



EIGHTH
ANNUAL REPORT
OF THE
DIRECTORS
OF THE
ELGIN ASSOCIATION.

PRESENTED AT THE ANNUAL MEETING HELD ON THE SECOND
DAY OF SEPTEMBER, 1857.

TORONTO :

PRINTED AT THE GLOBE BOOK AND JOB OFFICE.

1857.

OFFICERS

ELECTED FOR THE YEAR COMMENCING 2ND SEPTEMBER, 1857.

PRESIDENT.

PETER BROWN, ESQ.

VICE-PRESIDENTS.

REV. MICHAEL WILLIIS, D.D.

" ROBERT BURNS, D.D.

TREASURER.

JAMES SCOTT HOWARD, ESQ.

SECRETARY.

NATHAN GATCHELL, ESQ.

DIRECTORS.

REV. WILLIAM KING.

" WILLIAM REID.

" WILLIAM ORMISTON.

" WILLIAM GREGG.

MESSRS. CHARLES BERCZY.

" WILLIAM CLARKE.

" A. T. McCORD.

" PETER FREELAND.

" JOHN LAIDLAW.

" JAMES SHAW.

" THOMAS HENNING.

" JOHN THOM.

MESSRS. R. H. BRETT.

" WM. R. ABBOTT.

" JAMES OSBORNE.

" WILLIAM MILLER.

" CHARLES ALLEN.

" JOHN BIRRELL.

" A. D. FERRIER.

" ALEX. KNAPP.

" ARCH. McKELLAR.

" E. C. CAMPBELL.

" J. B. OSBORNE.

" A. B. JONES.

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EIGHTH ANNUAL REPORT.

It becomes the duty of the Directors of the Elgin Association, to present the stockholders with the annual report. Another year has passed, and brought with it health and prosperity to the settlement. The Directors would acknowledge with gratitude, their obligation to God for the measure of success with which their labours have been crowned during the year that has just past.

Although the progress in some departments of labour has not been what it was in former years, yet, upon the whole, there has been throughout the settlement, a gradual progress in clearing up the land opened. The quantity of land chopped down this season, has been less than in any former year since the commencement. This is easily accounted for: more time has been spent in clearing up and cropping land already than in former years, and less time has been devoted to clearing.

It will be gratifying to the shareholders, and all who have felt an interest in the Association, to know the actual progress made by the settlers up to this time. It must be borne in mind that most of them came into the Province stripped of everything but life, without means and without a home. But since their arrival at Buxton, they have supported their families, cleared up a comfortable portion of their farms, built their houses after a model presented by the Association, bought stock and farming implements, paid up part of their instalments, and some have already taken out their deeds, although they have still five years to pay for it. All this has been accomplished in little more than five years, without any assistance but their own right arm.

ETT.
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miles The first settler entered on the lands of the Association in December, 1849. Since that time they have been gradually coming in, and taking up land. At present, the settlement covers fifteen square ~~of~~ *miles* of country, and numbers eight hundred souls. The number of acres cleared and under fence, is 1,250, besides 225 chopped down and ready for clearing up, to be put in crops next spring. Of the land cleared up and fenced, 460 are in corn, 120 sown with wheat, 60 with oats, 150 planted with potatoes, and 430 with other green crops, such as hay, peas, and turnips. The wheat this season in the settlement, has been nearly all destroyed by the weevil ; its ravages have been so destructive in the neighbourhood, for a number of years, that wheat has now become a very uncertain crop. The corn and potatoes look well, and will, if safely gathered, be more than an average crop.

There has been, this season, a considerable decrease in the number of hogs and oxen raised in the settlement, but a corresponding increase in horses. Sheep have been found not to do well on new land, and none have been raised during the last year.

The number of oxen in the settlement is 60, cows 150, horses 80, and hogs 250. Some of the settlers are making preparations to raise cows, oxen, and horses extensively ; it is found to be much more profitable to raise stock than wheat.

The local committee, whose business it is to superintend the improvements in the settlement, and collect the statistics for the annual report, state that a number of houses have gone up during the last year. According to the model, 18x24, and twelve feet high. A number have been put up above the model, and preparations are now making to put up a number more during the next year, of the same kind. The steam saw mill, erected two years ago, has been of great advantage in affording lumber for carrying on the improvements in the settlement.

According to the original plan, the settlement is six miles long, and about three miles wide, laid out with a road running down the centre, cutting the concessions at right angles. Along the concessions, which are laid out in roads, the houses are

built, set thirty and the garden whole settlement. During the winter, the land is opened up, and in opinion that the without it the in spring, nor c that fall in spring growing crop a in several instas vious occasions. secure early pla of the roads tha deep. This will the farms dry d slopes gradual winter streams to drain it when cross these stre streams, have dr and have made t from these stre but having no o each settler cuts reap the benefit Besides the st for the benefit of story brick hotel several private d in operation, wh of erecting sever Education has male and female, petent teachers, are, also, three o which are also at

built, set thirty-three feet from the road. The front of the house, and the garden enclosed with a picket fence, giving to the whole settlement, when completed, a neat and uniform appearance. During the last year, nearly all the roads have been opened up, and partially drained. The local committee are of opinion that the draining should be completed immediately; without it the crops cannot be planted in the proper season, in spring, nor can the farms be protected from the heavy rains that fall in spring and summer, which frequently destroy the growing crop and the new planted seed. This has happened in several instances during the last spring, and on several previous occasions. What is necessary to keep the land dry, and secure early planting in spring, is to make a ditch on each side of the roads that pass the farms, four feet wide, and two feet deep. This will be sufficient to carry off all the water, and keep the farms dry during the whole season. The land is level, and slopes gradually from lake Erie to Lake St. Clair. The winter streams that flow through the land, are quite sufficient to drain it when the drains are opened up along the roads that cross these streams. Some of the settlers living on these streams, have drained the front of their farms along the road, and have made them quite dry. Others, living at a distance from these streams, have also cut the drain across their farms, but having no outlet, it is of no use. What is wanted, is that each settler cuts the drain opposite his own farm, then all will reap the benefit of it; the land will be dry, and the roads good.

Besides the steam saw and grist mill, which has been erected for the benefit of the settlement, a pearl ash factory, and a two-story brick hotel, which are mentioned in the last report, and several private dwellings, have gone up. A brick yard is now in operation, where excellent bricks are made, with the view of erecting several brick buildings during the year.

Education has not been neglected. There are two schools, a male and female, in successful operation, taught by highly competent teachers, and attended by one hundred pupils. There are, also, three other district schools joining the settlement, which are also attended by a number of the children living in

the neighbourhood. A Sabbath School is regularly kept up, having one hundred pupils on the roll, and conducted by a superintendent and eight teachers. We hope in a short time to have a number of teachers prepared at the day school. Two are already gone forth, and are now usefully employed in the West.

REPORT OF THE DEPUTATION APPOINTED TO VISIT BUXTON SETTLEMENT.

The deputation appointed to visit the Buxton settlement, beg to report that, in discharge of the duty devolved upon them, they proceeded to Buxton, which they reached on the 14th September. On the day named there was a large gathering of the settlers, which the deputies, together with a number of friends from various quarters, including Lord Althorp and his fellow-traveller, Mr. Probyn, had the pleasure of attending. After a sumptuous repast in an arbour prepared for the occasion, various addresses were delivered, which, it is believed, were much more interesting at the time than they will prove useful in their effect upon the audience. On the following day, the deputation had interviews with such of the settlers as wished to converse with them on the affairs of the settlement, devoting the afternoon to an excursion through the settlement, in the course of which they visited a number of the settlers in their own houses. In the evening they had another opportunity of meeting a large number of the settlers, and of hearing remarks from various individuals with reference to their affairs and prospects. Another day was devoted by one of the deputation to the visiting of the settlers, and the inspection of their houses and clearings. Of course, it would have taken, not a few days merely, but some weeks to have visited every dwelling and made anything like a close inspection of the progress of the individual families in the settlement. But the deputation saw enough to enable them to form a general

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opinion of the present position and future prospects of the settlers, having also had an opportunity of examining the books of the association.

The opinions formed by the deputation is, on the whole, favourable. With very few exceptions, indeed, the settlers appear to be advancing in prosperity. Not a few who have not paid much as yet on their lands, have made considerable improvements, which place them in a very favourable position for meeting future engagements, and raising themselves to independence and comfort.

Many of the clearings are of considerable extent, and not a few of the farms are indeed well cultivated, and produce excellent crops. Several might be named, but the deputation would only specify Mr. Laison, whose whole establishment really evidenced great industry as well as taste. Of course, among such a large number of settlers, there will be a variety of characters, and some rather unpromising appearances; but, from the observations of the deputation, and the information given them by various competent parties, they confidently believe that, with few or no exceptions, the settlers will be in circumstances to take out their deeds by the end of the ten years granted by the Elgin Association.

The deputation could not but see that the Buxton settlers had to contend with difficulties of various kinds, not all of a purely physical nature. From their previous training and position, they are peculiarly liable to be imposed upon and deceived by their neighbours, who may have some interest in throwing obstacles in the way of the success of the interesting experiment that is being tried. But as education and intelligence increase, this source of trouble will, in a great measure disappear. The deputation ascertained that there was, on the part of a few of the settlers, a disposition to evade the settlement duties required by the Elgin Association; but, as the performance of these is manifestly for the interest of the settlement at large, as well as of the individuals themselves, it is presumed that there will be no change made in reference to this matter. While referring to this matter, the deputation may state that

there was something like a complaint made by one person specially, that his deed had not been given, although the purchase money had been paid in full. The explanation of this, however, appeared to be that the prescribed settlement duties had not been performed. This circumstance makes it all the more desirable that this matter of the settlement duties should be thoroughly understood by all parties.

As an illustration of the necessity of strict attention being given to the performance of these settlement duties, the deputation might refer to the very bad state of the roads in some parts of the settlement. These might be greatly improved, were each settler to clear and drain the front of his lot, according to requirements. The deputation are glad to hear that there is growing attention paid to these matters.

The deputation had every reason to think most highly of the diligence, prudence, and perseverance of Mr. King, in the various duties connected with the superintendence of the settlement. Indeed, it would be difficult to estimate the extent of the obligations of the settlement to Mr. King. The deputation would suggest that by and by some one on the spot might be appointed with a small salary to transact the necessary business between the Elgin Association and the settlers, as there are many details which cannot be arranged but by a person on the spot, and the deputation are decidedly of opinion that it encroaches too much on Mr. King's time and attention to have, as he has hitherto had, all the secular duties devolving upon him, which should be discharged by a paid agent of the Elgin Association.

 ABSTRACT

Stockholders—Inst.
 Purchasers of Land do.
 Interest on do.
 Transfer Fees,...

Crown Land Depart.
 Contingent Expenses
 ery, Blank D
 Survey and Division
 Secretary's Salary,
 Balance in Treasury

Audited and found
 JOHN L. EBBE
 ROBT. BEEBE

TORONTO, 27th A

ELGIN ASSOCIATION.

ABSTRACT OF TREASURER'S ACCOUNT,

From commencement to 31st July, 1857.

RECEIPTS.

Stockholders—Instalments on Shares,.....	£ 539 16 0
Purchasers of Land in Payment,.....	1421 9 1
Interest on do.	92 10 9
Transfer Fees,.....	3 8 9
	<hr/>
	£2057 4 7
	<hr/>

PAYMENTS.

Crown Land Department for Land and Interest,.....	£1571 11 11
Contingent Expenses, viz—Printing, Advertising, Station- ery, Blank Deeds, Premiums to Settlers, &c.,.....	216 17 11
Survey and Division of Land,.....	13 10 0
Secretary's Salary,.....	202 10 0
Balance in Treasurer's hands,.....	52 14 9
	<hr/>
	£2057 4 7
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Audited and found correct.

JOHN L. EBBELS, }
ROBT. BEEKMAN, } AUDITORS.

Toronto, 27th August, 1857.

N. GATCHELL, Sec., E. A.

ABSTRACT STATEMENT

OF THE

Affairs of the Elgin Association,

From the commencement to 31st July, 1857.

DR.		
To Cash in Treasurer's hands,.....	£ 52 14 9	
TO SUNDRY PURCHASES OF LAND.		
For Amounts purchased in 1854.....	£3968 15 0	
" " in 1856,.....	218 15 0	
	<u>4187 10 0</u>	
Less Amounts received to 1856, ..£1346 7 3		
" " in 1857,.....	88 1 1	
	<u>1434 8 4</u>	
		2753 1 8
To Expenses Account to 1856,.....	£460 5 9	
" " 1857,.....	33 10 0	
	<u>493 15 0</u>	
		<u>£3299 12 2</u>

CR.		
By Stockholders for amount of Instalments paid, as per Schedule A, to 1854,	£551 0 0	
By Crown Land Department for Land purchased, ..£2946 0 0		
Less Amounts paid, as per Vouchers, to the 31st July, 1856,.....	£1323 10 7	
" " 1857,.....	46 17 3	
	<u>1370 7 10</u>	
		1575 12 2
By Profit and Loss, Real Estate Account,.....	1173 0 0	
		<u>£3299 12 2</u>

N. GATCHELL, Sec'y. E. A.

Audited and found correct.

{ JOHN L. EBBELS,
ROBT. BEEKMAN, } AUDITORS.

Toronto, 27th August 1856.

1857.
July 31.—To Balance
" Instalments

1857.
July 31.—By paid
ment,
By Expenses
" Secret
" Balance

Audited and found correct.
JOHN L. EBBELS,
ROBT. BEEKMAN,
Toronto, 27th August 1856.

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£ 52 14 9

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493 15 0

£3299 12 2

£551 0 0

1575 12 2
1173 0 0

£3299 12 2

Sec'y. E. A.

CASH ACCOUNT.

1857.		DR.	
July 31.—To	Balance in Treasurer's hands last year,.....	£45	0 11
	" Instalments on Land, received this year,.....	88	1 1
		<u>£133</u>	<u>2 0</u>

1857.		CR.	
July 31.—By	paid on Account of Lands purchased from Govern- ment,.....	£46	17 3
	By Expense Account this year,.....	3	10 0
	" Secretary's Salary,.....	30	0 0
	" Balance in Treasurer's hands,.....	52	14 9
		<u>£133</u>	<u>2 0</u>

Audited and found correct.
 JOHN L. EBBELS, } AUDITORS.
 ROBT. BEEKMAN, }

Toronto, 27th August, 1856.

STATEMENT
OF
ASSETS AND LIABILITIES

OF THE
ELGIN ASSOCIATION,

31st JULY, 1857.

Amount of Balances due by Purchasers of Land to date,.....	£3703	16 2
Amount due on first purchase of Land to the Government,.....	£803	9 5
8 years and 9 months Interest on same,.....	416	5 0
	£1219	14 5
Amount due, on 2nd purchase, to Government,.....	£779	0 0
6 years and 6 months Interest on same,.....	303	16 0
	1082	16 0
	£2302	10 5
Amount due Stockholders,.....	£551	0 0
Interest to date,.....	248	18 1
	799	18 1
	3102	8 6
Cash in Treasurer's hands this date,.....	£601	7 8
	52	14 9
	£654	2 5
Amount paid Commissioner of Crown Lands the last year, including interest,.....	46	17 3

N. GATCHELL, Sec'y E. A.

Since the accounts have been closed and audited, £102 2s. 3d. has been received by the Treasurer: it came to hand on the 29th August, 1857.

A. GATCHELL, Sec'y E. A.

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No.
ALBION MILLS
William Cook.....
AYR.
Rev. Robert Linds
BROCKVILLE.
Rev. John McMurra
Adriel Sherwood...
BELLEVILLE.
Nichol Taylor.....
Rufus Holden.....
BEACHVILLE.
William Hook.....
BEAMSVILLE.
J. B. Osborne.....
Morrow.....
BUXTON.
Rev. W. King.....
W. Fields.....
Green Due.....
Enos Johnston.....
James Shry.....
Jerome Boon.....
William Spriggs...
Anderson Stewart...
BRAMPTON.
Samuel Wallace...
John McCanless...
BYTOWN.
Rev. Noble F. Engl
CAVAN.
Alexander Roberts
Archibald Roberts
COLBORNE.
Donald Robertson...
COBOURG.
R. Kingan.....
Samuel Anthony...
Robert Hudspeth...
A. Jaffray.....
CHINGUACOUSY
Thomas Wallace...
Robert Smith.....
CHATHAM.
Rev. Angus McColl
Archibald McKellar
John Gleen.....
James C. Brown...

LIST OF STOCKHOLDERS.

No. Shares.	No. Shares.	No. Shares.
ALBION MILLS.	Thomas Bell..... 1	James McQueen..... 1
William Cook..... 2	Gabriel H. Green.... 1	Peter McLaren..... 1
AYR.	Benjamin Hunter.... 1	FINGAL.
Rev. Robert Lindsay. 1	Edmund Harrison.... 1	Robert Blackwood... 1
BROCKVILLE.	Henry Harrison.... 1	GWILLIMBURY, WEST.
Rev. John McMurray. 3	Jerry Johnson..... 1	Isaiah Irwin..... 1
Adriel Sherwood.... 1	Zike Frazer..... 1	Donald G. McKay.... 1
BELLEVILLE.	Enoch Roberts..... 1	GRAFTON.
Nichol Taylor..... 2		John Munro, Senr.... 1
Rufus Holden..... 2	CALEDONIA.	GALT.
BEACHVILLE.	Rev. And. Ferrier, D.D. 1	Rev. John Bayne.... 1
William Hook..... 1	George Brown..... 2	R. Ferrie (Doon Mills). 2
BEAMSVILLE.	John Brown..... 1	James Cowan..... 1
J. B. Osborne..... 11	John Scott..... 1	Peter Cook..... 1
Morrow..... 1	A. C. Buck..... 1	Adam Kerr..... 1
BUXTON.	CORNWALL.	A. H. Mowat..... 1
Rev. W. King..... 5	Rev. J. C. Quinn.... 1	Isaac Sours..... 1
W. Fields..... 1	COLLINGWOOD.	Morris C. Lutz..... 1
Green Duc..... 1	Charles Stuart..... 1	Samuel Graham..... 1
Enos Johnston..... 1	DEMORESTVILLE.	GUELPH.
James Shry..... 1	Rev. James Rogers... 2	Rev. R. Torrance.... 1
Jerome Boon..... 1	George Boulter.... 1	John McLean..... 1
William Spriggs.... 1	Matilda Boulter.... 1	Alexander D. Ferrier. 2
Anderson Stewart... 1	DOVER.	Henry W. Peterson... 1
BRAMPTON.	Donald McColl..... 2	HALDIMAND.
Samuel Wallace.... 1	DUNDAS.	James Thomas..... 1
John McCanness.... 1	William Dixon..... 1	HAMILTON.
BYTOWN.	James McIntyre.... 2	Rev. W. Ormiston... 1
Rev. Noble F. English 1	James Hamilton.... 1	James Osborne..... 10
CAVAN.	James Coleman.... 2	Alexander Davidson.. 1
Alexander Robertson. 1	Thomas H. McKenzie. 2	John Fisher..... 10
Archibald Robertson. 1	R. S. Hunter..... 1	Wm. P. McLaren..... 10
COLBORNE.	Wm. Miller..... 1	Aeneas Kennedy..... 10
Donald Robertson... 1	ELORA.	James Walker..... 1
COBOURG.	James Stock..... 1	D. McLellan..... 1
R. Kingan..... 1	Charles Allan..... 1	E. Cartright Thomas. 2
Samuel Anthony.... 1	EKFRID.	Richd. P. Street.... 2
Robert Hudspeth.... 1	William R. Sutherland 1	Robert McKay..... 1
A. Jaffray..... 2	EMBRO.	James D. Mackay.... 1
CHINGUACOUSY.	John D. Dent..... 1	Adam Goldie..... 1
Thomas Wallace.... 1	William Sutherland.. 1	D. Buchanan..... 1
Robert Smith..... 1	FERGUS.	James Turner..... 1
CHATHAM.	Rev. G. Smillie.... 1	Fristrane Bickle... 1
Rev. Angus McColl.. 1	John Watt..... 1	R. W. Harris..... 1
Archibald McKellar.. 2	George Jardine.... 1	A. Wood..... 1
John Gleen..... 1	Robert Emond..... 1	Rev. Alexander Gale. 1
James C. Brown.... 1	Alex. D. Fordyce, jr. 1	N. D. Fisher..... 2

TIES

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3102 8 6

£601 7 8

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£654 2 5

46 17 3

Sec'y E. A.

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t, 1857.

Sec'y E. A.

No. Shares.	No. Shares.	No. Shares.	
HOLLAND LANDING.			
Douglas Laidlaw..... 1	Rev. John Gray..... 5	Charles Berczy..... 1	
INGERSOLL.			
R. H. Carroll..... 1	Rev. John Gilman..... 1	Andrew Hamilton... 1	
Rev. Robert Wallace. 1	Andrew Cathcart... 1	Rev. John Jennings.. 1	
Daniel Carroll..... 1	William Hall..... 1	J. G. Joseph..... 2	
Joseph Barker..... 1	Rev. M. Rogers..... 1	John Ewart..... 2	
KINGSTON.			
Donald McKay..... 1	Thomas G. Hazlitt... 1	S. Connor, L.L.D.... 1	
LONDON.			
Charles Monsurrat... 1	William Dunbar..... 1	Whittemore Rutherford & Co..... 2	
John Birrell..... 1	James McEwen..... 1	R. H. Brett..... 1	
John Michie..... 1	James Harvey..... 1	Robert Maitland..... 1	
John Frazer..... 1	John Stothart..... 1	George H. Cheney.... 1	
Samuel McBride..... 1	Rev. George Cheyne.. 1	William Langley..... 1	
William Begg..... 1	Alexander Morrison.. 1	Rev. William Rintoul. 1	
El. Chisholm..... 1	Edmond Raymond... 1	J. S. Howard..... 1	
Henry Matthewson... 1	Henry Gray..... 1	Allen McLean Howard 1	
Thomas Craig..... 1	John Creamer..... 1	Benjamin Torrance... 1	
Thomas C. Dixon..... 1	Alfred Triplett..... 1	Elizabeth Dunlop.... 1	
William Hall..... 1	John Proudfoot..... 2	Oliver Mowat..... 1	
B. A. Mitchell..... 1	James Applebe..... 1	John Salt..... 1	
G. M. Gunn..... 2	John Reives..... 1	Robert Beekman..... 1	
Lionel Ridout..... 1	Walter Macfarlane.. 1	John McNab..... 1	
John Diamond..... 1	John Laidlaw..... 1	James Shaw..... 1	
William Clarke..... 1	Rev. Dr. Willis..... 3	David Hollins..... 1	
A. B. Jones..... 1	Alexander McGlashan. 1	Adolphus Judah..... 1	
Titus Basfield..... 1	Rev. Dr. Burns..... 2	Thomas Tilley..... 1	
John Reives..... 1	Peter Brown..... 1	James Johnson..... 1	
Alexander Hamilton. 1	George Brown..... 1	Thomas Williams..... 1	
Aureli Jones..... 1	Thomas Henning..... 1	Daniel Davis..... 1	
Aaron Gibbs..... 1	Peter Freeland..... 1	George Brown..... 2	
Margery Wilkinson... 1	Mrs. Freeland..... 1	John Herrard..... 2	
NELSON.			
Gilbert Bastedo..... 1	Thomas J. Fuller..... 1	N. Gatchell..... 1	
NIAGARA.			
Edward C. Campbell. 1	Betley & Kay..... 1	Rev. William Reid... 1	
Mrs. James Monroe... 1	James Leask..... 1	WATERDOWN.	
John Davidson..... 1	P. L. Box..... 2	Thomas Stock..... 1	
James Lewis..... 2	John Thom..... 2	Henry F. Graham..... 1	
Hope Bullet..... 1	W. R. Abbott..... 1	Read Baker..... 1	
Francis Lacey..... 3	A. T. McCord..... 1	WELLINGTON SQUARE.	
OAKVILLE.			
William Cantley..... 1	Rev. Alex. McLaren.. 1		
James Arnott..... 1	Woodstock.		
ORILLIA.			
PETERBORO.			
PICKERING.			
SMITH.			
SALT FLEET.			
SOUTHWOLD.			
ST. CATHERINES.			
TRAFALGAR.			
TORONTO.			
WATERDOWN.			
WELLINGTON SQUARE.			
WOODSTOCK.			
ZORRA.			

WHEREAS, the st
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Resolved I. That
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No. Shares.	
Berczy.....	1
Hamilton....	1
nn Jennings..	1
seph.....	2
vart.....	2
or, L.L.D.....	1
more Rutherford	
.....	2
ett.....	1
Maitland.....	1
H. Cheney....	1
Langley.....	1
William Rintoul.	1
ward.....	1
Lean Howard	1
n Torrance...	1
h Dunlop....	1
owat.....	1
it.....	1
Geekman.....	1
Nab.....	1
naw.....	1
ollins.....	1
s Judah.....	1
Filley.....	1
ohnson.....	1
Williams.....	1
avis.....	1
rown.....	2
rrard.....	2
ell.....	1
liam Reid... 1	
ATERDOWN.	
Stock.....	1
Graham.....	1
ker.....	1
NGTON SQUARE.	
x. McLaren.. 1	
OODSTOCK.	
William L. Ball. 1	
nglas..... 1	
ter..... 1	
Smith..... 1	
ZORRA.	
ald McKenzie 1	
Ross..... 1	

CONSTITUTION.

[ADOPTED 7TH JUNE, 1850.]

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

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

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

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

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

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

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

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

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

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

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

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

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

BY-LAWS.

1. That whenever a quorum of the Directors, with the consent of the President and Vice-Presidents, or a majority of them, and not otherwise, shall see fit to call a meeting they are authorized to do so.
2. That the Directors are hereby authorized, with the consent and approval of the President and Vice-Presidents, or a majority of them and not otherwise, to appoint a Committee of Advice to meet in the township of Raleigh. The said Committee to be three in number, and to be Directors of the Association, who shall advise and consult with the Agent of the Association, who shall reside and manage the business of the Association in Raleigh, or should any case of difficulty arise in the said Township of Raleigh, the same shall be communicated to the President, or in his absence to the Vice-Presidents, for advice and direction in such matters. Both the Committee and the Agent to be subject to the Main Board of Directors, and give Reports to the Annual Meeting.
3. That all moneys due to this Society shall be paid to the Treasurer, and his receipt for the same shall be in all cases a sufficient discharge.
4. That no money be paid by the Treasurer of this Association, without an order for the same, signed by the President or one of the Vice-Presidents, and countersigned by the Secretary, and certified by him to have been duly entered on the records of the Association.
5. In order that the members of the Association may have due notice of the Annual Election of Officers, &c., it is resolved that circular notices be posted to each of the Stockholders at least fourteen days before the first day of September, each year; and that not less than seven Stockholders shall be present before the Annual Meeting or any General Meeting proceeds to business.
6. That the local Committee be required to enforce the Rules and Regulations with regard to buildings and improvements, which are as follows: viz., each settler to put up a house 18 feet by 24 feet, 12 feet high, with a piazza running the whole length of the front. Enclosing the front of the house and garden, with a picket fence. The house to be set 33 feet from the road. And to clear from the centre of the road four rods at least, the whole front of his lot, and cut a ditch across the front of the lot, four feet wide at top, 18 inches at bottom and at least 2 feet deep—and that the Secretary be instructed not to give any deeds, until he receives a certificate from the local Committee, that the aforesaid improvements have been made and the rules complied with.

AN ACT

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

(10th August, 1850.)

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

dent in Canada of after named, offic on behalf of the m for the purpose a of the said Petition made: Be it there with the advice an ssembly of the Pro under the authori of Great Brit. in a of Upper and Low hereby enacted by Willis, William K ard, Walter Macf Freeland, John E Brown, James Ost McLaren, William Frazer, John Mich mas Campbell, He James Dougall. F Jaffray, with all o hereafter be assoc cessors forever, sh by the name and s perpetual successi time to alter, ren by the same name capable of contrac pleading and being Courts and places same name from ti pable of purchasin gy Lands in the T nine thousand acr conveying and of c ada; provided alw Company shall be purpose aforesaid, the said Association

II. And be it e hereafter may be i the residence of th said Corporation to usage to the contra

III. And be it e Corporation shall b by the members of provided for: a Pr surer, and twenty transaction of Lus also Directors ex-o

IV. And be it e Officers shall be h are held on the fir hour of twelve o'cl

of the stockholders of the said Corporation as shall attend for that purpose in their own proper persons, or by proxy, and all the elections for such Officers shall be by ballot: and if any vacancy or vacancies shall at any time happen among the Directors by death, resignation, or removal from the Province, such vacancy or vacancies shall be filled, for the remainder of the year in which they may happen, by a person or persons to be nominated by the Directors at any of their regular meetings.

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

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

VII. And be it enacted, That until the first election of officers shall take place as hereinbefore provided, the present officers of the said Association shall be and continue to be the officers of the Corporation hereby created, and that the President, or in his absence from the city of Toronto, either of the Vice-Presidents of the said Corporation shall within one month after the passing of this Act, cause notice to be given to the members of the said Corporation by public advertisement, to be published ten days at least previous in four newspapers published in different parts of the Province, to meet at the place in which the usual 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 other be chosen in their place, and the new officers shall enter on the duties of their office the first Monday after their election.

VIII. And whereas the sum of four thousand pounds currency, or thereabouts has been subscribed by the members of the said Association as the Capital Stock of the same, in Shares of ten pounds each, and whereas it may be necessary to increase the said stock, by the additional sum of one thousand pounds: Be it therefore enacted, That the said shares so subscribed as aforesaid, shall continue the Capital Stock of the said Corporation, with power to the said Corporation, to increase the same by one thousand pounds in like shares of ten pounds each, if they shall think it necessary for carrying out the purposes of the said Corporation, and that the aforesaid Capital Stock may, after twenty per cent. has been paid thereon, be 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 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

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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 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 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 Stockholder or person aforesaid.

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

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

ter whatever, and thereupon the Company shall be entitled to recover what shall be due on such call, with interest thereon.

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

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

XVI. And be it enacted, That the Directors for the time being, or a quorum of them, shall have power to make and subscribe all such rules and regulations touching the purchase, management and disposition of lands, properties, estate and effects 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 lands of the said Corporation shall not exceed the prices paid the Government, to any greater amount than is sufficient for the expenses of the said Corporation for any of the purposes hereinbefore mentioned, and six per cent interest per annum upon the stock subscribed; Provided also, that if upon the final winding up of the affairs of the Corporation as hereinafter provided, any surplus should be found remaining after paying off the shares subscribed for and six per cent. interest, such surplus shall be applied in the improvement of the said settlement in such manner as the Directors shall appoint.

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

XVIII. And be it enacted, That it shall and may be lawful for the Governor or 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 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 vested in the said Corporation, which shall be responsible for all debts and obligations of the said Association, and may recover and enforce all claims and obligations in favour thereof.

XX. And be it enacted, That no member of the said Corporation shall in

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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 Public Act.

