

*Ann. Meeting*

THIRD

1853

ANNUAL REPORT

OF THE

DIRECTORS

OF THE

ELGIN ASSOCIATION.

Presented at the Annual Meeting, held on the  
1st day of September, 1852.

TORONTO:  
JOHN CARTER, PRINTER, CORNER OF KING AND  
NELSON STREETS.

1853.

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NELSON STREETS.  
1853.

# OFFICERS

Elected for the Year ending 3rd September, 1853.

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**PRESIDENT:**

JOHN FISHER, ESQ.

**VICE-PRESIDENTS:**

REV. MICHAEL WILLIS, D.D.,

“ ROBERT BURNS, D.D.

**TREASURER:**

JAMES SCOTT HOWARD, ESQ.

**SECRETARY:**

NATHAN GATCHELL, ESQ.

**DIRECTORS:**

REV. WILLIAM KING.

MESSRS. CHARLES BERCZY.

“ PETER BROWN.

“ A. T. McCORD.

“ PETER FREELAND.

“ JOHN LAIDLAW.

“ ROBERT BEEKMAN.

“ WILLIAM R. ABBOT.

“ JOHN McNAB.

“ ANDREW HAMILTON.

“ JAMES OSBORNE.

“ THOMAS HENNING.

MESSRS. WILLIAM MILLER.

“ GEORGE DAVIDSON,

“ JOHN BIRRELL.

“ A. D. FERRIER.

“ DONALD McCOLL.

“ A. McKELLOR.

“ E. C. CAMPBELL.

“ ALFRED TRIPLETT.

“ ANDREW SHAW.

“ J. B. OSBORNE.

“ JAMES DOUGAL.

“ RUFUS HOLDEN.

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## THIRD ANNUAL REPORT

OF THE DIRECTORS OF THE ELGIN ASSOCIATION.

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*Presented at the Annual Meeting of the Proprietors, held in Toronto,  
1st September, 1852.*

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THE Directors have great pleasure in reporting that the Association continues to prosper, and that the benevolent purposes of the friends of the Institution bid fair to be realized to the fullest extent.

The number of families of coloured persons settled on the lands of the Association up to the 1st of August, 1852, is 75—and the number of inhabitants 400. By these settlers not fewer than fifty houses have been erected, after the model which had been submitted to them, and some of these have been acknowledged by competent judges to be in several respects superior, in plan and structure, even to the model itself. By a considerable number the picket fences have been completed, and all are expected to be finished by the fall.

Besides the regular occupants, about 25 families of colored people, attracted by the advantages of the settlement, have purchased lands in its immediate proximity. Including these 100 colored families, above 500 individuals are now comfortably settled on their own property in that district.

The houses have been arranged as nearly as possible on a definite plan, and considerable attention has been paid to ornament and neatness. The public road to the West passes right through the settlement—and the plan is so arranged, that a road passes through each lot of fifty acres.

The benefit of a Post Office has lately been extended to the settlement.

The number of acres cleared on the Elgin grounds to August 1st, is 350; and 204 of those have been under crop this season. The land is best adapted for the culture of wheat, but it also produces corn, tobacco, and hemp, equal to any that is grown in the Western States. In the commencement of a new settlement it is of importance to study the utmost economy, and the friends of this institution have directed their attention to the manufacture of cloth for the use of the settlers from wool of their own growth. A sample of this cloth is now exhibited to the general meeting of the Stockholders—the quality has been pronounced by competent judges to be good. In order to bring out this branch of industry, a premium was offered by the local Committee for a garment to be made from wool grown in the settlement, and spun, wove, and made by a settler; and the result was, that in three months two garments were produced, which are also submitted to the meeting. Specimens of wheat, tobacco, and maple sugar, are also produced.

The climate in the neighbourhood of this settlement is well known to be very mild, and the soil fertile. Last winter, which was considered one of the severest that has been experienced for many years, the thermometer at Buxton was 12

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degrees higher than at Cleveland or Chicago, and only four degrees colder than at Baltimore, in Maryland. Hence, all the productions of the Northern States grow well in the settlement.

With regard to the moral state of the people, sobriety is so general, that no case of drunkenness has occurred; and as a guarantee for peace among the settlers, a *court of arbitration* has been set up, before which *fine* cases only have been brought, all of which were decided easily and amicably, and without any expense to either party.

The members of the Association cannot fail to take a deep interest in the progress of the settlement in education and religion. The day-school has seventy-three on the roll, the attendance is good, and the number increasing. About twenty of the present number are the children of white parents. The Sabbath-school has fifty-three attending it. Mr. John *Stratth*, from Knox's College, takes charge of both the Sabbath and day-schools. The church, which is supplied by the Rev. Mr. King, the indefatigable and able missionary to the Elgin Settlement, is attended by from one hundred to one hundred and forty persons; and the desire for the administration of the Word and ordinances seems to be on the increase, particularly among the members of the Bible class, who are the most regular attenders at church. A Latin class was opened last November, which is attended by six coloured youths; and it is hoped that some of them may be found qualified for teaching their brethren, or for filling the office of the Christian ministry.

No part of the expense of the educational and religious instruction is defrayed from the funds of the Association, but entirely from other sources.

A wide field for such services is opened up, from the great increase in the colored population in Canada, arising from the atrocious Fugitive Slave Bill, and the privations to which the race is exposed in the United States. Three thousand fugitives are estimated to have passed into Canada within the last eighteen months, in addition to from twenty to thirty thousand previously in the Province.

The Directors would conclude by expressing an earnest hope that the purposes for which this institution was established will be fully realized; and that the result will give another proof that when the children of Africa are possessors of the same advantages as other races, they are capable of making the highest attainments in knowledge, in morals, and in religion, and of reaching to the highest position in the social system; and for the success hitherto attained, the Directors would express the deepest gratitude to Almighty God, without whose blessing all their efforts would have been ineffectual.

ABSTRACT of ELGIN ASSOCIATION Treasurer's Account, from the Commencement to 31st July, 1852.

RECEIPTS.

Stockholders, on account of Installments on their Shares.....	£510	0	0
Purchasers of Lands, amount of Payments.....	521	8	9
Do. Interest.....	9	16	8
Do. Transfers Fees.....	1	3	9

PAYMENTS.

Crown Land Department, in part payment for Land, inclg Invt.....	£749	0	9
Contingent Expenses, such as Printing, Postage, Blank Deeds, Stationery, Advertising, Premiums to Settlers, &c. &c.....	108	1	0
Secretary's Salary.....	2	10	0

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ABSTRACT OF ELGIN ASSOCIATION Treasurer's Account, from the Commencement to 31st July, 1852.

RECEIPTS.		PAYMENTS.	
Stockholders, on account of Instalments on their Shares.....	£510 0 0	Crown Land Department, in part payment for Land, incl'g In'st....	£742 0 9
Purchasers of Lands, on account of "payments.....	527 8 9	Continuing Expenses, such as Printing, Postage, Blank Deeds, &c.....	98 1 0
Do. Interest on Instalments.....	8 16 3	Stationers, Advertising, Premiums to Settlers, &c. &c.....	13 10 0
Do. Transfer Fees.....	1 3 9	Secretary's Salary.....	138 6 11½
	£1047 8 9	Balance in Treasurer's hands.....	£1047 8 9

Audited this 31st August, 1852.  
WILLIAM KISSOCK, }  
ANDREW MILLER, } AUDITORS.  
J. S. HOWARD, Treasurer.

Dr. ABSTRACT STATEMENT of the Affairs of the ELGIN ASSOCIATION, from Commencement till 31st July, 1852. Cr.

To Cash in Treasurer's hands.....	£3095 0 0	By Stockholders, for amount of Instalments paid as per Schedule A.....	£290 0 0
To Real Estate for Crown Lands.....	19 10 0	Less not handed Treasurer by J. T. Matthews.....	10 0 0
Add Cost of Survey.....	£2048 10 0	By Crown Lands' Dep't, for Cost of Lands purchased 3035 0 0	510 0 0
To Less Total Amount sold to date.....	2687 10 0	per vouchers, viz.....	5 0
Present Cost Value of unsold Lands.....	£2687 10 0	Amount paid to July 31, '52.....	£267 5 0
To Sundries for Amount of Purchases of Lands.....	527 17 6	Amount paid to July 31, '52.....	295 18 8
Less Amount Paid.....	2159 12 6	Capital Stock subscribed, on which Instalments have been paid : 310 Shares, £10.....	£3100 0 0
Making amount still due on Lands, per Schedule B.....	£77 11 7		
To Transfers due by Stockholders.....	0 8 9		
To Profit and Loss, Expense and Interest, ending 31st July, 1851.....	151 8 1½		
To Do. Expenses, from 31st July '51, till 31st July '52.....	2808 16 4		

Audited this 31st day of August, 1852.  
WILLIAM KISSOCK, }  
ANDREW MILLER, } AUDITORS.  
N. GATCHELL, Secretary.

TORONTO, 31st August, 1852.

The Auditors appointed to inspect the Books and Accounts of the "Elgin Association," for the year ending 31st July, 1852, beg leave to report for the information of the Directors and Shareholders, that after minutely inspecting the accounts for the past year, they have much satisfaction in pronouncing them correct.

The total amount of shares subscribed for being 518; and only payments have been made on 310, leaving 208 shares upon which nothing has as yet been paid; but an effort is now being made by the projector of the Association to wait upon those parties who are in arrears; and also those parties who have not made any payments whatever on their stock. When this is effected the Society will be placed in a very flourishing condition.

Sales of Land to the value of £2687 10s. have been made since the commencement of the Association, of which sum £1218 15s. has been made during the past year, shewing an increase of sales to a considerable extent to have been effected since last report.

All of which is respectfully submitted.

WILLIAM KISSOCK, } AUDITORS.  
ANDREW MILLER, }

## LIST OF STOCKHOLDERS.

	No. Shares.		No. Shares.
<i>Abion Mills.</i>		<i>Buxton.</i>	
William Cook - - - -	2	Rev. W. King - - - -	5
<i>New Aberdeen.</i>		W. Fields - - - -	1
George Davidson - - - -	1	George N. Chase - - - -	1
<i>Ayr.</i>		Enos Johnston - - - -	1
James Armstrong - - - -	1	James Shry - - - -	1
James Harvey - - - -	1	Jerome Boom - - - -	1
H. Hortop - - - -	1	William Smith - - - -	1
Rev. Robert Lindsay - - - -	1	Norris Burfit - - - -	1
<i>Barton.</i>		William Spriggs - - - -	1
J. W. Smith - - - -	1	W. R. Abbott - - - -	5
Henry Johnston - - - -	1	<i>Berlin.</i>	
<i>Brockville.</i>		W. Davidson - - - -	1
Rev. John McMurray - - - -	2	<i>Beachville.</i>	
Adriel Sherwood - - - -	1	Charles Mason - - - -	1
<i>Belleville.</i>		William Hook - - - -	1
Nichol Taylor - - - -	2	James White - - - -	1
A. Panton - - - -	1	<i>Bytown.</i>	
Rufus Holden - - - -	1	Rev. Noble F. English - - - -	1
W. Smart - - - -	1	<i>Cavan.</i>	
W. Panton - - - -	1	Thomas Robertson - - - -	1
Rev. W. Gregg - - - -	1	Alexander Robertson - - - -	1
<i>Brampton.</i>		Archibald Robertson - - - -	1
Samuel Wallace - - - -	1	<i>Colborne.</i>	
John McCanness - - - -	1	John Thomas - - - -	1
<i>Beamsville.</i>		Donald Robertson - - - -	1
J. B. Osborne - - - -	11	<i>Cobourg.</i>	
R. Morrow - - - -	1	R. Kingau - - - -	1

Samuel Anthon  
Robert Hudspet  
A. Milne.  
A. Saffray  
William York  
David Brodie  
Rev. W. Grims

Thomas Wallac  
Robert Smith

Rev. Angus Mc  
Archibald McK  
George W. Smi  
Reuben Short

John Gleen  
Steven Cooper  
William Taylor

Samuel Culbrith  
James C. Brown  
John Davis

Charles H. Ran  
Steven White  
George Washing

George Ramsay  
Thomas Bell  
Gabriel H. Gree

Benjamin Hunte  
Edmund Harris  
Henry Harrison

Jerry Johnson  
Zike Frazer  
Enock Roberts

Rev. Andrew F  
James B. Holde  
William McPhe

Thomas Pagan  
George Brown  
John Brown

Henry Winter  
John Scott  
Alexander Scob

P. C. Barnard  
Richard Walton  
A. C. Buck

Rev. J. C. Quin  
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Rev. James Rog

Jonas C. Howel  
George Boulter  
Sarah E. Boulter

Matilda Boulter  
Donald McColl  
James Stock

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	No. Shares.		No. Shares.
Samuel Anthony	1	Charles Allan	1
Robert Hudspeth	1	Elkfrid.	
A. Milne	1	William R. Sutherland	1
A. Saffray	2	Embros.	
William York	2	John D. Dent	1
David Brodie	1	William Sutherland	1
Rev. W. Ormiston	1	Flamboro West.	
Chinguacousy.		John Win, Jr. R. W. S.	1
Thomas Wallace	1	Fergus.	
Robert Smith	1	Rev. G. Smillie	1
Chatham.		John Watt	1
Rev. Angus McColl	2	George Jardine	1
Archibald McKeller	2	Robert Emond	1
George W. Smith	1	Alexander D. Fordyce	1
Reuben Short	1	James McQueen	1
John Gleen	1	Peter McLarren	1
Steven Cooper	1	Fingert.	
William Taylor	1	Robert Blackwood	1
Samuel Culbrith	1	Gwillimbury West.	
James C. Brown	1	Isaiah Irwin	1
John Davis	1	Donald G. McKay	1
Charles H. Ramsay	1	Herman Sutherland	1
Steven White	1	Grafton.	
George Washington	1	John Munro, Senr.	1
George Ramsay	1	Galt.	
Thomas Bell	1	Rev. John Bayne	1
Gabriel H. Green	1	Robert Ferrie (Doon Mills)	2
Benjamin Hunter	1	James Cowan	1
Edmund Harrison	1	Peter Cook	1
Henry Harrison	1	Adam Kerr	1
Jerry Johnson	1	A. H. Mowat	1
Zike Frazer	1	N. D. Fisher	2
Enock Roberts	1	John Davidson	1
Caledonia.		James Craig	1
Rev. Andrew Ferrier, D.D.	1	John Miller	1
James B. Holden	1	Robert Wallace	1
William McPherson	1	Isaac Sours	1
Thomas Pagan	1	Robert Forbes	1
George Brown	2	Morris C. Sutz	1
John Brown	1	John Barbour	1
Henry Winter	1	James Kay	1
John Scott	1	Samuel Graham	1
Alexander Scobie	1	Guelph.	
P. C. Barnard	1	Rev. R. Torrance	1
Richard Walton	1	John McLean	1
A. C. Buck	1	John Watt	1
Cornwall.		Alexr. Robertson	1
Rev. J. C. Quinn	1	Richard Ainly	1
Demorestville.		Jonathan B. Kelly	1
Rev. James Rogers	2	Alexander D. Ferrier	2
Jonas C. Howell	1	George John Grange	1
George Boulter	1	Edward E. W. Hurd	1
Sarah E. Boulter	1	Henry W. Peterson	1
Matilda Boulter	1	Haldimand.	
Dover.		James Thomas-	1
Donald McColl	2	Hamilton.	
Elora.		James Osborne	10
James Stock	1	Andrew A. Wyllie	10



	No. Shares.		No. Shares.
Alexander Davidson	5	William Bigg	1
John Fisher	10	James Leitch	1
Wm. P. McLarren	10	H. Chisholm	1
Aeneas Kennedy	10	Edmond Raymond	1
James Walker	1	Henry Matthewson	1
D. McLellan	1	Thomas Craig	1
E. Cartright Thomas	2	Thomas C. Dixon	1
Richd. P. Street	2	William Hall	1
Robert McKay	1	B. A. Mitchell	1
James D. McKay	1	G. M. Gunn	2
Adam Goldie	1	Lionel Ridont	1
John M. Hunter	1	John Diamond	1
D. Buchannan	1	William Clarke	1
James Turner	1	Benjamin Burns	1
Fristrane Bickle	1	A. B. Jones	1
Robert Osborne	1	Titus Basfield	1
William Osborne	1	John Reives	1
Edward Jackson	1	Alexander Hamilton	1
R. W. Harris	1	William Hamilton	1
A. Wood	1	Richard Smith	1
Francis Russell	1	Aureli Jones	1
George Wilkinson	3	Aaron Gibbs	1
Charles Paterson	2	Margery Wilkinson	1
William Calamis	1	Henry Garrett	2
John Smith	1		
William Wighting	1	<i>Monaghan.</i>	
William Cary	1	Robert A. Stewart	1
Lewis Lane	1		
John Willson	1	<i>Nelson.</i>	
William Willson	1	Peter Fisher	1
John Tomas	1	Gilbert Bastedo	1
James Munroe	1		
John Blue	1	<i>Norval.</i>	
Rev. Alexander Gale	1	James Young	1
<i>Holland Landing.</i>			
Douglas Laidlaw	1	<i>Niagara.</i>	
		Edward C. Campbell	1
<i>Ingersoll.</i>		Mrs. James Monroe	1
R. H. Carroll	1	John Davidson	1
Rev. Robert Wallace	1	James Lewis	1
Daniel Carroll	1	Benjamin W. Termin	1
Joseph Baxter	1	Hope Bullet	1
<i>Kingston.</i>		<i>Oakville.</i>	
John Miller	1	Peter McCorquodale	1
James Stewart	1	David Duff	1
A. & D. Shaw	1	William Cantley	1
Joseph George	5	John Urquhart	1
John George	1	James Arnott	1
Donald McKay	1		
K. McKenzie	1	<i>West Oxford.</i>	
George Brown	1	George Chambers	1
Rev. Robert F. Burns	1	Henry Revell	1
A. McAllister	1		
		<i>Orillia.</i>	
<i>London.</i>		Rev. John Gray	5
Charles Monsurrat	1		
John Birrell	1	<i>Peterboro.</i>	
John Michie	1	John Haggart	1
John Frazer	1	Owen Vandewson	1
Samuel McBride	1	James McEwen (Smith)	1
		Robert Thompson	1
		Rev. John Gilman	1
		Andrew Cathcart	1
		William Hall	1
		James Harvey (Smith)	1

Rev. M. Rogers  
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 William Dunbar  
 Rev. Wm. Reid  
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 John White  
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 Robert Watson  
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 John Thom  
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 Rev. George Che  
 Alexander Morris  
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 Daniel Dick  
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 Thomas Whan  
 Henry Gray  
 Nelson Counter  
 Benjamin Albert  
 George L. B. Tho  
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 John Creamer  
 Alfred Triplett  
 John Taylor  
 George Smith  
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 John Proudfoot  
 James Applebe  
 Samuel Bowman  
 To  
 Walter Macfarlane  
 John Laidlaw  
 Rev. Dr. Willis  
 Alexander McGlas  
 Rev. Dr. Burns  
 Peter Brown  
 George Brown  
 Thomas Henning  
 Peter Freeland  
 Mrs. Freeland  
 Thomas J. Fuller  
 Betley & Kay  
 J. T. Matthews  
 A. T. McCord  
 James Leask  
 Alexander Henders

No. Shares.		No. Shares.		No. Shares.
1	Rev. M. Rogers	1	Charles Berczy	1
1	John Stothart (Smith)	1	Andrew Hamilton	1
1	Thomas G. Hazlitt	1	Rev. John Jennings	1
1	<i>Pickering.</i>		J. G. Joseph	2
1	William Dunbar	1	Samuel Workman	1
1	<i>Picton</i>		John Ewart	2
1	Rev. Wm. Reid	1	Skeffington Connor, LL. D.	1
1	<i>Palermo.</i>		Whittemore Rutherford & Co.,	2
2	John White	4	R. H. Brett	1
1	P. L. Box	1	Robert Maitland	1
1	<i>Ramsay.</i>		George H. Cheney	1
1	Robert Watson	1	William Langley	1
1	<i>Scarboro,</i>		Rev. Wm. Rintoul	1
1	John Thom	2	J. S. Howard	1
1	<i>Salt Fleet.</i>		Allen McLean Howard	1
1	Rev. George Cheyne	1	Benjamin Torrance	1
1	Alexander Morrison	1	Elizabeth Dunlop	1
1	<i>Streetsville.</i>		Oliver Mowat	1
1	Daniel Dick	2	John Salt	1
1	<i>Southwold.</i>		Robert Beekman	1
1	Alexander Steele	1	John McNab	1
1	<i>St. Catharines.</i>		James Shaw	1
2	Bernard Foley	1	D. Brian	1
	Thomas Whan	1	David Hollin	1
1	Henry Gray	1	Newton Carey	1
	Nelson Counter	1	William Drake	1
1	Benjamin Albert	1	Adolphus Judah	1
1	George L. B. Thomas	1	Thomas Tilley	1
	Loyal Peer	1	James Johnson	1
1	John Creamer	1	Thomas Williams	1
	Alfred Triplett	1	Benjamin Holmes	1
1	John Taylor	1	Daniel Davis	1
1	George Smith	1	George Brown	2
1	<i>Trafalgar.</i>		John Herrard	2
1	John Proudfoot	2	N. Gatchell	1
1	James Applebe	1	<i>Vaughan.</i>	
1	Samuel Bowman	2	Michael Peterman	1
	<i>Toronto.</i>		<i>Waterdown.</i>	
1	Walter Macfarlane	1	Thomas Stock	1
1	John Laidlaw	1	James K. Griffin	1
1	Rev. Dr. Willis	3	Henry F. Graham	1
1	Alexander McGlashan	1	Read Baker	1
1	Rev. Dr. Burns	2	<i>Wellington Square.</i>	
	Peter Brown	1	Rev. Alexander McLaren	1
1	George Brown	1	<i>Woodstock.</i>	
1	Thomas Henning	1	William L. Ball	1
	Peter Freeland	1	John Douglas	1
5	Mrs. Freeland	1	John Carter	1
	Thomas J. Fuller	1	Andrew Smith	1
1	Betley & Kay	1	William C. McLeod	1
1	J. T. Matthews	1	<i>Zorra.</i>	
1	A. T. McCord	1	Rev. Donald McKinzie	1
1	James Leask	1	John M. Ross	1
1	Alexander Henderson	1	William Ross	1

# CONSTITUTION.

[ADOPTED 7th JUNE, 1850.]

WHEREAS, the Stock for the settlement and social and religious improvement of the Colored population of Canada, in the Township of Railegh, in accordance with the Resolution passed at the Public Meeting held in Toronto, the 16th of March, 1849, having been subscribed:—

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

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

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

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

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

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

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

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

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

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

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

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

1. That whenever the President and Vice-President meet at a meeting, they are

2. That the Directors shall advise and con- manage the business arise in the said T. President, or in his such matters. Bot Board of Directors

3. That all mon receipt for the same

4. That no mon order for the same, countersigned by th on the records of th

5. In order that t Annual Election of each of the Stockho each year; and that Annual Meeting or

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## BY-LAWS.

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

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

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

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

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

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## AN ACT

*To incorporate the Elgin Association, for the settlement and moral improvement of the Coloured Population of Canada.*

[10th August, 1850.]

WHEREAS an Association has been formed in Upper Canada, by divers persons resident therein, under the name of the *Elgin Association*, for the settlement and moral improvement of the Coloured Population of Canada, for the purpose of purchasing Crown or Clergy Reserve Lands in the Township of Realeigh, in the County of Kent, and settling the same with coloured families resident in Canada of approved moral character; and whereas the persons hereinafter named, office-bearers and members of the said Association, and acting on behalf of the members thereof, have by Petition prayed to be incorporated for the purposes aforesaid; And whereas it is expedient to grant the prayer of the said Petitioners, subject to



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

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

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

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

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

X. And be it enacted, That if any Stockholder or Stockholders as aforesaid shall neglect to pay at the time required any instalment or instalments which shall be lawfully required by the Directors as due upon any share or shares, such Stockholder or Stockholders so refusing or neglecting shall forfeit such share or shares as aforesaid with any amount which shall have been previously paid thereon, and the said share or shares may be sold by the said Directors, and the

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

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

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

XIII. And be it enacted, That on the trial or hearing of such action, it shall be sufficient for the Company to prove that the defendant, at the time of making such call, was a holder of one share or more in the undertaking (and when there has been no transfer of the shares, then the proof of subscription to the original agreement to take stock shall be sufficient evidence of holding stock to the amount subscribed) and that such call was in fact made, and such notice thereof given as required, and it shall not be necessary for the Association to prove the appointment of the Directors who made such call or any other matter whatever and thereupon the Company shall be entitled to recover what shall be due on such call, with interest thereon.

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

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

XVI. And be it enacted, That the Directors for the time being, or a quorum of them, shall have power to make and subscribe all such rules and regulations touching the purchase, management and disposition of lands, properties, estate and affects of the said Association, and the settlement and improvement of the said lands, and so touching the duties of the officers and servants of the said Corporation, and also such other matters or things as appertain to the business of the said Corporation, and also shall have power to appoint as many officers and servants for carrying on the business of the said Corporation, with such salaries as they shall think fit; Provided always, that the price fixed by the said Directors for the

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lands of the said Corporation shall not exceed the prices paid the Government, to any greater amount than is sufficient for the expenses of the said Corporation for any of the purchases hereinbefore mentioned, and six per cent. interest per annum upon the stock subscribed; Provided also, that if upon the final winding up of the affairs of the Corporation as hereinafter provided, any surplus should be found remaining after paying off the shares subscribed for and six per cent. interest, such surplus shall be applied in the improvement of the said settlement in such manner as the Directors shall appoint.

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

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

XIX. And be it enacted, That the property real and personal now held by the Association hereby incorporated, or by any party in trust for them, shall be and is hereby incorporated, or by any party in trust for them, shall be and is hereby vested in the said Corporation, which shall be responsible for all debts and obligations of the said Association, and may recover and enforce all claims and obligations in favor thereof.

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

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

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