays 18, | Buell, Campbell, Cook, | McCall, Morrìs, Norton, | Samson, Shaver, | Werden, White,-18. | Atty. General Boulton, Burwell, | Ingersoll, Jones, | Magon, Mount, Randal, | Sol. General, Thomson, Warren, | Yeas 23. |
| Third reading Monday. | of one, and | | s ordered to be e | tive, by a majority engrossed, and read | Chisholm, | McCall, A. McDonal Macnab, | Robinson, | J. Willson W.Wilson-23 | |
| | | | ourned till ten | o'clock, A. M. on | | NAYS | Messicurs, | | |
| | Monday nex | : t. , | | | Buell, | Howard, | Norton, | VanKoughnet | , , |

MONDAY, 23rd JANUARY, 1832.

THE House met.

The minutes of Saturday were read.

Address for extention of time read 3rd time.

Agreeably to the order of the day, the Address to His Excellency the Lieutenant Governor, relative to an extension of the Session, was read the third time.

On the question for passing the same, the House divided, House divides. and the yeas and nays were taken as follows :

Mr. Macnab, seconded by Mr. W. Wilson, moves that the Bill be entitled, "An Act authorising a Loan to the President Tile. and Directors of the Desjardins' Canal Company."

of ten.

The question was carried in the affirmative by a majority

Which was carried, and Messrs. Macnab and W. Wilson Committee to were ordered by the Speaker to carry the same up to the Hon. Jative Council.

| Atty. General, Boulton, Burwell, Chisholm, Clark, Duncombe, | Elliott, Ingersoll, Jones, McCall, A. McDonald, Macnab, | Maçon, Mount, Randal, Robinson, Samson, Shade, | Sol. General, T'homson, Warren, J. Willson W.Wilson—23. | Yeas 23. |
|--|--|---|---|----------|
| | NAYS | –Messicurs | , 4 | |
| Buell, Campbell, Cook, A. Fraser, | Howard, Lyons, Morris, | Norton, Roblin, Shaver, | VanKoughnett, Werden, White-13. | Nays 13. |

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| | | e Council, and | to request th | eir concurrence | | NAYS- | –Messieurs, | | · |
|---|--|---|---|--|--|---|------------------------------------|--|--|
| War sufferers' relief bill read 3rd time. | | e late war with | | ill to relieve the tes of America, | Bidwell, Buell, Howard, Jones, | Lewis, Lyons, McMartin, Morris, | Norton, Perry, Robinson, | VanKoughnett, Werden, White—15. | Nays 15. |
| Motion for ex- hunging 9th | Mr. Crool | ks, seconded by | | , moves that the | | | Samson, d in the affirma | utive by a majority | |
| lause and userting the | | expunged, and | | serted : y aforesaid, That | of eleven, and | - | | | |
| ollowing. Clause for in ertion. | in case the duti the foregoing p ment of the pri thorised to be h | ies to be derived part of this Act b ncipal sum, and borrowed upon | from the articl e found insuffic the interest the Debentures; th | les mentioned in ient for the pay- reon, hereby au- nen and in such | that the Bill I sufferers durin rica." | be entitled, "J g the late Wa | An Act for affe r with the Unit | J. Willson, moves ording relief to the ed States of Ame- | 、 ・ |
| | propriated, sha ment of the sa | ll be and are h me. | ereby made lia | ot otherwise ap- ble for the pay- | Willson were o | rdered by the the Legislative | Speaker to car | ney General and J. cry the same up to o request their con- | Bill sent to Council. |
| Motion in amendment that the bill pass in three months. | that after the w punged and the | ord '' moves" i | n the original, ted :that the | Ir. Lyons, moves the whole be ex- Bill do not now | Bill was read a | third time. | | e Emigrants relief n, moves that the | Bill amended |
| House divides. | • • • • • | the House divid | | as and nays were | Bill be amende | ed, by inserting 1e following wo | g in the first cl | ause after the word h may be hereafter | |
| | Bidwell, | | McMartin, | Robinson, | Ordered. | | | · · · · · · · · · · · · · · · · · · · | |
| Yeas 16. | Buell, Campbell, | | Morris, Norton, | Roblin, Samson, | Agreeabl plans, &c. for | y to [°] the order o a Penitentiary | of the day, the was read the th | Bill for procuring aird time. | Penitentiary bill read. |
| | Howard, | A. McDonald, NAYS | Perry, Mcssieurs, | VanKoughnett, 16. | Mr. Bidw be amended, b | ell, seconded by expunging the | y Mr. Lyons, | moves that the Bill rshall Spring Bid- | |
| | Atty. General, Beardsley, | | McCall, Macnab, | Sol. General, Thomson, | well therefrom. Which wa | · . | the Bill was an | nended and passed. | |
| Nays 27. | Berczy, Boulton, | Duncombe, | Magon, Mount, | Warren, White, | The Bill | for the relief | | estitute Emigrants | · · |
| | Brown, Burwell, | | Randal, Shade. | J. Willson, W.Wilson-27. | was then passe Mr. Nort | | v Mr. Samson. | moves that the Bill | Title. |
| | Chisholm, The ques | Jarvis, ition of amendm | Shaver, | d in the negative | be entitled, "A of sick and de | An Act granti stitute Emigra | ng a sum of M nts at Prescott. | oney for the Relief | |
| | by a majority of The origin for passing the | nal question then | put and lost.— | -On the question | ordered by the | e Speaker to ca | rry the same u | n and Samson were p to the Honorable their concurrence | Bill sent to |
| Bill amended. | amendment, th following word by virtue of th | at after the word ls be added : " o | l " being" in th ut of the Rever | General, moves in the schedule A. the tues appropriated oses therein men- | Agreeabl Loan to the F | y to the order ort Hope Ha | of the day, the rbor Company | e Bill authorising a , was read a third | Port Hope Harbor loan bill read 3rd time. |
| | tioned." Ordered. | <i>ب</i> ه ۲. ۲. ۲. | | | On the q and the yeas a | | | the House divided, | On passing House divid |
| Cobourg Har- bor Ioan bill read 3rd time, | | y to the order o n Bill was read | | Cobourg Harbor | | | —Messieurs, | | · · |
| On passing House divides. | On the q and the yeas a | nd nays were tal | ng the same, th ken as follows: - <i>Messicurs</i> , | e House divided, | Atty. General, Boulton, Brown, | Duncombe, Elliott, | Macnab, Magon, Mount, | Sol. General, Thomson. Warren, | Yeas 24. |
| | Atty. General, Boulton, | Crooks, Duncombe, | A. McDonald Macnab, | Sol. General, | Burwell, Chisholm, Clark, | Ingersoll, Jarvis, Ketchum, | Randal, Robinson, Shade, | Werden, J. Willson, W. Wilson—24 | an an an Array An Anna an Anna an Anna Anna Anna Anna |
| Yeas 23. | Brown, Burwell, | Elliott, Ingersoll, | Magon, Mount, | Thomson, Warren, | • • • | NAYS. | —Messieurs, | , | بد بو • • • • • • • • • • • • • |
| , | Chisholm, Clark, | Jarvis, Lyons, NAYS | Randal, Robinson, -Messieurs, | J. Willson—23 | Bidwell, Buell, Campbell, | Howard, Lyons, MacMartin, | Morris, Norton, Perry, | Roblin, Shaver, White—13. | Nays 13. |
| Nays 1S. | Beardsley, Berczy, | Cook, Howard, | Norton, Perry, | Shaver, VanKoughnett, | Cook, | | | | |
| | Bidwell, Buell, | D. McDonald, McMartin, | | Werden, White—18. | The que of eleven, and | stion was carri I the Bill was s | ed in the affirm | native by a majority peaker. | |
| '. | Campbell, The ques | Morris, | in the affirmat | ive by a majority | Mr. Boul be entitled, " | lton, seconded An Act to auti | by Mr. Crooks, iorise a Loan t | , moves that the Bil o the President, Di- | |
| Ti t le. | Mr. Bou Bill be entitled | lton, seconded 1 d, "An Act to a | y Mr. Macnah uthorise a Loar | o, moves that the n to the President, | Company." Which w | as carried, and | l Messrs. Boult | Harbor and Whar on and Brown were | Bill sent to |
| Bill sent to Legislative | Which wa | e Speaker to car | lessrs. Boulton ry the same up | and Macnab were to the Honorable | the Legislativ to. | e Council, and | to request their | ip to the Honorable r concurrence there | |
| Conncil. | thereto. | | | their concurrence | ble the Leriel | ative Council | several message | n from the Honora es which were read | Several Me sages from Legislative |
| On the ques- tion for pass- ing the war loss bill the | war with the U | relicf of those v Inited States of | vho sustained lo America, the H | ranting a sum of oss during the late Iouse divided and | | | | and a possible of the second | Council. |
| TTANTE UNITER | - me yeas and n | nays were taken YEAS | –Messieurs, | | Bill sent up to | o this House fro | om the Commo | cil have passed the ns' House of Assem | - bill passed |
| | Atty. General Beardsley, | , Clark, Crooks, | McCall, D. McDonald | Shade, | | " An Act to re | | nd amend the Char out amendment. | Legislative Council. |

MR. SPEAKER,

Brockville Police bill passed by Legislative Council.

Title.

Council.

The Legislative Council have passed the bill sent up to this House from the Commons' House of Assembly, entitled " An Act to establish a Police in the Town of Brockville, in the District of Johnstown," without amendment.

JOHN B. ROBINSON,

SPEAKER.

Legislative Council Chamber, ¿ 21st day of January, 1832.

MR. SPEAKER,

The Legislative Council have passed the Contingency bill passed by Legislative Bill sent up to this House, entitled, "An Act granting to His Majesty a sum of money to defray the contingent expenses of Council the last Session of the Provincial Parliament," without amendment.

JOHN B. ROBINSON,

SPEAKER.

Legislative Council Chamber, ? 21st January, 1832.

Live Stock Agreeably to the order of the day, the Bill for imposing a duty bill passduty on live stock, &c. was read the third time and passed. eð.

Mr. Attorney General, seconded by Mr. Warren, moves that the bill be entitled, " An Act to raise an Additional Fund for the relief of the Sufferers who sustained loss during the late war with the United States of America.

Which was carried, and Messieurs Attorney General and Bill sent to Warren were ordered by the Speaker to carry the same up to Council the Honorable the Legislative Council, and to request their concurrence thereto.

Grantham Agreeably to the order of the day, the bill for granting Academy bill aid to the Grantham Academy was read the third time. read 3rd time.

On passing On the question for passing House divides, and the yeas and mays were taken as follows : On the question for passing the same, the House divided,

YEAS.—Messicurs,

| Yeas 15. | Boulton, Buell, Burwell, Camphell, Chisholm, | Clark, Crooks, Duncombe, Elliott, Ingersoll, | Lyons, Magon, Norton, Randal, | Shade, Thomson, Warren, W. Wilson—18 | |
|----------|--|--|--|---|--|
| | | NAYS. | —Messieurs, | | |

| Navi II. | Cook, Jarvis, | Morris, Robinson, | Samson, Shaver, | Werden, White, | |
|----------|------------------|----------------------|--------------------|-------------------|-----|
| | Jones, | Roblin, | VanKoughr | ie tt, | 11. |

of seven, and the bill was signed by the Speaker.

- Mr. Clark, seconded by Mr. Randal, moves that the bill be entitled, "An Act granting a sum of money for the encour-Title. agement of the Grantham Academy."
- Which was carried, and Messrs. Clark and Randal were Bill sent to ordered by the Speaker to carry the same up to the Honorable Council. the Legislative Council, and to request their concurrence thereto.
- Kingston Hos-Agreeably to the order of the day, the Kingston Hospital pital bill pass-Bill was read the third time and passed. ed.
- Mr. Solicitor General, seconded by Mr. Burwell, moves that the bill be entitled, "An Act granting to His Majesty a sum of money in aid of the crection of an Hospital in or near Title. the Town of Kingston."
- Which was carried, and Messrs. Sol. General and Burwell Bill sent to were ordered by the Speaker to carry the same up to the Council. Honorable the Legislative Council, and to request their concurrence thereto.
- Mr. Solicitor General, seconded by Mr. Burwell, moves Title to Penithat the bill for procuring plans for a Penitentiary, be entitentiary Bill. tled, "An Act granting to His Majesty a sum of money to obtain plans and estimates of a Penitentiary to be crected in this Province, and to appoint Commissioners for the same.
- Which was carried, and Messrs. Solicitor General and Burwell were ordered by the Speaker to carry the same up to the Bill sent to Council. Honorable the Legislative Council, and to request their concurrence thereto.
- Agreeably to the order of the day, the bill granting aid to York Hospital the York Hospital, was read a third time and passed. bill passed.
- Mr. Jarvis, seconded by Mr. Attorney General, moves that the bill be entitled, "An Act to grant a sum of money to Title. His Majesty, in aid of the York Hospital."
- Bill sent to Jarvis, were ordered by the Speaker to carry the same up to

the Honorable the Legislative Council, and to request their concurrence thereto.

Mr. Roblin, from the Select Committee to wait upon His Committee to Excellency the Lieutenant Governor, with the address of this dress on lands House, relative to lands to Militia men, reported, delivering to Militia mea the same, and that His Excellency had been pleased to give reports anthe following answer thereto:

GENTLEMEN,

In compliance with an address from the House of Assembly, in the last Session, respecting the extension of time Anwer. for applications for Lands referred to in this address, the Adjutant General of the Militia was ordered, soon after the closing of the Session, to issue Certificates to those persons who may be entitled to grants for services during the late war.

(Copy.)

Report of the Honorable Executive Council, on the sub-Report of ject of extending the time for granting lands to the Militia of Executive this Province. Council on extending

Approved by His Excellency the Lieutenant Governor.

Executive Council Chamber at ?

York, Friday, 22d April, 1831.

PRESENT,

The Honorable James Baby, Presiding Councillor. The Honorable and Venerable John Strachan, D. D. Archdeacon of York.

The Honorable Peter Robinson.

The Honorable George H. Markland.

The Honorable Joseph Wells.

To Ilis Excellency SIR JOHN COLBORNE, Lieutenant Governor of the Province of Upper Canada, Major General Commanding His Majesty's Forces therein, Sc. Sc. Sc.

MAY IT PLEASE YOUR EXCELLENCY.

The Council, having had under consideration the address of the House of Assembly, on the subject of extending the time for granting lands to the Militia of this Province, beg leave most respectfully to report-

That there does not appear by the proceedings in Council, any fixed period when Militia claims should cease, and as all claims for naval and military lands still continue to be received and acted upon, it is the opinion of the Board, that the like indulgence should be extended to the Militia who served during the late war, in the first Flank Companies, Provincial Artillery, Incorporated Regiment, Artillery Drivers, Provin-The question was carried in the affirmative by a majority cial Dragoons, the Marine and General Staff of Militia.

> The Council therefore, respectfully recommend, that the order in Council of the 19th January, 1820, be revived, and continued until further orders, and that the Adjutant General of the Militia be instructed to act upon the said order as if no suspension had taken place.

All which is respectfully submitted.

(A true Copy.)

JOHN BEIKIE,

Acting Clerk

Mr. Macnab, from the Select Committee to draft and re-port a bill pursuant to a resolution of this House on the sub-remuneration ject of remunerating the Honorable G. H. Markland, for his bill read 1st services as Arbitrator to Lower Canada, reported a draft, time. which was received and read a first time.

Mr. Macnab, seconded by Mr. Berczy, moves that the bill to remunerate the Honorable George H. Markland, be now read a second time, and that the forty-first rule of this House be dispensed with for that purpose.

Which was carried, and the bill was read a second time, Bill read 2nd time and comand referred to a Committee of the whole House. mitted.

Mr. Thomson was called to the chair.

The House resumed.

Mr. Thomson reported the bill as amended. 计端码

The report was received.

Mr. Macnah, seconded by Mr. Boulton, moves that the bill to remunerate the Honorable George H. Markland, be Third reading read a third time this day, and that the forty-first rule of this to-day. House be dispensed with for that purpose. ► 4

Ordered.

Mr. Burwell gives notice, that he will, on to-morrow, Notice of road Which was carried, and Messieurs Attorney General and move for leave to bring in a bill to extend the powers of certain ers bill; Commissioners under the road Act of the last Session.

Bill amended.

time for granting lands to Militia men.

| | • 1 • Mar 42 + • * | |
|---|--|--|
| Burlington Canal bill read 2nd time and committed. | Agreeably to the order of the day, the bill for granting aid to the Burlington Bay Canal, was read a second time, and referred to a Committee of the whole House. | • |
| | Mr. Berczy was called to the chair. | Agreeably to the o Bill was read the secon |
| | The House resumed. | the whole House. |
| Bill amended. | Mr. Berczy reported the bill as amended. | Mr. Buell was cal |
| | The report was received. | The House resum |
| Third reading | Mr. Macnab, seconded by Mr. Chisholm, moves that the bill granting further aid to the Burlington Bay Canal, be en- | Mr. Buell reporte The report was re |
| this day. | grossed, and read a third time this day, and that the forty-first rule of this House be dispensed with for that purpose. | engrossed and read a the Agreeably to the |
| | Ordered. | of money to complete the |
| Peters Point Light House bill read 2nd time and com- | Agreeably to the order of the day, the bill granting a sum of money for the erection of a Light House upon Peters' Point, in Lake Ontario, was read a second time, and referred | was read a second time whole House. Mr. Roblin was c |
| mitted. | to a Committee of the whole House. | The House resum |
| | Mr. Boulton was called to the chair. | Mr. Roblin report |
| Y | The House resumed. | The report was r |
| Bill amended. | Mr. Boulton reported the bill as amended. | engrossed and read a t |
| | The Report was received. | Agreeably to the by the Honorable the I |
| l'hird reading o-day. | Mr. Attorney General, seconded by Mr. Boulton, moves that the bill be engrossed and read a third time this day, and that the rules of this House be dispensed with for that purpose. | up from this House, end ing the Charter of the the Bank of Upper Ca Shares to be held in the |
| • ••• | Ordered. | read the second time. |
| Committee to wait on His Excellency with address for extension of Session re- ports answer. | Mr. Jarvis, from the Sclect Committee to wait upon His Excellency the Lieutenant Governor, with the Address of this House, requesting His Excellency to extend the duration of the present Session, till Thursday next—reported delivering the same, and that His Excellency had been pleased to give the following answer. | ⁶ Mr. Perry, second do resolve itself into a ments made in and to t and amending the Char pany of the Bank of h |
| | Gentlemen- | number of Shares to b Bank," this day three r |
| inswer. | In compliance with this Address, I will not Prorogue the Provincial Parliament, till Thursday next. | On which the Hou taken as follows : |
| | Agreeably to the order of the day, the Arbitrators Remuneration Bill was read a third time and passed. | YI |
| bill passed. Title. | Mr. Solicitor General, seconded by Mr. Perry, moves that the bill be entitled, "An Act to remunerate the Arbitrator therein referred to, for certain services rendered by him. | Beardsley, Howard Buell, Ketchu Campbell, Lyons, |
| Bill sent to Council. | Which was carried, and Messrs. Solicitor General and Perry were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their con- currence thereto. | Cook, D. McI N2 Atty. General, Duncor |
| Committee to present ad- tress on the subject of the dismissal of Chaplain | Mr. Perry, from the Committee to wait on His Excellency the Lieutenant Governor, with the Address of this House rela- tive to dismissal of its Chaplain, reported delivering the same, and that His Excellency had been pleased to give thereto the | Brown, Elliott, Burwell, Lewis, Chisholm, Jones, |
| eport an- wer. | following answer: GENTLEMEN I will submit the request expressed in this | The question was four, and the amendmen whole House. |
| hoswer. | Address to His Majesty's Government. | Mr. Ketchum was |
| Bill to make good certain otes commit- | Agreeably to the order of the day, the bill to make good certain votes of the Assembly, was read a second time and re- ferred to a Committee of the whole House. | The House resum Mr. Ketchum repo |
| ed. | Mr. Perry was called to the chair. | The report was re |
| | | On the question fo |
| - () , | The House resumed. | to-morrow, Mr. Macn |
| | Mr. Perry reported the Bill without amendment. | moves, in amendment, the Legislative Council |
| | The report was received. | for altering and amendi |
| fhird reading o-day. | Mr. Solicitor General, seconded by Mr. Thomson, moves that the bill be read a third time this day, and that the forty-first rule of this House be dispensed with so far as respects the same. | creasing the number of |
| Executive | Ordered. Agreeably to the order of the day, the bill for granting | On which the Hou taken as follows : |
| Council office alary bill cad 2nd time | Salaries to the House-Keeper and Messengers of the Executive Council Office, was read a second time and referred to a Com- | Y1 |
| nd commit- ed. | mittee of the whole House. Mr. Elliott was called to the chair. The House resumed. | Atty. General, Elliott, Boulton, Ingerso Burwell, Jarvis, |
| Sit again three nonths. | Mr. Elliott reported progress, and obtained leave to sit again this day three months. | Chisholm, Jones, Crooks, Lewis, Duncombe, McCall |

Agreeably to the order of the day, the Supply Bill was Supply bill read 2nd time -read a second time and referred to a Committee of the whole and commit- House. The second of

Mr. D. McDonald was called to the chair.

The House resumed.

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ported progress and obtained leave to

order of the day, the Ale House License Ale house bill ad time and referred to a Committee of and committed.

led to the chair.

ed.

d the Bill without amendment.

eceived, and the Bill was ordered to be Third reading to-morrow. aird time to-morrow.

order of the day, the bill granting a sum Parliament ne Parliament building now in progress, building bill and referred to a Committee of the and committed.

alled to the chair.

ed.

ted the bill as amended.

Bill amended.

eceived, and the bill was ordered to be Third reading hird time to-morrow. to-morrow.

order of the day, the amendments made egislative Council in and to the bill sent Amendments itled, "An Act for altering and amend- to U. C. Bank President, Directors and Company of read 2nd time, anada, and for increasing the number of e Capital Stock of the said Bank," were

ed by Mr. Shaver, moves that this House Committee of the whole on the amend- Motion for he bill entitled, "An Act for altering commitment ter of the President, Directors and Com- months. Upper Canada, and for increasing the e held in the Capital Stock of the said nonths.

ise divided, and the yeas and nays were House divider.

| · | YEAS- | Messicurs, | |
|----------------|--------------|----------------------|----------------|
| Beardsley, | Howard, | Morris, | Samson, |
| Buell, | Ketchum, | Norton, | Shaver, |
| Campbell, | Lyons, | Perry, | Werden, |
| Cook, | D. McDonald, | Roblin. | White,—16. |
| | NAYS | -Messieur s , | |
| Atty. General, | Duncombe, | McCall, | Robinson, |
| Brown, | Elliott, | McMartin, | Shade, |
| Burwell, | Lewis, | Macnab, | Van Koughnett, |
| Chisholm, | Jones, | Magon, | Warren, |
| Crooks, | Jarvis, | Mount, | J. Willson-20 |

decided in the negative by a majority of Amendments its were referred to a Committee of the committed.

called to the chair.

ed.

rted the amendments.

ceived.

br the third reading of the amendments. Motion for 3rd ab, seconded by Mr. VanKoughnett, reading that the amendments made by the Hon. amendments that the amendments made by the Hon. amendments that the bill, entitled, "An Act to U. C. Bank the Breadent Direct the Breadent Direct the bill ng the Charter of the President, Direc- this day. e Bank of Upper Canada, and for in-Shares to be held in the Capital Stock ow read a third time, and that the fortybe dispensed with for that purpose.

se divided, and the yeas and nays were House divides.

EAS.—Messieurs,

| | Atty. General, Elliott, | McMartin, | Shade, | |
|------|-------------------------------------|-----------|------------------------|---|
| , | Boulton, Ingersoll, | Macnab, | VanKoughnett, Yeas 22. | , |
| | Burwell, Jarvis, | Magan | Warnen | |
| it - | Chisholm, Jones, | Mount, | J. Willson, | |
| | Crooks, Lewis, Duncombe, McCall, | Kobinson, | W. Wilson, 22. | |
| | Duncompe, McCall, | | | |

NAYS.—Messieurs;

| Berzcy, Cook, | Morris, Samson, |
|--------------------|-------------------------------------|
| Buell, Howard, | Norton, Nays 16. |
| Campbell, Ketchum, | Perry, Werden, Roblin, White—16. |
| Clark, Lyons, | Roblin, White-16. |
| | A ARE AND REPORT |

The question was carried in the affirmative by a majority Amendments read 3rd time. of six, and the amendments were read a third time.

House divides On the question for passing the same, the House divided, on passing. and the yeas and nays were taken as follows :

YEAS.—Messicurs,

| Yeas 23. | Atty: General, Boulton, Burwell, Chisholm, Crooks, Duncombe | A. Fraser, Ingersoll, Jarvis, Jones, | McCall, A. McDonald, McMartin, Macnab, Maçon, Mount | Robinson, Shade, VanKoughnett, J. Willson, W. Wilson-23 |] |
|----------|--|---|--|---|---|
| | Duncombe, | Lewis, | Mount, | | |

NAYS.-Messicurs.

| | Berczy, | Cook, | Morris, | Samson, |
|----------|---------------------|---------------------|--------------------|----------------------|
| Nays 14. | Buell, Campbell, | Howard, Ketchum, | Norton, Roblin, | Werden, White-14, |
| | Clark, | Lyons, | Robin, | tt littern 1.4. |

The question was carried in the affirmative by a majority of nine, and the amendments were signed, and Messieurs Attorney General and VanKoughnett were ordered by the Speaker to carry the same up to the Honorable the Legislative sent to Legislative Council. Council.

Burlington Agreeably to use or use day, and bill of money to complete the Burlington Bay Canal, was read a Agreeably to the order of the day, the bill granting a sum third time. tiale.

Agreeably to the order of the day, the bill granting a sum Peters Point of money for crecting a Light House on Peters' Point, Lake Light House Ontario, was read a third time and passed. bill passed.

Mr. Attorney General, seconded by Mr. Elliott, moves that the bill be cutitled, "An Act for granting to His Majesty a certain sum of money to defray the expense of crecting a Light House between Nicholson's Island and the Ducks, and for appointing Commissioners to superintend the crection thereof.

Which was carried, and Messieurs Attorney General and Bill sent to Elliott, were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto.

On the question for passing the bill, granting a sum of On passing the Burlington money to the Burlington Bay Canal, the House divided, and Canal bill the House divides, the yeas and nays were taken as follows:

YEAS.—Messieurs,

| Yens 16. | Atty. General, | Crooks, | Jones, | Magon, |
|----------|----------------|-----------|----------|-----------|
| | Burwell, | Duncombe, | Ketchum, | Mount, |
| | Chisholm, | Elliott, | Lewis, | Robinson, |
| | Clark, | Jarvis, | Macnab, | Shade—16. |

NAYS-Messieurs,

| Nays 9. | Berzcy, Buell, Campbell, | A. Fraser, Lyons, | McMartin, Morris, | Norton, Werden-9. |
|---------|--------------------------------|----------------------|----------------------|----------------------|
|---------|--------------------------------|----------------------|----------------------|----------------------|

The question was carried in the affirmative by a majority of seven, and the bill was signed.

Mr. Macnab, seconded by Mr. Chisholm, moves that the bill be entitled, "An Act granting to His Majesty, a sum of money to be expended in the completion of the Burlington Bay Canal, and to defray the expenses thereof."

Which was carried, and Messrs. Macnab and Chisholm Bill sent to were ordered by the Speaker to carry the same up to the Hon. the Legislative Council, and to request their concurrence thereto.

A greeably to the order of the day, the bill sent down from Commissions of customs the Honorable the Legislative Council, entitled, "An Act to Bill read 2nd remove doubts respecting the Jurisdiction of Commissioners of Customs in this Province, was read the second time and referred to a Committee of the whole House.

Mr. Werden was called to the chair.

The House resumed.

Mr. Werden reported the bill without amendment.

The report was received, and the bill was ordered for a Third reading third reading to-morrow. to-morrow.

Justices protection bill read 2nd time and committcd.

Amendments

passed and

Title.

Title.

Council.

time and

committed.

Agreeably to the order of the day, the bill sent down from the Honorable the Legislative Council, entitled, "An Act to facilitate summary proceedings before Justices of the Peace, and to afford to Justices reasonable protection in the discharge of their duty, was read a second time, and referred to a Committee of the whole House.

Mr. Shade was called to the Chair.

The House resumed.

Mr. Shade reported that the Committee had risen for Committee rises for want want of a quorum. of quorum.

Present-Messieurs Attorney General, Berczy, Buell, Burwell, Clark, Elliott, A. Fraser, Ingersoll, Jarvis, Jones, Ketchum, Lewis, McMartin, Macnab, Magon, Morris, Mount, Robinson, Shade, Werden, and W. Wilson-21.

At half-past seven o'clock, P.M. the Speaker declared the House adjourned for want of a quorum.

TUESDAY, 24th JANUARY, 1832.

THE House met.

The minutes of yesterday were read.

The Speaker left the chair.

The Committee resumed on the bill sent down from the Housein Com. Honorable the Legislative Council, entitled, "An Act to mittee on facilitate summary proceedings before Justices of the Peace, justices pro-and to afford to Justices reasonable protection in the discharge tection bill. and to afford to Justices reasonable protection in the discharge of their duty.'

Mr. Shade in the Chair.

The Speaker resumed the Chair on a question of order.

The Speaker left the chair.

The Chairman resumed the Chair of Committee.

The House resumed.

Mr. Shade reported the bill.

The report was received.

Mr. Duncombe, seconded by Mr. Burwell, moves that On question the bill be read a third time this day, and that the forty-first for 3rd reading rule of this House he dispensed with an entry of the day. rule of this House be dispensed with so far as relates to the same

On which the House divided, and the yeas and nays were House divides. taken as follows :

| YEAS-Messicu | rs. |
|--------------|-----|
|--------------|-----|

| Atty. General, | Duncombe, | Macnab, | Sol. General, |
|----------------|------------|-------------|------------------------|
| Berczy, | Elliott, | Magon, | Thomson, |
| Bonlton, | A. Fraser, | Morris, | VanKoughnett, Yeas 23, |
| Burwell, | Ingersoll, | Mount, | Warren, |
| Chisholm, | Jarvis, | Robinson, | Werden, |
| Clark, | Jones, | Samson, | J. Willson, |
| Crooks, | McMartin, | Shade, | W.Wilson,–28. |
| x | NAYS. | —Messieurs, | |

| Buell, Cook, Howard, | Ketchum, McCall, A. McDonald, | Norton, Perry, Randal. | Roblin, Shaver, White-12. | Nays 12. | |
|----------------------------|-------------------------------------|------------------------------|---------------------------------|----------|--|
| , | | realizary | 11110 | • | |

The question was carried in the affirmative by a majority On question of sixteen, and the bill was read a third time. for passing the hill the House

On the question for passing the same, the House divided, divides. and the yeas and nays were taken as follows:

| Boulton, | Elliott, | 31.000 | (The second | |
|-----------|--------------|---------------------------------------|---------------|----------|
| | | Magon, | Thomson, | |
| Brown, | A. Fraser, | Morris, | VanKoughnett, | |
| Burwell, | Ingersoll, | Mount, | Warren, | Yeas 26. |
| Chisholm, | Jarvis, | Robinson, | Werden, | |
| Clark, | A. McDonald, | Shade, | J. Willson, | |
| Crooks, | McMartin, | Sol. General. | W. Wilson-26 | |
| Duncombe, | Macnab, | · · · · · · · · · · · · · · · · · · · | | |
| , | • . | -Messicurs, | - | |

| Bidwell, | Ketchum, | Norton, | Roblin, | Nays 13. |
|-----------|----------|---------|-----------|----------|
| Buell, | Lyons, | Perry, | Shaver, | |
| Cook, | McCall, | Randal, | White—13. | |
| Howard, 🐇 | • | | , | |

The question was carried in the affirmative by a majority of thirteen, and the bill was signed and sent up to the Hono- Bill sent to rable the Legislative Council, by Messicurs Burwell and Dnncombe.

Agreeably to the order of the day, the Bill to make good Bill to make certain votes of the Assembly, was read the third time.

On the question for passing the same, the House divided, On question and the yeas and nays were taken as follows : for passing House divides.

an St

| YEAS- | -Messicurs, | |
|-----------|---------------------|--|
| Duncombe, | A. McDonald, Shade, | |

| Atty. General, | Duncombe, | A. McDonald, | Shade, | 5.55 T |
|----------------|------------|--------------|---------------|----------|
| Bidwell, | Elliott, | McMartin, | Sol. General, | |
| Boulton, | A. Fraser, | | Thomson. | Yeas 28. |
| Brown, | Ingersoll, | | Warren, | 1eas 20, |
| Burwell, | Jarvis, | | White, | |
| Clark, | Lyons, | Robinson, | J. Willson | |
| Crooks, | McCall, | Roblin, | W.Wilson-28. | |

good certain votes read 3rd

.

January 24th, 1832. [2nd Sess. 11th Parl. 2nd Wm. IV.] January 24th, 1832. 115

| | | | S—Messicurs. | • | × . | NALS | .—Messieurs, | ٠, | |
|---|---|--|--|--|---|---|---|--|---|
| Nays 11. | Buell, Campbell, Cook, | Howard, Jones, Morris, | Norton, Randal, Shaver, | VanKoughnett, Werden—11 | Bidwell, Buell, Campbell, Clark, | Cook, Howard, Ketchum, Lyons, | McCall, Norton, Perry, Randal, | Roblin, Shaver, White—15. | Nays 15. |
| | | estion was carri , and the bill w | | ative by a majority | The qu | estion of amend | • | ried in the affirma | - ` |
| Tirla | Mr. Sol | icitor General, | seconded by | Mr. Mount, moves 5 to His Majesty a | • | jority of six. ginal question as | s amended was tl | hen put and carried | Original ques- tion carried. |
| | sum of mone | y for the purpo | oses therein men | tioned." | Agreea | bly to the order | of the day, th | ie House went into | |
| council. | were ordered | by the Speaker | r to carry the sa | vell and Duncombe me up to the Hono- t their concurrence | Mr. Ti | of the whole, on comson was calle cuse resumed. | | • | ply bill. |
| Ale house bill passed. | Agreeal | ly to the order a third time, a | | Ale House License | | iomson reported port was receive | | ended. | |
| Title. | that the bill limited time, Majesty's Re Beer, Ale, C Towns and | be entitled " an Act passe eign, entitled ' ider, and other | An Act to cont ed in the fourth An Act to res Liquors not Sp is Province, an | Ir. Mount, moves inue in force for a a year of His late train the selling of irituous, in certain d to regulate the | Mr. Mr Supply Bill that the fort purpose. Ordere | acnab, seconded be engrossed au y-first rule of thi d. | by Mr. Robins nd read a third s House be disp | on, moves that the time this day, and pensed with for tha | d this day. t |
| Bill sent to Legislative Council. | Which which which which which which which we want which we want we way to be a constructed with the second | was carried, an ordered by the le the Legislat | d Messieurs So Speaker to ca | licitor General and irry the same up to d to request their | solved, That the Lieutena Settlement d sons and dat | t an humble addi int Governor, s uty on lands gr ughters is by th | ress be presented etting forth the anted to U. E. I is House, (and | moves that it be re d to His Excellenc hat the imposing of Loyalists, and thei we believe, by th | y f r Motion for resolution e relative to |
| Commission- ers of customs aurisdiction bill passed. | Agreeal from the Hon to remove do of Customs passed, and y | bly to the orde orable the Leg oubts respecting in this Provin | islative Council, the Jurisdiction ce," was read t Honorable the 1 | the bill sent down entitled "An Act of Commissioners he third time, and Legislative Council | grievance ; dered, that (description of ty's Royal (tedness to H | inasmuch as it h he free grant c of persons, was nunificence tow lis Majesty's Pe | has always here of two bundred intended as a m ards those who rson and Gover | ce) considered as etofore been consi acres to the abov nark of His Majes had shown a devo rnment, during th s, (now the Unite | Loyalists. e - e |
| Parliament building bill read 3rd time. | sum of mon | | the Parliament | the bill granting a Buildings now in | the said Gra imposition o | ints, for a long t I settlement dut | ime, were mad les, accordingly | nment. And farther le previously to th 7 and in accordauc Peter Russell, Esc | e e |
| Bill amended. | that after the and the foll | word "where owing inserted and by virtue of | as" the word " :"the money | r. Burwell, moves by " be expunged, authorised to be | Administeria of December His Majesty Sons and D Bounty of | ng the Governm r, 1798, in whi 's Royal Pleasu aughters, should two hundred ac | ent of this Pr ch it was expr re that the first l continue to re cres each, free | ovince, dated 15t essly declared to b Loyalists, and thei ceive His Majesty from any expens | h e s s |
| Court of ap- peal and ordinance bill postponed for an indefinite term. | order of the from the Ho Court of Ap the Legislati | day for the se- norable the Leg peal; and the vc Council resp and that the fur postponed. | cond reading of gislative Counci bill sent down f occting Ordinan | y, moves that the the bill sent down l, respecting a new rom the Honorable ces of Quebec, be on of those bills be | requiring se there is not vorable situ Council imp tinction bety His conside Gracious int | ttlement duty of the same oppor ations as there bosing settlemen veen His Majes ration and boun ention. And fun | those persons tunity to obtain was previously t duties—create ty's Subjects, ty, and contrar ther;—in conse | to this House that at this time, whe n locations in as fa y to the Orders i es an inviduous dis equally entitled y to His Majesty equence of requirin evented from apply | n n 5 |
| Parliament building bill | . The bil | l granting a su | um of money fo was passed and | r the completion of signed. | ing for and lots to be o | obtaining their ptained by the p | U. E. Rights for resent arrangement | or themselves, as the nent are not, on a would cost individu | ie. |
| Title. | | "An Act to p | | moves that the bill completion of the | als to perfor the regulation | rm the settlemen on on single lo | t duty, accordings : and therefore | ore said Rights as into the hands | of re |
| Bill sent to Council | Which ordered by t | was carried, and he Speaker to | carry the same u | on and Macnab were up to the Honorable their concurrence | land specula who can ob vantageous whole depen | itors, who make tain the perform terms than sin ids on the affid | a job of the ance of the du gle individuals avit of two pe | whole concern, an ity on far more a , inasmuch as the rsons, who may h | id d-j ie pe ^s |
| Petition of James Lafferty and others read. | Lafferty, an East Flamb the petition | d fifty four othe orough, in the | ers, inhabitants Gore District, j s, and others, in | e petition of James of the Township of oraying the same as habitants of Vaugh- | consequentl Excellency consideration away with the Loyalists a | y interested,—a will be gracious on, and use his he settlement du nd their sons au | nd therefore hu ly pleased to t endeavours to ities, so far as id daughters to | erform the duty, and mbly pray that H take the matter in procure the doin to enable the U. 1 o obtain their U. 1 | is to E. E. |
| Motion for referring the petition of James Laffer- ty. | tion of Jame to a Select papers, and | es Lafferty, an Committee, wi leave to report | d others, of W ith power to se thereon, and th | moves that the peti- aterloo, be referred and for persons and at Messieurs Lyons, | services in House be d On wl | lieu thereof; an ispensed with so iich the House c | d that the thirty far as relates t | uties, or any oth y-second rule of th o the same. yeas and nays we | is re House divid |
| | In ame | ndment, Mr. I | | led by Mr. Burwell, | | | S—Messieurs, | | on resolution |
| Amendment. | be expunge James Lafie | d, and the follo erty, and other | wing inserted, s, be referred t | the original motion "that the petition of the Committee, to | Didurall | | Norton, Perry, | Shaver, VanKoughne | |
| House divides on amend- ment ₁ | whom was i • On wh taken as fo | ich the House o llows : | livided, and the | ole of Vaughan. yeas and nays were | Comphall | Ingersoll, Lyons, McCall, | 😙 Randal, 🔌 | Werden, White—18. | -77 Yeas 18. |
| | د. میر در میرود | YEA | S.—Messieurs, McMartin, | | 27년 1819년 전 1814년 27년 1814년 19 | NA Y | S-Messieurs. | | |

 NAYS-Messieurs.

 Atty. General, Crooks, Berczy,
 McMartin, Elliott, Berczy,
 Samson, McMartin, Magon, Sol. General, Boulton, Brown, Ingersoll, Burwell, Chisholm,
 Nagon, McMartin, Momt, Boulton, Mount, Burwell, Chisholm,
 Magon, Momt, Mount, Burwell, Chisholm,
 Nagon, Mount, Werden, W.Wilson-21
 Nagon, Brown, McMartin, McMartin,
 Thomson, Magon, Magon, Mount, Mou

Lost by Spea-The question was decided in the negative by the casting ker. vote of the Speaker.

> The Master in Chancery brought down from the Honorable the Legislative Council a message, which was read as follows :--

MR. SPEAKER,

The Legislative Council request a conference with the Commons' House of Assembly on the subject matter of the bill sent up to this House, entitled "An Act for affording re-Council on war lief to the sufferers during the late war with the United States of America," and have appointed the Honorable Messieurs Clark and Dixon to be the Conferees on the part of this House, who will be ready to meet a Committee on the part of the Com-Legislative Council, this day, at four of the clock, P. M., for that purpose.

JOHN B. ROBINSON,

SPEAKER.

Legislative Council Chamber,) 24th January, 1832.

Mr. Solicitor General, seconded by Mr. Berczy, moves that the request of the Honorable the Legislative Council, for a conference on the subject of the bill entitled "An Act to afford relief to the sufferers during the late war with the United States of America," be acceded to, and that Messieurs J. Will-son, Ingersoll, W. Wilson and Burwell, be Conferees on the part of this House.

Which was carried, and Messieurs Burwell and Duncombe were ordered by the Speaker to carry up the Message.

Agreeably to the order of the day, the bill from the Honorable the Legislative Council, entitled "An Act to dispense with the necessity of taking certain oaths and making certain declarations, in the cases therein mentioned, and also tests in certain to render it unnecessary to receive the Sacrament of the Lord's cases read 2ad Supper as a qualification for Offices, or for other temporal purposes," was read a second time, and referred to a Committee of the whole House.

Mr. Warren was called to the chair.

The House resumed.

- Mr. Warren reported the bill as amended.
- The report was received.

Mr. Attorney General, seconded by Mr. Warren, moves that the amendments to the bill be engrossed and read a third time this day, and that the forty-first rule be dispensed with for that purpose.

Ordered.

Agreeably to the order of the day, the bill from the transportation Honorable the Legislative Council, entitled "An Act to authorise the transporting of offenders," was read the second time, and referred to a Committee of the whole House.

Mr. Robinson was called to the chair.

The Speaker resumed the Chair to receive a message.

The Speaker left the Chair.

The Chairman resumed the Chair of Committee.

The House resumed to receive a message

Mr. Acting Secretary McMahon brought down from His Excellency the Lieutenant Governor, a Message, which the Speaker read as follows :---

J. COLBORNE.

The Lieutenant Governor acquaints the House of Assembly, that he has a few hours since received from His Majesty's Government certain information respecting the Clergy Reserves, and that he will communicate it to the House early to-morrow.

Government House, Tuesday, 24th January, 1832.

The Speaker left the chair.

The Chairman resumed the Chair of Committee.

The House resumed.

Mr. Robinson reported that the Committee had risen.

On the question for receiving the Report, the House divided, and the yeas and nays were taken as follows:

| YEA | S-A | Lessicurs, |
|-----|-----|------------|
| | ~ | |

| | | | 11200000000 | 1 | - 7 |
|----------|--|---|---|---|-----|
| Yeas 18. | Bidwell, Boulton, Campbell, Chisholm, Clark. | Cook, Howard, Ketchum, Lyons, McCall, | Perry, Randal, Roblin, Shaver, | Thomson, White, J. Willson, W. Wilson—18 | |
| | O Machig | | | | · ` |

| NAYS | -Messicurs, |
|------|-------------|
|------|-------------|

Atty. General, A. McDonald, Norton, Sol. General, VanKoughnett, ^{Nays 14.} McMartin, Crooks, Robinson, A. Fraser, Macnab, Warren-14. Samson, Ingersoll, Morris,

The question was carried in the affirmative by a majority of four, and the report was received.

The Speaker reported that the Master in Chancery had Message from brought down from the Honorable the Legislative Council, a Council, message, which was read as follows :---

MR. SPEAKER,

The Legislative Council have passed the Shop and Joneo from the Commons' House of Assemmons' House of Assembly in the Committee Room of the Bill sent up to this House from the Commons' House of Assem-license bill bly, entitled, "An Act to impose an additional duty on licenses passed by to vend wines, brandy, and spirituous liquors :" Also the bill Legislative connecil, and entitled "An Act to authorise a loan to the President, Directors Cobourg Harand Company of the Cobourg Harbor," without amendment. bor loan bill.

JOHN B. ROBINSON,

SPEAKER.

Legislative Council Chamber, ? 24th day of January, 1832.

Mr. Morris, seconded by Mr. McMartin, moves that the Motion for 2nd resolution of this House, of the 20th inst. be dispensed with so Bathurst refar as relates to the second reading of the Lanark and Carleton presentation Representation Bill, and that it be now read a second time.

On which the House divided, and the yeas and nays were House divides. taken as follows:

| | YEAS- | -Messieurs, | | |
|---|--|---|--|----------|
| Atty. General, Berczy, Brown, Burwell, Chisholm, Crooks, | Duncombe, A. Frascr, Jarvis, D. McDonald, McMartin, Macnab, | Magon, Morris, Mount, Robinson, Samson, | Sol. General, Thomson, VanKoughnett, Warren, White—22. | Yess 22. |
| | NAYS | –Messieurs, | $\gamma = - N_{\rm eff}$ | e la |
| Bidwell, Buell, Campbell, | Cook, Howard, Ketchum, | Lyons, McCall, Norton, | Perry, Randal, Shaver,—13. | Nays 13. |

Clark,

The question was carried in the affirmative by a majority Bill read a 2nd of nine, and the Bill was read a second time, and referred to a time and com-Committee of the whole House.

Mr. McMartin was called to the chair.

The House resumed.

Mr. McMartin reported the Bill without amendment.

The report was received.

Mr. Morris, seconded by Mr. McMartin, moves that the forty-first rule of this House be dispensed with so far as relates to the bill, and that it be engrossed and read a third time this day.

House divides On which the House divided, and the yeas and nays were on 3rd reading taken as follows : to-day.

YEAS.—Messieurs,

| Atty. General, Berczy, Brown, Burwell, Chisholm, Clark, Crooks, | Elliott, A. Fraser, | Macnab, Maqon, Morris, Mount, Randal, Robinson, | Samson, Shade, Sol. General, Thomson, VanKoughnett, Werden—26. | Ycas 26. |
|---|-------------------------------|--|---|----------|
| | NAYS | -Messieurs, | · · · | |
| Bidwell, Buell, Cook, | Howard, Ketchum, Lyons, | McCall, Norton, Perry, | Shaver, White—11. | Navs 11. |

The question was carried in the affirmative by a majority of fifteen, and ordered accordingly.

Agreeably to the order of the day, the Supply Bill was read a third time.

On the question for passing the same, the House divided, House divides, and the yeas and nays were taken as follows : supply bill.

| | YEAS.—Messicurs, | |
|-----------|----------------------|--|
| Berzcy, | Elliott, Macnab, | Samson, |
| Brown, | A. Fraser, Macon, | Shade, Sh |
| Buell, | Jones, Morris, | Thomson, |
| Burwell, | Ketchum, Mount, | VanKoughnett, Yeas 25. |
| Chisholm, | D. McDonald, Randal, | Werden, |
| Clark, | McMartin, Robinson, | White, |
| Crooks, | | |

Request of Legislative Council acceded to.

Conference

loss bill.

requested by

Bill from Legislative Council to dispense with oaths and time and comnutted.

Third reading to day.

Bill amended.

Offenders bill read 2nd time and committed.

Message from Lieutenant

Governor.

Message Clergy reserves.

Committee

reported to

have risen.

divides.

On receiving report House

. . .

| | 1 | NAYS | —Mcssieurs, | | The question was carried in the affirmative by a majority Bill rend 2n time and co |
|---|---|---|---|---|---|
| ays 10. | Bidwell, Campbell, | Howard, Jarvis, | McCall, Norton, | Perry, Shaver,—10. | of fifteen, and the bill was read a second time and referred to a mitted. Committee of the whole House. |
| | Cook, | Lyons, | 110/10/1 | Shaver,—10. | Mr. Magon was called to the chair. |
| | The que | stion was carri | ed in the affirm | ative by a majority | The House resumed. |
| passed. | of fifteen and | the Bill was si | gned. | , | Mr. Magon reported the Bill as amended. |
| e. | be entitled, " | An Act grantin | ng to His Majes | moves that the bill ty a sum of money l the administration | The report was received, and the Bill was ordered to be to-morrow. engrossed and read a third time to-morrow. |
| | | his Province." | | The administration | Agreeably to the order of the day, the rider to the Bath- |
| sent to | | | | b and Berczy were | Dr. Drawie and J. J. Dr. Chillin and the |
| islative mcil. | | | | p to the Honorable their concurrence | |
| endments vill to dis- | | | | amendments made Legislative Coun- | |
| nse with ths and its in cer- in cuses read | cil, entitled, ' certain oaths : | An Act to dis and making cer | spense with the rtain declaration | necessity of taking is in the cases there- ry to receive the Sa- | were ordered by the Speaker to carry the same up to the Legislative Honorable the Legislative Council, and to request their con- |
| time. | crament of th for other temp | e Lord's Supp ooral purposes, | oer as a qualific ," were read a t | ation for offices, or hird time. | Mr. Warren, seconded by Mr. Clark, moves that the bill foll bill rea on the order of the day, relative to the Welland Canal Com- committed. |
| | | he words "the | | Ir. Berczy, moves " in the title of the | |
| l as amend- passed and | | | | ended was passed. | Which was carried, and the bill was read a second time |
| t to Legis- | the Speaker t | o carry the bill | , as amended, u | y were ordered by p to the Honorable | Mr. Ingersoll was called to the chair. |
| · : | thereto. | ve Counch, | and to reques | t their concurrence | The House resumed. Bill reported |
| hurst re- | Agrecab | ly to the order | of the day, th | e Bathurst Repre- | Mr. Ingersoll reported the bill without amendment. |
| passed. ion for the wing as a | Mr. Mo | | by Mr. Samson, | moves that the fol- | On the question for receiving the report the House divided, On receiving the report the House divided, on receiving the yeas and nays were taken as follows: |
| r to the | | and the second second | rider to the bill ad by the author | rity aforesaid, That | VEAC ACTAG |
| | after the pass Governor, Li Government one Member Members now Licutenant G issues Writs 1 | ing of this Act cutenant Gove of this Provinc for each of the serving, in the overnor, or pe or the return of | , it shall and m rnor, or person ce, to issue Wr said Counties he same manne rson administer | ay be lawful for the administering the its for the return of in addition to the or as the Governor ing the Government cases of a genera | Atty. General, Clark, Magon, Samson, Berczy, Duncombe, Morris, Sol. General, Boulton, Ingersoll, Mount, Warren, Yeas 19. Burwell, Jarvis, Randal, W. Wilson-19 Chisholm, Ketchum, Robinson, |
| ise divides | 、 ・ | . - | | yeas and nays were | Bidwell, Howard, D. McDonald, Shade, |
| rider. | taken as follo | | S—Messieurs. | | Cook, Jones, Norton, Shaver, Nays 16. Crooks, Lyons, Perry, Thomson, Elliott, A. McDonald, Roblin, VanKoughnett, |
| as 22. | Brown, Burwell, Chisholm, Crooks, Duncombe, | A. Fraser, Jarvis, Jones, D. McDona McMartin, | Maçon, Morris, Mount, Ild, Robinson, Samson, | Shade, Sol. General, Thomson, VanKoughnett Werden, -22. | 16. The question was carried in the affirmative by a majority Third rea |
| | Elliott, | Macnab, | | | Mr. W. Wilson, seconded by Mr. Clark, moves that the Patterson |
| | | NAY | S—Messicurs, | | time, and that the rule of this House be dispensed with, so far bill read 2 |
| | Berczy, | | Lyons, | Randal, | as relates to the same. |
| ys 14. | Bidwell, Buell, Campbell, | Cook, Howard, Ketchum, | Norton, Perry, | Shaver, White—14. | Which was carried, and the bill was read a second time and referred to a Committee of the whole House. |
| | The que | estion was carr | ied in the affirm | ative, by a majority | Mr. Mount was called to the chair. |
| rd read- o-day. | of eight, and third time th | the rider was | ordered to be e | ngrossed, and read a | A The House resumed. Mr. Mount reported the bill without amendment. |
| tion for 2n ding Port rwell Har- | Bill for for | ning a Joint 🕯 | Stock Company | oll, moves that they for constructing | a engrossed and read a third time to-morrow. |
| bill. | the rule of t with in so far | his House, of t as relates to t | the twentieth i he said bill. | econd time, and than nstant, be dispensed | that part of the order of the day which relates to the bill to the felling prevent the felling of trees in the River Thames and Bear Trees in |
| ouse divide | s. On whi taken as foll | ows : | | yeas and nays wer | that the rule of this House be dispensed with for that purpose. Creek re 2nd time |
| | | YEA | S.—Messicurs, | and the second and the second | Which was carried, and the bill was read a second time, committee and referred to a Committee of the whole House. |
| eas 25. | Atty. Genera Boulton, Burwell, | l, A. Fraser, Ingersoll, Jones, | Macnab, Morris, Mount, | Shade, Sol. General, Warren, | Mr. Jarvis was called to the chair. The House resumed. |

Yeas 25.

12

S.A.

Nays 10.

Chisholm, Ketchum, Crooks, McCall,

Duncombe, McMartin,

G`g`

Crooks,

Elliott,

r Sty Berczy,

Bidwell,

Buell,

Randal,

Robinson;

Samson,

-Messieurs,

NAYS-

Cook,

Campbell, Lyons,

Howard,

Perry, White,

Werden.

Shaver,

J. Willson,

W. Wilson-25,

Mr. Jarvis reported that the Committee had risen. The report was received.

Mr. Perry, seconded by Mr. Shaver, moves for leave to Gore of bring in a bill to confirm a Survey of the Concession lines Fredericks across a gore of land laying between the Townships of Er-bill read. nest Town and Fredericksburgh, and also to provide for the 10. Surveying of the side lines of the several Lots in said gore.

Which was granted and bill read.

Mr. Perry, seconded by Mr. Howard, moves that the bill Motion for be now read a second time, and that the forty-first rule of this 2nd reading. House he dispensed with, so far as relates to the same.

In amendment, Mr. Jarvis, seconded by Mr. Burwell, moves Ameudment. that after the word "moves" in the original motion, the whole be expunged and the following inserted : " that the bill be read a second time this day three months.

Which was carried.

On the original question, as amended, being put, the House divides on question as House divided, and the yeas and nays were taken as follows : amended.

YEAS—Messicurs,

| Yeus 15. | Atty. General, Berczy, Brown, Burwell, | Chisholm, Crooks, Jarvis, Magon, | Morris, Mount, Robinson, Samson, | Shade, VanKoughnett, W. Wilson15 |
|----------|---|---|---|--|
| | | NAYS | S—Messicurs, | |
| | Bidwell, | Howard, | Norton, | Shaver, |

Sol. General, McCall. Campbell, Perry. Nays 12. Thomson, 12. A. McDonald, Roblin, Cook,

The question was carried in the affirmative by a majority Question carried. of three, and ordered accordingly.

Mr. Jarvis, seconded by Mr. Robinson, moves to take Motion for 2nd up that part of the order of the day, respecting the establishreading York new market ment of a second Market in the Town of York, and that the rule bill. of this House be dispensed with, so far as respects the bill for that purpose.

On Which the House divided, and the yeas and nays House divides. were taken as follows:

YEAS-Messicurs,

| Yens S. | Atty. General, Chisholm, | Cook, Jarvis, | Morris, Perry, | Robinson, Samson,—8 |
|----------|--|--|--|---|
| | | NAYS | –Messieurs, | T |
| Nays 15. | Berczy, Bidwell, Burwell, Campbell, | Howard, McCall, A. McDonald, Magon, | Mount, Norton, Roblin, Shade, | Shaver, Sol. General, Thomson—15. |

The question was decided in the negative, by a majority Question lost. of seven.

Present, Messieurs Attorney General, Berczy, Brown, Burwell, Campbell, Chisholm, Cook, Howard, Jarvis, McCall, No quorum. Magon, Morris, Mount, Norton, Perry, Robinson, Roblin, Samson, Shade, Shaver, and Thomson-21.

> At half past eleven, P. M. the Speaker declared the House adjourned for want of a quorum.

> > WEDNESDAY, 25th JANUARY, 1832.

THE House met.

passed.

Title.

Council.

3rd time.

The minutes of yesterday were read.

Agreeably to the order of the day, the bill authorising a Port Burwell Joint Stock Company, for the erection of a Harbor at Port Harbor bill Burwell, on Lake Erie, was read the third time and passed.

> Mr. Mount, seconded by Mr. Ingersoll, moves that the bill be entitled, "An Act to Incorporate a Joint Stock Company, under the style and title of the Presidents, Directors and Company of the Port Burwell Harbor."

Which was carried, and Messieurs Mount and Ingersoll Bill sent to were ordered by the Speaker, to carry the same up to the Honorable the Legislative Council, and to request their con-Legislative currence thereto.

Agreeably to the order of the day, the bill for authorising Welland Canal the Wellaud Canal Company to collect Tolls, at the Cut at toll bill read the Mouth of the River Welland, was read the third time

On the question for passing the bill, Mr. Shade, seconded Motion for commitment in by Mr. Roblin, moves in amendment, that the bill do not now three months. pass, but be committed to a Committee of the whole House this day three months.

On which the House divided, and the yeas and nays were House divides. taken as follows:

YEAS-Messieurs.

| Yeas 19. | Bidwell, Buell, Campbell, Chisholm, Cook. | Elliott, Howard, Jones, Lyons, McCall, | A. McDonald, Roblin, D. McDonald, Shade, Macnab, Shaver, Morris, Thomson—19. Norton, | |
|----------|---|--|--|--|
| | 0006, | muuan, | 11011011, | |

NAYS.—Messicurs,

| Atty. General, | Ingersoll, | Mount. | VanKoughnett, | Nays 17. |
|----------------|------------|-----------|---------------|----------|
| Boulton, | Ketchum, | Randal, | Warren, | |
| Burwell, | McMartin, | Robinson, | Werden, | |
| Clark, | Magon, | Samson, | W. Wilson—17 | |
| Duncombe, | | | | |

The question of amendment was carried in the affirmative, Amendment by a majority of two, and ordered accordingly. carried.

Agreeably to the order of the day, the bill Incorporating Port Dover a Joint Stock Company, for the purpose of erecting a Harbor bill passed. at Port Dover, on Lake Erie, was read a third time, and passed.

M. W. Wilson, seconded by Mr. Clark, moves that the Title. bill be entitled, "An Act Incorporating a Joint Stock Company, under the style and title of the President Directors and Company of the Port Dover Harbor.

Which was carried, and Messieurs W. Wilson and Clark Bill sent to were ordered by the Speaker to carry the same up to the Council. Honorable the Legislative Council, and to request their concurrence thereto.

Mr. Clark, from the Select Committee, to which was re- Committee on ferred the petition of David Thomson, and others, Inhabitants David Thompof the District of Niagara, presented a report which was re- son and others report. ceived and read.

To the Honorable the Commons' House of Assembly.

The Committee to whom was referred the petition of David Thomson, and others, of the District of Niagara, on the subject of building a new Jail and Court House, in a more central, eligible, and convenient situation, in the said District.

Most respectfully beg leave to report-

Report on the etition of

Address read

twice.

That Your Committee have not had opportunity to hear David Thompevidence to prove the necessity for removing the Gaol and.son and others. Court flouse of the District from the Town of Niagara, to a more suitable place in said District, but from the personal knowledge which your Committee have of the complaints made by the mass of the population respecting the great inconvenience to which they are subjected, from having the County Town placed at an extreme point of the District, they feel disposed to recommend the prayer of the petition to the favorable consideration of Your Honorable House.

All which is respectfully submitted.

JOHN CLARK, CHAIRMAN.

Committee Room, House of Assembly, January 24th, 1832.

Mr. Bidwell, from the Select Committee, to which were Committee on referred the petition of James Forshee, and others, and other the petition of petitions on the same subject, presented a report, which was James Forshee and others received and read. report.

(Report-see Appendix.)

Mr. Duncombe, from the Select Committee, to which was Committee on referred the petition of Wm. Bergin, and others, on the subject the petition of of the Post Office Department, in this Province, informed the Wn. Bergin House that the Committee had agreed to a report, to the draft reports, report of a bill, and to an address to His Majesty, all of which he bill and a dress to His was ready to submit for the adoption of the House, whenever majesty. the House would be pleased to receive the same.

The Documents reported were received, and the report was read. í. : ۰.,

(Report-see Appendix.)

The Address to His Majesty reported, was read-twice.

Mr. Duncombe, seconded by Mr. Ketchum, moves that Address to His the address to His Majesty upon the subject of the Post Office Majesty to be Department, be referred to the Committee of the whole House committed tothis day.

Ordered.

The bill for regulating the Post Office Department, was Post office bill read a first time, and ordered for a second reading to-morrow. read.

Mr. Boulton, seconded by Mr. Berczy, moves that five Report on a hundred copies of the report of the Committee on the Post Post office de-Office Department, together with the bill and address on the partment to be printed. same subject, be printed.

Ordered.

1. . .

Mr. John Willson, from Committee of Conference with the Honorable the Legislative Council, on the bill sent up Report of Committee of from this House, entitled, "An Act for affording relief to the conference on sufferers during the late war with the United States of Ame- war loss bill. rica," reported as follows:

with the House of Assembly upon the bill entitled, "An Act for affording relief to the sufferers during the late war with the United States of America," for the purpose of communicating the difficulties, which at present weigh with the Legislative Council, against the passing of the bill in its present form.

The Legislative Council having several times concurred with the House of Assembly in passing Acts for the purpose of relieving these claimants, who have so long been expectants upon the bounty of the Province, have regretted exceedingly to find that hitherto these measures have been ineffectual for affording the intended relief, and have failed to realize the expectation which they must doubtless have contributed to excite. After these repeated efforts, and after so protracted a delay, it appears to the Legislative Council, that the honor of the Legislature is concerned in providing that this new measure shall not add to the disappointments which the Claimants have endured; but shall certainly and fully acquit the Province of an obligation which it must be considered to have incurred when the Legislature passed the first ineffectual Act for the remuneration of the sufferers.

Under this conviction, the Legislative Council can not bring themselves to concur in a measure which they are persuaded would prove as abortive as either of the preceedingand to which in their judgments the following objections present themselves :

1st. It appears by the bill itself, that it is considered doubtful whether disinterested persons can be found who will advance money at five per cent, upon the security of the taxes pledged by this bill-and it is therefore provided, that if the claimants themselves shall agree to take debentures to be issued under this Act, in payment of their claims they must take them at par, thereby setting before them the possible alternative of receiving nothing, or of taking at their apparent value debentures, which may in reality be of much less worth.

If under the pressure of such an exigency, the claimants should be induced to accept of their expected recompense in a depreciated paper, the Council apprehends that such a method of satisfying a long acknowledged claim, would not comport with the feelings of either branch of the Legislature, and they are very doubtful whether the British Government would regard it as a sufficient compliance with the condition which has been often repeated, and whether they would consent to make the payment, which, for want of our fulfilment of this condition, has been so long suspended.

Report of

Committee of

conference on war loss bill.

> 2nd. The Council from the best information they can obtain, do not believe that the duties provided for by this bill, would at the present time pay even the interest of the required loan, and they apprehend that such duties are subject to much uncertainty, both as to their continuance and their productiveness, to say nothing of the doubts which may be thought to lie against the legality of some of them. It seems to be a difficulty in the way of any security to be offered to individuals upon these duties, that they are all of them imposed upon articles of foreign trade, in respect to which the Imperial Parliament reserves to itself an over-ruling control, necessary for the regulation of Commerce; from whence it unavoidably follows that, this Legislature can afford no absolute assurance that they will be allowed to continue for any given time-with respect to the duty upon live Stock, the Council can feel no certainty that the imposition of a considerable duty may not lead to such a change in the trade as will produce little revenue on this head, by inducing the people of the United States to export chiefly to this Province salted meat, instead, which is admissable free of duty.

> The Legislative Council are aware that the article of salt yields at present a considerable revenue, but the completion of the Rideau Canal may very materially diminish the amount of this duty, by facilitating the importation of Salt from England, and the Council cannot but feel, that in holding out the duties specified in this bill, as the only resource for repaying a loan exceeding fifty thousand pounds, sterling, the Legislature are incurring the risque of subjecting the claimants further disappointment, or (what is even less desirable,) of involving other persons in difficulty, by leading them to advance money upon public securities, which may prove inadequate.

> If this latter consequence should follow, the Legislature could not, without reproach, refuse to provide an ultimate indemnity to the public creditor, because the debt would remain, although the means from which it was intended to discharge it might fail.

> There would seem theretore, to be no reason why that ultimate responsibility should not be expressly and at once incurred, by pledging the public Revenue generally to make good any deficiency.

"The Legislative Council have requested this conference would sufficiently secure the lender of the money, they would equally secure the Government from embarrassment, if the bill should be passed in the terms suggested, and in the mean time the claimants would be paid, and the Legislature would, as to them, be honorably and finally acquitted from the obligation they have assumed. Taking it, then, for granted that the House of Assembly feels such a confidence in the sufficiency of these duties, as they must of course feel, before they would offer them to third persons as an adequate security for monies to be advanced, the Council earnestly hopes that no objection will be found to the passing of a bill which shall be independant of any contingency.

> If the Legislative Council had concurred in the general principles of the bill, as it now stands, they would nevertheless have felt difficulty in respect to some of its details.

> The form of the Debenture, should, in their opinion, be such (if this bill were to be adopted), as would more explicitly warn the first holder, and all future Assignees, that the public credit was not pledged for the payment, in case the specified duties should prove insufficient.

> And the Legislative Council do not, at present, think that they could concur in the provision which will give to every claimant who may have assigned his claim upon a valuable consideration, (though at a discount) the means of rescinding a bargain that may have been made in good faith, while at the same time he would not be compelled to refund to the purchaser the money which he may have received and spent."

Mr. Acting Secretarý MacMahon brought down from His Message from Excellency, the Licutenant Governor, a message, which was His Excellen-cy. read as follows:

J. COLBORNE,

The Lieutenant Governor has received His Majesty's Communica-Commands to make the following communication to the House tion on the of Assembly, in reference to the lands, which in pursuance of subject of Clergy rethe Constitutional Act of this Province, have been set apart for serves. the support and maintenance of a Protestant Clergy.

The representations which have at different times been made to His Majesty, and His Royal Predecessors, of the prejudice sustained by His faithful subjects in this Province, from the appropriation of the Clergy Reserves, have engaged His Majesty's most attentive consideration.

His Majesty has with no less anxiety, considered how far such an appropriation of Territory is conducive either to the temporal welfare of the Ministers of Religion in this Province, or to their Spiritual influence. Bound no less by his personal feelings than by the Sacred obligations of that Station to which Providence has called him, to watch over the interests of all the Protestant Churches within His Dominions-His Majesty could never consent to abandon those interests with a view to any objects of temporary and apparent expediency.

It has, therefore, been with peculiar satisfaction, that in the result of his enquiries into this subject, His Majesty has found, that the changes sought for by so large a proportion of the inhabitants of this Province, may be carried into effect without sacrificing the just claims of the Established Churches The waste lands which have been of England and Scotland. set apart as a provision for the Clergy of those Venerable Bodies have hitherto yielded no disposable Revenue. The period at which they might reasonably be expected to become more productive, is still remote.

His Majesty has solid grounds for entertaining the hope that before the arrival of that period, it may be found practicable to afford the Clergy of those Churches such a reasonable and moderate provision as may be necessary for enabling them properly to discharge their Sacred functions.

His Majesty, therefore, invites the House of Assembly of Upper Canada to consider how the powers given to the Provincial Legislature, by the Constitutional Act, to vary or repeat this part of its provisions, can be called into exercise most advantageously for the spiritual and temporal interests of His Majesty's faithful subje

Government House,

25th January, 1832.

Mr. John Willson, seconded by Mr. Attorney General, War sufferers moves for leave to bring in a bill to provide for the further re- relief bill read. lief of those persons who have sustained losses during the late war with the United States of America, or the representatives of claimants who have died-and that the thirty-second rule of this House be dispensed with so far as relates to the said bill.

Which was granted and the bill read.

Mr. Macnab, seconded by Mr. J. Willson, moves that the Motion for 2nd war losses bill be read a second time this day, and that the for- reading we If the dutics proposed to be appropriated by this bill ty-first rule of this House be dispensed with for that purpose. bill

sufferers relief

On which the House divided and the yeas and nays were House divides. taken as follows:

Shade, McCall, Atty. General, Crooks, Boulton, Duncombe, Macnab, Thomson, Warren, Brown, Elliott, Magon, Yeas 21. J. Willson, Burwell, Ingersoll, Mount, W. Wilson-21 Chisholm, Jarvis, Randal, Clark,

NAYS.—Messieurs,

YEAS.—Messieurs,

| Nays 17. | Berczy, Bidwell, Buell, Campbell, Howard, | Jones, Ketchum, Lyons, A. McDonald, | McMartin, Morris, Norton, Robinson, | Roblin, Samson, Van Koughnett, Werden—17 |
|----------|---|--|--|---|
|----------|---|--|--|---|

The question was carried in the affirmative by a majority Bill read 2nd of four, and the Bill was read a second time, and referred to a time and committed. Committee of the whole House.

Mr. Mount was called to the chair.

The House resumed the Black Rod being at the door.

The Clerk to the Honorable the Legislative Council communicated to the Speaker, that the Master in Chancery having been suddenly taken ill, he was ordered by that Honorable House to bring down a message, and having delivered the same at the Clerk's table, he withdrew.

The Speaker read the message as follows :---

MR. SPEAKER,

The Legislative Council desire a conference with the Conference Commons' House of Assembly, on the subject of the bill sent up to this House entitled, "An Act to provide for the completion of the Parliament Buildings," and have appointed the Honorable Messieurs Wells and Baldwin on the part of this House, who will be ready to meet a Committee on the part of the Commons' House of Assembly, this day, at four of the clock, P. M. in the Committee Room of the Legislative Council, for that purpose.

JOHN B. ROBINSON,

SPEAKER.

Legislative Council Chamber, 25th day of January, 1832. 5

Mr. Solicitor General, seconded by Mr. Brown, moves that the request of the Honorable the Legislative Council for on Parliament a conference be concurred in, and that Messieurs Berczy, Boulton, Robinson and Macnab, be Conferees on the part of this House.

> Which was carried, and Messrs. Macnab and W. Wilson were ordered by the Speaker to carry up the message.

The Speaker left the chair.

The Chairman resumed the Chair of the Committee.

The House resumed, the Black Rod being at the door.

The Clerk to the Honorable the Legislative Council, brought down from that Honorable House, a message which was read as follows:

MR. SPEAKER,

The Legislative Council request a conference with the Commons' House of Assembly on the subject matter of the the Legislative bill sent up to this House, cutitled "An Act to remunerate the Arbitrator therein referred to, for certain services rendered by him," and have appointed the Honorable Messrs. Baby and Dixon to be the Conferees on the part of this House, who will be ready to meet a Committee of the Commons' House of Assembly, this afternoon, at half past four of the clock, P.M. for that purpose.

JOHN B. ROBINSON,

SPEAKER.

Legislative Council Chamber, 25th day of January, 1832.

Mr. Solicitor General, seconded by Mr. Burwell, moves that the request of the Honorable the Legislative Council, for conference aca conference, be acceded to, and that Messieurs Morris, Ingersoll, Samson and Jones, be Conferees on the part of this House.

> Which was carried, and Messieurs Boulton and Samson were ordered by the Speaker to carry up the Message.

The Speaker left the chair.

The Chairman resumed the Chair of the Committee.

The House resumed.

Mr. Mount reported that the Committee had risen. On the question for receiving the Report, the House divided, and the yeas and nays were taken as follows:

YEAS-Messieurs,

port Committce risen. House divides on receiving report.

Committee

Chairman re-

| Berczy, Bidwell, Buell, Campbell, Cook, | Howard, Jones, Ketchum, Lyons, A. McDonald, | D. McDonald, Morris, Norton, Robinson, Roblin, | Samson, Shaver, VanKoughnett, Werden—19. | Yeas 19. |
|---|---|--|---|----------|
|---|---|--|---|----------|

NAYS.—Messieurs,

| Atty. General, Boulton, | Crooks, Duncombe, | McCall, Macnab, | Sol. General, Thomson, | |
|----------------------------|----------------------|--------------------|---------------------------|----------|
| Brown, | Elliott, | Maqon, | Warren, | Nays 21. |
| Burwell, | Ingersoll, | Mount, | J. Willson, | |
| Chisholm, | Jarvis, | Randal, | W. Wilson-21 | |
| Clark, | | | | |

The question was decided in the negative by a majority of two, and the report was not received.

The Speaker left the chair.

The Chairman resumed the Chair of the Committee.

again. The House resumed.

Mr. Mount reported progress and obtained leave to sit Progress. again to-morrow.

Mr. Attorney General, seconded by Mr. J. Willson, moves

for leave to bring in a bill to re-vest in His Majesty, the lands Bill to revest set apart, in this Province, for the support of a Protestant the Clergy re-Clergy in this Province, discharged of all trusts whatsoever, Majesty for that purpose, and that the thirty-second rule of this House brought in and read. be dispensed with for that purpose.

Which was granted and the bill read.

Mr. Attorney General, seconded by Mr. Bidwell, moves Motion for that the bill be read a second time to-morrow, and that it be 2nd reading the first item on the order of the day. to-morrow.

In amendment, Mr. Morris, seconded by Mr. Samson, In amendment moves that the whole of the original motion after the word that the bill be "moves" be expunged, and the following inserted : "that five printed. hundred copies of the bill, and His Excellency's Message of this day, on the subject of the Clergy Reserves, be printed for the use of Members.

House divides On which the House divided, and the yeas and nays were on amendtaken as follows: ment.

YEAS-Messieurs,

| Berzcy, | Ingersoll, | Magon, | Shade," |
|-----------|------------|-----------|------------------------|
| Boulton, | Jarvis, | Morris, | Shaver, |
| Burwell, | Jones, | Norton, | Sol. General |
| Campbell, | Ketchum, | Randal, | VanKoughnett, Yeas 28. |
| Chisholm, | McCall, | Robinson, | Werden, |
| Duncombe, | McMartin, | Roblin, | J. Willson, |
| Elliott, | Macnab, | Samson, | W.Wilson-28. |

NAYS-Mcssieurs.

Atty. General, Buell, Cook, Lyons, Bidwell, Clark, Howard,

7. Nays 7.

The question was carried in the affirmative by a majority of twenty-one.

Amended

The original question as amended was then put and carried. ried. On the question for the second reading of the Bill, to-mor- House divides row, the House divided, and the yeas and nays were taken as on 2nd read-follows: follows: morrow.

YEAS.—Messicurs,

| Atty. General, Berzcy, Bidwell, Buell, Campbell, Chisholm, Clark, | Duncombe Elliott, Howard, Ingersoll, Jarvis, Ketchum, Lyons, | D. McDonald, Maçon, Morris, Norton,' | Roblin, Samson, Shade, Shaver, Werden, J. Willson, W. Wilson—29 | Yeas 29. |
|---|--|---|---|----------|
| Cook, | • | Froomson, | | |

Messieurs,

Boulton, Jones. Macnab, VanKoughnett, Nays 7. Burwell. McMartin, Sol. General,

SE 7.

The question was carried in the affirmative by a majority of twenty-two, and ordered accordingly.

1.1

requested by Legislative Council on Parliament building bill.

Conference

building bill

acceded to.

Conference

Council on

muneration

request for

Committee on

war.sufferers

ralief bill.

ceded to,

bill.

Arbitrators re-

requested by

Black Rod,

Committee on Contingencies report.

Mr. Elliott, from the Select Committee to which was referred the contingent expenses of the present Session, presented a report which was received and read as follows:

The Committee appointed to examine and report on th contingencies of the present Session, respectfully beg leave to submit the following charges for the consideration of you Honorable House:

| | | | | | | | a subscription of the local division of the |
|-------------|---|---|---|--|--------------------------------------|---|---|
| | | £ | s. | D. | £ | S. | D. |
| | SESSION, 1831. | | | | | | |
| Report on | Short Estimated for Copying Clerks, | | 7 | | | | |
| Contingent | do. for Postage, | 1 i T | 18 | 21/2 | 32 | - | 01 |
| account. | RECESS , 1831. | | | | 52 | 5 | 81 |
| | William P. Patrick, Chief Copying | | | | | | |
| | Clerk, | 162 | 7 | 6 | | | |
| | David Jardine, Copying Clerk, | 89 | | 0 | | | , , |
| • | William Coates, do | 101 | | 0 | | | |
| | Alfred Patrick, do | 106 | | | | | |
| | Thomas Vaux, do | 68 | 0 | 0 | | | |
| | | | | | 526 | 7 | 6 |
| | John Riclly, Office Messenger, for | | | | 00 | | |
| | 210 days, at 3s. 9d John Carey, for Printing Journals, | | | | 39 292 | | 6 5 |
| | Balance due on Stationary from Eng- | | | | 292 | 7 | 9 |
| | land, | | | | 156 | 7 | 14 |
| | | 1 | | | | Ŀ | $-\frac{14}{1}$ |
| | | | | | 1046 | 15 | 23 |
| | LESS. | | | | | | ···*£ |
| | Placed in the hands of the Clerk, | 400 | | 0 | | | |
| | Estimate for Printing Journals, | 350 | | 0 | | | |
| | do. for Stationary, | 150 | 0 | 0 | | | |
| | Resolution of the House for Office | | | | | | |
| | Messenger, | 25 | 0 | 0 | | | |
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| 7 | | | | | 121 | 1 5 | 23 |
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| | William P. Patrick, Chief Copying | | | | | | • |
| • | Clerk, | 87 | 17 | 6 | | | |
| | David Jardine, Copying Clerk, | 53 | | 8 | | | |
| | William Coates, do | | 0 | | | | - |
| | Nicholas Crawford, do | 45 | | | | | |
| | Alfred Patrick, do | 51 | | 8 | | | . |
| ; | Thomas Vaux, do | 52 | 6 | 8 | | | • |
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| | Samuel M'Murray, House Messenger, | 20 | | | | | . ' • |
| | John Doel, Office Messenger, | 12 | 10 | 0 | | | • |
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| ie to | Index to Journal, | 10 | 0 | 0 | | 1 | | · . |
| ır | Vote of the House last Session, | 100 | | | | | к. 1 С | |
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| | Committee Clerk, vote of the House | | | | | | ÷., | |
| . | last Session, | | | 1 | 75 | 0 | 0 | |
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| 3 | Account of Sums paid by the Trea- | | | | | | | |
| | surer of the Home District, in con- | · | | | | <u>.</u> | | |
| | sequence of the House of Assem- | | | | | | | |
| | bly occupying the Court House in 1830-31, and estimated for 1832, | | | 4.1 | 175 | 0 | 0 | |
| | Amount estimated for furnishing the | | | | 110 | V | . Ч | · |
| | Clerk's Office and Room, | | | | 100 | 0 | 0 | · · · · |
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| ; | services of the present Session, | 400 | 0 | 0 |)) · · ·] | | | • • • • |
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| | SERJEANT AT ARMS' ACCOUNT. | 1 | | | | · | | |
| 1 | Deputy Serjeant at Arms, | 50 | 0 | 0 | .' ., | | | • |
| | Door keeper to Commons' House of Assembly, | | | | | | | Report on |
| $\frac{3}{4}$ | John Rielly, Messenger, | 20 40 | 0 | 0 | | | | Contingent ac- counts. |
| | William Allaway, Extra Messenger, | 20 | 0 | | | | | counts |
| | James Bridgland, do. | 20 | 0 | | | | | • |
| | Thomas Hickley, do. | 20 | Ō | | 1 · | | | |
| | John Rielly, per account, | 19 | 17 | | | | | |
| | George Boyde, " | 8 | 16 | 2 | | | | |
| | George Denison, " | 35 | 9 | | | | | |
| | Thomas Hickley, " | 1 | 5 | 0 | · . | | | |
| 3 | Thomas Carfrae, " | 15 | 0 | | | | | |
| | John Columbus, " Church Wardens, " | 27 | 6 | | ll | <i>i</i> . | - 1 | |
| | William Musson, " | 15 | 08 | | | | ê., | a ga g |
| | Wm. Hutchinson, " | Ō | 5 | | | | | |
| | Michael Meighan, " | 27 | 15 | | | | • | |
| | Robert Ford, " | 31 | 7 | 4 | | | | |
| | Charles Roddy, " | | 15 | | [| - | | |
| | William Higgins, " | 7 | 5 | 0 | 1 | | | |
| | John Beikie, Clerk to Land Commis- | | | | <u>}</u> | | | / |
| 1 | sioners, | 5 | 0 | 0 | i , 14 | | | |
| | Hugh Carfrae, door keeper to Land | | | | | ŀ | | 1 |
| | Commissioners, | 5 | 0 | 0 | 0 | 1. | - | • • • |
| | Estimate for furnishing Chamber for | | 1 | <u> </u> | 371 | 10 | $7\frac{1}{2}$ | · · · · · ; |
| | the House of Assembly, Speaker's | . · · | | 1.10 | 1 | ľ | | |
| | Room, and Committee Rooms, | · . | | | 400 | 0 | 0 | |
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Your Committee beg leave to call the attention of your Honorable House, to the great amount of the Postage ;- there are other charges, which together, amounts to a very considerable sum, and which your Committee trust will not, after the next recess, appear in the contingencies of this House :--- such as Office Rent ; Revised Statutes ; charges made by the Treasurer of the Home District, in consequence of the House of Assembly occupying the Court House, in the years 1830, 1831 and 1832; the estimates for furnishing House of Assembly Room, Speaker's Room, Committee Room, Clerks Room, and Office in the new buildings.

Your Committee have made the estimate for Stationary larger than usual, in consequence of the Clerk of your Hon. House having submitted to your Committee, the expediency of providing a larger supply of Stationary for the next year than what has been had for the last, which is found insufficient from increased consumption ; also it being desirable to have a surplus on hand at the close of each Session, in the event of any succeeding year's supply coming to hand late, as was the case last November-that there may be sufficient on hand to prevent the necessity of purchasing an inferior and more expensive article here.

The sum of three hundred and fifty pounds is claimed, in all, by the Reporters, for their services during this Session ; which sum your Committee have declined to place among the above charges, as they consider that the Reporters have not complied with the tenor of the resolution passed by your House respecting them, and, therefore, feel disposed to submit the same to the consideration of your Honorable House.

In consequence of the votes of your Honorable House, last Session, in favor of the Clerk of the House, and Clerk of Committees, your Committee have placed among the above charges the same amount for them respectively, and feel disposed to recommend your Honorable House to confirm by your vote this Session; your Committee have been led to con-

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sider the case of William Coates, one of the Copying Clerks muneration for the services of the said Arbitrator. of your House, who from sickness contracted by close attention to the duties of the office, during many hours each day in a heated stove room, and going home at a late hour through inclement weather, which has caused him to lose a considerable portion of the time of the Session, for which he is not entitled to receive payment. And from his being so long a faithful Servant of the House, Your Committee feel disposed to recommend him to the favorable consideration of Your Honorable House, to make him an allowance equivalent to what he would have had if sickness had not overtaken him.

All which is respectfully submitted.

WILLIAM ELLIOTT,

CHAIRMAN.

Committee Room, House of Assembly, } 25th of January, 1832.

Report on Contingencies referred to Committee of whole.

Prorgess.

row.

Committee of

Parliament

building bill reports.

Report of con-

ference on

Parliament

Mr. Elliott, seconded by Mr. Ingersoll, moves that this House do resolve itself into a Committee of the whole, on tomorrow, on the report of the Select Committee on Contingencies, and that it stand as the first item on the order of the day.

In amendment, Mr. Jarvis, seconded by Mr. Duncombe, moves that after the word " moves" in the original motion, the whole be expunged and the following inserted: " that this House do now resolve itself into a Committee of the whole on the report of the Select Committee on Contingencies of the Legislature.

Which was carried.

The original question as amended was then put and carried, and Mr. Clark was called to the chair.

The House resumed.

Mr. Clark reported progress and obtained leave to sit again to-morrow.

Mr. Elliott, seconded by Mr. Samson, moves that the Committee of Mr. Efficit, seconded by Mr. Samson, moves that the whole on Committee of the whole on the report of the Committee on the tingencies first Contingencies of this House, be the first item on the order of thing to-morthe day to-morrow.

Ordered.

Mr. Macuab, from the Select Committee of Conference matter of the bill entitled, "An Act to provide for the completion of the Parliament buildings," reported as follows:

To the Honorable the Commons' House of Assembly.

The Conferces appointed on the part of this House to meet the Conferees of the Honorable the Legislative Council on the subject of the bill, entitled, "An Act to provide for the completion of the Parliament buildings," beg leave to report, that they proceeded to the Joint Committee Room at the time appointed, where they met the Conferees of the Honorable the Legislative Council, and received from them the following engrossed and read a third time to-morrow. communication.

All which is respectfully submitted.

ALLAN N. MACNAB,

CHAIRMAN.

House of Assembly, 25th day of January, 1832.

The Committee of Conference, appointed by this House, on the subject matter of the bill sent up to the Legislative Council, entitled, "An Act to provide for the completion of the Parliament buildings," are instructed to represent, that they have desired this Conference for the purpose of acquainting the inson, moves that he have leave to bring in a bill to provide for school bill to provide for school bill Assembly, that as the building erected for the use of the Legislature, is intended to afford accommodation both to the Legislative Council and House of Assembly; and as the arrangements to be made may materially affect the convenience of each House, they trust that the House of Assembly will agree with them in the propriety of having one of the intended Commissioners either a Member or Officer of the Legislative Council.

Committee of arbitrators remuneration bill reports.

Arbitrators remuneration bill.

Mr. Morris, from the Select Committee of Conference with conference on the Honorable the Legislative Council, on the subject matter of the bill entitled, "An Act to remunerate the Arbitrator therein referred to, for certain services rendered by him," reported as follows :

The Committee of Conferrence appointed to meet the Con-Committee of ferees on the part of the Honorable the Legislative Council, on conference on the subject matter of the bill sent up from this House, entitled, "An Act to remunerate the Arbitrator therein referred to, for certain services rendered by him," proceeded to the Joint Commit-tee Room at the time appointed, and received from the Conferees, on the part of that Honorable Body, the reasons why they cannot concur in thinking that the bill provides an adequate re-

WM. MORRIS, CHAIRMAN.

House of Assembly, 25th January, 1832. 5

The Committee of Conference appointed by the Honorable the Legislative Council on the subject matter of the bill sent up to this House, entitled, "An Act to remunerate the Arbitrator therein referred to, for certain services rendered by him," are instructed to represent,

That the Legislative Council have requested this Conference with the House of Assembly, for the purpose of acquainting the Assembly that they cannot concur in thinking the sum of one hundred pounds an adequate remuneration for the service rendered by the Arbitrator on the part of this Province. They bear in mind that a much more adequate remuneration was given by the Legislature for the same service on two former occasions, which circumstance must have led to the expectation on the part of the Arbitrator last appointed, that what was considered just, with respect to others must be considered equally so with respect to him. Besides the appearance of injustice towards the last Commissioner, which the Bill presents in the opinion of the Legislative Council-they consider it material to the public interests, that when this Province is upon the eve of resorting to another Arbitration for the same important purpose, which must greatly affect the Revenue for a period of four years, His Excellency the Lieutenant Governor, should not be disabled from commanding the services of a competent Arbitrator, from inability to afford any prospect of an adequate recompense for a most responsible duty.

Mr. Berczy, from the Select Committee to superintend the Select Com-Printing done during the present Session, by order of the mittee on House of Assembly, presented a report; which was received and ports. read.

(Report-see appendix.)

Mr. Berczy, seconded by Mr. Samson, moves that the re- Report referport of the Committee appointed to superintend the Printing mittee of whole for the present Session, be referred to the Committee of the on Contingenwhole on the Contingencies of this House. cies.

Ordered.

Mr. Burwell, seconded by Mr. Norton, moves for leave to Road Commisconference on with the Honorable the Legislative Council, on the subject bring in a bill to extend the powers of certain Commissioners sioners bill under the Road Act of last Session, and that the rule of this brought in. House be dispensed with so far as relates to the same.

> Which was granted, and the bill was read twice, and Read twice and referred to referred to a Committee of the whole House. Committee of whole.

Mr. Samson was called to the chair.

The House resumed.

Mr. Samson reported the Bill as amended.

The report was received, and the Bill was ordered to be Third reading to-morrow.

Agreeably to the order of the day, the Bill sent down Roman Cathfrom the Honorable the Legislative Council, entitled, "An Act olic relief bill for the relief of Roman Catholic Congregations in this Pro- read 2nd time. vince," was read the second time.

On the question for committing the same, Mr. Samson, se- Bill to be conded by Mr. Robinson, moves that the bill be not now refer- printed. red to a Committee of the whole House, but that two hundred copies of the same be printed for the use of Members.

Ordered.

the establishment, maintenance and support of Common Schools brought in and in the several Townships throughout this Province, and that the order of this House be dispensed with for that purpose.

Which was granted and bill read a first time, and ordered for a second reading to-morrow.

Mr. Burwell, seconded by Mr. Robinson, moves that 200 copies to copies of the Bill for the establishment and support of Common be printed. Schools throughout this Province, be printed for the use of Members.

Ordcred.

Agreeably to the order of the day, the bill sent down from Niegara the Honorable the Legislative Council, entitled, "An Act for Boundary bill the appointment of Commissioners to ascertain the North Boun-dary line of the Township of Niagara, and to establish a public Council read Highway contiguous to the same," was read the second time and time and and referred to a Committee of the whole House. ي محمد بالمراجع المراجع المراجع

Mr. Boulton was called to the chair. The House resumed.

committed.

Bill amended.

| | Mr. Boulton reported the Bill as amended. |
|---|---|
| g | The report was received, and the amendments were dered to be engrossed and read a third time to-morrow. |
| | Adjourned |

THURSDAY, 26th JANUARY, 1832.

THE House met.

The minutes of yesterday were read.

Road Commis-Agreeably to the order of the day, the Road Commissioners bill sioners Bill was read the third time, and passed.

> Mr. Burwell, seconded by Mr. Duncombe, moves that the bill be entitled "An Act to extend the provisions of an Act passed in the first year of His Majesty's Reign, entitled 'An Act granting to His Majesty a sum of money, to be raised by Debenture, for the improvement of Roads and Bridges I in the several Districts of this Province."

Which was carried, and Messrs. Burwell and Duncombe Bill sent to were ordered by the Speaker to carry the same up to the Council. Honorable the Legislative Council, and to request their concurrence thereto.

Agreeably to the order of the day, the bill sent down Niagara Boundary bill from the Honorable the Legislative Council, entitled "An nassed. Act for the appointment of Commissioners to ascertain the North Boundary Line of the Township of Niagara, and to . establish a public highway contiguous to the same," as amended by this House, was read the third time, and passed.

Bill sent to Council.

Legislative Council.

Conference

supply bill.

requested on

Third read!

Title.

Messieurs Crooks and Randal were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto.

The Clerk of the Honorable the Legislative Council, Message from brought down from that Honorable House, a message, which was read as follows:

MR. SPEAKER,

The Legislative Council request a conference with the Commons' House of Assembly on the subject matter of the bill sent up to this House, entitled "An Act granting to His Majesty a sum of money for the support of the Civil Government, and the administration of Justice in this Province, and have appointed the Honorable Messrs. Dickson and Markland ready to meet a Committee on the part of the Commons' vices during the Session. House of Assembly this day, at twelve of the clock, noon, in the Committee room of the Legislative Council.

JOHN B. ROBINSON,

SPEAKER.

Legislative Council Chamber, 26th day of January, 1832.

Mr. Boulton, seconded by Mr. Chisholm, moves that the report of the Committee on the Message and Documents sent down by His Excellency the Lieutenant Governor, relating to the Parliament Buildings, be referred back to the said Committee.

Ordered.

Mr. Morris, seconded by Mr. Ketchum, moves that the Ber request of the Honorable the Legislative Council be acceded Coo to, and that Messieurs Berczy, Burwell, J. Willson, and How Robinson, do compose the Committee of Conference on the part of this House.

Which was carried, and Messieurs Morris and Robinson were ordered to carry up the Message.

Agreeably to the order of the day, the House went into Committee of whole on Con- Committee of the whole on the report of the Select Committee on Contingencies.

Mr. McMartin was called to the chair.

The House resumed.

Mr. McMartin reported that the Committee had agreed to a series of resolutions, which he was directed to submit for the adoption of the House.

The report was received, and the following resolutions were severally put and carried :

Resolved, That the sum of five hundred and twenty-nine pounds, sixteen shillings and one penny three farthings, be allowed to the Clerk of this House, being the balance due him for the Contingencies of his office, during the late recess and present Session, as reported by the Select Committee on Contingent Accounts in their report.

> Resolved, That the sum of six hundred and thirty-three

pounds ten shillings and seven pence halfpenny, be paid to the Clerk of this House, being the amount stated in the report on Contingencies, for the undermentioned services.

| John Carey | £ 76 | 1 | 1 | |
|----------------------|------|----|----------|---------------------------------|
| Robert Stanton. | 46 | 4 | -0 | £633 10s. 74 |
| Robert Stanton | 3 | 15 | 0 | to Clerk vari- ous services. |
| Guardian Office | 4 | 16 | 10 | ous services. |
| Richard Brewer, Jun. | 29 | 2 | 0 | |
| Postage | 408 | 17 | 4. | * , · |
| Librarian | 66 | | | |
| | £633 | 10 | 71 | |

Resolved, that the sum of one thousand six hundred and sixty-one pounds, be paid to the Clerk of this House, being the amount stated in the report on Contingencies as undermentioned.

| H. C. Thomson and James Macfarlane, for |] £. | s. | d. | · |
|--|------------|-----|----------|-----------------------------|
| two hundred cop es of Revised Statutes. | 400 | 0 | 0 | 1 |
| Office Rent. | 36 | · 0 | 0 | £1661 to Clerk |
| Treasurer of Home District's Account for | -[] | | | certain Contin- gencies. |
| the use of the Court House by the Legis | -11 | | | B |
| lature in 1830, 1831, and 1832 | 175 | 0 | 0 | |
| Estimate for furnishing Clerk's | [] | | | , |
| Room, |) · | 1.1 | | ٠ |
| Estimate for Printing Journals, 350 0 (| | | | |
| Estimate for Stationary,200 0 |)ij | İ |) · | |
| Estimate for completing services | | į. | | |
| |)∯ | Í | <u>ا</u> | |
| | - 1050 | 0 | 0 | |
| | 1661 | 0 | 0 | |
| | | | | |

Resolved, That there be paid to the Serjeant at Arms the £371 10s. 74 sum of three hundred and seventy-one pounds ten shillings and Serjeant at seven pence halfpenny, to enable him to pay sundry expenses Arms. of this House for the present Session. Also, the sum of four hundred pounds to furnish Chamber for the House of Assembly, the Speaker's Room, and Committee Rooms in New Buildings, as per report on Contingencies.

Resolved, That the sum of two hundred pounds be paid £200 to Clerk. to the Clerk of this House for services performed, and to be performed by him, as per report upon Contingencies.

Resolved that the sum of seventy-five pounds be allowed £75 to J. M. to be the Committee on the part of this House, who will be John M. A. Cameron, as Clerk of Committees, and other ser- A. Cameron.

> Resolved, That the sum of fifty pounds be paid to the £50 Serjeant at Arms. Serjeant at Arms for services during the recess.

> On the eighth resolution the House divided, and the yeas House divides on 8th resoluand nays were taken as follows : tion.

YEAS-Messieurs,

| Atty. General, Duncombe, Brown, Elliott, Burwell, Ingersoll, Chisholm, Jarvis, Crooks, | Jones, Macnab, Magon, Morris, | Samson, Shade, Sol. General, J. Willson—17 | Yeas 17. |
|--|--|---|----------|
|--|--|---|----------|

NAYS-Messieurs,

| ·czy, | Lyons, | Norton, | Roblin, | |
|-------|-----------|-----------|-------------|----------|
| ok, | McCall, | Randal, | Shaver, | Nays 12. |
| ward, | McMartin, | Robinson, | Werden,—12. | |

The question was carried in the affirmative by a majority of five, and it was resolved, that the sum of three hundred and fifty pounds be paid for reporting as follows:

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|--|---------------|
| To George Gurnett,£150 0 0 | |
| To Francis Collins 100 0 0 | £350 report |
| To John Carey, 100 0 0 | £350 0 0 ers. |

The following resolutions were then put and carried :

Resolved, That the sum of two hundred and six pounds, £2062s.Black two shillings be paid to William Lee, Esquire, Gentleman Rod. Usher of the Black Rod, to defray the Contingent expenses of his office.

Resolved, That the sum of nine hundred and eighty £980 2s. 10d. pounds, two shillings and ten pence, be paid to Grant Powell, Clerk Legisla-Esquire, Clerk to the Honorable the Legislative Council, to tive Council. defray the Contingent expenses of his office.

The Clerk to the Honorable the Legislative Council Message from brought down from that Honorable House, a message, which Legislative Council. was read as follows : 10 J.

1997 - 19

MR. SPEAKER,

The Legislative Council have passed the bill sent up to

1.5

Request of Legislative Council for conference on supply bill

acceded to

Report of Select Com-

mittee on

Parliament

buildings referred back.

Resolutions reported.

tingencies.

£529 16s. 1d. 🥂 dua Clerk.

Roka

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this House, entitled, "An Act to authorise a loan to the President, Horbor Ìoan Directors and Company of the Port Hope Harbor and Wharf Council finds it to come so far short of the Estimates laid Company :" Also, the bill entitled, "An Act to authorise a loan to the President and Directors of the Desjardins' Canal Company :" Also, the bill entitled, " An Act granting to His Majesty, a sum of money to obtain plans and estimates of a Penitentiary Penitentiary to be erected in this Province, and to appoint bill passed by Commissioners for the same."

JOHN B. ROBINSON,

SPEAKER.

Legislative Council Chamber, 25th day of January, 1832. §

Port Hope

Desjardins

anal loan

Legislative

Council.

Motion for

supply bill

conference

with Legisla-

supply bill.

not passing supply bill.

report.

bill.

bill and

Committee on Mr. Jarvis, from the Committee, to whom was referred petition of the petition of John Carey, of the Town of York, Printer, John Carey presented a report, which was received and read. report.

(Report-see Appendix.)

referring re-Mr. Jarvis, seconded by Mr. Solicitor General, moves porton petition of John Carey that the report of the Select Committee on the petition of John Carey, be referred to the Committee of the whole, on the subto Committee of whole on ject of the contingencies.

On Which the House divided, and the yeas and nays House divides. were taken as follows:

YEAS-Messieurs,

| Yeas S. | Atty. General, Brown, | Clark, Crooks, | Jarvis, Jones, | Mount, J. Willson—8. |
|----------|--|---|--|---|
| | | NAYS | -Messicurs, | |
| Nays 17. | Berzcy, Chisholm, Cook, Duncombe, Elliott, | Howard, Lyons, McCall, Macnab, | Morris, Norton, Robinson, Roblin, | Samson, Shaver, Werden, W. Wilson—17 |

The question was decided in the negative, by a majority of nine.

Mr. Berczy, from the Select Committee of Conference, Committee of with the Honorable the Legislative Council, on the subject conference on matter of the bill sent up from this House, entitled, " An Act granting to His Majesty, a sum of money for the support of the Civil Government and the Administraiton of Justice in this Province," reported as follows:

The Committee of Conference appointed to meet the con-Report of the ferees on the part of the Legislative Council, on the subject Committee of matter of the bill sent to that House, entitled, "An Act granting to His Majesty a sum of money for the support of the Civil tive Council on Government and the Administration of Justice in this Province," beg leave to report, that having met the Conferees of the Legislative Council at the hour appointed, in the Joint Committee Room, did receive a document containing certain reasons for dissenting to concur in passing the said bill of supply, which document is herewith submitted.

WM. BERCZY. CHAIRMAN.

House of Assembly, ? 26th January, 1832. }

The Legislative Council have requested a conference with the House of Assembly, upon the subject of the bill en-Rensons given titled, "An Act granting to His Majesty, a sum of money for by Legislative the support of the Civil Government and the Administration of Justice within this Province," for the purpose of representing their extreme regret, at finding that in the mode of appropriating the Supply for the service of the Civil Government, there is a departure in this bill, from the usage which they hoped the practice of many preceeding Sessions had finally established, and to which the Council and Assembly have hitherto concurred in adhering.

> The Council refers to the innovation adopted in this bill, of attaching to each head of the public service, the particular sum to which the charge for the supp ort of that service is to be limited, instead of granting to His Majesty, in accordance with former usage, an aggregate sum founded upon the detailed estimate, and specifying for what services it is intended to provide, but leaving it to His Majesty in the exercise of His prerogative to apportion the recompense due to the several Officers whom he has appointed and employed.

> The same reasons which have led the Legislature on former occasions, to follow the example of the British Parliament, in this respect, cannot, in the opinion of the Council, have ceased acted upon repeatedly in this Province, and to which, they are ' convinced, it will be found, on all accounts, beneficial to adhere.

In examining the details of this bill, the Legislative before them, by His Excellency the Lieutenant Governor, of the Supplies necessary for the Civil Government, that it does not appear to the Legislative Council how the Public Service can be carried on in the absence of so large a proportion of that provision which has been hitherto made, and which His Excellency the Lieutenant Governor represents to be still necessary. They observe that some salaries and allowances are curtailed and others wholly withheld, while one very important and indispensible department of the public service is left entirely unprovided for. The Legislative Council refrains at present from a particular discussion of any of these contemplated reductions, or of the changes proposed to be made in the system of remunerating certain public Officers; but they cannot forbear considering, that nearly one-half of the sum required by His Excellency the Lieutenant Governor for the Public Service of the Colony appears to be withheld, and that the reduction is proposed to be effected by denying to several Public Officers and departments, and among others to those employed in the administration of Justice, a great part of that remuneration and support which successive Houses of Assembly have considered it just and reasonable to afford ; and which the Legislative Council are aware of no satisfactory reason for withholding.

They would regret exceedingly to concur in presenting to the Government so defective a supply on the first occasion which has arisen for providing for these services since His Majesty has graciously surrendered to the Legislature the appropriation of the duties, out of which the charge had been defrayed. For having thought it proper on many former oc-casions to unite with the House of Assembly, in affording to Reasons given the Government this provision for the public service, while by the Legisla-His Majesty retained the appropriation of the duties alluded for not passto, it appears to the Council to be doubly so at present, since ing supply bill. these duties have been surrendered to the Legislature, at a time when they very considerably exceeded the whole sum for which the Government now applies.

The Council consider themselves bound to remember that the surrender of the duties levied under the British Statute of the 14th George 3rd. and continually appropriated by His Majesty since that period, was made in a full reliance upon the liberality and justice of the Legislature ; and they earnestly indulge the hope that neither the service of His Majesty nor the persons employed in it will be found to have suffered from the very gracious and unreserved manner in which this confidence was reposed.

Although the Legislative Council are bound to exercise their judgment in the passing or rejecting of all bills sent up from the Assembly, they entirely disclaim any wish or intention of interfering irregularly with the acknowledged privileges of the Assembly, in respect to the disposition of public moniesthey reflect with sincere satisfaction on the spirit of harmony and the good understanding which has hapily prevailed between the two Houses of this Legislature through a succession of years; and they have rejoiced in applying their best exertion in conjunction with the Assembly, in forwarding every effort for public improvement in this happy and highly favored Colony.

It is not, therefore, without extreme concern that they find themselves interrupted in the progress of those measures within the last few hours of the Session, by the necessity of applying their attention to the embarrassed situation in which the Government may be left by being deprived of their ordinary annual supply, a consideration which they feel it becomes them to entertain, and by which injustice to the Government their deliberations upon other measures submitted to them must necessarily be affected.

Mr. Solicitor General, seconded by Mr. Jarvis, moves Report of that the report of the Committee of Conference, on the bill en-titled, "An Act granting to His Majesty a sum of money for supply bill to the support of the Civil Government and the administration of be referred to Justice in this Province," be referred to a Committee of the whole to-morwhole House, and that it be the first item on the order of the row first day for to-morrow.

Ordered.

Mr. Samson, from the Committee to which was referred Committee on the petition of Peter Franks, and others, inhabitants of the grievance peti-tions make a Township of Vaughan, and all other petitions of the same na- 2nd report. ture, presented a second report, which was received and read.

(Report see Appendix.)

Mr. Samson, seconded by Mr. Morris, moves that the re- Address to His to apply, and they are unwilling to depart from principles solution of the twentieth instant be dispensed with so far as Majesty read which are well established, which have been sanctioned and relates to the second reading of the address to His Majesty, on 2nd time. the subject of certain petitions presented to this House during the present Session, and that the same be now read a second time.

thing

Which was carried, and the address was read a second time.

Address to King commitsed.

Mr. Samson, seconded by Mr. Morris, moves that the address be now referred to a Committee of the whole House. Which was carried, and Mr. Brown was called to the

chair.

The House resumed, the Black Rod being at the door.

The Clerk to the Honorable the Legislative Council brought down from that Honorable House, a message, which was read as follows :

MR.-SPEAKER,

Bill to make good certain votes of Assembly. Burlington Bay Canal bill. Port Barwell Harbor bill.

Road Commissioners bill.

Bathurst representation bill. Port Dove

Harbor bill.

And amendments to Niagara Bounda-ry line bill passed by Legislative Council.

Address to

Motion for

taking up

bill. *

Yeas 1

ra ha

ported

The Legislative Council have passed the bill sent up Ale House bill. to this House, entitled "An Act to continue in force for a limited time, an Act passed in the fourth year of His late Majesty's Reign, entitled 'An Act to restrain the selling of Beer, Alc, Cider, and other Liquors not Spiritnons, in certain Towns and Villages in this Province, and to regulate the manner of licensing the same'"; also, the bill entitled "An Act granting to His Majesty a sum of money for the purposes therein mentioned"; also, the bill entitled "An Act granting to His Majesty a sum of money, to be expended in the completion of the Burlington Bay Canal, and to defray the expenses thereof"; also, the bill entitled "An Act to Incorporate a Joint Stock Company, under the style and title of the President, Directors and Company of the Port Burwell Harbor"; also, the bill entitled " An Act to extend the provisions of an Act passed in the first year of His Majesty's Reign, entitled 'An Act granting to His Majesty a sum of money, to be raised by Debenture, for the improvement of Roads and Bridges in the several Districts of this Province'''; also, the bill entitled "An Act to repeal part of an Act passed in the fourth year of His late Majesty's Reign, entitled 'An Act to divide the County of Carleton, in the Bathurst District'"; and also, the bill entitled "An Act Incorporating a Joint Stock Company, under the style and title of the President, Directors and Company, of the Port Dover Harbor"-without amendment. The Legislative Council also inform the Commons' House of Assembly, that they have acceded to the amendments made by the Assembly in and to the bill entitled "An Act to provide for the appointment of Commissioners to ascertain the North Boundary Line of the Township of Niagara, and to establish a public highway contiguous to the same."

JOHN B. ROBINSON,

SPEAKER.

Legislative Council Chamber, 26th day of January, 1832. 5

The Speaker left the chair.

The Chairman resumed the Chair of Committee.

King on peti-The House resumed. tions on

grievance re-Mr. Brown reported the address as amended.

amended. On the question for receiving the Report, the House di-House divides. vided, and the yeas and nays were taken as follows :

YEAS-Messicurs,

| Berzcy, Yeas 24. Boulton, Brown, Burwell, Chisholm, | Ingersoll, Mc Jones, Mc D. McDonald, Rc | egon, Sol. General, prris, Thomson, punt, VanKoughnett, biason, Werden, mson, W. Wilson, 24. |
|---|---|--|
|---|---|--|

NAYS.-Messicurs,

| Nays 12. | Bidwell, Buell, Clark, | Cook, Howard, Ketchum, | Lyons, McCall, Norton, | Randal, Roblin, Shaver, | 12. |
|----------|------------------------------|------------------------------|------------------------------|-------------------------------|-----|
|----------|------------------------------|------------------------------|------------------------------|-------------------------------|-----|

The question was carried in the affirmative, by a majority Third reading of twelve,-the report was received, and the address was ordered to be engrossed, and read a third time this day.

Mr. Clark, seconded by Mr. Chisholm, moves that the bill on the order of the day, relating to a Banking Institution in Ningara Bank the Niagara District, be now taken up, and that the rule of this House be dispensed with for such purpose.

On which the House divided, and the yeas and nays were House divides. taken as follows:*

YEAS. Messieurs,

| in the let | D: 1 | | T | | 1 A 11 |
|--------------------------------|---------|--|----------|-----------|-----------|
| 1. 1. 2 | Bidwell | | Howard, | | McCall, 🖓 |
| | Buell, | | Ingersol | | Macnab, 👌 |
| 7. | Chishol | m, [] | Ketchum |] | lagon, |
| | Clark, | and the second | Lyons, | The start | Norton, |
| ಷ್ ಇನ್ನು ಸಂಸ್ಥೆ ನಿವರ್ಷ ಸಿಕ್ | Cook | | A | | 1. A |

Randal, Roblin, Shaver, W. Wilson--17

NAYS Messicurs.

| Atty. General, Berczy, Boulton, Crooks, Elliott, | Jones, D. McDonald, MacMartin, Morris, | Mount, Robinson, Samson, Shade, | Sol. General, Thomson, VanKoughnett, Werden—17. | Nays 17. |
|--|---|--|--|----------|
|--|---|--|--|----------|

The question was decided in the negative by the casting Lost by speaker. vote of the Speaker.

Mr. Elliott, seconded by Mr. Ingersoll, moves that it be An address to resolved, that an humble Address be presented to His Excelleny be sent to His the Lieutenant Governor, requesting His Excellency to issue requesting him His Warrants in favor of Grant Powell, Esquire, Clerk to the to issue his Honorable the Legislative Council, for the sum of nine hundred warrants for Contingencies. and eighty pounds, two shillings and ten pence, for certain Contingent expenses of his office during the present Session.

In favor of William Lee, Esquire, Gentleman Usher of the Black Rod, for certain Contingent expenses of the Honorable the Legislative Council during the present Session, for the sum of two hundred and six pounds two shillings.

In favor of James Fitzgibbon, Esquire, Clerk of the House of Assembly, for the sum of three thousand four hundred and forty-nine pounds six shillings and nine pence farthing, to enable him to pay certain Contingent expenses of his office during the late recess, and for the present Session.

And also in favor of David A. Macnab, Esquire, Serjeant at Arms, for the sum of eight hundred and twenty-one pounds ten shillings and seven pence halfpenny, to enable him to pay certain Contingent expenses of the House of Assembly during the present Session ;-and that Messrs. Robinson and Magon be a Committee to draft and report the same.

Ordered.

Mr. Magon, from the Select Committee to draft an Address Address on to His Excellency the Lieutenant Governor, requesting His Contingencies Excellency to issue His Warrants in favor of the Clerks and reported read twice and conofficers of the two Houses, for the payment of the Contingen- curred in. cies of the Session, reported a draft which was received, and Third reading read twice, concurred in, and ordered to be engrossed and read to morrow. a third time to-morrow.

Bill to appro-Mr. Attorney General, seconded by Mr. Berczy, moves plate certain for leave to bring in a bill appropriating certain monies now in monies toward the hands of the Receiver General, and of the Commissioners of war losses brought in Forfeited Estates, which are applicable to the payment of the read twice and War losses, and that the rules of this House be dispensed with committed. therefor.

Which was guanted, and the bill was read twice, and referred to a Committee of the whole House.

Mr. Chisholm was called to the chair.

The House resumed.

Mr. Chisholm reported the bill as amended.

Bill amended.

The report was received and the bill was ordered to be Third reading engrossed and read a third time to-morrow.

Mr. Attorney General, seconded by Mr. VanKoughnett, Motion for moves that it be resolved, that a call of the names of the Mem- call of the bers of this House, be had after the minutes are read on to-morrow

On which the House divided, and the yeas and nays were House divides. taken as follows :

YEAS.—Messicurs,

| Atty. General, Berczy, Boulton, Brown, | Crooks, Jarvis, McMartin, | Magon, Morris, Mount, Samson, | Sol. General, Thomson. Van Koughnett, J. Willson-18. | Yeas 18, |
|---|---------------------------------|--|---|----------|
| Burwell, | Macnab, | and the second second | | |

NAYS. Messieurs, Ketchum,

The question was carried in the affirmative by a majority of fifteen, and ordered accordingly. Adjourned.

FRIDAY, 27th JANUARY, 1832.

THE House met.

Buell,

The minutes of yesterday were read.

5 Agreeably to the order of the day, the House was called, House called. when the Members whose names follow were absent.

> Beardsley, Campbell, 🛬

| , | A. Fraser, R. Fraser, |
|------------------------------------|---|
| Hamphann 1 | Lewis. |
| Members ab- | |
| seni. | McCall, |
| | Perry, |
| | Randal, |
| | Warren. |
| Address to His | White. |
| Majesty re- ported by Agreeably | to the order of the day, the address to His |

Committee on Majesty, reported by the Committee to whom were referred grievance the Petitions on the subject of Grievances, was read the third petitions read 3rd time. time.

On the question for passing the same, the House divided, On passing House divides, and the yeas and nays were taken as follows :

YEAS--- Blessicurs.

| Tens 26. | Atty. General, Berczy, Boulton, Brown, Burwell, Chisholm, Crooks, | Elliott, Ingersoll, Jarvis, Jones, D. McDonald, McMartin, Macnab, | Maqon, Morris, Mount, Robinson, Samson, Shade, | Sol. General, Thomson, VanKoughnett, Werden, J. Willson, W. Wilson,-26 |
|----------|---|---|---|---|
| | | NAYS | Messicurs. | |

| Nay2 11. | Bidwell, | Duncombe, | Lyons, Roblin, |
|----------|----------|-----------|--------------------------|
| | Buell, | Howard, | A. McDonald, Shaver,—11. |
| | Cook, | Ketcham, | Norton, |

The question was carried in the affirmative by a majority of fifteen, and the address was signed by the Speaker, and is as follows :

TO THE KING'S MOST EXCELLENT MAJESTY.

MOST GRACIOUS SOVEREIGN,

Majesty rc-ported by the

Committee to

ferred the

petitions on

grievances.

the subject of

Address to he

Excellency to transmit ad-

dress to llis

Majesty.

sent to His

We, Your Majesty's dutiful and loyal subjects, the Address to His Commons of Upper Canada, in Provincial Parliament assembled, liumbly beg leave to express our sincere attachment to Your Majesty's Person and Government.

whom were rc-A contemplation of the distractions, commotions and miseries, which daily occur in many of the nations of Europe, cannot fail to call forth the most lively gratitude of the people of this Province, for the peace and security in which they live; for the constitution which they enjoy; for the impartial administration of wholesome laws; and for the great and growing prosperity of this happy portion of Your Majesty's dominions.

> We take this occasion to present to Your Majesty the feelings and attachment which we entertain to Your Royal Person and Government; and we do not hesitate to declare to Your Majesty our firm belief, that the Inhabitants of the Colony fully participate in these sentiments, notwithstanding the attempts of misguided individuals to alienate their affections from the principles of the British Constitution, and to persuade Your Majesty that they are oppressed, and discontented with the administration of the Provincial Government.

> Far as we are removed from Your Royal Person, and surrounded as Your Majesty is with the cares and difficulties of a mighty Empire,-yet, experience has taught us, that the welfare of Upper Canada is neither neglected nor forgotten.

> Your Majesty's paternal anxiety to advance the prosperity of this Province, and to promote the happiness of its inhabitants, awakens the warmest sentiments of affection in a people who fully appreciate the advantages derived from the fostering care of their Mother Country.

> During the present Session, Your Majesty's faithful Commons have passed several addresses to Your Majesty, in the fullest confidence, that whatever the people of Upper Canada, through their Representatives, constitutionally and reasonably request, will receive Your Majesty's most gracious consideration.

ARCHIBALD McLEAN,

SPEAKER.

1

Commons' House of Assembly, 26th January, 1832.

Mr. Samson, seconded by Mr. Elliott, moves that an address be presented to His Excellency the Lieutenant Governor, informing His Excellency that this House has passed an address to His Majesty, on the subject of certain petitions presented during the present Session, and requesting His Excellency to transmit the same to the Secretary of State for the Colonies, to be laid before His Majesty, and that Messicurs Morris and MAY IT PLEASE YOUR EXCELLENCY. Robinson be a Committee to draft and report the same.

Ordered.

His Excellency the Licutenant Governor, requesting His Ex- Address to His cellency to transmit the address to His Majesty, reported a Excellency draft, which was received and read twice, and concurred in, concurred in. Third reading and ordered to be engrossed and read a third time this day. to-day.

Agreeably to the order of the day, the address to His Contingent Excellency the Lieutenant Governor, requesting him to issue address read Statime. his Warrants for the payment of the Contingencies of the present Session-was read the third time.

On the question for passing the address, the House divi- On passing House divider. ded, and the yeas and mays were taken as follows :

YEAS-Messicurs,

| Atty. General, Berczy, Boulton, Brown, Burwell, Chisholm, Crusels | Dancombe, Elliott, Ingersoll, Jarvis, Jones, A. McDonald, | D. McDonald, McMartin, Magon, Morris, Mount, Robinson, | Samson, Shade, Sol. General, Thomson, J. Willson, W. Wilson-25 | ¥сак 25. |
|---|--|---|---|----------|
| Crooks, | | | | |

NAYS .- Messieurs,

The question was carried in the affirmative by a majority of fifteen, and the address was signed by the Speaker, and is as follows :

> To His Excellency SIR JOHN COLBORNE, Knight Commander of the most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, Major General Commanding Ilis Majesty's Forces therein, &c. &c. &c.

MAY IT PLEASE YOUR EXCELLENCY,

We, His Majesty's dutiful and Ioyal Subjects, the Commons of Upper Canada, in Provincial Parliament, assembled, humbly request Your Excellency to be pleased to Address on issue Your Warrants to the Receiver General of this Province, Contingencies. in favor of Grant Powell, Esquire, Clerk to the Honorable the Legislative Council, for the sum of nine hundred and eighty pounds, two shillings and ten pence, for certain contingent expenses of his office, during the present Session.

Of William Lee, Esquire, Gentleman Usher of the Black Rod, for certain contingent expenses of the Honorable the Legislative Council, during the present Session, for the sum of two hundred and six pounds, two shillings.

Of James Fitzgibbon, Esquire, Clerk of the House of Assembly, for the sum of three thousand, four hundred and forty-nine pounds, six shillings and nine pence farthing, to enable him to pay the contingent expenses of his office during the present Session.

And also, in favor of David Archibald Macnab, Esquire' Serjcant-at-Arms, for the sum of eight hundred and twenty-one pounds, ten shillings and seven pence half-penny, to enable him to pay certain contingent expenses of the House of Assembly, during the present Session.

Which sums Ilis Majesty's faithful Commons will make good during the next Session of the Provincial Legislature.

ARCHIBALD McLEAN,

SPEAKER.

Commons' House of Assembly, ? 27th day of January, 1832.

Mr. Elliott, seconded by Mr. Mount, moves that Messrs. Committee to Samson and Robinson be a Committee to wait upon His Ex- present adcellency the Lieutenant Governor, to learn when His Excel- dress. lency will be pleased to receive the address of this House, on the subject of Contingencies, and to present the same.

Ordered.

Agreeably to the order of the day, the address to His Excellency the Lieutenant Governor, requesting him to transmit the address to Ilis Majesty, was read the third time, passed, and signed by the Speaker, and is as follows :

> To His Excellency SIR JOHN COLBORNE, Knight, Commander of the most Honorable Military Order. of the Bath, Lieutenant Governor of the Province of Upper Canada, Major General Commanding. His Majesty's Forces therein, &c. &c. &c.

Address to His We, His Majesty's most dutiful and loyal Subjects, Excellency to the Commons of Upper, Canada, in Provincial Parliament as-transmit address to Mr. Morris, from the Committee to draft an address to sembled, beg leave respectfully to inform Your Excellency, King, 1

that this House has passed an address to His Majesty, on the subject of certain petitions presented to this House during the present Session, and humbly request Your Excellency will be pleased to transmit the same to the Principal Secretary of State for the Colonies, to be by him laid at the foot of the Throne.

ARCHIBALD McLEAN,

SPEAKER.

Commons' House of Assembly, 27th January, 1832.

Committee to Mr. Morris, seconded by Mr. Thomson, moves that wait on His Excellency to Messieurs Samson and Robinson be a communication when His know when he His Excellency the Lieutenant Governor, to know when His know when he ad-Excellency will be pleased to receive this House with the ad-House with address to King. dress to Ilis Majesty.

Which was ordered.

Agreeably to the order of the day, the bill directing the Bill for approappropriation of certain monies towards defraying the War certain monies Losses, was read the third time.

payment of the war losses. Mr. Attorney General, seconded by Mr. VanKoughnett, moves the following as a rider to the bill :

> And be it further enacted by the authority aforesaid, That the monies appropriated under the authority of this Act shall be accounted for to His Majesty, His Heirs and Successors, through the Lords Commissioners of His Majesty's Treasury for the time being, in such manner and form as His Majesty, His Heirs and Successors, shall be graciously pleased to direct.

Ordered.

Mr. Mount, from the Select Committee to which were road Commisreferred the Accounts and Returns from Road Commissioners, counts report a presented a second report, which was received and read.

(Second Report-see Appendix.)

Mr. Jarvis, seconded, by Mr. Mount, moves to take up that item on the order of the day for the second reading of the towards the payment of the war losses," without amendment. Home District Court Bill, and that the rule of this House be dispensed with so far as relates to the same.

Which was carried, and the bill was read the second time, and referred to a Committee of the whole House.

Mr. Duncombe was called to the chair.

The House resumed.

Mr. Duncombe reported the bill without amendment.

The report was received.

Mr. Jarvis, seconded by Mr. Mount, moves that the bill to make valid certain proceedings in the Home District Court and the yeas and nays were taken as follows :be read a third time forthwith, and that the rule of this House be dispensed with so far as relates to the same.

Which was carried, and the bill was read a third time, and passed.

Messieurs Jarvis and Elliott were ordered by the Speaker to carry the same up to the Honorable the Legislative Council.

Agreeably to the order of the day, the rider to the bill directing the appropriation of certain monies towards defraying the War Losses, was read a third time, and the bill was passed.

Mr. Attorney General, seconded by Mr. Berczy, moves that the bill be entitled "An Act for appropriating certain monies towards the payment of the War Losses."

Which was carried, and Messieurs Attorney General and Crooks were ordered by the Speaker to carry the same up to the Honorable the Legislative Council and to request their concurrence thereto.

Agreeably to the order of the day, the House went into tee of Conference with the Honorable the Legislative Council, the support of the Civil Government, and the administration of Justice in this Province."

Mr. Macnab was called to the chair.

The House resumed.

Mr. Macnab, reported progress, and obtained leave to sit again this day.

Mr. Samson, from the Select Committee to wait upon His of the House. Excellency the Lieutenant Governor, with the Address of this House, requesting His Excellency to issue His Warrants to the Clerks and other Officers of the Legislature, for the payment of the contingencies of the present Session, reported delivering the the following answer:

GENTLEMEN----

I will issue my Warrants on the Receiver Answer. General, in compliance with this Address.

Mr. Samson, from the Select Committee to wait upon His House to wait Excellency the Lieutenant Governor, to know when His Excel-lency with lency would be pleased to receive the House with its Address to address to His Majesty,-reported that His Excellency had been pleased to King at 3 P. M. this day. name the hour of three, P. M. this day.

At three P. M. the House waited on His Excellency the House waits Lieutenant Governor, with its Address, requesting His Excel-lency to transmit the Address to His Majesty, and having re-address to turned, the Speaker reported, that His Excellency had been King. pleased to give the following answer :

Gentlemen of the House of Assembly,

I will take an early opportunity of forward- Answer. ing to His Majesty's Secretary of State for the Colonies, this Address to the King.

Agreeably to the order of the day, the House went again House in Cominto Committee of the whole on the report of the Select Committee of Conference with the Honorable the Legislative Coun- mittee of concil, on the subject matter of the bill sent up from this House, ference on entitled, "An Act granting to His Majesty, a sum of money for the support of the Civil Government and the Administration of Justice in this Province."

Mr. Macnab in the Chair.

The House resumed, the Black Rod being at the door.

The Clerk of the Honorable the Legislative Council, brought down from that Honorable House, a message, which was read as follows:

MR. SPEAKER-

The Legislative Council have passed the Bill to approbill sent up to this House from the Commons' House of monies to war Assembly, entitled, "Au Act for appropriating certain monies losses passed towards the payment of the war losses" without amendment by Legislative Council.

JOHN

SPEAKER.

Legislative Council Chamber. 27th day of January, 1832.

The Speaker left the Chair.

The Chairman resumed the Chair of Committee.

The House resumed. Mr. Macnab reported that the Committee had risen.

On the question for receiving the report the House divided, House divides

YEAS-Messieurs,

| I, | Bidwell, | Ketchum, | Morris, | ··. | Shade, | | |
|----|-----------|--------------|---------|-----|-------------|------|---------|
| | Buell, | Lyons, | Mount, | , | Shaver, | | |
| • | Cook, | McCall, | Norton, | , | Thomson, | 2 | Yeas 22 |
| | Dancombe, | A. McDonald, | | | Werden, | 1,14 | |
| | Elliott, | D. McDonald, | | | J. Willson, | | |
| | Howard, | Magon, | | | | 22. | - |

NAYS-Messieurs,

| Atty. General, | Burwell, | Jarvis, | Samson, | Nays 15. |
|----------------|-----------|-----------|---------------|----------|
| Berczy, | Chisholm, | McMartin, | Sol. General, | |
| Boulton, | Clark, | Macnab, | VanKoughnett, | |
| Brown, | Crooks, | Robinson, | 15. | |

The question was carried in the affirmative by a majority of seven, and the report was received.

Mr. Attorney General, seconded by Mr. John Willson, House goes a Committee of the whole on the report of the Select Commit- moves that the House do resolve itself into a Committee of the into Commitwhole upon the reasons of the Honorable the Legislative Coun- tee on report mittee of conference on on the subject matter of the bill sent up from this House, entitled "An Act granting to His Majesty a sum of money, for of the bill sent up to the Legislative Council, entitled, "An on war loss Act for affording relief to the sufferers during the late war with the United States of America."

> Which was carried, and Mr. VanKoughnett was called to the chair.

The House resumed.

Mr. VanKoughnett reported that the Committee had agreed Resolution to a resolution which he was directed to submit for the adoption reported.

The Report was received, and the resolution was adopted as follows:

Resolved, That this House entertaining a sincere desire to same, and that His Excellency had been pleased to make thereto relieve the sufferers during the late war with the United States, Resolution. without charging the ordinary revenues of the Province, have

Committee resumes.

Committee

on receiving report.

rises.

Rider put to the bill,

priation of

toward the

Committee on

sioners ac-

2nd report.

Home District Court bill read 2nd time and committed.

Bill read 3rd time and pass-

cd.

Sent to Council. Rider to war losses bill read 3rd time and

passed.

Title.

Bill sent to Council.

Committee of whole on report of Comsupply bill.

Progress

Committee to present address on

Contingencies report answer,

certain articles imported into this Province, being of the growth or produce of the United States of America, for that purpose ;and that this House, in the expectation that the means provided by the said bill, if passed, and also by the duties on Salt and Whiskey, will prove sufficient to obtain the desired relief, are unwilling to take any further measures during the present Session, in relation to the said war losses.

Resolution Mr. Attorney General, seconded by Mr. Berczy, moves communicated that a message be sent to the Honorable the Legislative Counto Legislative Council. cil, to communicate the foregoing resolution.

Which was carried, and Messrs. Atty. General and Crooks

Gaol limits extension bill read 2nd time and committed.

were ordered by the Speaker to carry up the message. Mr. Jarvis, seconded by Mr. Clark, moves to take up that item on the order of the day, for the second reading of the

Gaol Limits Extension Bill, and that the rule of this House be dispensed with so far as respects the same. Which was carried, and the bill was read a second time,

and referred to a Committee of the whole House.

Mr. Ketchum was called to the chair.

The House resumed.

Mr. Ketchum reported the bill as amended.

The report was received, and the bill was ordered to be engrossed and read a third time to-morrow.

Third reading to-morrow. Bill from Legislative Council relative to transferrable

time and committed.

Third reading

to-morrow. Bill from

Legislative

Council rela-

tive to holders of lands in

Niagara Dis-

trict read 2nd

time and committed.

to morrow.

Legislative Council for

remedies

ations read

committed.

2nd time and

House divides

on report of

Committee.

Bill from

Agreeably to the order of the day, the bill from the Hon. the Legislative Council, entitled, "An Act to provide for making Stock held in Companies having a Joint transferable Stock, liable to the satisfaction of debts," was read the second time stock read 2nd and referred to a Committee of the whole House.

Mr. A. McDonald was called to the chair.

The House resumed.

Mr. A. McDonald reported the Bill.

The report was received, and the bill was ordered for a third reading to-morrow.

Agreeably to the order of the day, the Bill from the Hon. the Legislative Council, entitled, "An Act to make further provision for carrying into effect an Act passed in the fifty-sixth year of the reign of King George the Third, entitled, An Act to afford relief to persons holding or possessing lands, tenements or hereditaments in the District of Niagara," was read the second time, and referred to a Committee of the whole House.

Mr. Duncombe was called to the chair.

The House resumed.

Mr. Duncombe reported the bill without amendment.

The report was received, and the bill was ordered for a Third reading a third reading to-morrow.

Agreeably to the order of the day, the bill from the Hon. the Legislative Council, entitled, "An Act to facilitate legal remedies against Corporations," was read the second time and against corpor referred to a Committee of the whole House.

Mr. Berczy was called to the chair.

The House resumed.

Mr. Berczy reported the Bill without amendment.

On the question for receiving the report, the House divided, and the yeas and nays were taken as follows :

YEAS-Messicurs,

| Yeas 16. | Berczy, | Cook, | Ketchum, | Robinson, |
|----------|-----------|-----------|-------------|---------------|
| | Boulton, | Duncombe, | McCall, | Shade, |
| | Burwell, | Elliott, | McMartin, | Werden, |
| | Chisholm, | Jarvis, | Morris, | J. Willson—16 |
| | | NAYS | -Messieurs. | |

Buell The question was carried in the affirmative by a majority

of twelve.

Adjourned.

SATURDAY, 28th JANUARY, 1832.

ThE House met.

The minutes of yesterday were read.

On the order of the day, for the third reading of the Gaol limits bill being called-

Gaol limits bill Mr. Jarvis, seconded by Mr. Ketchum, moves that the recommitted.

passed, during the present Session, a Bill for imposing duties on bill be not now read a third time, but that the same be recommitted.

> Which was carried, and Mr. Ketchum was called to the chair.

The House resumed.

Mr. Ketchum reported the bill as amended. Amended. The report was received, and the Bill was ordered to be Third reading to-day. engrossed and read a third time this day.

Agreeably to the order of the day, the bill to extend the Gaol limit bill limits of the several Gaols in this Province, was read the third passed. time, and passed,

Mr. Jarvis, seconded by Mr. Magon, moves that the bill Title. be entitled, "An Act to repeal part of and amend the law now in force, assigning limits to the respective Gaols in this Province."

Which was carried, and Messicurs Jarvis and Magon which was carried, and Messieurs Sarvis and Magon Billsent to were ordered by the Speaker to carry the same up to the Legislative Honorable the Legislative Cuuncil, and to request their con- Council. currence thereto.

The Clerk to the Honorable the Legislative Council brought down from that Honorable House, two messages, which were read as follows :

MR. SPEAKER,

The Legislative Council have passed the bill sent up to this House from the Commons' House of Assembly, Kingston and entitled, "An Act granting to His Majesty, a sum of money bills passed by in aid of the erection of an hospital, in or near the Town of Legislative Kingston," also the bill, entitled, "An Act to grant a sum of Council. money to His Majesty in aid of the York Hospital," without amendment.

JOHN B. ROBINSON,

SPEAKER.

SPEAKER.

Legislative Council Chamber, > 28th January, 1832.

MR. SPEAKER.

The Legislative Council have passed the bill sent up Emigrants to this House from the Commons House of Assembly, entitled, relief bill "An Act granting a sum of money for the relief of sick and Legislative destitute Emigrants at Prescott," without amendment. Council.

JOHN B. ROBINSON,

Legislative Council Chamber, 28th January, 1832.

Mr. Jarvis, seconded by Mr. Magon, moves that the bill Motion for from the Honorable the Legislative Council, entitled, "An 3rd reading Act to facilitate legal remedies against Corporations," reported bill for remeby a Committee of the whole House, and adopted yesterday, corporations be now read a third time.

_.[`*

In amendment, Mr. Samson, seconded by Mr. Norton, moves that after the word "moves," in the original motion, Amendment. the remainder be expunged, and the following inserted, "that the bill entitled, "An Act to facilitate legal remedies against corporations," be not read a third time, but that it be recommitted.

On which the House divided, and the yeas and nays were House divides taken as follows : on amendment.

| со — — — — — — — — — — — — — — — — — — — | YEAS. | Messicurs, | | |
|---|---|------------------------------|---|----------|
| Bidwell, Buell, Cook, | Howard, McCall, McMartin, | Mount, Norton, Randal, | Samson, Shaver, y Sol. General, | 'eas 13. |
| Crooks, | NAYS- | –Messieurs, | • 13. | |
| Boulton, Brown, Burwell, Chisholm, Clark, | Elliott, Jarvis, Ketchum, D. McDonald Macnab, | Robinson, | Shade, VanKoughnett, Werden, J. Willson—18 | inys 18. |

The question was carried in the affirmative by a majority of five.

The original question was put and carried, and the bill Bill read 3rd was read the third time.

Mr. Samson, seconded by Mr. Magon, moves that the bill amended by adding the following clause as a rider. be

"And be it further enacted by the authority aforesaid, Rider attached that this act shall be in force for the space of two years, and to the bill. from thence to the end of the next ensuing Session of Parliament, and no longer."

Which was carried, and the rider was ordered to be engrossed and read a third time this day.

Mr. Magon, seconded by Mr. Chisholm, moves that Ro-Welland Canal bert Randal, and John Warren Esquires, two Honorable Members of this House, be appointed Directors of the Welland Canal Company, for the present year, and to the end of the next Session of the Legislature.

Ordered.

Agreeably to the order of the day, the bill sent down from the Honorable the Legislative Council, entitled, "An Conneir rela-Act to provide for making Stock held in companies, having a tive to transferrable stock read a third time and passed.

Bill sent to Council.

passed.

Bill from Legislative

directors ap-

pointed.

Committee of

whole on report of conference on Parliament building bill.

Resolution

Rider to bill

for remedies

against cor-

Bill sent to

An address to

he sent to His

Majesty relative to the

estates of the

late order of

Jesuits.

Council.

porations

passed.

reported.

Joint transferable Stock, liable to the satisfaction of debts," was Messieurs Boulton and Brown were ordered by the Speaker to carry the same up to the Honorable the Legislative Council.

Mr. Macuab, seconded by Mr. VanKoughnett, moves that this House do now resolve itself into a Committee of the whole, on the report of the Committee of Conference on the subject matter of the bill, entitled, "An Act to provide for the completion of the Parliament Building."

Which was carried, and Mr. Burwell was called to the chair.

The House resumed.

Mr. Burwell reported that the Committee had agreed to a resolution, which he was directed to submit for the adoption of the House.

The report was received.

The Resolution was then put as follows :

Resolved, That this House will consent that the Honorable the Legislative Council insert the name of an additional Commissioner in the bill entitled, "An Act to provide for the completion of the Parliament Building."

House divides On which the House divided, and the yeas and nays were on adoption of resolution. taken as follows:

| | YEAS.—Mcssieurs, | |
|-----------|---|--------------------------|
| | Atty. General, Clark, Magon, Berzcy, Elliott, Morris, | Robinson, Samson, |
| Yeas 22, | Boulton, Jarvis, Mount, | Shade, |
| | Brown, D. McDonald, Norton, Burwell, McMartin, Randal, | Werden, J. Willson-22 |
| · · · · · | Chisholm, Macnab, NAYS.—Messieurs, | |
| Navs S. | Bidwell, Cook, Ketchum, | Roblin, |

Buell, Howard, McCall,

The question was carried in the affirmative by a majority of fourteen.

Shaver-S.

Mr. Macnab, seconded by Mr. Attorney General, moves that a message be sent to the Honorable the Legislative Council, informing them that this House will consent to their amending the bill entitled, "An Act to provide for the com-pletion of the Parliament Building," by inserting therein the name of an additional Commissioner.

Which was carried, and Messicurs Macnab and Boulton were ordered by the Speaker to carry up the message.

Agreeably to the order of the day, the rider to the bill from Legisla-tive Council sent down from the Honorable the Legislative Council, entitled, "An Act to facilitate legal remedies against corporations," was read the third time and passed.

> Messieurs Samson and Jarvis were ordered by the Speaker to carry up the bill, as amended, to the Honorable the Legislative Council, and to request their concurrence thereto.

Mr. Attorney General, seconded by Mr. Macnab, moves that it be resolved, That an humble address be presented to His Majesty, humbly representing to His Majesty, that this House have reason to believe that His Majesty's Principal Secretary of State for the Colonies has communicated his Majesty's commands to the Governor in Chief for the Province of Lower Canada, that the Estates of the late order of Jesuits, in the late Province of Quebec, should be devoted to the purposes of education, but that His Excellency Sir, John Colborne, K.C.B. His Majesty's Lieutenant, Governor, of this Province, has informed His Majesty's faithful Commons, during their present Session, that although certain sums have heretofore, from time to time, been paid out of the funds of these Estates by order of His Majesty, and His Royal Predecessor, to the Receiver. General of this Province, for the purposes of education therein, He is not aware of the intention of His Majesty with respect to the future disposition thereof-and therefore humbly implore His Majesty graciously to consider the acknowledged and undoubted claim of His Majesty's faithful subjects in this Pro-

Kk

vince to a participation in the Revenues arising from these Estates, as having originally been appropriated for the purposes of the education of the inhabitants of both the Canadas, while they constituted the Province of Quebec, and that in the future disposition of the funds arising either from the sale or leasing these estates, His Majesty's Subjects in this Province may be admitted to a full participation therein.

Ordered.

Mr. Attorney General, seconded by Mr. Werden, moves Committee to that Messieurs Willson and Elliott, be a Committee to draft draft address. an address in pursuance of the foregoing resolution.

Ordered

Mr. Elliott from the Select Committee to draft an address Address reto His Majesty on the subject of the Jesuits Estates, presented ported and concurred in. a draft which was received and read twice, concurred in, and ordered to be engrossed and read a third time this day.

Agreeably to the order of the day, the address to His Address pass-Majesty, on the subject of the Jesuits Estates was read the third ed. time, and passed as follows:

TO THE KING'S MOST EXCELLENT MAJESTY,

MOST GRACIOUS SOVEREIGN.

We Your Majesty's most dutiful and loyal subjects Address to His the Commons of Upper Canada, in Provincial Parliament Majesty ou Assembled, most humbly beg leave to represent to your Ma- the subject of jesty, that they have reason to believe that Your Majesty's the estates of the late order Principal Secretary of State for Your Majesty's Colonics, has of Jesuits. communicated Your Majesty's commands to Your Majesty's Governor-in-Chief for the Province of Lower Canada, that the Estates of the late order of Jesuits, in the late Province of Quebec, should be devoted to the purposes of Education, but that His Excellency Sir John Colborne, K. C. B. Your Majesty's Licutenant Governor of this Province, has informed Your Majesty's faithful Commons during their present Session, that although certain sums have heretofore, from time to time, been paid out of the funds of these Estates, by order of Your Majesty and Your Royal Predecessor, to the Receiver General of this Province, for the purposes of education therein, He is not aware of the intention of Your Majesty with respect to the future disposition thereof.

Wherefore Your Majesty's most faithful Commons humbly implore Your Majesty, graciously to consider the acknowledged and undoubted claim of Your Majesty's faithful subjects in this Province, to a participation in the Revenues arising from the Estates, as having originally been appropriated for the purposes of Education of the inhabitants of both the Canadas, while they constituted the Province of Quebec, and that in the future disposition of the funds arising either from the sale or leasing of these Estates, Your Majesty's subjects in this Province may be admitted to a full participation therein.

> ARCHIBALD MCLEAN, SPEAKER.

Commons House of Assembly, 28th day of January, 1832. §

Mr. Attorney General, seconded by Mr. Werden, moves An address to that an Address be presented to His Excellency the Licutenant besent to His Excellency Governor, informing His Excellency that this House have informing him passed an Address to His Majesty on the subject of the Jesuits that this House Estates, which they humbly request His Excellency to be has passed an address to His Majesty's Secretary of State for the Majesty and Colonies, to be by him laid at the foot of the throne, and that requesting His Messieurs Macnab and Elliott, be a Committee to draft the transmit the same. same.

Ordered.

Mr. Elliott, from the select Committee, to draft and Ad- Address redress to His Excellency the Lieutenant Governor, requesting ported and concurred in. His Excellency to transmit the address to His Majesty, to His Majesty's Principal Secretary of State for the Colonies, pre-sented a draft which was read twice, concurred in, and ordered to be engrossed and read a third time on this day

Agreeably to the order of the day, the address to His Address to His Excellency the Lieutenant Governor, requesting His Excel-read a 3rd lency to transmit the address to His Majesty, was read a third time and time, and passed as follows:

> To His Excellency SIR JOHN COLBORNE, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of Address to His the Province of Upper Canada, Major Gene-Excellency requesting His Majesty's Forces therein, Excellency to

> > 155

transmit ad-

dress to King

on Jesuits

estates.

MAY IT PLEASE YOUR EXCELLENCY,

S.c. &c. &c.

We, His Mnjesty's dutiful and loyal subjects, the Commons of Upper Canada, in Provincial Parliament assembled, beg leave to inform Your Excellency, that we have transmit the same to His Majesty's Principal Secretary of State for the Colonies, that the same may be by him laid at the foot of the throne.

> ARCHIBALD MCLEAN, SPEAKER.

Commons House of Assembly, 28th day of January, 1832.

Mr. Autorney General, seconded by Mr. Samson, moves Committee to that Messicurs Macuab and Elliott be a Committee to wait upon His Excellency to know when His Excellency will be pleased to receive this House with the address to His Majesty, with address. on the subject of the Jesuits' 'Estates.

Ordered.

The Clerk to the Honorable the Legislative Council Real Estates in this Province, derived through Aliens." brought down from that Honorable House, a message, and the bill entitled "An Act to provide for the completion of the Parliament Building," which that Honorable House had passed, with some amendments, to which the concurrence of this House was requested.

The message was read as follows:

MR. SPEAKER,

Peter's Point Light House The Legislative Council have passed the bill sent to this House from the Commons' House of Assembly, entitled bill passed by Legislative " An Act granting to His Majesty a certain sum of money, to defray the expense of erceting a Light House between Nichol- prove the Navigation of the Grand River." son's Island and the Ducks, and appointing Commissioners to superintend the erection thereof," without amendment.

JOHN B. ROBINSON,

SPEAKER.

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Legislative Council Chamber, 28th day of January, 1832.

The amendments made by the Honorable the Legislative Council in and to the bill sent up from this House, entitled "An Act to provide for the completion of the Parliament Building," were read a first time, as follows :

Press. 2, line 3.-Before "James Fitzgibbon, Esquire," insert "the Honorable Alexander McDonell" and in the District of Johnstown." expunge "David Archibald Macnab, Esq."

Mr. Samson, seconded by Mr. Chisholm, moves that the Niagara Canal Company." Second readamendment made by the Honorable the Legislative Council in ing amendments three and to the bill sent up from this House, entitled "An Act to provide for the completion of the Parliament Building," be read a second time this day three months.

Which was carried, nem. con.

Present-Messieurs Attorney General, Berczy, Bidwell, Boulton, Brown, Buell, Burwell, Chisholm, Clark, Cook, Crooks, Duncombe, Elliott, Howard, Jarvis, Ketchum, Lyons, D. McDonald, McMartin, Macnab, Magon, Morris, Mount, Norton, Randal, Robinson, Roblin, Samson, Shade, Shaver, Solicitor General, Thomson, VanKoughnett, and Werden.

lency the Lieutenant Governor to know when His Excellency would be pleased to receive this House with its address, requesting His Excellency to transmit the address to His Majesty, reported that His Excellency had been pleased to name the hour of three P. M. this day.

At three o'clock P. M. the House waited on His Excellency with its address, requesting His Excellency to transmit the address to His Majesty, on the subject of the Jesuits' Estates, to His Majesty's Principal Secretary of State for the Colonies, to be by him laid at the foot of the Throne; and being returned, the Speaker reported that His Excellency had been pleased to make thereto the following answer :

Gentlemen of the House of Assembly,

Ordered.

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I will take an early opportunity of forwarding to His Majesty's Secretary of State for the Colonies, this address to the King.

Anaddress to. Mr. Macnab, seconded by Mr. Berczy, moves that an be sent to His humble address he presented to His Excellency the Licutenant Excellency requesting that Governor, praying that he will cause to be made a larger ima larger in- ? pression of the Acts of the present Session of the Legislature, so as there may not be less than forty copies at the disposal of may be made. each member of the Legislature, and this House will, at the in future. each member of the Legislature, and this House will, at the An Actito restrain the selling of Beer, Ale, Cider, and other next Session of Parliament, make good the expense of the liquors not spirituous, in certain Towns and Villages in this same, as well as for all other printing required to be done for Province, and to regulate the manner of licensing the same." the Government of this Province during the current year.

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At three o'clock P. M. the Gentleman Usher of the Black Black Rod passed an Address to His Majesty on the subject of the Jesuits Rod came to the Bar and delivered His Excellency's commands Excellency's Estates, and humbly request Your Excellency to be pleased to for the immediate attendance of the House at the Bar of the commands for Legislative Conneil Chamber; and, having retired, the Speaker attendance of House at bar and Members present forthwith attended at the Bar of the of Legislative Legislative Council Ghamber, when His Excellency was Council. pleased to assent, in His Majesty's name, to the following bills, House attends. viz :---

> "An Act to remove doubts respecting the Jurisdiction of Eills assented Commissioners of Customs in this Province." to by Elis Excellency.

" An Act to facilitate summary proceedings before Justices of the Peace, and to afford to such Justices reasonable protection in the discharge of their duty."

" An Act to make valid certain proceedings in the Home District Court."

"An Act to confirm British Subjects in their titles to

" An Act to provide for making Stock held in Companies having a Joint Transferable Stock, liable to the satisfaction of debts.'

" An Act for the appointment of Commissioners to ascertain the North Boundary Line of the Township of Niagara, and to establish a public highway contiguous to the same."

" An Act to Incorporate certain persons under the style and title of the President, Directors and Company, of the Commercial Bank of the Midland District."

"An Act to Incorporate a Joint Stock Company to im-

" An Act to afford means for attaching the Property of Absconding Debtors."

"An Act for altering and amending the Charter of the President, Directors and Company, of the Bank of Upper Canada, and for increasing the number of Shares to be held in the Capital Stock of the said Bank."

"An Act to repeal part of, and extend the provisions of an Act passed in the last Session of the Parliament of this Province, entitled 'An Act to erect the County of Prince Edward into a separate District.'"

" An Act to establish a Police in the Town of Brockville,

" An Act to repeal part of, and amend the Charter of the

"An Act granting to His Majesty, a sum of money to defray the contingent expenses of the last Session of the Provincial Parliament."

"An Act granting a sum of money for the relief of the sick and destitute Emigrants at Prescott."

"An Act to impose an additional duty on licenses to vend Wines, Brandy, and Spirituous Liquors."

"An Act to authorise a loan to the President, Directors and Company of the Cobourg Harbor."

"An Act to authorise a loan to the President, Directors Mr. Macnab, from the Committee to wait on His Excel- and Company of the Port Hope Harbor and Wharf Com pany."

> "An Act authorising a loan to the President and Directors of the Desjardins' Canal Company."

> "An Act granting to His Majesty, a sum of money to obtain plans and estimates of a Penitentiary to be erected in this Province, and to appoint Commissioners for the same."

> "" An Act to grant a sum of money to His Majesty, in aid of the York Hospital."

"An Act granting to His Majesty, a sum of money in aid of the crection of an Hospital in or near the Town of Kingston."

"An Act granting to His Majesty, a sum of money to be expended in the completion of the Burlington Bay Canal, and to defray the expenses thereof." 的复数形式的复数形式

"An Act for granting to His Majesty, a certain sum of money to defray the expense of erecting a Light House between . Nicholson's Island and the Ducks, and for appointing Commissioners to superintend the erection thereof."

"An. Act to continue in force for a limited time, an Act passed in the fourth year of His late Majesty's Reign, entitled,

"An Act granting to His Majesty, a sum of money for the purposes therein mentioned.'

Council.

wait on His Excellency

Parliament

building bill

sent down

amended.

Amendments to Parliament building bitt read.

Members present.

nionths.

Nem Con.

House to wait on His Excellency with address to King at 3 P. M. to-day.

House waits on His Excellency with address to King on Jeguits estates.

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Answer.

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Bills assented to by His Excellency

"An Act to repeal part of an Act passed in the fourth Gentlemen of the House of Assembly, year of His late Majesty's Reign, "entitled, "An Act to divide the County of Carleton, in the Bathurst District.'

"An Act to Incorporate a Joint Stock Company, under the style and title of the President, Directors and Company of the Port Burwell Harbor."

"An Act Incorporating a Joint Stock Company, under the style and title of the President, Directors and Company of the Port Dover Harbor."

" An Act to extend the provisions of an Act passed in the first year of His Majesty's Reign, "entitled, "An Act granting to His Majesty, a sum of money to be raised by Debenture for the improvement of Roads and Bridges in the several Districts of this Province."

"An Act for appropriating certain monies towards the payment of the war losses."

And was pleased to reserve for the signification of His Majesty's pleasure, the Bill entitled,

"An Act to protect the interests of Captain Alexander Bill reserved. Shaw."

> His Excellency was then pleased to address the two Houses with the following Gracious Speech:

Honorable Gentlemen of the Legislative Council, and

Gentlemen of the House of Assembly,

Speech of His Excellency at close of Session.

In relieving you from your Legislative duties, it is satisfactory to me to observe, that you have directed your attention to several objects of great interest to the Colony.

I thank you in His Majesty's name, for the sums voted for Public Institutions, and Works carrying on in the Province.

Honorable Gentlemen, and Gentlemen,

The extent and fertility of the unoccupied lands will continue to attract to this Country large portions of the redundant population of the Parent State. I am therefore persuaded, that on your return to your respective Counties, your influence may be usefully exerted in organizing Societies for the purpose of affording information to Emigrants, which they so much require, at the Ports where they first disembark, and facilitating their dispersion in the Districts in which they may readily obtain employment.

The increasing value of land-the Harbors, Canals, and Steam Boats, now constructing-the number of acres brought into cultivation in most Districts-the projected internal Commerce by Steam Vessels on Lake Simcoe, and the Rice Lakes, are the favorable results of recent Emigration.

The exports of Staple products of the Province, last Scason, amounted to a third more than those of the preceding year, and the sales of imported articles have been doubled in three years.

Such are the proofs of the property and independence, which, in a few years, have been created wholly in the Province by the industry and labor of the great body of Settlers; and also of the general prosperity and progressive advancement of the interests of the Colony.

After which the Honorable the Speaker of the Legislative Council declared, that it was His Excellency's pleasure, that House prothis Parliament be prorogued to the seventh day of March rogued to 7th next, and declared the Parliament prorogued to the said seventh March next. day of March, to be then and here holden.

NOTE.-The Figures marked *, and † denote Divisions.

ACCOUNTS-Contingent Rep. on 121, Public 16 Welland Canal 42. ADDRESS-To His Majesty founded on Petitions of Grievances 107, 124, * 125, * 126, On the subject of Annexing the City of Montreal to this Province, 23. Clergy Reserves 42, *42, 43, East India and China Trade 13, R. A. 130. Jesuits Estates 129, King's College 63, 65, *66, Land for support of Common Schools 19, 39, *72, Post Office Department 118, Removal of Seat of Government 96, School Lands 55, 56, 57, Settlement of Province 65, 69, 71, 78. Ten Townships of Land to pay War losses 96. ADDRESS-To His Excellency for information concerning Executive and Legislative Councils 8, *29. For information relative to Lands sold by Crown Land Commissioner, &c. &c. 10. For information respecting Medals to Militia Men 13, 26, 30, 31, ans'r. 61. For information repecting School Lands 25, For do. respecting Jesuits Estates 35, 60, 61, ans'r. 67. For information respecting merchandize imported into this Prov. 44. For information respecting Office of Surveyor General, 44, 72, 74, ans'r. 76. For information respecting the protraction of York County Election * 53. For larger impression of Statutes 130. For copy of petition of Inhabitants of London District, and other documents on the subject of School Lands R. A. 150. and endowment of District Schools, 44, 51, 51, answ'r. 58. For returns from all District Treasurers for the last 3 years, and acct's. from Commissioners of the Peace of the application of wild land assessment tax *20, 20, answ'r. 23. For returns from Sheriffs and Treasurers, 56, †65, 70, †71, answ'r. 76. For returns from Road Commissioners, 87, 87, answ'r. 95. In answer to Speech, 12, 17, †14, †14, †16. On the subject of Common Schools, 40. On the subject of Crown Timber, 43, 44, 45, answ'r. 51. On His Excellency's answer to Address, requesting an account of Militia Fines, and of emolument of officers of Government, 8: On the subject of War Losses, 25, 31, 35, answ'r. 42. Relative to Survey of Trent, 8, 20, 95, 97, 99, answ'r. 104. Relative to lands to Militia Men, 106, 108, answ'r. 112. Relative to Receiver General's security, 95. Relative to dismissal of Chaplain, †104, 106, †108, answ. 113. To extend the Session, †100, †110, †110, answ'r. 113. To transmit Address to King, on the subject of School Lands, 57, 58, answ'r. 63. To transmit Address to King, on Charter of King's College, 66, 67, answ'r. 75. To transmit Address to King on Settlement of Province, 73, 75, answ'r. 83. To transmit Address to King, (grievances) 126, 126, answ'r. 12 To transmit Address to King, Jesuits' Estates, 129, ans. 150. To transmit resolutions on Improvement of Saint Law-Trence, to Governor General, 67. To pay Contingencies, 125, †126, answ'r. 127 B., BANK OF UPPER CANADA-Statement of its affairs required, 8, S1. BARNEY, COTTON-brought to the Bar, 73, †74. BILL-Abolition of Imprisonment for Debt in certain cases, 7, 14, 69, referred to Select Committee. Absconding Debtors, 7, 14, 69, 70, 98, 107, *108, R. A. 150. Administration of Justice improvement in Criminal cases, 7, 20. Ale-House License, 47, 102, 113, 115, 125, R. A. 130. Arbitrators remuneration, 112, 113. R. A. 151. Assessment amendment, 25, 65. Assessment amendment, (L. C.) 102, 106. Banking regulation, 8, 14, 69.

Bathurst Representation, 47, 63, *116, *117, 117, 125, R. A. 131.

is left in the second

Brockville Police, 21, *44, *46, 65. Brockville Police, (2) 72, 103, 103, *106, 112, R. A. 150. Burlington Canal, 95, 98, 115, 114, *114, 125, R. A. 130. Census to amend the mode of taking, 25. Chaplain's Salary repeal, 8, 10, *25. *27. Clergy Reserves, *120. Cobourg Harbor, 92, 93, 109, *111, 116, R. A. 150. Commissioners appointment, 13, 24, *29, *30. Commissioners of Customs Jurisdiction, (L. C.) 26, 114, 115, P. A. 120 Common School. 13, 122. Common School Law amendment, 8, 14, 76. Common School Regulation, 67. Contingency, 105, 107, 112, R. A. 130. Cornwall Survey, 47,*51. County Court, 19. Court of Appeal, (L.C.) 47, 66, 115. Court of Requests, 36. Debtors detention, 16, 56. Deer Protection, 9, 25. Des Jardin's Canal, 74, 108, *110, 124, R. A. 130. Destitute Emigrants relief, 94, 95, 109, 111, 128, R. A. 150. District Court Law Amendment, 7, 16, 66. District Officers' Residence, 19, 66. Douglass' Patent, 29, *44, 46. Dower, 85. Elective Franchise extension, S5, 67. Erie and Ontario Rail Road Company, 36, 40, 43. Ejectment Law amendment, 19, 63. Fire Companies Bill, 65. Felons' Counsel 8, 20, 96, * 96. Gaol limits 102, 128, 128. Gore of Fredericksburgh Survey 117, *118. Grand River improvement 81, *56, 57, *59, 90, 91, *92, Grantham Academy 95, *109, *112. Habeas Corpus to extend the benefit of 22. Harback's Patent * 56. Home District Court 76, 127, R. A. 130. House-keeper, and others, Salary, Exc. Cou'l. Office, 106,113. Improvident patent 50, 63. Indians Spirituous Liquors 60. Infanticide prevention, (L. C.) 21, 24, 24, 25, R. A. 58. Inspectors and Collectors 95. Intestate Estate 8, 16, * 67, * 68. Judges of District Court Salary 8. Jury Laws amendment 16, 65. Justices protection (L. C.) 33, 114, *114, R. A. 130. King's Bench, place of sittings, (L. C.) 41, 53, 54, 57, R. A. King's Bench, to alter the place of holding, 28. King's Bench, to alter the terms of Court of 30. Kingston Bank, 15, 18, *18, 72, 73, 74, R. A. 130. Kingston Hospital, 95, *109, 112, 128, R. A. 130. Libel Law amendment, 8, 12, 12, 26, *26, 27. Light House duty repeal, 96. Lincoln Election, 67. Line fence and water course, 7, 16, 58, *59, *60, 68. Live Stock duty, 95, 109, 112. London District School, 44, *49, *50. Maynard's relief, 68. Midland District Quarter Sessions, *19, *47, 48, *49. Newcastle District County, 56. Niagara Boundary Line, 87, 122, 123, 125, R. A. 180. Niagara Canal, 45, *50, 50, *51, 102, 105. Niagara Canal Company, (2) 106, *108, 111, R. A. 180. Niagara District Bank, 25, *125. Niagara Lands, (L. C.) 89, 128. North Boundary of Niagara, (L. C.) 104. Oaths and Declarations repeal, (L. C.) 38, 116, 117. Offenders Transportation; (L. C.) 50, 116. Official advertising price, 8, 14, 27, 46, *48. Ordinance repeal, (L. C.) 88, 66, 115. Patterson's Creek, or Port Dover Harbor, 105, 117, 118, 125, Penitentiary, 95, 111, 112, 124, R. A. 130. Peter's Point Light House, 106, 113, 114, 130, R. A. 130. Physic and Surgery, 9, 21.

Peter's Point Light House, 106, 113, 114, 130, R. A. 130. Physic and Surgery, 9, 21. Port Burwell Harbor, 96, †117, 118, 125, R. A. 131. Port Hope Harbor Loan, 95, 95, †109, 111, 124, R. A. 130. Post Office, 118. Prince Edward Gaol and Court House, 21, 44, 345, †46, 58,

.....

1.1

| | Of conference on commissioners appoint- |
|---|--|
| 59, 65. Prince Edward Gaol and Court House, (2) 67, 103, 104, 105, | ment Bill, 47 : Rep. 56. |
| 107, R. A. 180. | Of conference on Supply Bill, 128: Rep. 124. |
| Prince Edward New Township, 29. | COMMITTEE OF WHOLE—On His Excellency's Speech at open- |
| Rapelje relief, 25. Registry Laws amendment, 19, 28, 69. | ing of Session, 10, 10, †11, †12. |
| Religious test abolition, 7, 14, 69. Religious Worship protection, 7, 26. | On Supply, 13, 21, 22, 63, †70, †72, 88, 89, †92, †93, 97, 99, 100, 107. |
| Rideau Canal Navigation regulation, 10. | On Res. on settlement of Crown |
| Road and Bridge, 70, 102, 103, 105, 107. Road Commissioners Bill, 52, 63, 112, 122, 125, R. A. 131. | Lands, 21, 56. On Rep of Sel. Committee on Peti- |
| Roman Catholic relief, (L. C.) 58, 122. | tion of Thomson & Macfarlane, 59. On Despatch on Timber Trade, 60. |
| Shaw's Protection, (L. C.) 95, 103, 103, Reserved 131. | On Settlement of Province, 63. |
| Sheriff's Security, 7, 9, 22. Shop and Steam-boat Licence, 16, 23, 108, 110, 116, R. A. | On reply to Address on Jesuits' Es- tates, 63. |
| 130. | On contingencies, 122, 125. |
| Spirituous Liquor consumption in Shops prevention, 36, 63. Stock liability Bill, (L. C.) 104, 129, 129, R. A. 130. | On Report of Com. of Conf. on Sup- ply Bill, †127. |
| Summary conviction of persons selling liquor without Licence, | On Report of Com. of Conf. on War |
| 17, 66. Supply, 10C, 113, 115, †116, 123. | Losses Bill, 127. On Rep. of Com. of Conf. on Parl. |
| Survey, 9, 26, Ref. to Sel. Committee, 23, Rep. 69. | Buildings Bill, 128. |
| To complete Parliament Building, 107, 113, 115, 130. | DIRECTORS to Welland Canal appointed, 129. DISTRIBUTION of Statutes, 96, †97. |
| To confirm British subjects in their titles to lands, (L. C.) 87. 87, 89, 89, 102, †106, R. A. 130. | DOCUMENTS relative to School Lands, 65, to be printed. |
| To consolidate the public debt, 71. To define the power and duty of Justices and Coroners in cer- | II. |
| tain cases, 7, 20, 96, 96, 97. | 110USE-Attends His Excellency at commencement of Session, 7. |
| To facilitate legal remedies against Corporations, (L. C.) 72, 73, †128, †128, 129. | Waits on His Excellency with Addresses to His Majesty on Clergy Reserves and School Lands, 63. |
| To make good certain votes, 8, 106, 113, †114, 125, R. A. | Do. On King's College Charter, 75. Do. On Settlement of the Province, 85. |
| 180. To prevent the application of District Funds in certain cases, | Do. On Grievance Petitions, 127. |
| 23, 29. | Do. On Jesuits' Estates, 190. HOUSE—Attends His Excellency at close of Session, 190. |
| To prevent the obstruction of the River Thames, 21, 45, 117. To protect Masters against embezzlement by servants & others, | JOURNALS READ-On Settlement of Crown Lands, 9, 21- |
| 19, 63. | On Penitentiary notice, 10. |
| To protect the interests of persons whose lands may be sold for arrears of taxes, 107. | On Clergy Reserves and King's College, notice, 10:struck off order, †18. |
| To regulate acceptances and facilitate the recovery of negocia- ble securities, 19, 63. | On Petition of Wm. Scollick, and others, notice, 21, 23. |
| To relieve bona fide holders of negotiable securities, 19, 63. | On Petition of R. C. Horne, Esq., notice, 25. |
| To remove doubts respecting the jurisdiction on inland waters, (L.C.) 21, 24, 25, 27, 55, R.A. 58. | On Petition of Magistrates of Kingston, 28. On Lands to Militia Men, notice, 35. |
| Township Officers, 13, †49, 57, 62, 76, †76, †86. | On the subject of School Lands, 49, 55. |
| Vexatious Law Suits prevention, 7, 9, †23. | On improvement of Saint Lawrence, 60. On subject of money voted to certain persons, 95. |
| Upper Canada Bank Charter extension, 16, 55, 76, 86, †86, | On remuneration of Arbitrator, 95. |
| †27, †88, †104, †113, †114, R. A. 130. | On Expenses of Militia Court Martial, †103. JOURNALS-Copy to be exhibited, daily, in the Lobby, 13. |
| Wir Loss Sufferers Relief, 91, †108, †111, †111, 118. War Loss do. do. (2) †119, 127, 127, 127, R. A. | Petition of Peter Franks, and others, entered on 17. |
| 131. | L. LIBEL-Resolution declaring a certain publication in Colonial Advocate |
| Welland Canal Directors appointments, 69, 71. Welland Canal Tollextension, 68, †117, †118. | to be a, 93. |
| White Fish Fishery protection, 95, 95. | Mr. MacKenzie called on for his defence, 34. Defence adjourned, 34. |
| Wolf Bounty, 19. We want and the diamond of Barl Wetter by Will 80. 62 | Mr. MacKenzie concludes his defence, 36. |
| women married to uspose of Real Estate by win, 50, 65. | |
| Women married to dispose of Real Estate by Will, 36, 63. York Hospital, 95, 109, 112, 128, R. A. 130. | Question adjourned, 36. Question resumed, 436. |
| | Question resumed, †36. Publication declared to be a Libel, 37. |
| York Hospital, 95, 109, 112, 128, R. A. 130. | Question resumed, †36. Publication declared to be a Libel, 37. Case of Libel resumed, †38. Mr. MacKenzie expelled, †39. |
| York Hospital, 95, 109, 112, 128, R.A. 130. York New Market, 66. C. CALL of the House, 125. | Question resumed, †36. Publication declared to be a Libel, 37. Case of Libel resumed, †38. Mr. MacKenzie expelled, †39. Proceedings to be printed, 39. |
| York Hospital, 95, 109, 112, 128, R. A. 130. York New Market, 66. C. CALL of the House, 125. CERTIFICATE of a vacancy in the representation of the County of | Question resumed, †36. Publication declared to be a Libel, 37. Case of Libel resumed, †38. Mr. MacKenzie expelled, †39. |
| York Hospital, 95, 109, 112, 128, R. A. 130. York New Market, 66. C. CALL of the House, 125. CERTIFICATE of a vacancy in the representation of the County of Grenville, 9. CHAPLAIN—proceedings relative to, 8, 9. | Question resumed, †36. Publication declared to be a Libel, 37. Case of Libel resumed, †38. Mr. MacKenzie expelled, †39. Proceedings to be printed, 39. Second case of 76 to †86. M. MACKENZIE, W. L. Esg. Expelled, †39. †84. |
| York Hospital, 95, 109, 112, 128, R. A. 130. York New Market, 66. C. CALL of the House, 125. CERTIFICATE of a vacancy in the representation of the County of Grenville, 9. CHAPLAIN—proceedings relative to, 8, 9. CHAPLAIN—proceedings relative to, 8, 9. CLERK of Crown in Chancery to issue Writ for county of Grenville, 9, Report on same, 16. | Question resumed, †36. Publication declared to be a Libel, 37. Case of Libel resumed, †38. Mr. MacKenzie expelled, †39. Proceedings to be printed, 59. Second case of 76 to †86. M. MACKENZIE, W. L. Esq. Expelled, †39, †84. MESSAGE FROM LT. GOVERNOR-Relative to Clergy Reserves, 116, 119. |
| York Hospital, 95, 109, 112, 128, R. A. 130. York New Market, 66. C. CALL of the House, 125. CERTIFICATE of a vacancy in the representation of the County of Grenville, 9. CHAPLAIN—proceedings relative to, 8, 9. CHAPLAIN—proceedings relative to, 8, 9. CLERK of Crown in Chancery to issue Writ for county of Grenville, 9, Report on same, 16. Of the House to take down certain words, 34. | Question resumed, †36. Publication declared to be a Libel, 37. Case of Libel resumed, †38. Mr. MacKenzie expelled, †39. Proceedings to be printed, 59. Second case of 76 to †86. M. MACKENZIE, W. L. Esq. Expelled, †39, †84. MESSAGE FROM LT. GOVERNOR-Relative to Clergy Reserves, 116, 119. Relative to the Independence of |
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| York Hospital, 95, 109, 112, 123, R. A. 130. York New Market, 66. C. CALL of the House, 125. CERTIFICATE of a vacancy in the representation of the County of Grenville, 9. CHAPLAIN-proceedings relative to, 8, 9. CLERK of Crown in Chancery to issue Writ for county of Grenville, 9, Report on same, 16. Of the House to take down certain words, 34. To the Houorable the Legislative Council brings message, 120. COMMITTEE SELECT-On printing, 14, Report, 122. On Petition of Peter Frank, and others, (ballot) 15, 18. On expiring Laws, 19, 58, Report, 65. On Public Accounts, 23, 26, Rep. 66: 2nd do. 95. On Roads and Bridges, (ballot of 11) 25, †23. On Verland Canal accounts, 43:Rep. 69. On Message of His Excellency relative to expenses incurred by Legislature occu- pying Court House, 66:Rep. 70. On Message of His Excellency, and papers relating to Parliament building, 35: Rep. 96. To enquire and report on best method of establishing a Lunatic Asylum, 22. To examine and report on best method of establishing a Lunatic Asylum, 22. | Question resumed, $+36.$ Publication declared to be a Libel, 57. Case of Libel resumed, $+38.$ Mr. MacKenzie expelled, $+39.$ Proceedings to be printed, 59. Second case of 76 to $+86.$ M. MACKENZIE, W. L. Esq. Expelled, $+39, +84.$ MESSAGE FROM LT. GOVERNOR—Relative to Clergy Reserves, 116, 119. Relative to the Independence of Judges, 24. With Annual Report of York Hospital, 24, With despatch in answer to Ad- dress of last Session, (Crown Timber) 24. With account of Crown Lands sold by Commissioner, 24. With answer to address of con- dolence, 24. With answer to address of con- dolence, 24. With communication from Re- ceiver General, and Report, &c. Burlington Canal Com- missioners, 24—Referred, 26. With returns of suits during the year, ending 31st December, 1830, 24. With return of lands sold for taxes Ottawa District, 33. With Treasurer's Account of expenses in consequence of Court House being occupied |
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| York Hospital, 95, 109, 112, 128, R. A. 130. York New Matket, 66. C. CALL of the House, 125. CERTIFICATE of a vacancy in the representation of the County of Grenville, 9. CHAPLAIN—proceedings relative to, 8, 9. CHAPLAIN—proceedings relative to usue Writ for county of Grenville, 9, Report on same, 16. Of the House to take down certain words, 34. To the Houorable the Legislative Council brings message, 120. COMMITTEE SELECT—On printing, 14, Report, 122. On Petition of Peter Frank, and others,— (ballot) 15, 18. On expiring Laws, 19, 52, Report, 65. On Public Accounts, 29, 26, Rep. 66:— 2nd do. 95. On Roads and Bridges, (ballot of 11) 25, 128. On Post Office Department, 23:—2 mem- bers added, 106. On Message of His Excellency via Haur- burging Court House, 66:—Rep. 70. On Message of His Excellency with Bur- lington Canal papers, 26:—Rep. 93. On contingencies, 95:—Rep. 121. On Message of His Excellency with Bur- lington Canal papers, 26:—Rep. 93. On contingencies, 95:—Rep. 121. On Message of His Excellency and papers relating to Parliament building, 35:— Rep. 90. To enquire and report on best method of establishing a Lunatic Asylum, 22. To examine and report on Resturns from Road, Commissioners, 43:—Rep. 87.— 2nd 127. To search Journals of Legislative Council on Chaplain's Shary Bill, 87. | Question resumed, †36. Publication declared to be a Libel, 37. Case of Libel resumed, †38. Mr. MacKenzie expelled, †39. Proceedings to be printed, 39. Second case of 76 to †86. M. MACKENZIE, W. L. Esq. Expelled, †39, †84. MESSAGE FROM LT. GOVERNORRelative to Clergy Reserves, 116, 119. Relative to the Independence of Judges, 24. With Annual Report of York Hospital, 24, With despatch in answer to Ad- dress of 1ast Session, (Grown Timber) 24. With account of debentures, 24. With account of debentures, 24. With account of debentures, 24. With aswer to address of con- dolence, 24. With communication from Re- ceiver General, and Report, &c. Burlington Canal Com- missioners, 24-Referred, 26. With returns of suits during the year, ending Sits December, 1830, 24. With returns of suits during the year, ending Sits December, 1830, 24. With returns of publich relative to Journals Imperial Parliament, &c. 24. With returns of population, 53. With returns of commissioners of Parliament Buildings, 53-Re- ferred, 55. |
| York Hospital, 95, 109, 112, 128, R. A. 130. York New Matket, 66. C. CALL of the House, 125. CERTIFICATE of a vacancy in the representation of the County of Grenville, 9. CHAPLAIN—proceedings relative to, 8, 9. CHAPLAIN—proceedings relative to, 8, 9. CHAPLAIN—proceedings relative to, 8, 9. CHAPLAIN—proceedings relative to, 8, 9. CHAPLAIN—proceedings relative to as and, 16. Of the House to take down certain words, 34. To the Honorable the Legislative Council brings message, 120. COMMITTEE SELECT—On printing, 14, Report, 122. On Petition of Peter Frank, and others,— (ballot) 15, 18. On expiring Laws, 19, 52, Report, 65. On Public Accounts, 23, 26, Rep. 66:— 2nd do. 95. On Roads and Bridges, (ballot of 11) 25, †28. On Nessage of His Excellency relative to expenses incurred by Legislature occu- pying Court House, 66:—Rep. 70. On Message of His Excellency, rad papers relating to Parlianent building, 35:— Rep. 80. To enquire and report on best method of establishing a Lunauic Asylum, 22. To examine and report on Restarts from Rada Commissioners, 43:—Rep. 86. To enquire and report on Restarts from Rada Commissioners, 43:—Rep. 87.— 2nd 127. To search Journals of Legislature Council on Chaplair's Salary Bill, 87. Of conference on Prince Edward Bill, 59: — Rep. 36. | Question resumed, #36. Publication declared to be a Libel, 37. Case of Libel resumed, #38. Mr. MacKenzie expelled, #39. Proceedings to be printed, \$30. Second case of 76 to #88. M. MACKENZIE, W. L. Esq. Expelled, #39, #84. MESSAGE raom Lr. GOVERNORRelative to Clergy Reserves, 116, 110. Relative to the Independence of Judges, 24. With Annual Report of York Hospital, 24, With despatch in answer to Ad- dress of last Session, (Grown Timber) 24. With account of Crown Lands sold by Commissioner, 24. With answer to address of con- dolence, 24. With communication from Re- ceiver General, and Report, &cc. Burlington Canal Com- missioners, 24Referred, 26. With returns of suits during the year, ending S1st December, 1830, 24. With returns of population, 53. With returns of population, 53. With returns of population, 53. With returns of computed for taxes Otrawa District, 33. With returns of computed for S00, 24. With returns of computed for taxes Otrawa District, 33. With returns of computed for taxes Otrawa District, 35. With returns of computed for taxes Otrawa District, 35. With returns of computed for S00, 24. With returns of computed for taxes Otrawa District, 35. With returns of computed for S00, 24. With returns of computed for S00, 24. With returns of for Commissioners of Parliament Buildings, 53-Re- ferred, 55. With returns of emolyments of |
| York Hospital, 95, 109, 112, 128, R.A. 130. York New Market, 65. C. CALL of the House, 125. CERTIFICATE of a vacancy in the representation of the County of Graville, 9. CHAPLAIN-proceedings relative to, 8, 9. CHAPLAIN-proceedings relative to usue Writ for county of Grenville, 9, Report on same, 16. Of the House to take down certain words, 34. To the Houorable the Legislative Council brings message, 120. COMMITTEE SELECT-On printing, 14, Report, 122. On Petition of Peter Frank, and others,- (ballot) 15, 18. On expiring Laws, 19, 52, Report, 65. On Public Accounts, 29, 26, Rep. 66:- 2nd do. 95. On Roads and Bridges, (ballot of 11) 25, †23. On Post Office Department, 23:-2 mem- bers added, 106. On Message of His Excellency relative to expenses incurred by Legislature occu- pying Court House, 66:-Rep. 70. On Message of His Excellency with Bur- lington Canal papers, 26:-Rep. 93. On contingencies, 95:-Rep. 93. On contingencies, 95:-Rep. 93. On Message of His Excellency and papers relating to Parliament building, 35: Rep. 90. To enquire and report on best method of establishing a Lunatic Asylum, 92. To examine and report on Returns from Road (Commissioners, 48:Rep. 87 3nd 127. To search Journals of Legislative Council on Chaplain's Salary Bill, 87. Of conference on Prince Edward Bill, 59: Rep. 63. Of conference on Brince Edward Bill, 59: Rep. 63. | Question resumed, †36. Publication declared to be a Libel, 37. Case of Libel resumed, †38. Mr. MacKenzie expelled, †39. Proceedings to be printed, 59. Second case of 76 to †80. M. MACKENZIE, W. L. Esq. Expelled, †39, †84. MESSAGE FROM L.T. GOVERNORRelative to Clergy Reserves, 116, 119. Relative to the Independence of Judges, 24. With Annual Report of York Hospital, 24, With despatch in answer to Ad- dress of last Session, (Crown Timber) 24. With account of Crown Lands sold by Commissioner, 24. With answer to address of con- dolence, 24. With communication from Re- ceiver General, and Report, &cc. Burlington Canal Com- missioners, 24- With connumication from Re- ceiver General, and Report, &cc. Burlington Canal Com- missioners, 24- With convolution from Re- ceiver General, and Report, &cc. 24. With convolution from Re- ceiver General, and Report, &cc. Surington Canal Com- missioners, 24- With returns of suits during the year, ending Sits December, 1850, 24. With returns of population, 53. With Treasurer's Account of expenses in consequence of Court House being occupied by Legislature, 35. 66. With returns of emoluments of Parliament Buildings, 53-Re- fered, 55. With returns of emoluments of Parliament Buildings, 53-Re- fered, 55. With returns of emoluments of Parliament Buildings, 53-Re- fered, 55. With District and Common |
| York Hospital, 95, 109, 112, 128, R.A. 130. York New Market, 66. C. CALL of the House, 125. CERTIFICATE of a vacancy in the representation of the County of Granville, 9. CHAPLAIN-proceedings relative to. 8, 9. CIERK of Crown in Chancery to issue Writ for council brings message, 120. COMMITTEE SELECT-On printing, 14, Report, 122. On Petition of Peter Frank, and others, (ballot) 15, 18. On expiring Laws, 19, 52, Report, 65. On Rubic Accounts, 23, 26, Rep. 66: 2nd do. 95. On Roads and Bridges, (ballot of 11) 25, 428. On Post Office Department, 28:2 mem- bers added, 106. On Message of His Excellency relative to expenses incurred by Legislature cour- ping Court House, 66:Rep. 70. On Message of His Excellency and papers relating to Parliament building, 85: Rep. 98. To examine and report on best method of establishing a Lunatic Asylum, 22. To examine and report on best method of establishing a Lunatic Asylum, 22. To examine and report on the Causifier for expanse and report on the Causifier for establishing a Lunatic Asylum, 22. To examine and report on the Causifier for establishing a Lunatic Asylum, 22. To examine and report on the Causifier for establishing a Lunatic Asylum, 22. To examine and report on the Causifier for establishing a Lunatic Asylum, 22. To examine and report on the Causifier for establishing a Lunatic Asylum, 23. To examine and report on the Causifier for establishing a Lunatic Asylum, 23. To examine and report on the Causifier for establishing a Lunatic Asylum, 23. To examine and report on the Causifier for establishing a Lunatic Asylum, 24. To examine and report on the Causifier for establishing a Lunatic Asylum, 25. To examine and report on the Causifier for establishing a Lunatic Asylum, 26. To examine and report on the causifier for establishing a Lunatic Asylum, 28. To examine and rep | Question resumed, 436. Publication declared to be a Libel, 37. Case of Libel resumed, 438. Mr. MacKenzie expelled, 439. Proceedings to be printed, 39. Second case of 76 to 486. M. MACKENZIE, W. L. Esq. Expelled, 439, 434. MESSAGE FROM LT. GOVERNOR-Relative to Clergy Reserves, 116, 110. Relative to the Independence of Judges, 24. With Annual Report of York Hospital, 24. With despatch in answer to Ad- dress of last Session, (Crown Timber) 24. With account of Crown Lands sold by Commissioner, 24. With account of debentures, 24. With returns of suits during the year, ending 31st December, 1830, 94. With cropy of despatch relative to Journals Imperial Parliament, &c. 24. With return of lands sold for taxes Ottawa District, 33. With Treasurer's Account of expenses in consequence of Court House being occupied by Legislature, 35, 66. With returns of emoluments of Public Officers, 95. With District and Common |
| York Hospital, 95, 109, 112, 128, R.A. 130. York New Market, 66. C. CALL of the House, 125. CERTIFICATE of a vacancy in the representation of the County of Grenville, 9. CHAPLAIN—proceedings relative to, 8, 9. CLERK of Crown in Chancery to issue Writfor county of Grenville, 9. Report on same, 16. Of the House to take down certain words, 54. To the Houorable the Legislative Council brings message, 120. COMMJITTEE SELECT—On printing, 14. Report, 122. On Petition of Peter Frank, and others,— (ballou) 15, 18. On expiring Laws, 19, 52, Report, 65. On Rudats and Bridges, (ballot of 11) 25, 152. On Post Office Department, 23:2 mem- bers added, 106. On State of the Representation, 80. On Message of His Excellency relative to expense incurred by Legislature occu- pying Court House, 66:Rep. 70. On Message of His Excellency and papers relating to Parliament building, 85: Rep. 96. To enquire and report on best method of establishing a Lunatic Asylum, 22. To examine and report on next method of establishing a Lunatic Asylum, 22. To examine and report on Reitarns from Road Commissioners, 43:Rep. 87 Dat 127. To secarch Journals of Legislative Council on Chaplain's Salary Bill, 87. Of conference on Prince Edward Bill, 59: Rep. 63. Of conference on Prince Edward Bill, 59: Rep. 63. Of conference on War Loss Bill, 116: Rep. 118. | Question resumed, 436. Publication declared to be a Libel, 37. Case of Libel resumed, 438. Mr. MacKenzie expelled, 439. Proceedings to be printed, 59. Second case of 76 to 486. M. MACKENZIE, W. L. Esq. Expelled, 159, 484. MESSAGE FROM LT. GOVERNOR-Relative to Clergy Reserves, 116, 119. Relative to the Independence of Judges, 24. With Annual Report of York Hospital, 24, With despatch in answer to Ad- dress of last Session, (Crown Timber) 24. With account of Crown Lands sold by Commissioner, 24. With account of debentures, 24. With account of debentures, 24. With account of debentures, 24. With account of suits during the year, ending 31st December, 1850, 24. With returns of suits during the year, ending 31st December, 1850, 24. With return of lands sold for taxes Otrawa District, 33. With treturns of goulation, 35. With treturns of emoluments of Parliament Buildings, 55-Re- ferred, 55. With District and Common School returns, 35. With returns of emoluments of Public Officers, 35. With District and Common School returns, 35. With returns of emoluments of Public Officers, 35. With District and Common School returns, 35. With returns of emoluments of Public Officers, 35. With District and Common School returns, 35. With report of Grand Jury, (Peniteminary) 35. |
| York Hospital, 95, 109, 112, 123, R.A. 130. York New Market, 66. C CALL of the House, 125. CERTIFICATE of a vacancy in the representation of the County of Granville, 9. CHAPLAIN—proceedings relative to, 8, 9. CHAPLAIN—protectings relative to, 8, 9. CHARK of Crown in Chancery to issue Writ for county of Grenville, 9. Report on same, 16. Of the House to take down certain words, 54. To the Honorable the Legislative Council brings message, 120. COMMITTEE SELECT—On printing, 14, Report, 122. On Petition of Peter Frank, and others,— (ballot) 15, 18. On expiring Laws, 19, 52, Report, 65. On Public Accounts, 23, 26, Rep. 66:— 9.nd do. 95. On Roads and Bridges, (ballot of 11) 25, †23. Ou Post Office Department, 23:—2 mem- bers added, 100. On state of the Representation, 80. On Welland Canal accounts, 43:—Rep. 69. On Message of His Excellency with Bur- lington Canal papers, 26:—Rep. 70. On Message of His Excellency with Bur- lington Canal papers, 26:—Rep. 70. On Message of His Excellency and papers relating to Parliament building, 55:— Rep. 96. To enquire and report on best method of establishing a Lamatic Asylun, 32. To examine and report on Returns from Road Commissioners, 43:—Rep. 63. Of conference on Parliament Building Bill, 57:—Rep. 65. Of conference on Parliament Building Bill, 120:—Rep. 125. | Question resumed, 436. Publication declared to be a Libel, 37. Case of Libel resumed, 438. Mr. MacKenzie expelled, 439. Proceedings to be printed, 59. Second case of 76 to 486. M. MACKENZIE, W. L. Esq. Expelled, 139, 484. MESSAGE FROM LT. GOVERNOR-Relative to Clergy Reserves, 116, 119. Relative to the Independence of Judges, 24. With Annual Report of York Hospital, 24, With despatch in answer to Ad- dress of last Session, (Crown Timber) 24. With account of Crown Lands sold by Commissioner, 24. With account of debentures, 24. With communication from Re- ceiver General, and Report, & C. Burlington Canal Com- missioners, 24Referred, 26. With returns of suits during the year, ending 31st December, 1830, 24. With Treasures' Account of expenses in consequence of Court House being occupied by Legislature, 35, 66. With Treasures' Account of Public Officers, 35. With neturns of emoluments of Public Officers, 35. With meturns of emoluments of Public Officers, 35. With documents relative to snri- |
| York Hospital, 95, 109, 112, 123, R.A. 130. York New Market, 66. C CALL of the House, 125. CERTIFICATE of a vacancy in the representation of the County of Grenville, 9. CHAPLAIN—proceedings relative to, 8, 9. CHAPLAIN—proceedings relative to, 8, 9. CHARK of Crown in Chancery to issue Writfor county of Grenville, 9. Report on same, 16. Of the House to take down certain words, 54. To the Houorable the Legislative Council brings message, 120. COMMITTEE SELECT—On printing, 14, Report, 122. On Petition of Peter Frank, and others,— (balloo) 15, 18. On expiring Laws, 10, 52, Report, 65. On Public Accounts, 23, 26, Rep. 66:— 2nd do. 95. On Noads and Bridges, (ballot of 11) 25, 128. On Post Office Department, 28:—2 mem- bers added, 106. On state of the Representation, 80. On Westigned County, 43:—Rep. 70. On Wessage of His Excellency relative to expenses incurred by Legislature occu- pying Court House, 66:—Rep. 70. On Message of His Excellency and papers relating to Parliament building, 85:— Rep. 98. To enquire and report on best method of establishing a Lunauit Asylum, 32. To examine and report on best method of establishing a Lunauit Asylum, 32. To examine and report on best method of end Commissioners, 48:—Rep. 87.— 80. Gr conference on Dirackville Police Bill, 57:—Rep. 65. Of conference on Dirackville Police Bill, 57:—Rep. 65. Of conference on Dirackville Police Bill, 180:—Rep. 118. Of conference on Dirackville Police Bill, 180:—Rep. 118. Of conference on Parliament Building Bill, 180:—Rep. 118. | Question resumed, †36. Publication declared to be a Libel, 57. Case of Libel resumed, †30. Mr. MacKenzie expelled, †39. Proceedings to be printed, 39. Second case of 76 to †46. MACKENZIE, W. L. Esq. Expelled, †39, †84. MESSAGE FROMLT. GOVERNORRelative to Clergy Reserves, 116, 110. Relative to the Independence of Judges, 24. With despatch in answer to Ad- dress of last Session, (Crown Timber) 24. With despatch in answer to Ad- dress of last Session, (Crown Timber) 24. With account of Crown Lands sold by Commissioner, 24. With account of debentures, 24. With communication from Re- ceiver General, and Report, &c. Burlington Canal Com- missioners, 24-Referred, 28. With returns of suits during the year, ending 31st December, 1850, 24. With returns of lands sold for taxes Ottawa District, 33. With returns of population, 58. With returns of population, 58. With returns of population, 58. With returns of population, 58. With returns of computed by Legislature, 35, 66. With report of Commissioners of Parliament Buildings, 53-Re- ferred, 55. With District and Common Scol retures, 38. With District and Common Jury, (Penitentary) 33. With decuments relative to sin- render of duties under 14th Geo. III., 34. |
| York Hospital, 95, 109, 112, 123, R.A. 130. York New Market, 66. C. CALL of the House, 125. CERTIFICATE of a vacancy in the representation of the County of Granville, 9. CHAPLAIN-proceedings relative to, 8, 9. CHAPLAIN-Broceedings relative to issue Writfor county of Granville, 9. Report on same, 16. Of the House to take down certain words, 34. To exploring Laws, 19, 52, Report, 65. On Roads and Bridges, (ballot of 11) 25, †28. On State of the Representation, 50. On Message of His Excellency, with Bur- lington Canal papers, 80:-Rep. 93. On contingencies, 95:-Rep. 93. On contingencies, 95:-Rep. 93. To enquire and report on beat method of establishing a Lumait Asylum, 22. To examine and report on Returns from Road Commissioners, 43:-Rep. 63. Of conference on Brickwille Police Bill, 57:-Rep. 65. Of conference on Dischwille Police Bill, 57:-Rep. 65. Of conference on On Bill to confirm titles to Inde derived through Aliens, 105:- Rep. 105. | Question resumed, †36. Publication declared to be a Libel, 37. Case of Libel resumed, †30. Mr. MacKenzie expelled, †39. Proceedings to be printed, 39. Second case of 76 to †48. MACKENZIE, W. L. Esq. Expelled, †39, †84. MESSAGE FROM LT. GOVERNORRelative to Clergy Reserves, 116, 110. Relative to the Independence of Judges, 24. With Annual Report of York Hospital, 24, With despatch in answer to Ad- dress of last Session, (Crown Timber) 24. With account of Crown Lands sold by Commissioner, 24. With account of debentures, 24. With communication from Re- ceiver General, and Report, &c. Burlington Cannal Com- missioners, 24-Referred, 26. With returns of suits during the year, ending 31st December, 1830, 24. With crum of lands sold for taxes Ottawa District, 33. With returns of population, 58. With Treasurer's Account of expenses in consequence of Court House being occupied by Legislaure, 53, 66. With report of Commissioners of Public Officers, 98. With District and Common School returns, 133. With the terms of emoluments of Public Officers, 98. With documents relative to sorr- render of duties under 14th Geo. III., 34. With returns of Suits, 61. With returns of Suits, 61. With tretures of 51. With tretures of 51. With tretures of 51. With decomments relative, 51. With tretures of Suits, 61. With tretures of Suits, 61. With tretures of 51. With tretures of 51. With decomments of 51. With decomments relative, 51. With tretures of 51. With tretures of Suits, 61. With tretures of Suits, 61. With tretures of 51. With tretures of 51. With tretures of 51. With tretures of 51. With decomments relative, 51. With comments relative, 51. With comments relative, 51. With comments relative, 51. With comment |
| York Hospital, 95, 109, 112, 123, R.A. 130. York New Market, 66. C. CALL of the House, 125. CERTIFICATE of a vacancy in the representation of the County of Granville, 9. CHAPLAIN-Proceedings relative to, 8, 9. CHAPLAIN-Proceedings relative to, 8, 9. CHAPLAIN-Brock of Granville, 9, Report on same, 16. Of the House to take down certain words, 34. To the House to take down certain words, 34. To the House to take down certain words, 54. To the House to take down certain words, 54. To the House to take down certain words, 54. To the House to take down certain words, 54. On Public Accounts, 25, 26, Rep. 66:- 2nd do. 95. On Public Accounts, 25, 26, Rep. 66:- 2nd do. 95. On State of the Representation, 50. On State of the Representation, 50. On State of the Representation, 50. On Welland Gauai accounts, 43:Rep. 62. On Message of His Excellency relative to expenses incurred by Legislature occu- pring Court House, 66:Rep. 70. On Message of His Excellency with Bur- lington Canal papers, 86:Rep. 93. On contingencies, 95:Rep. 181. On Message of His Excellency with gapers relating to Parliament building, 57: Rep. 96. To enquire and report on best method of establishing a Lunatic Asylun, 32. To examine and report on Best method of establishing a Lunatic Asylun, 32. To examine and report on Best method of establishing a Lunatic Asylun, 32. To examine and report on Best method of establishing a Lunatic Asylun, 32. To examine and report on Best method of establishing a Lunatic Asylun, 32. To examine and report on Best method of establishing a Lunatic Asylun, 32. To examine and report on Best method of establishing a Lunatic Asylun, 32. To examine and report on Best method of establishing a Lunatic Asylun, 32. To examine and report on Best method of establishing a Lunatic Asylun, 32. To examine and report on Best method of establishing a Lunatic Asylun, 32. To examine and report on Best method of establishing a Lunatic Asylun, 32. To examine and report on Best method of establishing a Lunatic Asylun, 32. To examine and | Question resumed, 136. Publication declared to be a Libel, 57. Case of Libel resumed, 130. Mr. MacKenzie expelled, 139. Proceedings to be printed, 39. Second case of 76 to 106. M. MACKENZIE, W. L. Esq. Expelled, 159, 184. MESSAGE FROM LT. GOVERNOR-Relative to Clergy Reserves, 116, 119. Relative to the Independence of Judges, 24. With Annual Report of York Hospital, 24, With despatch in answer to Ad- dress of last Session, (Crown Timber) 24. With account of Grown Lands sold by Commissioner, 24. With account of debentures, 21. With answer to address of con- dolence, 24. With communication from Re- ceiver General, and Report, &c. Burlington Canal Com- missioners, 24Referred, 28. With returns of suits during the year, ending Sist December, 1830, 24. With return of lands sold for taxes Ottawa District, 33. With Treasurer's Account of Court House being occupied by Legislature, 33, 66. With returns of population, 38. With returns of population, 38. With returns of consequence of Court House being occupied by Legislature, 33, 66. With returns of consequence of Parliament Buildings, 35Re- ferred, 5. With returns of demonsers of Parliament Buildings, 35Re- ferred, 5. With returns of consistoners of Parliament Buildings, 35Re- ferred, 5. With returns of Genoluments of Parliament Buildings, 35Re- ferred, 5. With returns of condition from Grand Jury, (Penitentary) 35. With returns of Suits, 61. With Assessment returns, 61. With Keport of Commissioners of Parliament Returns of Suits, 61. With Assessment returns, 61. With Assessment returns, 61. With Mathereturns of Suits, 61. With Assessment returns, 61. With Assessment returns, 61. With Matheretureturns, 61. With Mathereturns of Suits, 61. With Suits 60. |
| York Hospital, 95, 100, 112, 123, R.A. 130. York New Market, 66. C. CALL of the House, 125. CERTIFICATE of a vacancy in the representation of the County of Granville, 9. CHAPLAIN-proceedings relative to, 8, 9. CHAPLAIN-Proceedings relative to, 8, 9. CHAPLAIN-Reproteedings relative to, 8, 9. CHAPLAIN-Brockedings relative to, 8, 9. CHAPLAIN-Brockedings relative to issue Writfor county of Grenville, 9. Report on same, 16. Of the House to take down certain words, 34. To exploring Laws, 19, 52, Report, 65. On Roads and Bridges, (ballot of 11) 25, †28. On State of the Representation, 50. On Message of His Excellency, and papers for cardinate in the second the second second by Legislature occu- pying Court House, 66:Rep. 70. On Message of His Excellency, and papers relating to Parliament building, 55: Rep. 96. To enquire and report on Neturns from Road, Commissioners, 43:Rep. 63. Of conference on Parliament building, 55: Rep. 65. Of conference on Dischville Police Bill, 57:Rep. 65. Of conference on Parliament Building Bill, 180:Rep. 105. | Question resumed, †36. Publication declared to be a Libel, 37. Case of Libel resumed, †30. Mr. MacKenzie expelled, †39. Proceedings to be printed, 39. Second case of 76 to †48. MACKENZIE, W. L. Esq. Expelled, †39, †84. MESSAGE FROM LT. GOVERNORRelative to Clergy Reserves, 116, 110. Relative to the Independence of Judges, 24. With Annual Report of York Hospital, 24, With despatch in answer to Ad- dress of last Session, (Crown Timber) 24. With account of Crown Lands sold by Commissioner, 24. With account of debentures, 24. With communication from Re- ceiver General, and Report, &c. Burlington Cannal Com- missioners, 24-Referred, 26. With returns of suits during the year, ending 31st December, 1830, 24. With crum of lands sold for taxes Ottawa District, 33. With returns of population, 58. With Treasurer's Account of expenses in consequence of Court House being occupied by Legislaure, 53, 66. With report of Commissioners of Public Officers, 98. With District and Common School returns, 133. With the terms of emoluments of Public Officers, 98. With documents relative to sorr- render of duties under 14th Geo. III., 34. With returns of Suits, 61. With returns of Suits, 61. With tretures of 51. With tretures of 51. With tretures of 51. With decomments relative, 51. With tretures of Suits, 61. With tretures of Suits, 61. With tretures of 51. With tretures of 51. With decomments of 51. With decomments relative, 51. With tretures of 51. With tretures of Suits, 61. With tretures of Suits, 61. With tretures of 51. With tretures of 51. With tretures of 51. With tretures of 51. With decomments relative, 51. With comments relative, 51. With comments relative, 51. With comments relative, 51. With comment |
| Vork Hospital, 95, 109, 112, 123, R.A. 130. York New Market, 66. CALL of the House, 125. CALL of the House, 125. CALL of the House, 126. CHAPLAIN-proceedings relative to, 8, 9. CHAPLAIN-proceedings relative to, 8, 9. CHAPLAIN-Support of ssue Writ for county of Grenville, 9, Report on same, 16. Of the House to take down certain words, 34. To the House to take down certain words, 34. To the House to take down certain words, 54. To the House to take down certain words, 54. To the House to take down certain words, 54. To the House to take down certain words, 54. On Patient of the County of Grenville, 9, Report on same, 16. Of the House, 10, 14, Report, 122. On Public Accounts, 25, 26, Rep. 66. 2nd do. 95. On Roads and Bridges, (ballot of 11) 25, †28. On Station of the Representation, 50. On Station of the Representation, 50. On Message of His Excellency relative to expenses incurred by Legislature occu- pying Court House, 66:—Rep. 70. On Message of His Excellency with Bur- lington Canal papers, 86:—Hep. 93. On contingencies, 95:—Rep. 181. On Message of His Excellency with games relating to Parliament building, 57:— Rep. 96. To enquire and report on best method of establishing a Lunatic Asylum, 32. To examine and report on Best method of establishing a Lunatic Asylum, 32. To examine and report on Best method of establishing a Lunatic Asylum, 32. To examine and report on Best method of establishing a Lunatic Asylum, 32. To examine and report on Best method of establishing a Lunatic Asylum, 32. To examine and report on Best method of establishing a Lunatic Asylum, 32. To examine and report on Best method of establishing a Lunatic Asylum, 32. To examine and report on Best method of establishing a Lunatic Asylum, 32. To examine and report on Best method of establishing a Lunatic Asylum, 32. <p< td=""><td>Question resumed, 136. Publication declared to be a Libel, 57. Case of Libel resumed, 130. Mr. MacKenzie expelled, 139. Proceedings to be printed, 39. Second case of 76 to 106. M. MACKENZIE, W. L. Esq. Expelled, 159, 184. MESSAGE FROM LT. GOVERNOR-Relative to Clergy Reserves, 116, 119. Relative to the Independence of Judges, 24. With Annual Report of York Hospital, 24, With despatch in answer to Ad- dress of last Session, (Crown Timber) 24. With account of Grown Lands sold by Commissioner, 24. With account of debentures, 21. With answer to address of con- dolence, 24. With communication from Re- ceiver General, and Report, &c. Burlington Canal Com- missioners, 24Referred, 28. With returns of suits during the year, ending Sist December, 1830, 24. With return of lands sold for taxes Ottawa District, 33. With Treasurer's Account of Court House being occupied by Legislature, 33, 66. With returns of population, 38. With returns of population, 38. With returns of consequence of Court House being occupied by Legislature, 33, 66. With returns of consequence of Parliament Buildings, 35Re- ferred, 5. With returns of demonsers of Parliament Buildings, 35Re- ferred, 5. With returns of consistoners of Parliament Buildings, 35Re- ferred, 5. With returns of Genoluments of Parliament Buildings, 35Re- ferred, 5. With returns of condition from Grand Jury, (Penitentary) 35. With returns of Suits, 61. With Assessment returns, 61. With Keport of Commissioners of Parliament Returns of Suits, 61. With Assessment returns, 61. With Assessment returns, 61. With Mathereturns of Suits, 61. With Assessment returns, 61. With Assessment returns, 61. With Matheretureturns, 61. With Mathereturns of Suits, 61. With Suits 60.</td></p<> | Question resumed, 136. Publication declared to be a Libel, 57. Case of Libel resumed, 130. Mr. MacKenzie expelled, 139. Proceedings to be printed, 39. Second case of 76 to 106. M. MACKENZIE, W. L. Esq. Expelled, 159, 184. MESSAGE FROM LT. GOVERNOR-Relative to Clergy Reserves, 116, 119. Relative to the Independence of Judges, 24. With Annual Report of York Hospital, 24, With despatch in answer to Ad- dress of last Session, (Crown Timber) 24. With account of Grown Lands sold by Commissioner, 24. With account of debentures, 21. With answer to address of con- dolence, 24. With communication from Re- ceiver General, and Report, &c. Burlington Canal Com- missioners, 24Referred, 28. With returns of suits during the year, ending Sist December, 1830, 24. With return of lands sold for taxes Ottawa District, 33. With Treasurer's Account of Court House being occupied by Legislature, 33, 66. With returns of population, 38. With returns of population, 38. With returns of consequence of Court House being occupied by Legislature, 33, 66. With returns of consequence of Parliament Buildings, 35Re- ferred, 5. With returns of demonsers of Parliament Buildings, 35Re- ferred, 5. With returns of consistoners of Parliament Buildings, 35Re- ferred, 5. With returns of Genoluments of Parliament Buildings, 35Re- ferred, 5. With returns of condition from Grand Jury, (Penitentary) 35. With returns of Suits, 61. With Assessment returns, 61. With Keport of Commissioners of Parliament Returns of Suits, 61. With Assessment returns, 61. With Assessment returns, 61. With Mathereturns of Suits, 61. With Assessment returns, 61. With Assessment returns, 61. With Matheretureturns, 61. With Mathereturns of Suits, 61. With Suits 60. |

| MESSAGE EROM LT.GOVERNORWith Letter from Surveyor Gene- ral of Woods, 61. | | 'n. | | .ed. | ted. | | |
|---|--|------------|--------------|-----------|--------------------------|--|---|
| With information relative to Me- dals, 61. | | ro't. | Read. | Referred. | Reported. | By. | |
| With Annual Accounts from Dis- trict Treasurers, 61. | PETITION of-Armstrong Thos. & S5 | 8 | H | Ĕ | u | άľ | |
| With Road Accounts, 61. | others, of Guelph, Era- mosa, and Nichol, | 12 | 16 | | 107 | do. | |
| With Documents relating to School Lands, 61. | Ashbridge Jonathan, & 40 others, Town and | | | | | | |
| With Kingston Bank Commis- sioners Report, 29. | Township of York, Ault Jno. E. & 34 others, | 42 | 46 | 49 | | | |
| With Memorial of James G. Strobridge, 89. | co. Dundas, | 54 | · S9 | 40 | 107 | R.&A. | • • |
| With Receipts and Expenditures of King's College, U. Canada | Bacon Miles, & 85 others, | | · . | | | . | .* |
| · College, and Royal Grammar | of Caledon, Bagwell Jno. & 81 others, | | 19 | 19 | 107 | R.&A. | |
| School, 89. With communication relative to | of Toronto & Chingua- cousey, | 75 | 85 | | | | |
| Surveyor General, 90. With communication from Chief | Baker, Howard & Flum- merfelt, [debtors] | 8 | 10 | 15 | 102 | Bill. | |
| Justice, 90: Referred to Sup- | BaldwinW.W.& 9 others, Stockholders, Desjar- | | | | | 2 | |
| With representation from Inspec- tor General, 90. | dins' Canal Company, | 99 | 99 | 99 | | | |
| With District Treasurers Ac- counts, 90. | Balantine D. & 29 others, of Wolford & Montagu, | | | | | | |
| With Road Commissioners Ac- | Johnstown District, Barnett Thos. of Stam- | 54 | . 58 | 58 | 107 | R.&A. | |
| counts, 90, 99. With Memorial from Doctor Rae, | ford, Niagara District, Bass James C. & 18 | | 15 | 40 | | | |
| 100Referred, 103. With Treasurers Accounts for 3 | others, of Edwardsb'h, Johnstown District, | 48 | 52 | | 107 | R.&A. | |
| years, Home District, 100. | Beattie James, & 56 o- thers, of 'Trafalgar and | | | | 101 | 10.00.11 | |
| MESSAGE FROM LEG. COUNCIL—Leave for the Hon. Win. Allan and G. Powell, Esq. to attend Select | Esquising, Gore Dist., | 42 | 46 | 49 | I | | |
| Committee, 55. On Subject of Library, 26. | Beliamy Samuel, and 17 others, of Augusta, J.D. | | 58 | 58 | 107 | R.&A. | |
| On subject of Libel, 32. Requesting conference on Brockville | Bergin Wm. & 24 others, of the Town of York, | 68 | 71 | 76 | 118 | R.&A. | |
| Police Bill, 57. | Binkley John,&78 others, of the Township of An- | | 6 . | | | | |
| Requesting conference on Prince Ed- ward Bill, 53. | caster, Black Hugh, & 152 others, | 28 | . 85 | | 107 | R.&A. | |
| Requesting conference on War Loss Bill, 116. | co. of Halton, Blevins Robert, & 57 oth- | 43 | 48 | 49 | | | |
| Requesting conference on Parliament Building Bill, 120. | thers, of the H. District, | | 92 | | | | |
| Requesting conference on Arbitrators remuneration Bill, 120. | Bouchier John, and 49 o- thers, of Georgina, | 18 | 22 | 25 | ; | | |
| Requesting conference on Supply Bill, 123. | Brakenridge D. & 213 o- thers, | 15 | 19 | 19 | 51 | Rep't. | |
| Requesting conference on Bill to con- | Brouse Geo. & 66 others, co. of Dundas, | 34 | 59 | 40 | 107 | R.&А. | |
| firm titles to lands, 103. Requesting conference on Commis- | Brown D. & 38 others, of Esquising in Gore Dis., | • | | | | R.&A. | |
| sioners App. Bill, 47. Requesting conference on Line Fence | Brown John, & 60 others, | , | . 00 | . 05 | 101 | де. села. | - |
| Bill, 68. | of Trafalgar & Esqui- sing, | 47 | 52 | 55 | 107 | R.&A. | |
| MOTION-For referring the Petition of James G. Strobridge, lost, †49, †53. | Brunson Nat.& 57 others, Eastern District, | S 6 | 3 9 | 49 | 3 | | |
| For referring the Petition of John Chisholm, lost, †53. For Committee of whole on Rep. of conference on Com- | Buchanan W. & 13 others of the Townships of | | | | | | |
| nissioners Appointment Bill, lost, 59. For adjourning House from Saturday 31st December, to | Marlboro' &c. J. D. Burke G. T. Esq. & 422 | 48 | 52 | | 107 | R.&A. | |
| Tuesday 3rd January, lost, †71. | others, of co.of C'rl'ton, | 76 | 85 | 5.4 | 20 | D 8.A | , |
| For Address to His Excellency, relative to security of Re- ceiver General, †74. | Burns Dav. & 215 others, Burtell T. & 170 others, | | | | | R.&A. | |
| For adjournment for one hour, 126. For referring Petition of J. G. Strobridge, sent down by His | of Toronto, Butler Truelove, ch'n. of | | 85 | . 80 | 107 | R.&A. | |
| Excellency, 192. For referring Petition of F. Choat, and others, to Com. of | Public Meeting, Brock- ville, and 113 others, | - 75 | 85 | 85 | 1(7 | do. | |
| Supply, 193. For reading Journals on Petition of W. Scollick, and others, | Callaghan Rich. & 37 o- | | | | 1 | 1 x | |
| f 103. For addressing His Excellency, relative to Settlement duty | thers, of Tecumseth & West Gwillimbury, | | 85 | | | | |
| by II. E's. *115. | Cameron Angus, & 54 o- | • | • | | | • | , |
| For proceeding on that part of the order of the day relating to Second Market in Town of York, 1118. | thers, of Osnabruck & Finch, | 31 | S 5 | 40 | 107 | R.&A. | |
| For referring report on Petition of John Carey, to Com. of whole on contingencies, †124. | Campbell Wm. & 16 oth- ers, of Esquising, G.D. | 76 | 85 | 85 | 107 | R.&A. | |
| P. de | Carey John, of the Town of York, Printer, | 69 | 75 | 75 | i 124 | Rep. | |
| POSTAGE ON LETTERS to and from Members to be paid by | Casons Andrew, & 36 o- thers, of Marlboro',Ox | | | , | · . | - | |
| Clerk, 7. PUBLIC ACCOUNTS—Brought to the Bar, 16. | ford,&c.Johnstown D't. Caulfield John, & 27 o- | 48 | - 52 | | 107 | R.&A. | |
| Referred to Select Committee, 23, 26. Reported on, 66-2nd do. 95. | thers, of Nichol, Erra- | • | . 10 | | 107 | D S.A | |
| | Cauthra J. & Wm. Lyon | L | 16 | | 101 | R.&A. | |
| By. Rep'rted. | MacKenzie, of Towr of York, | 48 | 5L | | 107 | R.&A. | |
| PETITION OF-Abbott Joseph, and 25 | Chalmer Geo. & 314 o- thers, of Trafalgar, co. | • | . . . | • | | | · · |
| others, Whitby, co. | of Halton, Chalmers Geo. & 17 oth- | 43 | • • . | 49 | | | |
| York, 84 88 88 Adams Andrew, ch'n. of | ers, of Trafalgar, do. | 71 | 75 | • | 1 | | |
| Public Meet'g. & 33 others, Edwardsburg, 76 85 85 107 R.&A. | Cheney Fred. & 52 others, Markham Townline, Chiefe of a Nationa Indi | 42 | 46 | 49 | | | |
| Adams Andw., Jun., & 9 others,Marlboro',&c. | Chiefs of 6 Nations Indi- ans, co. of Haldimand, | 39 | 44 | , 12 | | | |
| Johnstown District, 54 58 58 107 do. Adams, Geo. & 87 others, | Chisholm A. & 193 others, co. of Glengarry, | 48 | 52 | | 1 | an a | |
| Niagara District, 18 22 23 25 Bill. | Chisholm Geo. & others, Chisholm John, of East | 25 | 50 | | | li A contraction | n har en anna an Anna Anna Anna Anna Anna Anna |
| Adams Wm. & 19 others, Edwardsburgh, J. D., 30 S5 40 | Flamboro', Gore Dist., | 20 | 25 | 25 | 55 | Rep. | |
| Aikin D. B. & 22 others, of Guelph, &c. 12 16, 107 R.&A. | Church Orin, & 56 others, of Chinguacousey and | ે તે. | | | ° | and the second | |
| Algeo R. H. & 45 others, of the co. of Simcoe, 66 68 69 | Toronto, Clark. the Hon. Thomas, | | 66 | | يو . د يو . م يو . | و میراد میراند. این مورد بیرون این این این این این این این این این ای | |
| Anderson S. & 32 others, | & 91 others, of Niagara, Clemens Geo. & 349 oth- | 27 | . 34 | 47 | | | |
| Eastern District, S6 S9 43 47 Bill. Armstrong Robt. ch'n. of | ers, inhabitants of Wa- terloo, Gore District, | Series. | 85 | 95 | | | |
| Pub. Meet'g. & 69 others, Tecumseth & | Clow Henry, and 12 o- | a Curr | | | | | |
| West Gwillimbury, 48 52 107 R.&A. | thers, Johnstown Dist. Coates James, and 141 | ژ. آران | | | | | |
| | others, of Albion, | 10% | 15 g | 15 | 102 | | 1 |

· . • ;

m

| | Bro't. in | Read. | Referred. | Rep't on. | By. | Bro'r in. Read- By, |
|--------------|--|------------|-----------|------------|-------------------|--|
| PETITIO | N of-Coleman Win. & 68 others, of Beverly & Dumfries, 27 | | | I | H (| PETITION of-Goodhue G.G. & 37 others, |
| | Colman Rob't, & 105 others, of S. Gower, Oxford & Moun- | | •• | | | Griffin Smith, & 94 others, of Clinton, Grimsby, &c. 54 59 40 |
| | tain, 54 Corlis Swain P., of the Town- | | | | _ | Griffis Wm. Jun. & 92 others, of Trafalgar, 18 22 23 107 R.&A. |
| | ship of Lobo, London Dist., 59 Cornell Henry J, & 93 others, | | 44 | 87 | Rep't. | Hagerman Henry, & 72 others, of Sidney & Thurlow. 99 107 |
| | inhabitants London District, 95 Cornell Samuel, & 81 others, | 99 | 01 | 107 | DAA | Itaines Wm. Sen. & 105 oth- ers, of King, 12 16 16 107 R.&A. |
| | of Beverly, 16 Corwin Ino. & It others of the Niagara District, 48 | ହା 5ଥ | 21 | 107 | R.&A. R.&A. | Hall Jabez, & 135 others, of the Township of Whitby, |
| | Cook Geo. & 99 others, of the Co. Dundas, 47 | 52 52 | 59 | | R.&A. | Home District, 59 66 67 107 do. Hamilton P. H. & 67 others, |
| | Cotter James, Esq. & 83 oth- ers, of Prince Edward co. 8 | | 13 | 101 | 10.0010 | of Norwich, London District, S4 59 40 63 Rep't. Hammill Wm. & 42 others, of |
| | Conke John, & 35 others, of the Niagara District, 30 | | | 107 | R.&A. | Tecumseth & Adjala, 54 58 58 Hands Wm. & 26 others, of the Western District, 54 59 40 95 Bill. |
| | Creighton Ogden, of Stamford Niagara District, 45 | 50 | 50 | | | . Harback H. R. of the Town of |
| | Cunningham Win.\$10 others, 3rd con.mil.tract, Hallowell, 29 | 51 | 40 | | | Hart Sam. & 52 others, of the |
| | Cushman Artimus, Camden, Midland District, 20 | 25 | | | | Lastern District, 68 71 71 Hayward Elisha, of the Town of York, 89 92 95 |
| | Decks J. & 79 others, of the co. of Dundas, 47 | 52 | 52 | 107 | R.&A. | Heck S., ch'n. of Pub. Meet- ing in Augusta, & 36 others, 48 52 107 R.&A. |
| | Deming Henry, & 122 others, of the Eastern District, 87 | | 93 | 101 | | Heck Sam. & 47 others, of the Johnstown District, 76 85 85 107 R.&A. |
| | Devenish Win. & 244 others, of Scarborough, 10 | | | 107 | R.&A. | Hodkinson Sam.of Grantham, co. of Lincoln, 67 69 69 |
| | Devenish Wm. & 11 others, of Scarborough & York, 84 | | | • | | Itolmes Wm. ch'n. of a Meet- ing at Brantford, & 5 others, 18 22 23 St Bill. |
| | Dickey John, & 33 others, of the Johnstown District, 75 | | | 107 | R.&A. | Hoople Peter, & 47 others, of Osnabruck & Finch, 30 35 40 107 R.&A |
| | Dougal Jas. & 22 others, of 3rd con. mil. tract, Hallowell, 29 | | | | | Hopkins Caleb, & 94 others, of the District of Gore, 22 98 28 107 do |
| | Dougal Jas, & 3 others, of do. 34 Douglas Jno. C. of Montreal, | | 40 | | | Hopkins C.ch'n. of Pub. Meet- ing, & 86 others, of Nelson |
| | Engineer, 27 Draper Joel, & 24 others, of | 28 | 23 | 29 | Bill. | & Nassagaweya, 22 28 23 107 do. Horne R. C. Esq. of the Town |
| | Hope & Clark, Newcastle D. 89 Duncan Thos. Sen. & 234 o- | 92 | 93 | | | of York, 73 78 85 Howard Alpheus, & 24 others. |
| | thers, of Lochiel & Kenyon, Eastern District, 67 | 69 | | • | j | Johnstown District, 75 85 85 107 R.&A. Hunter David, & 45 others, of |
| | Durand James, of Dundas in Gore District, 76 | 85 | 89 | | | Oxford, Marlboro', &c. Johnstown District, 48 52 107 do. |
| • | Eastman Nadab, Sen. & 27 o- thers, of Cornwall, Eastern | | | | | Hunter Rob't. & 25 others, Ju- rors & others of Home Dis- |
| | District, 36 Eaton John, & 43 others, of | S 9 | 43 | | 1 | trict, 18 22 23 Hyndman James, & 62 others, |
| | East Flamboro', Gore Dis't. 50 Eddy Wm. & 43 others, of | 54 | 58 | | | of the co. Dundas, 53 57 107 R.&A. Ingersoli Chs. Esq. & 6 others, |
| | Oxford, Marlb'ro', &c. Johns- town District, 43 | 52 | | 107 | R.&A. | London District, 92 96 Bill. |
| | Elliott Stephen II. & 102 oth- thers, of the London Dis't. 15 | 19 | | | | Jackson Jonathan C., & 43 o- thers, of Fredericksburg, SC 59 40 |
| | Ellis Wm. & 38 others, of Wol- ford & Montagu, Johnstown | | | | | Jacob Geo. & 16 others, of Sandwich, 34 59 40 |
| | District, 48 Elllayer John, & 16 others, of | 52 | | 107 | R.&A. | Johnston Thomas, & 91 others, Eastern District, 56 59 48 |
| þ. | Rainham & Walpole, 39 Elsworth Caleb, & 100 others, | 44 | | | · · | Johnston Wm. & 51 others, of Chinguacousey, 84 88 88 Jones Alabam, 6 140 attempt |
| ۲ ۲ | of Whitby & Pickering, 12 Embury Philip, & 42 others, | 16 | | | | Jones Alpheus, & 149 others, of co. of Grenville, 68 71 72 Jones Jonas, & 44 others, of |
| | of Sidney & Thurlow, Mid- land District, 39 | 44 | 41 | | ļ | Brockville and vicinity, 29 35 35 53 Bill. |
| | Empey Philip P. & 28 others, of Cornwall, 42 | 46 | 47 | | | Kelly Isaac, & 27 others, of Os- nabruck & Finch, 30 35 40 |
| | Erb John, Sen. & 37 others, of Waterloo, Gore District, 43 | 52 | | 107 | R.&A. | Ketchum John, & 60 others, of Elizabethtown, Johns- |
| | Evans Francis, & 71 others, co. of Norfolk, \$9 | 44 | | | | town District, 29 35 Ketchum Seneca, of the |
| | Falkner Wm. Esq. J. P. ch'n. Quarter Sessions, Newcas- | | | | | Township of York, 54 89 King Sherman D. & 53 others. |
| | tle District, 68 Fargus Jas. & 65 others, of the | 71 | 71 | | · | of Osnabruck & Finch, 30 55 40 107 R.&A. Kinny Peter P. & 11 others of |
| ч <u>ш</u> е | Gore District, 27 Fenton Jao. & 26 others, Jur- | S 4 | S5 | | [[| Trafalgar, 18 22 23 107 do. Kirby John, & 87 others, of |
| | ors, flome Dis't. 18 Finch Rob't. & 45 others, of | 22 | | | | Kingston, 15 19 19 74 Report. Knowlson John, & 155 others, |
| | Albion, Caledon, &c. 48 Fisher D. J. P. & 155 others, | 52 | | | | of Cavan, Emily & Monag- han, 54 58 69 |
| | of Nepean, March, Torbol- ton, Fitzroy, &c. 48 | 52 | 53 | | | Lafferty Jas. & 54 others, of East Flamborough, 107 115 115 107 R.&A. |
| | Fitzpatrick Anthony, and 33 others, of Esquising & Tra- | | | | 3 | Langs Jacob, & 212 others, of the Eastern part of the Lon- |
| | falgar, 31 Flewelling A. J. & 41 others, | 35 | | | | don District, 22 28 28 56 Bill. Lawrence John, & 18 others. |
| | of Guelph, Nichol & Era- mosa, 12 | 16 | | 107 | R.&A. | of Edwardsburgh, Johnstown District, 48 52 107 do. |
| | Forshee Jas. & 101 others, of Fredericksburgh & Adol- | | | | | Leonard E. 11. & 74 others, of Esquising, Trafulgar, &c. 67 69 69 |
| • | phustown, 13 Frank Peter, & 239 others, of | 22 | 29 | 118 | Rep't. | Lewis A. & S1 others, of the Township of Toronto, Home |
| | Vaughan, [Journals, 17,] 8 Frats Jacob, & 40 others, 34. | 1215 59 | -14 40 | 107 107 | R.&A. R.&A. | Lindsay Sam. & 22 others, in- |
| , | Gander M. D. & 55 others, of the Niagara District, 853 | | | | | liabitants of Home District, 75 85 Lindsay Wm. & Jane, his wife, |
| | Glassford Paul, & 66 others, of Brockville, 15 | • | | ٥, | D:0 | of Williamsburgh, 27 34 Long Rob't. & 59 others, of |
| | Graham Jas. & 98 others, of Eastern Parts of London D. 22 | 19 08 | | 21 58 | Bill. | Walpole & Rainham, 22 28 Lussing Peter, & 67 others, of |
| | Graham James, J.P. & 439 others, co. Norfolk, London | 28 | 30 | 56 | Bill. | the London District, 89 92 96 McArthur Neil, & 97 others, of |
| | District, F ²² Grant Jas. G. & 38 others, of | 35 | 95 | , | · · · · · · | Ameliasburgh, &c. 81 87 MacAulay John & 4 others |
| N | Osnabruck & Finch, 30 | 85 | 40 1 | 07 | R.&A. | Magistrates, Kingston, 89 44 44 MacAulay John, & 9 others, Magistrates, Kingston, 68 71 75 |
| NOTE R. & | A. Denote Report and Address. | | 4.0 | - | r 4 | Magistrates, Kingston, 68 71 75 |

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| ، جو | Bro't. in. | ġ. | Referred. | Rep't. on. | |
|--|----------------|-------------|------------------|--------------------------------|----------------|
| PETITION of _MacAulay, the Rev.W.,co. | | Read. | Ref | Rep | By. |
| Prince Edward, MacAulay, the Rev. Wm. | 16 | 21 | <u>-</u> | ^ - | T) : 1 • |
| (Prince Edward,) McCall Dan. & 140 others, McCall John,ch'n. of a Townsh | 67 8 ip | 67 10 | 67 10 | 67 56 | Bill. Bill. |
| Meeting in Esquising, & 45 others, | 76 | 85 | 85 | 107 | R.&A. |
| McCartney J. & 33 others,of Ha Iowell, Hillier, Sophiasburgh, &c McCargar Hagh, & 157 others, | | 52 | 52 | | |
| of Mountain, Matilda, &c. Eastern District, | 53 | 58 | | | |
| McCargar Thos. & 38 others, of Oxford, in the Johnstown District, | 50 | 34 | 40 | | |
| McDiarmid John, & others, of the County of Glengarry, | 30 48 | 54 52 | 40 | 107 | R.&A. |
| McDonald Archibald, & 421 others, co. of Glengarry, | 63 | 92 | 92 | | |
| McDonald Donald, & 32 oth- ers, of Cornwall & Roxboro' McDonald J. & Co. & 90 o- | 99 | 107 | | | |
| thers, of Gannanoque and vicinity, | 29 | 35 | S 5 | | |
| McDonald H. & 189 others, of Hallowell & Mary'sburgh, McDonell, Rt.Rev. Alexander, | 18 | 22 | 23 | 29 | Bill. |
| Bishop of Regiopolis, & S others, | 51 | 85 | S 5 | | |
| McDougall David, & 17 others, Pentanguishine Road, | 75 | 76 | | | |
| McEwan Archibald, & 26 oth- ers, Eastern District, McFarlane Duncan, & 51 oth- | 75 | 85 | 85 | 107 | R.&A. |
| ers, of the Niagara District, McFaul Archibald, J. P., and | 69 | 75 | | | |
| 15 others, of Hallowell, McGinnisDonald, and 196 oth- ers, of co. of Glengarry, | 48 12 | 52 16 | 52 | 107 | R.&A. |
| McKenney R. L. & 94 others, of the London District, | 12 | 19 | 19 | | |
| McKenzie Colin, and 43 others, of Ernest Town, Midland District, | 45 | 50 | 52 | | |
| McKinlay Wm. and 86 others, of the District of Gore, | 4J 25 | 50 50 | J 2 | | |
| McKinnon D. and 635 others, inhabitants of Bathurst Dist. | 67 | 69 | | | |
| McLaughlin Francis, and 90 o- thers, of Mulmer, Tosoron- tio, &c. | 43 | 48 | | | |
| McLean Allan, and 17 others, McLellan Duncan, and 41 o- | 54 | 39 | 4 0 | | |
| thers, of Osnabruck and Finch, McLem Jas. Sen. & 82 others, | 50 | 85 | 40 | 107 | R.&A. |
| of the Niagara and Johns- town Districts, | 53 | 57 | 58 | | |
| McMaster Peter, and 77 others, of Wolford & Montague, Johnstown District | 48 | 52 | | 107 | R.&A. |
| Johnstown District, McNaughton Finlay, and 12 others, of Nelson and Tra- | 40 | <i>.</i> | | 101 | IL. C. II |
| falgar, McNeilledge Colin, and 6 oth- | 22 00 | 28 00 | £8 | | |
| ers, Malcolm Finlay,and 79 others, London District, | 99 99 | 99 107 | 60 | | |
| Markeley Chris. and 38 others, co. Dundas, | 56 | 3 9 | | 107 | R.&A. |
| Markland Thos., J. P., and 20 others, Midland District, Markland Thos.and106 others, | 8 | 13 | 13 | 19 { | Report & Bill. |
| of Kingston, co. Frontenac, (Banks), | 10 | 15 | | | |
| Markland Thos. and 150 oth- ers, (Roads), Narrow E. L. and 4 others of | 12 | 16 | 16 | | - |
| Massey F, J. and 4 others, of Wolford & Montagu, Johns- town District, | 54 | 58 | 58 | | |
| Maynard Moses. of Brockville, Melvin John, and 151 others, | , | 54 | 54 | 63 | Bill. |
| of South Gower and Oxford, Johnstown District, Merkely Henry, and 16 others, | | 58 | 58 | | l |
| of Williamsburgh (called James Holme when referred) | | 30 | S 5 | i For e S | • |
| Merrill Wm. and 55 others, of Sidney, Midland District, Merritt W.H.& 4 others, Trus- | 15 | 19 | | | |
| tees, Grantham Academy, Merwin Justus S., & 75 others, | 18 | 2 1 | 23 | Т | |
| of the Town of Prescott, M Miller & Kirkpatrick, Deputy | | | 58 | 65 | Rep't. |
| Surveyors, Milne Alexander, & 97 others, of the Township of York, | | . 46 52 | | 107 | R.& A. |
| Miltoy James, and 35 others, Eastern District, as added | 75 | | .85 | 107 | do. |
| Moad Wm. and 44 others, of Oxford, Marlboro' & N. & S. Gower, Johnstown Dis't. | . (<u>)</u> - | 58 | 58 | 107 | do. |
| Muirhead J. & 50 others, Nia- gara District, | 50 | 54 | | معرف المعرفية معرف المعرفية | |
| Muirhead J. & 17 others, Nia- | 51 | . 5 | 55 | W.C. | |
| the Town of Niegara, | 54 | \$ 9 | 40 | 44 | Bill. |
| NUTE-R & A. Denote Report and Address. | 5 | | | | |
| | | | | | 1999 - A. A. |
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| and the second | | | | | |

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| t. in. | ri. | Referred. | Rep't. on. | | · v B |
| Bro't. in. | Read. | Refe | Rep' | By. | Bro't' in. Read Referred • A |
| 20. 16 | 21 | | | | PETITION of-Muirhead J.& 80 others, of the Niagara District, 34 39 40 |
| m. 67 | 67 | 67 | 67 | Bill. | Munger Benjamin, & 59 others, |
| 8 | 10 | 10 | 56 | Bill. | Myers Matthew, & 21 others. |
| nship 45 | | | • • • | Del | Town of Kingston, 54 39 49 Neilson Joseph, & 136 others, |
| 76 Hal- | 85 | 85 | 107 | R.&A. | of Lennox and Addington, 68 71 71 Nelles Warner, J. P., & 510- |
| &c.48. rs, | 52 | 52 | | | thers, Niagara District, 36 39 |
| .c. 53 | 58 | | | | Niagara Harbor & Dock Com. 54 59 40 Nudle Adam, and 44 others, co. |
| rs, vn | | | | | Dundas. 56 39 40 107 R.&A. Oliver Rob't. & 53 others, of |
| 90 of | 34 | 40 | | | Guelph, Eramosa & Nichol, 12 16 107 R.&A. |
| 48 | 52 | | 107 | R.&A. | Orr John, 8: 25 others, of Es- quising, Gore District, 76 85 85 107 do. |
| 21 . 89 | 92 | 92 | | | Overfield Manuel, and 80 oth- ers, of the District of Gore, 25 50 |
| h- o' 99 | 107 | | | | Outwater Belyat, and 18 others, 4th Concession, Frederick's- |
| o- nd | _ | | | | burg Additional, 48 49 49 Parkinson Jas. Sen. § 52 others, |
| 29 of | 35 | S 5 | | | Eramosa &c., Gore District, 89 92 Partridge Chas. & 24 others, |
| , 18 er, | 22 | 23 | 29 | Bill. | of Penetanguishine, 34 39 43 Pearson J. & 23 others, 43 48 50 |
| 3 51 | 85 | S 5 | | | Perry Chas. of the Town of |
| rs, 73 | 76 | | | | Perry John, & 14 others, of the |
| h- 75 | 85 | 85 | 107 | R.&A. | Township of Essa, 59 66 66 Pinnock Sam. and others, of Broak all of the state of th |
| h- | | 07 | 101 | ac.0241. | Brockville, 29 54 55 Porter Wm. and 204 others, of |
| t, 69 nd | 75 | | | | Etobicoke, Vaughan, &c. 69 75 75 Post Jordan, & 234 others, of |
| 48 h- | 52 | 52 | • • • | n | the Town of York, 54 39 Post Rob't. and 16 others, of |
| 12 rs, | 16 | | 107 | R.&A. | the Township of Pickering, Home District, 48 52 107 R.&A. |
| 15 rs, | 19 | 19 | | | Potts Jacob, J. P. and 26 oth- ers, of Charlotteville & Wal- |
| nd 45 | 50 | 52 | | | singham, 27 34 40 Fewell J. W. and 110 others, |
| rs, 25 | 30 | •• | | | of Windham & Townsend. |
| rs, | 69 | | | | London District, 89 92 Powell Wm. and 40 others, of |
| st. 67 0- | 05 | | | | the Township of Bertie, 8 13 43 President & Directors of the |
| n- 43 | 48 | 40 | | | Bank of Upper Canada, 10 15 President & Directors of the |
| 6, 54 0- | 39 | 4 0 | | | Cobourg Harbor Company, 16 21 21 President & Directors of the |
| nd 50 | 85 | 40 | 107 | R.&A. | Desjardins' Canal Comp'ny, 25 50 President & Directors of the |
| rs, Is- | | · | | i i | Port Hope Harbor Company, 45 50 50 Priestman Matthew, and 94 o- |
| 53 rs, | 57 | 58 | | | thers, of Etobicoke, 54 58 58 Pringle James, and 53 others, |
| ie, 48 | 52 | | 107 | R.&A. | Eastern District, 42 47 |
| 12 | | | | | Proudfoot A. & 55 others, of Trafalgar and Esquising, 27 54 36 |
| a- 22 | 28 | 2 8 | | | Ralston Rob't. and 50 others, of Prescott and Augusta, |
| h- 99 | 99 | 60 | | | Johnstown District, 48 52 107 R.&A. |
| rs, 99 | 107 | | | | Ramsay Geo. J. P. and 21 oth- ers, Tecumseth, Home Dis. 54 59 43 Bendel Lorente Construction |
| rs, 56 | 59 | | | R.&A. | Randal John, and 37 others, of Trafalgar, in the Gore |
| 20 8 | 13 | 13 | 19 { | Report & Bill. | District, 48 52 107 R.&A. Raney John, and 51 others, of |
| rs, .C, | | | ¢ | C Din | Osnabruck & Finch, 50 35 40 107 do. Ransom J. & 119 others, of |
| 10 h- | 15 | | | | Toronto, co. York, 67 69 69 Ransom J. & 64 others, of To- |
| 12 of | 16 | 16 | | | ronto, co. York, 84 88 Rapelje A. A. Esq. Sheriff, |
| 54 | 58 | 59 | | | Loudon District, 18 22 23 51 Bill. Reeve Wm. B. ch'n. of Pub- |
| le, 50 | | 58 54 | 63 | Bill. | lic Meeting, Toronto, & 72 |
| rs, rd, | يار معود معم | | | | Richardson John, § 22 others, |
| († 54 rs, | 58 3 | 58 | | . | of Pickering, Home District, 48 52 107 do. Richardson Hugh, & 38 others, 8 10 10 56 Bill. Bichardson Way, & 45 others |
| ed :d), 25 | 30 | | | | Richardson Wm. & 45 others, of Brantford, Gore District, 20 25 25-52 63 Report. |
| of | 19 | | | | Roadhouse Henry, § 131 oth- ers, of Albion, S1 54 |
| ıs- , 18 | | 23 | | 1 | Rose Jesse W.& 28 others, co. Dundas, 38 59 40 107 R.&A. |
| rs, 54 | 2 ' | | 65 | Rep't. | Ross Gordon, & 45 others, of Cornwall & Roxboro', Eas- |
| ity 🔅 | а | | | | tern District, 48 52 107 do. Ross W. C. & 41 others, of the |
| 42 15, 49 | | | 107 | R 8. A | District of Gore, 25 80 Rubidge Chas. § 574 others, |
| , 48 rs, | . <u>1</u> | r., | 1.7 | R.& A, | of Monaghan, Smith, Ennis- |
| 75 of | 85 | ູ 3 5 | 107 | do. | more, Otanabee, Douro, As- phodel, Dummer & Bel- |
| & s't. 54 | | 58 | | do. | mont, Newcastle District, 54 54 54 56 Bill. |
| ia- 80 | | 3 5 | | | Sawyer Jos. & 50 others, of the co. of Dundas. 47 52 52 107 R.&A. |
| ia- | Sec. 56 1. 1 | +: ·/~**0,1 | | · 5 4 2 200 1 | Schofield P. & 34 others, of the Township of Beverly, 29 85 85 |
| of 54 | ು ಮಿನ್ 'ಕ: ಸಿಗೆ | 40 | 44 | Bill. | Second David, and 7 others, of 29 54 56 |
| | • | , 1 0 | | | Shaver Henry, and 71 others, of Osnabruck and Finch, |
| 1000 - 1000 1000 - 1000 1000 - 1000 | | 17.9 18.1 1. co.P 14.4.9 18 | | | |
| | 4.77增点 急端距离的 2.779 | | | | |
| | ан ⁸ | | ,) e d | می از می می از می br>می از می | |
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| Brought in | d. | Referred. | Rep't. on. | | Brought in. Read. Referred. By. |
| Bro | Read. | Refe | Rep | By. | |
| Eastern District, 50 PETITION of-Shaw Mary Ann. & John | 85 | 40 1 | 07 | R.&A. | PETITION of-Welland Canal Company, 27 S4 S6 50 Report. White Marvel and Ben. Wood- |
| S. Baldwin, Town of York, 59 Shelden Wu. B. ch'n. of a | 66 | 66 | | | all, of Lobo, London Dis't. 50 54 54 Whitney Cap. Steamer Great |
| Pub. Meeting in the Town of | | | | | Britain, and 12 others, 43 48 52 72 Report. |
| Hamilton, Gore District, 86 Sherwood H. of Brockville,Esq.68 | 89 71 | 89 71 | 72 | Bill. | Whitney John, and 2 others, of Edward'sburgh, Johnstown |
| Sherwood Thos. and 6 others, of Augusta, Johnstown Dis. 48 | 5Q | 1 | 07 | R.&A. | District, 76 85 85 107 R.&A. Wiggle John, Sen. and 42 o- |
| Shipman Juo, and 40 others, of Kitley, Yonge & Bastard, | • | - | | | thers, co. of Essex, 69 75 75 87 Bill. Wilcox Leonard, of the Town |
| Johnstown District. 75 | 85 | 85 1 | 07 | do. | of York, Carpenter, 86 89 89 Wilcox Truman, and 105 oth- |
| Slater W. T. of the Township of Matilda, 16 | 21 | | | | ers, of Etobicoke, Home D. 31 35 40 107 R.&A. |
| Smalley Arad, & 14 others, of N. Gwillimbury, 10 | 15 | 19 | | | Williams G. R. and 40 others, of London District, 42 46 47 |
| Smalley Arad, and 28 others, of East Gwillimbury, 67 | 69 | 69 | | | Williams Wynant, and 46 oth- ers, Eastern Townships, |
| Smith Carleton C. and 143 o- thers, of the Gore District, 27 | | S5 1 | 07 | R.&A. | London District, 39 44 Winn John, and 154 others, |
| Smith Henry, and 90 others, | 85 | | | | of the Newcastle District, 92 96 Wood Guy, and St others, Eas- |
| of Kingston, Home District, 48 Smith Jacob, Sen'r. and 17 o- | 52 | 1 | 07 | đo. | tern District, 42 47 |
| thers, of the Gore of Frede- ricksburgh, 99 | 107 | | | | Woodcock Christopher, and 26 others of Sheffield, &c. |
| Smith James F. and 76 others, of the Town of York, 29 | 5 4 | 86 | | | Midland District, 42 46 Woolery Michael, & 19 others, |
| Smith Rob't (sometimes called Jacob.) and 34 others, of | | | | | of the Township of Oxford, Johnstown District, 30 35 40 |
| Belleville, 29 | 54 | 85 | | | Woolstencroft John, & others, Debtors in Jail of Home D. 22 28 |
| Smith Wm. [a disbanded Sol- dier.] 86 | 89 | | | | Yale Welcome, and 110 oth- |
| Snider Andrew, & 214 others, of Williamsburgh, 8 | 15 | 13 | 53 | Rep't. | ers, London District, 50 54 Yates Benj. and 45 others, of |
| Soper Levi, and 10 others, of the Johnstown District, 75 | | | | R.&A. | Brockville, 75 85 85 107 R.&A. |
| Spencer Geo. of the Village of | | 00 1 | | | Yeomans Richard, and 48 oth- ers, of York, Markham, &c. |
| Spencer Peleg, and 29 others. | 107 | | | | Home District, 22 28 Young William, and 152 oth- |
| of Edward'sburgh, Johns- town District, 48 | 52 | . 1 | 07 | R.&A. | ers, of Norfolk and adjoining |
| Stanton Rob't. Esq. of the Town of York, 52 | S 5 | 3 5 | | | Zwick Wm. and 68 others, of |
| Stocking Thos. and 15 others, | 107 | | | | the co. of Hastings, 8 15 13 19 R.&A. |
| Stoneburner Leonard, & S5 | 107 | | | | Q. |
| others, of Osnabruck and Finch, 50 | S 5 | 40 1 | 107 | R.&A. | QUORUM-House adjourns for want of, 43, 47, 51, 53, 56, 60, 76, 86, 103, 114, 118. |
| Street Timothy, of Streetville, Home District, 20 | L5 | | | | R. |
| Street Timothy, and 71 others, of Toronto, 48 | 52 | 53 | | | REPORTERS-Motion that one or more be employed, †9. |
| Strohridge Jas. Gordon, 43 Stuart Henry, and 113 others, | 48 | | | | Francis Collins and John Carey proposed, 9. Collins, Carey & Gurnett appointed, 9, 10. |
| of Osnabruck, and Finch. So Stuart, the Rev. Geo. O'Kill, | S 5 | 40 1 | 107 | R.&A. | Motion for rescinding the resolution appointing, †29. |
| and 71 others, of the Town | | | | | REPORT of SELECT COMMITTEE-On Petition of Wm. Zwick, and others, Thomas Markland, and |
| and Township of Kingston, 8 Stuart, the Rev. Geo. O'Kill, | 15 | 13 | 51 | Report. | others, and John Turnbull, and others, 19. |
| and 17 others, of the Town of Kingston, 54 | 58 | | | | On Petition of D. Brackenridge & others, 30: motion for printing, |
| Sulivan Geo. and 22 others, of Glengarry, 75 | 85 | 85 | | | 56 : referred, 40. On Petition of James Cotter, Esg. |
| Sweet Allan, and 30 others, of Brockville, Elizabethtown, | | | | | and the Rev. Win. Macaulay, 21, On Petition of Messrs. Thomson |
| Leeds, &c. 75 Switzer Martin, and 55 others, | 85 | 85 1 | 107 | R.&A. | & Macfarlane, 51: to be printed, 65. |
| iuhabitants of Toronto, 75 | 85 | 85 1 | 107 | do. | On Welland Canal Accounts, 69: |
| Tenick Aaron, and 13 others, of Wolford and Montagu, | | | | | to be printed, 71. Of Conference on Commissioners |
| Johnstown District. 53 | 58 | | 107 | do. | Appointment Bill, 56. Of Conference on Prince Edward |
| Terry Timothy, and others, Thomas Sam. and 34 others, | | 58 | | | Bill, 65. Of Conference on Brockville Po- |
| of the Township of Mait- land, 29 | 35 | 85 | | | lice Bill. 63. |
| Thomson David, and 516 oth- ers, of the Niagara District, 50 | 54 | 56 | 118 | Report. | Of Conference on Chaplain's Sal- ary Bill, 105. |
| Thomson James, and 111 oth- ers, of the co.of Haldimand, 18 | | | | 100000 | Of Conference on Bill to confirm Titles to Lands from Aliens, 105. |
| Thomson Thomas, and S1 oth- | 22 | | | | Of Conference on War Loss Bill, 118. |
| ers, of Esquising, in the Gore District, 78 | 85 | 85 1 | 107 | R.&A. | Of Conference on Parliament Building Bill, 122. |
| Thomson Wm. and 62 others, of Oxford, Marlboro' &cc. | | - | | | Of Conference on Arbitrators Re- |
| Johnstown District, 48 Thomson James, and 34 oth- | 52 | 1 | 107 | do. | muneration Bill, 122. Of Conference on Supply Bill, 124. |
| ers, of Trafalgar, 18 | 22 | | | | On Contingent Accounts, 121. |
| Thomson II. C. and James Macfarlane, Esqs. of Kings- | | | | | RESOLUTION-(NOTICE OF)-Requiring Information on Fines, For- feitures, Ferries and Seizures, 8. |
| ton, 25 Thorpe John, and 61 others, | 50 | 5 0 | 51 | Report. | Do. Requiring information as to the Funds of King's College and School book |
| of the District of Gore, 56 Todd Sam. of the Town of | . 3 9 | 40 | | | apppropriation, 8. Relative to taking up items on the order of the day, |
| York, 18 | 22 | 23 | | | 14, *14, *62, *105. |
| Turnbull John, and 34 others, of the co. of Hastings, 8 | 15 | 15 | 19 | Report | Relative to Accounts from Treasurers and Commis- sioners of the Peace, 3, *20. |
| Turner Gideon, and 74 others, of Thurlow, Midland Dis't. 8 | | 21 | | e & Bill. | Rescinding the 4th Rule, *9. and the Appointing Reporters, *9. |
| Upper Jacob, and 26 others, of | | | | · · · | On the subject of Clergy Reserves and King's Col- lege, (notice), 10. |
| the Niagara District, 50 Upper John, and 13 others, of | 85 | 40 1 | 107 | R.&A, | On His Excellency's Speech at the opening of Ses- |
| the Niagara District, 99 | 107 | | | | In Committee of Supply, Lunatic Asylum, Shop Li- |
| Waggoner Benj. & 39 others, of Cornwall, Eastern Dis't. 36 | 59 | 43 | | 4. 建合的 | cences, Steamboat Licences, and Survey of Trent, |
| of the London District. 50 | | 2. Z., | 58 | Bill. | Sent from Leg. Council on subject of Library, 26. Relative to privilege of Parliament, *92. |
| Welland Canal Company, (1st charter), | der a | ્રે રે ફિ | - 185° | | In amendment to resolution of the previous day (on |
| NOTE-R.&A. denote Report and Address. | * 28 | 28 | 68 | Bill . | Libel question) declared to be out of order, S4. Declaring Wm. L. MacKenzie, Esq. guilty of |
| | | · · · · · · · · · · · · · · · · · · · | , , , , , , , , , , , , , , , , , , , | | breach of privilege, *38. |
| | | | | | |
| 人名法格尔 人名法格格尔斯 法保留领认 计输出 人名法法法姓氏 法资本 医子宫 经营销管理 | 1.5.4.4 | and the state of the | - to 2 | | こと、 しかしかん 50000 あいかい 通り 無いないない ほしけいがく デオ・パイト パーパー かいがく 入れ的 (名) あいしょう |

Relative to appointment of Additional Commissioners by Legislative Council, to Parliament Building Bill, *129.

ng of Ses-

e Crown Election,

. Member 1 the oath,

Grenville,

ection, 89, eoath, 53.

rlane, 54,

le, 40.

, 127. 42.

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