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JOURNAL

OF THE

HOUSE OF ASSEMBLY

OF

PRINCE EDWARD ISLAND.

ANNO QUINTO GULIELMI IV. REGIS.



FIRST SESSION OF THE FOURTEENTH GENERAL ASSEMBLY.



CHARLOTTE TOWN:

PRINTED BY JAMES D. HAZARD, Printer to The King's Most Excellent Majesty.

1835.



BY HIS EXCELLENCY

Sir ARETAS WILLIAM YOUNG,

Knight, Lieutenant Governor and Commander in Chief in and over His Majesty's
Island Prince Edward, and its Dependencies, Chancellor and Vice Admiral
of the same, &c. &c. &c.

A. W. YOUNG,
Lieut. Governor.

A P R O C L A M A T I O N .

WHEREAS the General Assembly of this Island stands prorogued until Wednesday the 8th instant :

I have thought fit to dissolve the said General Assembly, and the same is hereby dissolved.

And I do hereby give notice, as well to the Members of the Legislative Council of this Island, as to the Members of the Counties and Towns and Royalties within the same, that they are discharged from further attendance in the said General Assembly.

And I do further declare, that I have this day given orders that Writs for calling a new General Assembly be issued in due form; the said Writs to bear teste on Saturday the Eleventh instant, and be returnable on Monday the Twenty-ninth day of December next.

Given under my Hand, and the Seal of the said Island, at Charlotte Town, this 7th day of October, in the year of our Lord One thousand eight hundred and thirty-four, and in the Fifth year of His Majesty's Reign.

By His Excellency's Command,

J. P. COLLINS, Colonial Secretary.

GOD SAVE THE KING.

BY HIS EXCELLENCY

Sir ARETAS WILLIAM YOUNG,

Knight, Lieutenant Governor and Commander in Chief, in and over His Majesty's
Island Prince Edward, and its Dependencies, Chancellor and Vice-Admiral
of the same, &c. &c. &c.

A. W. YOUNG,
Lieut. Governor.

A P R O C L A M A T I O N .

WHEREAS Writs for electing Members to serve in General Assembly, for the several Counties and Towns in this Island, are returnable on Monday the 29th day of December instant:

I have thought fit to prorogue the said General Assembly, and the same is hereby prorogued, until Monday the Twenty-sixth day of January, One thousand eight hundred and thirty-five—then to meet for the *DESPATCH* of BUSINESS—of which all Persons concerned are required to take Notice, and govern themselves accordingly.

Given under my Hand, and the Seal of the said Island, at Charlotte Town, this 29th day of December, in the year of our Lord One thousand eight hundred and thirty four, and in the Fifth Year of His Majesty's Reign.

By His Excellency's Command,

J. P. COLLINS, Colonial Secretary.

GOD SAVE THE KING.



JOURNAL

OF THE

HOUSE OF ASSEMBLY

OF

Prince Edward Island.

FIRST SESSION OF THE FOURTEENTH GENERAL ASSEMBLY.

MONDAY, January 26, 1835.

HIS Excellency Sir Aretas William Young, Knight, Lieutenant Governor, having, by his several Proclamations (hereunto annexed,) dissolved the last General Assembly, and called a new one; and having appointed the same to meet and sit at Charlotte Town this day, being the Twenty-sixth day of January, 1835; the following are the names of the Members returned to represent the several Counties, Towns and Royalties in the General Assembly, viz.

COUNTY OF QUEEN'S COUNTY.

*George Dalrymple, Samuel Nelson,
John S. Macdonald, William Douse.*

COUNTY OF KING'S COUNTY.

*Daniel Brenan, Peter M'Callum,
William Cooper, John Le Lacheur.*

COUNTY OF PRINCE COUNTY.

*Joseph Pope, John Ramsay,
Samuel Green, William Lord.*

CHARLOTTE TOWN.

Charles Binns, Edward Palmer.

PRINCETOWN.

Thomas M'Nutt, William Clarke.

GEORGETOWN.

Edward Thornton, John W. James.

In virtue of a Commission from His Excellency the Lieutenant Governor to the Honourables Thomas Heath Haviland, John Brecken, and John Spencer Smith, a copy of which is as follows:

PRINCE EDWARD ISLAND.

*WILLIAM the FOURTH, by the Grace of God,
of the United Kingdom of Great Britain and
A.W. YOUNG, Ireland, King, Defender of the Faith, &c.
Lt. Governor.
&c. &c.*

To our trusty and well beloved the Honourables Thomas Heath Haviland, John Brecken and John Spencer Smith:

WHEREAS we have, by our Writs, commanded our High Sheriff to assemble the several inhabitants, Electors of this our Island of Prince Edward, and thereout to cause them to choose and elect Eighteen proper and fit persons to serve us in a General Assembly, to be held for our service, at Charlotte Town, in our said Island: And whereas our said High Sheriff hath, as commanded, held the said Elections, and returned to our Secretary of our said Island the names of Eighteen proper and

fit persons duly elected and qualified to serve us in our said Assembly: These are therefore to command you, or any two of you, that at such certain day and place as our Lieutenant Governor of our said Island shall appoint and direct, you go to such place, and on such day as aforesaid, and then and there administer unto each and every of the said Eighteen Persons, who are returned as aforesaid, the Oaths appointed by Law to be by them taken; and when you shall have so administered the said Oaths, you shall send the same unto our said Secretary, certifying under your seals what you shall have done in the premises, together with this Writ.

Witness our trusty and well beloved Sir Aretas William Young, Knight, Lieutenant Governor and Commander in Chief in and over our said Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice-Admiral and Ordinary of the same, at Charlotte Town in the said Island, this Twenty-sixth day of January, in the year of our Lord One thousand eight hundred and thirty-five, and in the Fifth year of our Reign.

By His Excellency's Command,
J. P. COLLINS,
Colonial Secretary.

The said Commissioners came between one and two of the clock into the place where the Members of the House of Assembly usually sit, all the Members being present, and administered to them the usual Oaths prescribed by Law.

A Message from His Excellency the Lieutenant Governor, by George Richard Goodman, Esquire, Usher of the Black Rod.

"Gentlemen,

"His Excellency the Lieutenant Governor commands your attendance in the Council Chamber, immediately."

Accordingly the Members went up to attend His Excellency in the Council Chamber, when the President of His Majesty's Council, by His Excellency's command, said,

"Gentlemen,

"I am commanded by His Excellency the Lieutenant Governor to acquaint you, that His Excellency does not intend to declare the cause of calling this General Assembly, until there be a Speaker of the House of Assembly; and therefore you, Gentlemen, are to repair to the place where the House of Assembly usually sit, and there proceed to the election of a fit person to be your Speaker, whom you are to present to His Excellency here immediately for his approbation."

The Members having returned, *Charles Binns*, Esquire, addressing Mr. *Cullen*, the Clerk, proposed *George Dalrymple*, Esquire, Member for the County of Queen's County, to be their Speaker; and the motion having been seconded by *Samuel Nelson*, Esquire, was unanimously agreed to.

The Clerk having declared *George Dalrymple*, Esquire, duly elected Speaker, he was led to the chair by Mr. *Binns* and Mr. *Nelson*—whereupon he addressed the House as follows:

Gentlemen,

I most sincerely thank you for the honour you have conferred on me, by appointing me your Speaker. This mark of confidence, I trust, experience will show, will not be misplaced—and I hope that I will receive the cordial co-operation of every member of this Assembly in supporting the dignity of this House, in which consists the best and most important privileges of a free people.

A Message from His Excellency the Lieutenant Governor, by George Richard Goodman, Esquire, Usher of the Black Rod.

"Gentlemen,

"His Excellency the Lieutenant Governor commands the immediate attendance of this Honourable House in the Council Chamber."

Accordingly, Mr. Speaker elect, with the House, went up to attend His Excellency in the Council Chamber, when Mr. Speaker elect acquainted His Excellency that the House had chosen him to be their Speaker, and humbly trusted their election would meet His Excellency's approbation.

Whereupon the President of His Majesty's Council, by His Excellency's command, said:

"*George Dalrymple*, Esquire;

"I am commanded by His Excellency the Lieutenant Governor to acquaint you, that he hath so good an opinion of your integrity, diligence and sufficiency, for executing the important office into which you are elected, that His Excellency is perfectly satisfied with the choice which the House of Assembly have made, and doth allow and confirm you to be their Speaker."

And hereupon Mr. Speaker addressed His Excellency to the following effect:

"*May it please Your Excellency;*

"Your gracious approbation of the Speaker chosen by the House of Assembly demands from me my most grateful acknowledgments, which I most respectfully solicit your Excellency now to accept; at the same time I most solemnly assure your Excel-

lency, that I very sensibly feel the weight and importance of those obligations which devolve on me in consequence of this appointment. Nevertheless, your Excellency may fully rely, that in the situation in which I am now placed, every exertion in my power shall be used in order to promote the best interests and prosperity of this Province, the honour of His Majesty's Government, and the harmony of your Excellency's administration.

I beg further to observe to your Excellency, that this being the first meeting of the present House of Assembly, a duty devolves on me, in their name, and on behalf of His Majesty's faithful Commons of this Province, most respectfully to request your Excellency to grant, that the Members of the present Colonial Parliament, when in Session, may be free from molestation—that they may enjoy the freedom of speech in all their debates—that they may possess the exclusive right of judging of the conduct and qualifications of their own members, and, if necessary, of prescribing such penalties as may be in accordance with the established rules and practice of Parliament—and likewise that they may have free access to your Excellency whenever their duty and the public welfare requires it. These and all other rights and privileges, whether ancient or modern, which the British Constitution happily secures to the popular branch of the Legislature, I have humbly to beg of your Excellency that the same may be continued and confirmed to the present House of Assembly."

The President of his Majesty's Council then replied—

I am commanded by His Excellency the Lieutenant Governor to say, that His Excellency, being fully assured of the prudence, loyalty and good affection of the House of Assembly, does most willingly grant to them all their privileges, in as full a manner as they have been at any time granted by His Excellency, or any former Governor of this Island."

The House having returned, Mr. Speaker reported, that when the House attended His Excellency the Lieutenant Governor this day in the Council Chamber, His Excellency was pleased to deliver a Speech to both Houses of the Legislature, of which, to prevent mistakes, he had procured a copy; and he handed it in at the Clerk's Table, where it was read, and is as followeth:—

Mr. President, and Gentlemen of His Majesty's Council;

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

His Majesty having been graciously pleased to signify His Royal assent to the Bill, limiting the duration of the Legislative Assembly of this Island

to Four years, I caused the late Colonial Parliament to be dissolved, directing Writs to be issued for the election of a new General Assembly, and I have now much satisfaction in meeting you in your Legislative capacity.

In a retrospect of the past year, I have reason to congratulate you upon the cheering prospect afforded by the increased development of our internal resources.

Deeply interested in the agricultural prosperity of the Colony, I refer with pleasure to the progressive improvement which this essential branch of our national advancement continues to exhibit.

Under the blessing of Providence, the late Harvest has proved most productive; and whilst the labour of the husbandman has been thus rewarded with an abundant increase, it will afford a powerful stimulus to a perseverance in those habits of active industry, which cannot fail in producing the happiest results.

It is with no less satisfaction that I am enabled to state, that the Revenue of the last year shews an increase over that of the preceding one; and although the expenditure for the same period has been considerable, arising principally from the large sums required for the completion of the Public Buildings and Wharves, and in the establishment of an imperfect system of Quarantine, incident to our local situation, at a time when our sister Provinces were visited with that awful disease, the Asiatic Cholera, I have nevertheless every confidence that, by a due regard to economy in the estimates of the current year, the temporary inconvenience which has been consequently occasioned will be speedily remedied.

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

I shall take an early opportunity of directing the Public Accounts to be laid before you; and I rely upon your liberality and discretion to make such provision for the services of the year as the exigencies of the Government may require.

Mr. President, and Gentlemen of His Majesty's Council;

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

I shall submit to your consideration, by Message, such matters of public interest as I may conceive necessary to the general welfare of the Colony.

In leaving you to the discharge of your important duties, I have full confidence that your deliberations will be peculiarly directed to such measures as have for their object the public good; and you may depend on my ready co-operation in those views which may tend to promote the prosperity of the Colony and the comfort and happiness of the people.

The House then proceeded to the choice of Officers, and thereupon,

Resolved, That Mr. *William Cullen* be re-appointed and re-sworn to the Office of Clerk of the House of Assembly—and he took the usual Oaths accordingly.

Resolved, That the Reverend *Louis C. Jenkins* be the Chaplain to the House.

Resolved, That Mr. *Solomon Desbrisay* be the Sergeant at Arms.

Resolved, That Mr. *Henry William Lobban* be the Messenger to the House.

Ordered, That the Sergeant at Arms do appoint a fit and proper person to be Door-keeper.

The following Rules were severally read, and ordered to be Standing Rules of the House.

FIRST.—That Nine Members and the Speaker make a *Quorum*, to act as if all the Members were present, and to proceed to any business.

SECOND.—That Four Members and the Speaker be a *Quorum* to meet and adjourn, as they see convenient, and to send for absent Members.

THIRD.—When the Speaker assumes the Chair, every Member to take his place, privileged to keep his head covered when seated only.

FOURTH.—No Member upon coming into the House, or in removing from his place, is to pass between the Speaker and any other Member then speaking.

FIFTH.—When any Member intends to speak, he is to stand up with his head uncovered, and address himself to the Speaker.

SIXTH.—If two or more Members stand up and address the Chair, the Speaker is to determine the prior right of Speech in favour of him who stood up first.

SEVENTH.—No Member to interrupt another while speaking—to the end that regularity and good order may prevail.

EIGHTH.—That no Bill shall pass this House, until the same be three times aloud and distinctly read.

NINTH.—Upon any material question or business being agitated in the House, and it is deemed necessary that a Committee of the whole House shall be formed, and the same being made by

motion, and agreed to by a majority, the Speaker shall leave the Chair, and a Chairman shall be chosen, who is to report the proceedings of such Grand Committee in the body of the House.

TENTH.—That no Bill shall have more than one reading on the same day; and that every 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 when any Bill shall be brought down to this House from the Council, or when any Bill sent up from this House to the 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, forms and stages, as are observed upon Bills originating in this House—unless upon special motion and order to the contrary.

ELEVENTH.—That all Petitions to this House complaining of undue Elections and returns, be presented on or before the fourth day of the Session; and that no such Petition shall be received, until the person or persons signing the same shall have given such security as shall be approved of by the House, to pay all costs and expences attending the hearing of such Petition, in case the House shall vote the same frivolous or vexatious; or in case the Petitioner or Petitioners shall not duly prosecute the complaint, or shall withdraw the Petition with leave of the House.

TWELFTH.—That during the proceedings of this House upon the decision of any question a division may be called for, and the names of the Members voting thereon shall be taken down, at the request of any one Member.

THIRTEENTH.—That all Orders of the Day which by reason of any adjournment shall not have been proceeded upon, shall be considered as postponed until the next day on which the House shall sit, and shall then stand first on the order of the day.

FOURTEENTH.—That an Order Book be kept by the Clerk, in which Members desirous of introducing any subject to the consideration of the House, unconnected with any measure actually in progress, shall be required to enter notice thereof, specifying the day on which the same shall be brought forward, giving at least twenty-four hours notice—not to extend to questions of privilege.

FIFTEENTH.—That when a Call of the House is ordered, such Members as shall not attend at the time appointed (unless a sufficient excuse is made, when their names are called over, and their absence for some special reason expressed), shall be taken into custody—and their excuses shall not be heard until the day following.

SIXTEENTH.—That the papers and accounts presented to this House be carefully preserved by the Clerk, to whose custody they are intrusted; and that no person be permitted, without leave of the House, to take the same from the House, under any pretence whatever; and if any person shall presume to take any accounts or papers from the House, that the said Clerk do forthwith acquaint Mr. Speaker, that the House may be informed thereof.

SEVENTEENTH.—That at the end of each Session, the Clerk do see that the Journal of the Session is properly made out and fairly transcribed, from the Minute Book, the printed Votes, and the original Papers that have been laid before the House.

EIGHTEENTH.—That no person whatever (not a Member of this House, or of His Majesty's Council,) shall be permitted to enter the Clerk's Copying Room.

NINETEENTH.—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—and that during the reading of the Minutes, the doors shall be closed.

On motion of Mr. Nelson—

Resolved, That a Committee of Five Members be appointed, to prepare and report, with all convenient speed, the draught of an Address in answer to the Speech of His Ex-

cency the Lieutenant Governor, delivered this day to both Houses of the Legislature.

Ordered, That Mr. Nelson, Mr. Binns, Mr. Macdonald, Mr. Brennan and Mr. Le Lacheur do compose the said Committee.

Mr. Brennan moved, that a day be named for receiving Tenders for Printing the Journals of this House, in order that the business of the House may be conducted on the most economical principles.

Which was ordered.

Ordered, That Tenders be received at Twelve o'clock, noon, to-morrow; and that the Clerk do notify the different Printers thereof.

Ordered, That Mr. Brennan, Mr. Pope and Mr. Nelson be a Committee to receive and open the said Tenders, and report thereon to the House.

Ordered, That One hundred and twenty copies of the Journals of this House be printed, and that the same be disposed of as follows:—

3 Copies to each Member;

2 Copies to each Member of the Legislative Council;

6 Copies to His Excellency the Lieutenant Governor;

6 Copies for the Library;

1 Copy each to the Assemblies of the Provinces of Upper Canada, Lower Canada, Nova Scotia, New Brunswick, Newfoundland and Jamaica;

3 Copies to the Colonial Department;

—and the remainder to such Members of the British Parliament, or other persons, as the Speaker may direct.

On motion of Mr. Brennan—*Resolved*, That a Committee be appointed to examine what Laws have lately expired, or are near expiring, and to report thereon to the House.

Ordered, That Mr. Brennan and Mr. Thornton do compose the said Committee.

Mr. Brennan gave notice that he would, at an early day, move for leave to bring in a Bill to consolidate, alter and amend the Election Laws.

Ordered, That the Chaplain have notice to attend the House each morning during the Session, to read Prayers, before the House proceeds to business.

Ordered, That a copy of the Journal be sent to His Excellency the Lieutenant Go-

vernor each day, as soon as possible after the adjournment.

Resolved, That a Committee of Seven Members be appointed, to examine and report on the Public Accounts—with power to send for persons, papers and records.

Ordered, that *Mr. Thornton, Mr. Nelson, Mr. Brennan, Mr. Palmer, Mr. Green, Mr. Macdonald, and Mr. McCallum* do compose the said Committee.

Resolved, That a Committee be appointed to revise the Journal of each day after the adjournment.

Ordered, That *Mr. Ramsay, Mr. Palmer and Mr. Cooper* do compose the said Committee.

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

Ordered, that *Mr. Pope, Mr. Palmer, Mr. Thornton, Mr. Binns and Mr. Green* do compose the said Committee.

Then the House adjourned until to-morrow at Ten o'clock.

TUESDAY, January 27, 1835.

Prayers.

M*R. Nelson*, from the Special Committee appointed to prepare and report the draught of an Address in answer to the Speech of His Excellency the Lieutenant Governor to both Houses, at the opening of the present Session, reported the draught of an Address as prepared by the Committee—and he read the same in his place, and afterwards delivered it in at the Clerk's Table, where it was again read, and is as follows:—

To His Excellency SIR ARETAS WILLIAM YOUNG, Knight, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and its Dependencies, Chancellor, Vice Admiral and Ordinary of the same, &c. &c. &c.

The humble Address of the House of Assembly.

May it please Your Excellency.

We the Representatives of His Majesty's loyal Subjects of Prince Edward Island, in Colonial Parliament assembled, beg to thank your Excellency for your Speech at the opening of the present Session.

We feel particularly gratified that our beloved Sovereign was pleased to signify his Royal Assent to the Bill for limiting the duration of the Legislative Assembly to four years, and hope His Majesty may ever be surrounded with as patriotic a Ministry as advised that assent to be given—and we consider it a proof of your Excellency's desire to promote the welfare of this Colony, that you were pleased to call a new Assembly so promptly.

We learn with much satisfaction that your Excellency feels deeply interested in the Agricultural prosperity of this Island, and we reciprocate the pleasure which your Excellency experiences in contemplating the progressive improvement of this branch of our national advancement; and we fervently hope that our

Agriculture may flourish and increase yet more rapidly under your Excellency's administration.

We feel grateful to the Divine Being for the favorable harvest of last year, and hope that the blessings of providence on the labours of the husbandman will prove a powerful stimulus to a perseverance in habits of active industry.

We are glad to learn from your Excellency that the Revenue of the last year exceeds that of the preceding one, and we hope that the serious inconvenience occasioned by the late heavy public expenditures may prove temporary, and that the confidence expressed by your Excellency to that effect may prove well grounded; and to this end we beg to assure your Excellency that we shall pay every regard to economy and retrenchment in the public service.

We shall be happy to receive the Public Accounts as soon as they can be laid before us, and your Excellency may rely on our making such provision for the exigencies of Government during the current year as the limited resources of the Colony will admit of.

We thank your Excellency for your promise to submit to us by Message such matters of public interest as your Excellency may conceive necessary for the general welfare of the Colony, and we beg to assure your Excellency that the full confidence you are pleased to express that our deliberations will be directed to measures for the public good, shall not be disappointed; and we most cordially thank your Excellency for the kind assurance of your ready co-operation in all that can tend to promote the prosperity of the Colony and the comfort and happiness of the people.

Ordered, That the said Address be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the chair:

Mr. Nelson took the chair of the Committee:

Mr. Speaker resumed the chair.

Mr. Nelson, Chairman of the Committee, reported, that they had gone through the Address reported from the Special Committee, paragraph by paragraph, without making any amendment thereto—and the Report was again read at the Clerk's Table, and agreed to by the House.

Ordered, that the said Address be engrossed.

Resolved, that the said Address be presented to His Excellency the Lieutenant Governor by the whole House.

Ordered, That Mr. Nelson, Mr. Douse and Mr. Brenan be a Committee to wait on His Excellency, to know his pleasure when he will be attended by the House with the Address—who returning, reported, that His Excellency had been pleased to appoint tomorrow at One o'clock, to receive the House.

Mr. Brenan reported from the Committee appointed to examine what Laws have lately expired, or are near expiring—and he read the Report in his place, and delivered it in at the Clerk's Table, where it was again read, and is as followeth:—

That the Act of 10th Geo. 4th, cap. 14, intituled "An Act to amend an Act intituled "An Act to render perpetual an Act, intituled *An Act to enable the Justices of the Supreme Court of Judicature to issue Commissions for examining Witnesses out of this Island,*" will expire the last day of the present Session.

That the Act of 11th Geo. 4th, cap. 14, intituled "An Act to regulate Hawkers and Pedlars travelling within this Island," will expire on the 28th day of April next.

That the Act of 11th Geo. 4th, cap. 16, intituled "An Act to authorize a further issue of Treasury Notes, and to continue an Act intituled An Act to revive and continue two certain Acts therein mentioned," will expire on the 28th day of April next.

That the Act of 1st Will. 4th, cap. 15, intituled "An Act to authorize a further issue of Treasury Notes," will expire on the 12th day of May next.

That the Act of 2d Will. 4th, cap. 25, intituled "An Act to provide for the better preservation of public and private property

at Georgetown against accidents by Fire, will expire on the 4th day of April next.

That the Act of 3d Will. 4th, cap. 25, intituled "An Act to make more effectual provision for preventing the spreading of Infectious Distempers within this Island, by establishing Boards of Health," will expire on the last day of the present Session.

That the Act of 3d Will. 4th, cap. 28, intituled "An Act to continue for one year an Act regulating the practice of the Supreme Court in cases of Replevin," will expire on the last day of the present Session.

That the Act of 4th Will. 4th, cap. 8, intituled "An Act for the more effectual punishment of Offenders, by enabling the Supreme Court to add Hard Labour to the sentence of Imprisonment," will expire on the 27th day of March next.

That the Act of 4th Will. 4th, cap. 19, intituled "An Act to continue an *ad valorem* Duty on all Goods, Wares and Merchandize imported into this Island, with certain exceptions," will expire on the 7th day of May next.

That the Act of 4th Will. 4, cap. 20, intituled "An Act to continue for one year an Act levying a duty on Tobacco and Tea," will expire on the 7th day of May next.

That the Act of 4th Will. 4th, cap. 21, intituled "An Act for continuing for one year an Act imposing an additional duty on Wines and Spirituous Liquors," will expire on the 7th day of May next.

Ordered, that the said Report be now referred to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the chair:

Mr. Brenan took the chair of the Committee:

Mr. Speaker resumed the chair:

The Chairman reported, that the Committee had made some progress in the business to them referred, and had directed him to move for leave to sit again—which the House agreed to.

Then the House adjourned for one hour.

And being met—

Resolved, that the House do again resolve itself into a Committee of the whole House, to resume the consideration of the Report of the Special Committee on the Expiring Laws.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the chair:

Mr. Brennan took the chair of the Committee:

Mr. Speaker resumed the chair:

Mr. Brennan, Chairman of the Committee, reported Three Resolutions, which he read in his place, and delivered in at the Clerk's Table, where being again read, they were agreed to by the House, and are as follow:

1. **RESOLVED**, That it is the opinion of this Committee, that the Act of 11th Geo. 4th, cap. 14, for licensing Hawkers and Pedlars, be re-enacted and amended.

2. **RESOLVED**, That it is the opinion of this Committee, that it is expedient that the several Acts relating to Treasury Notes be consolidated and amended.

3. **RESOLVED**, That it be recommended to the House, to appoint a Special Committee, to bring in a Bill to regulate Quarantine, and prevent the introduction of infectious distempers, and to repeal the Laws heretofore passed for these purposes.

The Chairman then acquainted the House, that the Committee had directed him to move the House for leave to sit again, on the consi-

deration of the Report of the Special Committee on the Expiring Laws—which the House agreed to.

Ordered, that *Mr. Brennan, Mr. Green* and *Mr. Pope* be a Committee to prepare and bring in a Bill in conformity with the First of the above reported Resolutions.

Ordered, that *Mr. Thornton, Mr. Palmer* and *Mr. Le Lacheur* be a Committee for the purpose mentioned in the Second of the above reported Resolutions.

Ordered, that *Mr. Douse, Mr. Binns, Mr. Macdonald, Mr. Pope, Mr. M'Nutt, Mr. Le Lacheur* and *Mr. Cooper* be a Committee to prepare and bring in a Bill in conformity with the Third of the above reported Resolutions.

Then the House adjourned until to-morrow at Ten o'clock.

WEDNESDAY, January 28, 1835.

Prayers.

MR. Brennan, from the Special Committee appointed to receive Tenders for Printing the Journals, presented to the House the Report of the said Committee, which was again read at the Clerk's Table, as follows:—

Your Committee appointed to receive Tenders for Printing the Journals of this House for the present Session, beg to report, that only one Tender has been received, and that from Mr. James Douglas Haszard, (and which is herewith submitted), which though considerably higher than the rate at which the Journals of the last Session were printed, yet as the services of a printer cannot be obtained for less in the present instance, your Committee recommend that the necessary engagements may be entered into with Mr. Haszard, so as to insure the regular delivery of the printed Journals as early as possible.

Ordered, that the Report be received.

Mr. Speaker laid before the House the Quarterly Accounts of John Jardine, Esq. Collector of Impost and Excise for the District of St. Peter's, for the Quarters ending 30th June, 30th September, and 31st December, 1834.

Ordered, that the said Accounts be referred to the Committee appointed to examine and report on the Public Accounts.

Resolved, that this House do again resolve itself into a Committee of the whole House, to resume the consideration of the Report of the Special Committee on the Expiring Laws.

Mr. Speaker left the chair:

Mr. Brennan took the chair of the Committee:

Mr. Speaker resumed the chair.

The Chairman reported, that the Committee had made a further progress, and had directed him to move for leave to sit again—which the House agreed to.

The hour appointed by his Excellency the Lieutenant Governor to receive the Address having arrived, Mr. Speaker and the House went up—and being returned, Mr. Speaker reported, that the House had attended upon his Excellency and presented their Address, to which his Excellency was pleased to make the following reply:

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

I beg to thank you for your Address. To promote the interest and welfare of the Colony is our bounden duty; and I therefore hail with satisfaction the assurances contained in your Address, not only that you are sensible of it, but that I may calculate upon your exertions to that effect, which cannot but prove as honourable to yourselves as I trust it will prove beneficial to the country.

Then the House adjourned for one hour.

And being met—

Resolved, that this House do again resolve itself into a Committee of the whole House, to resume the consideration of the Report of the Special Committee on the Expiring Laws.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Brennan took the chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Brennan, Chairman of the Committee, reported Three Resolutions, which he read in his place, and delivered in at the Clerk's Table, where being again read, they were agreed to by the House, and are as follow:

Resolved, That it is the opinion of this Committee, that the Act of 10th Geo. 4th, cap. 14, for amending an Act intituled *An Act to render perpetual an Act intituled 'An Act to enable the Justices of the Supreme Court of Judicature to issue Commissions for examining Witnesses out of this Island,'* be re-enacted.

Resolved, That it be recommended to the House to appoint a Special Committee to revise the Law for regulating proceedings in Replevin, with power to report by Bill or otherwise.

Resolved, That it be referred to a Special Committee, to consider the expediency of continuing the Act of 4th Will. 4th, cap. 9—or of providing a more efficient system of secondary punishment for persons convicted of criminal offences before the Supreme Court, with power to report by Bill or otherwise.

The Chairman then acquainted the House, that the Committee had directed him to move the House for leave to sit again on the consideration of the Report of the Special Committee on the Expiring Laws—which the House agreed to.

Ordered, that *Mr. Brennan, Mr. James* and *Mr. Pope* be a Committee to prepare and bring in a Bill in conformity with the First of the above reported Resolutions.

Ordered, that *Mr. Binns, Mr. Palmer, Mr. Douse, Mr. Thornton* and *Mr. Pope* be a Committee for the purpose mentioned in the Second of the above reported Resolutions.

Ordered, that *Mr. Pope, Mr. Binns, Mr. Brennan, Mr. Palmer, Mr. Clarke, Mr. Ramsay* and *Mr. Green* be a Committee for the purpose mentioned in the Third of the above reported Resolutions.

Then the House adjourned until to-morrow at Ten o'clock.

THURSDAY, January 29, 1835.

Prayers.

MR. Brennan, from the Special Committee appointed to prepare and bring in a Bill for regulating Hawkers and Pedlars travelling within this Island, presented to the House a Bill, as prepared by the Committee, and the same was received and read a first time.

A motion being made that the said Bill be read a second time to-morrow, the House divided on the question:

YEAS.

Mr. Brennan,	Mr. McCallan,
Mr. Nelson,	Mr. Macdonald,
Mr. Green,	Mr. Pope,
Mr. Palmer,	Mr. Thornton,
Mr. Binns,	Mr. M'Nutt,
Mr. Douse,	Mr. James,
Mr. Le Lacheur,	Mr. Cooper.
Mr. Lord,	

NAYS.

Mr. Clarke,	Mr. Ramsay.
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So it was carried in the affirmative—and *Ordered*, accordingly.

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to give directions for forwarding the Inland Mails weekly in future.

And thereupon Mr. Pope presented the draught of an Address, which being again read at the Clerk's Table, was agreed to by the House, and is as followeth:

To His Excellency SIR ARETAS WILLIAM YOUNG, Knight, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and its Dependencies, Chancellor, Vice Admiral and Ordinary of the same, &c. &c. &c.

May it please Your Excellency.

The House of Assembly having had under consideration the expediency of having the Inland Mails made up and forwarded weekly in future, are of opinion that if such a regulation were adopted, it would be felt as a great convenience to the community at large, the more especially as the Foreign Mails now arrive

weekly throughout the whole year. The House therefore pray that your Excellency will be pleased to give the necessary directions for carrying this object into effect, and this House will make good whatever additional expence may be thereby incurred.

Ordered, That the said Address be engrossed.

Ordered, That Mr. *Pope*, Mr. *Green* and Mr. *M'Nutt* be a Committee to wait on His Excellency with the said Address—who returning, reported the delivery thereof, and that His Excellency was pleased to answer, that he would give the subject due consideration.

Mr. *Brenan*, from the Committee appointed to prepare and bring in a Bill to enable the Supreme Court to issue Commissions for examining Witnesses out of this Island, in cases where judgment shall have been marked by default, presented to the House a Bill, as prepared by the Committee, and the same was received and read a first time.

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

Mr. *Palmer*, from the Committee appointed to prepare and bring in a Bill for amending and rendering perpetual several Acts relating to Treasury Notes, presented to the House a Bill, as prepared by the Committee, and the same was received and read a first time.

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

Then the House adjourned for one hour.

And being met—

Mr. *Brenan* read in his place a Petition of Coun Douly Rankin, of the Parish of Saint John, complaining of an undue Election and Return for the County of Queen's County.

And the House having taken into consideration the security necessary to be taken before the said Petition could be received—

A motion was made, that the Petitioner be required to enter into Recognizance before a Master in Chancery, himself in One hundred Pounds, and two Sureties in One hundred Pounds each.

It was moved in amendment, that the word "Eighty" be substituted for the words "one hundred," as often as the latter occur in the said motion.

The House divided on the question of amendment.

YEAS 9.

NAYS 7.

So it was carried in the affirmative.

The question being then put on the main motion, as amended, it was agreed to by the House.

Then the House adjourned until to-morrow at Ten o'clock.

FRIDAY, January 30, 1835.

Prayers.

THE Order of the Day, for the second reading of the Bill for regulating Hawkers and Pedlars travelling within this Island, being read;

Mr. *Clarke* moved, that the said Order of the Day be postponed until this day three months; and the motion being seconded, and the question put thereon, the House divided:

<i>Mr. Clarke,</i>	YEAS.	<i>Mr. Ramsay.</i>
<i>Mr. Brennan,</i>	NAYS.	<i>Mr. Thornton,</i>
<i>Mr. Nelson,</i>		<i>Mr. James,</i>
<i>Mr. Le Lacheur</i>		<i>Mr. Pope,</i>
<i>Mr. Binns,</i>		<i>Mr. Douse,</i>
<i>Mr. M'Callum,</i>		<i>Mr. Lord,</i>
<i>Mr. Cooper,</i>		<i>Mr. Macdonald,</i>
<i>Mr. Palmer,</i>		<i>Mr. M'Nutt.</i>

So it passed in the negative.

The said Bill was then, according to order, read a second time.

Ordered, that the said Bill be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the chair.

Mr. *Brenan* took the chair of the Committee.

Mr. Speaker resumed the chair.

Mr. *Brenan*, Chairman of the Committee, reported, that they had gone through the Bill, and made an amendment thereto.

Ordered, That the Report be received.

Ordered, That the said Bill, as amended, be engrossed, and that the Title be *An Act to prevent Hawkers and Pedlars travelling and selling within this Colony without Licence.*

The Bill to enable the Supreme Court to issue Commissions for examining Witnesses out of this Island, in cases where judgment hath been marked by default, was, according to order, read a second time.

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

The House accordingly resolved itself into said Committee.

Mr. Speaker left the chair.

Mr. Brennan took the chair of the Committee.

Mr. Speaker resumed the chair.

Mr. Brennan, Chairman of the Committee, reported, that they had gone through the Bill, without making any amendment thereto.

Ordered, That the Report be received.

Ordered, That the said Bill be engrossed, and that the Title be *An Act authorizing Commissions to be issued for taking the depositions of Witnesses out of this Island, in cases where judgment hath been marked by default.*

Then the House adjourned for one hour.

And being met—

Mr. Speaker informed the House, that he had received a communication from the Colonial Secretary, acknowledging the receipt of Six copies of Bouchette's Work, entitled "The British Dominions in North America," together with Six sets of his Maps, and that the same have been duly disposed of in the manner pointed out in a Resolution of the House of Assembly:—And the said Letter was read, and is as followeth:

Secretary's Office, Jan. 29th, 1835.

SIR.—The late House of Assembly having addressed His Excellency the Lieutenant Governor on the 4th March last, requesting him to order Six copies of Bouchette's "British Dominions in North America," together with the Maps accompanying the same, I am directed by His Excellency to acquaint you, that the books have been duly received, and disposed of in the manner pointed out in a resolution of the House accompanying the Address. I have now the honour to transmit a copy of the work and maps, intended for the House of Assembly, together with the copy of a letter from Colonel Bouchette, and also a bill drawn by him on me for Forty-nine Pounds Currency, the price of the work; and the Lieutenant Governor trusts the House

will redeem the pledge of the late House of Assembly, to provide for the payment thereof.

I have the honor to be, Sir,
Your most obedient, humble servant,
J. P. COLLINS.

To George Dalrymple, Esq.
Speaker of the House of Assembly.

Mr. Pope moved that the House do come to the following Resolution:

Resolved, That Mr. Speaker do cause the Maps accompanying Colonel Bouchette's Work entitled "The British Dominions in North America," now laid before this House, together with those formerly presented by that gentleman, to be secured with canvass backs, and deposited in the Library of this House.

Mr. Brennan moved, in amendment, that the whole be expunged, and that the following be substituted:

Resolved, That Mr. Speaker do cause the Maps accompanying Colonel Bouchette's Work on British America, now laid before this House, to be backed with canvass, and deposited in the Library of this House.

The House divided on the question of amendment—

YEAS.

Mr. Brennan,
Mr. Le Lacheur,
Mr. Palmer,
Mr. Binns,
Mr. Cooper,
Mr. McCallum,
Mr. Lord.

NAYS.

Mr. Pope,
Mr. Macdonald,
Mr. M'Null,
Mr. Thornton,
Mr. Green,
Mr. Douse,
Mr. James,
Mr. Nelson,
Mr. Ramsay,
Mr. Clarke.

So it passed in the negative.

The question being then put on the original motion, it was carried in the affirmative.

Mr. Speaker informed the House, that the security required by the House had been entered into by Coun Douly Rankin, Esq. on the presentation of his Petition yesterday complaining of an undue Election and Return for the County of Queen's County.

Whereupon, on motion of Mr. Brennan, the said Petition was received and read; setting forth—That at the late Election for Queen's County, the Petitioner was one of the candidates; and has been advised and believes that by Law he ought to have been returned by the Sheriff as one of the Repre-

sentatives for said County, as he believes and respectfully submits will appear to the House, on reference to the Election Laws, and the Return on the Writ of Election, and for the facts, circumstances and reasons, that Petitioner, by himself or Counsel, can adduce at the Bar of the House, if so permitted—and praying that the said Writ and Return, together with the Poll Books, may be inspected by the House, and that he be heard by himself or Counsel at the Bar of the House.

Resolved, That this House will, on Thursday the 5th of February, resolve itself into a Committee of Privileges and Elections, on the consideration of the Petition of Coun

Douly Rankin, Esq. now before the House, complaining of an undue Election and Return for the County of Queen's County, and that the Parties or their Agents be heard at the Bar of the House.

The Bill for amending and rendering perpetual certain Acts therein mentioned, relating to Treasury Notes, was, according to order, read a second time.

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

Then the House adjourned until to-morrow at Ten o'clock.

SATURDAY, January 31, 1835.

Prayers.

READ a third time, as engrossed, the Bill intituled *An Act to prevent Hawkers and Pedlars travelling and selling within this Colony without Licence.*

Resolved, That the said Bill do pass.

Read a third time, as engrossed, the Bill intituled *An Act authorizing Commissions to be issued for taking the depositions of Witnesses out of this Island, in cases where judgment hath been marked by default.*

Resolved, That the said Bill do pass.

Ordered, That Mr. Brennan do carry the two preceding Bills to the Council, and desire their concurrence.

Ordered, That Mr. Macdonald have leave to introduce a Bill for vacating the seats of Members of the Assembly accepting any office of emolument, held at the pleasure of the Crown.

He accordingly presented the said Bill to the House, and the same was read a first time, and ordered to be read a second time on Monday next.

The Order of the Day, for the House in Committee on the Bill for amending and rendering perpetual certain Acts therein mentioned, relating to Treasury Notes, being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the chair.

Mr. Palmer took the chair of the Committee.

Mr. Speaker resumed the chair.

Mr. Palmer, Chairman of the Committee, reported, that they had gone through the Bill, without making any amendment thereto.

Ordered, That the Report be received.

Ordered, That the said Bill be engrossed, and that the Title be *An Act to amend and render perpetual certain Laws now in force, relating to Treasury Notes.*

Four Messages from His Excellency the Lieutenant Governor, by Mr. Secretary Collins:

[FIRST MESSAGE.]

A. W. YOUNG, Lieutenant Governor.

The Lieutenant Governor lays before the House of Assembly, the copy of a Despatch from the Right Honourable T. Spring Rice, enclosing an Order of His Majesty in Council, dated the 2d July, 1834, allowing an Act passed by the Legislature of this Island, in the month of April, 1833, "for shortening the duration of Colonial Parliaments, from the space of Seven Years to that of Four."

Government House, }
January 31st, 1835. }

COPY.

No. 6.

DOWNING STREET,
24th July, 1834.

SIR,

An Act intituled "An Act for shortening the duration of Colonial Parliaments, from the space of Seven Years to that of Four," passed by the Legislature of Prince Edward Island, in the month of April, 1833, and reserved for the signification of His Majesty's pleasure, having been referred by His Majesty in

Council to the Lords of the Committee of Privy Council for Trade and Foreign Plantations, that Committee have reported to His Majesty in Council, their opinion that the said Act should be specially confirmed and finally enacted; and I have the honour herewith to transmit to you an Order of His Majesty in Council, dated the 2d inst. approving that report.

I have, &c.

(Signed) T. SPRING RICE.

To the acting Governor of Prince Edward Island.

[COPY.]

AT THE COURT AT ST. JAMES'S, THE 2d OF JULY, 1834.

PRESENT,

THE KING'S MOST EXCELLENT MAJESTY;

<i>Lord President,</i>	<i>Lord John Russel,</i>
<i>Lord Privy Seal,</i>	<i>Viscount Palmerston,</i>
<i>Lord Steward,</i>	<i>Viscount Melbourne,</i>
<i>Lord Chamberlain,</i>	<i>Viscount Althorpe,</i>
<i>Marquis of Winchester,</i>	<i>Lord Auckland.</i>
<i>Earl Grey,</i>	

Whereas the Governor of His Majesty's Island of Prince Edward, with the Council and Assembly of the said Island, did pass an Act in the month of April, 1833, which has been reserved for the signification of His Majesty's pleasure, entitled as follows, viz.

No. 361—*An Act for shortening the duration of Colonial Parliaments, from the space of seven years to that of four.*

Which Act having been referred to the Committee of the Lords of His Majesty's most Honourable Privy Council appointed for the consideration of all matters relating to Trade and Foreign Plantations, the said Lords of the Committee have reported as their opinion to His Majesty, that the said Act should receive His Majesty's special confirmation—His Majesty was thereupon this day pleased, by and with the advice of His Privy Council, to declare His special confirmation of the said Act, and the same is hereby specially confirmed, ratified and finally enacted, accordingly: Whereof the Governor, Lieutenant Governor, or Commander in Chief of His Majesty's Island of Prince Edward, for the time being, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

(Signed) C. GREVILLE.

[SECOND MESSAGE.]

A. W. YOUNG, Lieutenant Governor.

The Lieutenant Governor lays before the House of Assembly, the copy of a Despatch from the Honourable T. Spring Rice, enclosing an Order of His Majesty, in Council, allowing various Acts, passed by the Legislature of this Island in the months of March and April, 1833.

Government House, }
January 31, 1835. }

[COPY.]

No. 3.

DOWNING-STREET,

21st July, 1834.

SIR,

Various Acts passed by the Legislature of Prince Edward Island, having been referred by His Majesty in Council to the Lords of the Committee of Privy Council for Trade and Foreign Plantations, that Committee have reported to His Majesty in Council, their opinion that those Acts should be left to their operation; and I have the honour herewith to transmit to you an Order of His Majesty in Council, dated the 2d instant, approving that Report.

I have, &c.

(Signed) T. SPRING RICE.

To the acting Governor of Prince Edward Island.

AT THE COURT AT ST. JAMES'S THE 2d OF JULY, 1834.

PRESENT,

THE KING'S MOST EXCELLENT MAJESTY;

<i>Lord President,</i>	<i>Lord John Russel,</i>
<i>Lord Privy Seal,</i>	<i>Viscount Palmerston,</i>
<i>Lord Steward,</i>	<i>Viscount Melbourne,</i>
<i>Lord Chamberlain,</i>	<i>Viscount Althorpe,</i>
<i>Marquis Winchester,</i>	<i>Lord Auckland.</i>
<i>Earl Grey,</i>	

“Whereas the Governor of His Majesty's Island of Prince Edward, with the Council and Assembly of the said Island, did pass 34 Acts in the months of March and April, 1833, which have been transmitted, entitled as follows, viz.

No. 347—*An Act to repeal two certain Acts therein mentioned, for the regulation of Statute Labour.*

No. 348—*An Act to regulate the performance of Statute Labour on the Highways, and for other purposes therein mentioned.*

No. 349—*An Act to revive and continue an Act to prevent the running at large of Sheep in the Town of Charlotte Town.*

No. 350—*An Act to continue an Act authorizing the formation of a Fire Engine Company for the Town of Charlotte Town.*

No. 351—*An Act to continue an Act for regulating the driving of Carts, Carriages, Sleighs and Carioles on the Highways.*

No. 352—*An Act to continue an Act made and passed in the Sixth year of the Reign of His late Majesty King George the Fourth, for regulating the measurement of Ton Timber, Boards, and all other kinds of Lumber.*

No. 353—*An Act for ascertaining the population of this Island, and for obtaining certain Statistical information therein mentioned.*

No. 354—*An Act to repeal two certain Acts therein mentioned, for licensing and regulating ferries, and to make other provisions in lieu thereof.*

No. 355—*An Act to explain and amend an Act passed in the Tenth year of the Reign of His late Majesty King George the Fourth, intituled An Act to regulate the laying out and altering of Highways, and to provide a mode of obtaining compensation for those who may thereby be injured, and to cause those who are benefited thereby to contribute towards their formation.*

No. 356—*An Act to regulate the Registry of Deeds and Instruments relating to the Title to Land, and to repeal the Laws heretofore passed for that purpose.*

No. 357—*An Act to amend an Act made and passed in the 2d year of His present Majesty's reign, intituled An Act to consolidate and amend the several Acts of the General Assembly therein mentioned, relating to the recovery of Small Debts—and to repeal two other Acts hereinafter mentioned.*

No. 358—*An Act to regulate and establish the stated times and places for holding the Supreme Court in King's*

and Prince Counties, and to constitute the Michaelmas Term of the said Court, in Queen's County, a Term for the trial of issues, for a limited period.

No. 359—'An Act to authorize a further issue of Treasury Notes, to the amount of Five Thousand Pounds, and to repeal an Act therein mentioned.'

No. 360—'An Act appointing the Registration of His Majesty's Orders in Council and Proclamations signifying the Royal Allowance or Disallowance of Acts of this Island.'

No. 362—'An Act to authorize the appointment of Commissioners to superintend the extending and completing of the Public Wharf of Charlotte Town.'

No. 364—'An Act for the preservation and improvement of the Herring and Alewives Fisheries of this Island.'

No. 365—'An Act to repeal an Act made and passed in the Thirty-fifth year of the Reign of His late Majesty King George the Third, intituled 'An Act for ascertaining the Standard of Weights and Measures in this Island,' and to make other provisions in lieu thereof.'

No. 367—'An Act to regulate the weight and quality of Bread within the Town and Royalty of Charlotte Town.'

No. 369—'An Act to empower the Administrator of the Government to shut up such Roads, or parts of Roads, as are no longer required.'

No. 370—'An Act appointing Commissioners to superintend the Re-printing of the Laws of this Island.'

No. 371—'An Act to make more effectual provision for preventing the spreading of Infectious distempers within this Island, by establishing Boards of Health.'

No. 372—'An Act for repealing an Act of the Thirty-fifth Year of the Reign of King George the Third, intituled 'An Act for regulating Servants,' and for substituting other provisions in lieu thereof.'

No. 373—'An Act to consolidate, amend and reduce into one Act, the several Acts of the General Assembly relating to Trespasses, and for other purposes therein mentioned.'

No. 374—'An Act to continue for one year an Act regulating the practice of the Supreme Court in cases of Replevin.'

No. 375—'An Act to explain and amend an Act made and passed in the Eleventh year of the late King, for raising a Fund by an Assessment on Land.'

No. 376—'An Act for repealing certain parts of the Act intituled 'An Act for the establishing and regulating a Militia,' and for substituting other provisions in lieu thereof.'

No. 377—'An Act to regulate the Salary of the Treasurer of this Island.'

No. 378—'An Act for the regulation of the Public Wharf of Charlotte Town.'

No. 379—'An Act to repeal the several Acts relating to Licences for retailing Strong and Spirituous Liquors, and to make other provisions in lieu thereof.'

No. 380—'An Act to continue for one year an additional Duty imposed on Wines and Spirituous Liquors imported into this Island.'

No. 381—'An Act for continuing for one year an *ad valorem* Duty on all Goods, Wares and Merchandise imported into this Island, with certain exceptions.'

No. 382—'An Act for levying a Duty on Tobacco and Tea.'

No. 383—'An Act to make and keep in repair the Pumps and Wells of Charlotte Town, and for other purposes, and to repeal a certain Act therein mentioned.'

No. 384—'An Act for appropriating certain Monies for the service of the year One thousand eight hundred and Thirty-three.'

Which Acts having been referred to the Committee of the Lords of His Majesty's Most Honourable Privy Council, appointed for the consideration of all matters relating to Trade and Foreign Plantations, the said Lords of the Committee have reported as their opinion to His Majesty, that the said Acts should be left to their operation; His Majesty was thereupon this day pleased, by and with the advice of His Privy Council, to approve the said Report: Whereof the Governor, Lieutenant Governor, or Commander in Chief of His Majesty's Island Prince Edward, for the time being, and all other persons whom it may concern, are to take notice and govern themselves accordingly."

(Signed) C. GREVILLE.

[THIRD MESSAGE.]

A. W. YOUNG, Lieutenant Governor.

The Lieutenant Governor lays before the House of Assembly, the copy of a Despatch from the Right Honourable T. Spring Rice, dated the 23d July last, in answer to an Address from the House, praying, that as Duties are allowed to be levied on West India Produce imported into the neighbouring Provinces, His Majesty may be pleased not to renew his prohibition of this enactment in Prince Edward Island.

Government House, }
January 31st, 1835. }

No. 5.

[COPY.]

DOWNING-STREET,
23d July, 1834.

SIR,

I have had under my consideration your Despatch No. 75, of the 2d April, 1834, in which, with reference to the disallowance of an Act imposing certain Duties on West India Produce imported into Prince Edward Island, you transmit an Address from the Assembly to His Majesty, praying, that as duties are allowed to be levied on the same articles in the neighbouring Provinces, His Majesty may be pleased not to renew his prohibition of this re-enactment in Prince Edward Island.

The Lords of the Committee of Privy Council for Trade and Foreign Plantations appear to remain of opinion, that, no duties being imposed in the West Indies on the produce of Prince Edward Island, it would be the most desirable course that no duty should be imposed in Prince Edward Island on the produce of the West Indies; but if it be imperatively required by the financial difficulties of the Island, their Lordships would be prepared to waive their objections to the proposed enactments, provided the rate of duty on Sugar and Molasses should in no case exceed, in Prince Edward Island, that which is levied in Nova Scotia and New Brunswick. Considering the large amount of paper in circulation in Prince Edward Island, there can be no doubt that any expedient for enlarging the resources of the Colony must be regarded as a matter of urgent importance. I am ready to acquiesce, therefore, in the necessity of imposing moderate duties on West India produce, taking care to keep within the limits laid down by the Board of Trade. But I cannot state this conclusion, without adding the expression of my decided opinion, that the first object to which this augmentation of the means of the Colony should be made subservient, is the redemption of the Government paper now in circulation; and I trust that you will not fail to adopt every practicable measure for effecting that desirable end, and thereby reducing a debt of a character most dangerous to the general interests of the Colony.

I have, &c.

(Signed)

T. SPRING RICE.

Lt. Governor Sir A. W. Young.

[FOURTH MESSAGE.]

A. W. YOUNG, Lieutenant Governor.

The Lieutenant Governor lays before the House of Assembly, the copy of a Despatch from the Right Honourable T. Spring Rice, dated the 30th July last, in answer to an Address from the House to His Ma-

jesty, praying the establishment of two distinct Councils in this Island.

Government House, }
January 31st, 1835. }

No. 7.

[COPY.]

DOWNING-STREET,
30th July, 1834.

SIR,

I have the honour to acknowledge the receipt of your Despatch, No. 76, of the 2d April last, transmitting an Address to His Majesty from the House of Assembly, praying the establishment of two distinct Councils in Prince Edward Island.

You will acquaint the Assembly, at their next meeting, that their Address has been received, and laid at the foot of the Throne; but that, after the fullest deliberation which the subject could receive, I regret that I have not felt myself at liberty to advise His Majesty to accede to their request. You may, at the same time, point out to the Assembly, an error under which they appear to labour, with respect to the composition of the Legislative Council in New Brunswick. From the concluding passage of their Address, it may be inferred, that they suppose all persons holding official situations to be necessarily excluded from that Council—which is not the case in point of fact, and which His Majesty's Government would deem most objectionable in principle.

I have, &c.

T. SPRING RICE.

(Signed)

Lieut. Governor Sir A. W. Young.

Ordered, That the said Messages and accompanying Documents do lie on the Table.

Resolved, That this House do now resolve itself into a Committee of the whole House, to inquire into and take into consideration the state of the Colony.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the chair.

Mr. Thornton took the chair of the Committee.

Mr. Speaker resumed the chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, That the said Committee have leave to sit again on Tuesday next.

Then the House adjourned until Monday next, at Eleven o'clock.

MONDAY, February 2, 1835.

Prayers.

ORDERED, That Mr. *Brenan* have leave to introduce a Bill to consolidate and amend the Election Laws.

He accordingly presented the said Bill to the House, and the same was received and read a first time, and ordered to be read a second time on Friday next.

Resolved, That a Supply be granted to His Majesty.

The Letter from Mr. Secretary Collins to Mr. Speaker, relative to the receipt of six copies of Bouchette's Work on the British Dominions in America, laid before this House on the 30th January, was taken up and again read:

Ordered, That the said Letter, and the matters therein mentioned, be referred to the Committee of Supply.

The Bill for vacating the seats of Members of the Assembly accepting of offices of emolument, under the Crown, was, according to order, read a second time.

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

The House accordingly resolved itself into said Committee.

Mr. Speaker left the chair.

Mr. Macdonald took the chair of the Committee.

Mr. Speaker resumed the chair.

Mr. Macdonald, Chairman of the Committee, reported, that they had gone through the Bill, without making any amendment thereto.

Ordered, That the Report be received.

Ordered, That the said Bill be engrossed, and that the Title be *An Act for declaring the seats of Members of the Assembly vacated in certain cases.*

Mr. *Binns* read in his place a Petition of Edward Whelan, of Charlotte Town, Truckman, at present a Prisoner in the Jail of the said Town, complaining of being confined on an Execution issued against him by William Haszard, Esq. one of the Commissioners of Small Debts for Queen's County, on an irregular and unjust judgment obtained against him before the said William Haszard, Esq.

at the suit of one Thomas Farral—and praying relief.

Mr. Binns then moved, that the said Petition be now received.

Mr. Pope moved, in amendment to the motion, that the said Petition be dismissed—the remedy being lodged elsewhere.

The House divided on the question of amendment:

YEAS.

- | | |
|-----------------------|------------------------|
| <i>Mr. Pope,</i> | <i>Mr. Green,</i> |
| <i>Mr. James,</i> | <i>Mr. Nelson,</i> |
| <i>Mr. Palmer,</i> | <i>Mr. Douse,</i> |
| <i>Mr. Macdonald,</i> | <i>Mr. M'Nutt,</i> |
| <i>Mr. Clarke,</i> | <i>Mr. Le Lacheur,</i> |
| <i>Mr. Thornton,</i> | <i>Mr. Ramsay.</i> |

NAYS.

- | | |
|--------------------|----------------------|
| <i>Mr. Binns,</i> | <i>Mr. Brennan,</i> |
| <i>Mr. Cooper,</i> | <i>Mr. M'Callum.</i> |

So it was carried in the affirmative.

A Message from His Excellency the Lieutenant Governor, by Mr. Secretary Collins:

A. W. YOUNG, Lieutenant Governor.

The Lieutenant Governor lays before the House of Assembly, the Copy of a Despatch from the Right Honourable E. G. Stanley, dated the 23th May last, stating his reasons why he did not feel himself justified in advising His Majesty to give his assent to an Act passed by the Legislature in 1833, having for its object the support of the Civil Establishment of this Island.

Government House, }
February 2d, 1835. }

[COPY.]

No. 7.

DOWNING STREET.
May 28th, 1834.

SIR,

I have the honour to acknowledge the receipt of your Despatch, No. 44, of the 27th April last, accompanied by an Act, having for its object the support of the Civil Establishment of Prince Edward Island.

The Earl of Ripon having expressed his readiness whenever the financial circumstances of the Colony should be such as to allow of a moderate and permanent provision being made for the necessary expences of its Government, to advise His Majesty to make over to the Legislature the whole of the Revenues of the Island, the Legislature admit the justice of the Civil List being in future borne by the Colony, whenever they shall have the disposal of their own Revenue, and proceed to enact that after September, 1837, the two permanent Acts shall be repealed, and that in lieu of them and of Quit Rents, which shall no longer be collected, a tax shall be imposed of 4s. 6d. per 100 Acres on Township Land of every description, and 2s. and 1s. 4d. respectively on Town Lots, &c. within the Royalties of Charlotte Town and Georgetown. It is calculated, but as it appears to me, not upon suffi-

cient data, that such an assessment would produce £2400.

The Legislature state that they conceive the sum of £2400 to be sufficient to pay the Governor and the Chief Justice (with the addition of a salaried Puisne Judge, whose services they think may be required), the Colonial Secretary and the Attorney General. The present Salaries of these officers are

Governor	- - - - -	£ 1000
Chief Justice	- - - - -	700
Attorney General	- - - - -	200
Colonial Secretary	- - - - -	150
		£2050

—leaving a balance of £350, which appears manifestly insufficient for a Puisne Judge. I merely indicate this defect, without wishing to insist on it, for I doubt not that if hereafter the Colony should require the services of an additional Judge, the Assembly will make the necessary permanent provision.

But it is to be observed, that the permanence and security of these payments depend entirely upon the full realization of the expectations of the Legislature as to the produce of the Tax; that they are to be made "out of the monies raised under and by virtue of this Act" only, and that no provision is made for a deficiency. Therefore, if there were no peculiarities attending the Tax to be collected; and though I might agree with the Legislature, that the officers enumerated were all for which it was necessary permanently to provide; and though there were no objection to the adequacy of the provision, I should not be justified in attributing to it such a character of permanence as would warrant me in advising to accept it as securing the independence of those officers. In this particular case, there is more than ordinary ground to doubt the productiveness of the Tax. Independently of the difficulties and expence of collection, the avowed intention and expected effect is, to bring large masses of land under escheat for non-payment. But, although provision is made for selling so much of the Land as may be necessary to cover the assessment, the effect of pouring so large a portion of land into a market already overstocked, may be so far to reduce the price as to render it impossible to find purchasers willing to take it at any price, subject to the amount of the duty; and in that case the Civil Government is left unprovided for.

I admit the policy and the justice of making the owners of the Land contribute largely to the internal expences and improvements of the Colony; and while I concur in the reasons which led my predecessor to object to escheating for non-performance of impracticable conditions of settlement, I am decidedly of opinion that a Tax, in the nature of a penal assessment upon non-cultivation is, under the circumstances of Prince Edward Island, a measure at once just and politic. But the amount of the penalty ought to be fairly considered, and if possible adjusted according to the practicability of fulfilling the intentions of the Grant. On Land of a good quality, which probably would sell at 20s. per acre, a tax of 4s. 6d. per 100 acres, or 4½ per cent. on the interest of the purchase money, can hardly be said to be exorbitant; but if upon a Grant of 10,000 acres, one half be altogether irreclaimable and valueless, the tax is then doubled in effect, and becomes absolutely ruinous. I am aware of the difficulty, if not impossibility, of putting different assessments according to the supposed quality of wilderness land; but if this be impossible, it is the more

necessary to see that the assessments are on the whole moderate and not unreasonable.

On a review of the whole case, I cannot advise that the salaries of the officers of the Civil Government should be made dependent upon this source of Revenue. I see no sufficient ground for the repeal of the two permanent Revenue Acts; but I should be willing on the part of the Crown to accept for the support of the Civil Government, a fixed sum, to the amount offered by the Legislature, secured upon the produce of those Acts, and to place the whole of the remainder of the Revenue, including the Quit Rents, at the disposal of the Legislature; and I should not object to a Bill commuting those Quit Rents for a fair and moderate Tax on all Land, including wilderness, the produce to be applied to local objects, such as those to which the permanent Revenue Acts are now applied—guarding, however, the interests of those persons who may at the time of the Act, have availed themselves of Lord Ripon's terms for commutation, by a proportionate reduction of assessment.

I have, &c.

(Signed) E. G. STANLEY.

Lieutenant Governor Young, &c. &c.

Ordered, That the above Message, with the accompanying Document, be referred to the Committee of the whole House on the state of the Colony.

The Honourable Thomas Heath Haviland, Treasurer of the Island, by command of His Excellency the Lieutenant Governor, presented the following Documents to the House—

A General Account of all Monies received at and Payments made from the Provincial Treasury, between the 20th January, 1834, and the 20th January, 1835.

Statement of the Land Assessment under the Act of 11th Geo. 4th, Cap 17.

List of Bonded Duties in the Treasury, with the Balances due thereon, to the 20th January, 1835.

Mr. *Pope*, in his place, presented to the House his Accounts as Collector of Impost for the District of Bedeque, for the Quarters ending 30th June, 30th September, and 31st December, 1834:

Also, his Accounts as Collector of Light Duty for that District, for the same periods:

Also, the Impost Accounts of George Campbell, Collector of Impost for New London, for the Quarters ending 30th September and 31st December, 1834.

Ordered, That the said Accounts and Documents be referred to the Special Committee appointed to examine and report on the Public Accounts.

Then the House adjourned until to-morrow at Ten o'clock.

TUESDAY, February 3, 1835.

Prayers.

MR. *Macdonald*, in his place, read a Petition of Andrew M'Lean, praying to be relieved from the responsibility which he had incurred by becoming one of the Sureties of Coun Douly Bankin, on his petition against the Election and Return for Queen's County.

Mr. *Macdonald* then moved, that the said petition be received.

Mr. *Pope* moved, in amendment, that the said Petition be not received.

The question being put on the amendment, it passed in the affirmative.

Mr. John L. Hurdis presented to the House his Accounts as Collector of Light Duty, for the Quarters ending 30th September and 31st December, 1834.

Ordered, that the said Accounts be referred to the Committee appointed to examine and report on the Public Accounts.

Ordered, that the Order of yesterday for engrossing the Bill for vacating the seats of Members of the Assembly accepting office under the Crown, be discharged.

Ordered, that the said Bill be now re-committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. *Macdonald* took the chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. *Macdonald*, Chairman of the Committee, reported, that they had made two amendments to the Bill, which amendments were again read at the Clerk's Table, and agreed to by the House.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be *An Act for declaring the seats of Members of the Assembly vacated, in certain cases.*

The Honourable J. Spencer Smith presented to the House his Accounts as Collector of Impost for the District of Charlotte Town, for the Quarters ending 31st March, 30th June, 30th September and 31st December, 1834.

Ordered, that the said Accounts be referred to the Committee appointed to examine and report on the Public Accounts.

Then the House adjourned for one hour.

And being met—

A Petition of John Rowe, of Charlotte Town, Cordwainer, whose name is thereunto subscribed, was presented to the House by Mr. Palmer, and the same was received and read; setting forth--That according to the Laws, as they at present stand, every Licensed Tavernkeeper is required to pay the sum of Five Pounds eleven shillings and eight pence for a Licence, and all persons are subject to heavy penalties who shall sell any fermented Liquors in small quantities without a Licence—that the Petitioner having established a house for the retail of Ale, Spruce and Ginger Beer, and such fermented Liquors only as are strictly in conformity with the rules and regulations of the different Temperance Societies established in this and the neighbouring Colonies, to the exclusion of ardent spirits of every description, and that a House established on the foregoing principles, and not enjoy-

ing the same lucrative advantages possessed by other Tavernkeepers from the sale of Spirituous Liquors, ought therefore to pay for a Licence only in proportion to the benefit received—and praying for a Bill to enable him and others to retail Ale and other fermented Liquors at a reduced rate of Licence, from that paid by other Tavernkeepers.

Ordered, that the said Petition be referred to a Committee of Three Members, to examine the allegations therein contained, and report thereon by Bill or otherwise.

Ordered, that Mr. Palmer, Mr. Binns and Mr. Pope do compose the said Committee.

The Order of the Day, for the House in Committee to inquire into and take into consideration the state of the Colony being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the chair.

Mr. Thornton took the chair of the Committee.

Mr. Speaker resumed the chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again; which the House agreed to.

Then the House adjourned until to-morrow at Ten o'clock.

WEDNESDAY, February 4, 1835.

Prayers.

READ a third time, as engrossed, the Bill intituled *An Act to amend and render perpetual certain Laws now in force relating to Treasury Notes.*

Resolved, that the said Bill do pass.

Ordered, that Mr. Macdonald do carry the said Bill to the Council, and desire their concurrence.

An engrossed Bill intituled *An Act for declaring the seats of Members of the Assembly vacated, in certain cases*, was read a third time; and thereupon—

Mr. Green moved that the words “and which can only be held at the pleasure of” be struck out of the first clause of the Bill, and the word “under” substituted.

The House divided on the Question:

YEAS.

Mr. Green,
Mr. McCallum,
Mr. Brennan,
Mr. Binns,
Mr. Ramsay,
Mr. Nelson,

Mr. Lord,
Mr. Douse,
Mr. Cooper,
Mr. Le Lacheur,
Mr. Macdonald.

NAYS.

Mr. Pope,
Mr. Palmer,
Mr. James,

Mr. Clarke,
Mr. Thornton.

So it was carried in the affirmative—and

Ordered, accordingly.

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

Ordered, that Mr. Macdonald do carry the said Bill to the Council, and desire their concurrence.

Resolved, That a Message be sent to His Excellency the Lieutenant Governor, praying that he will be pleased to direct the following Returns to be laid before the House:

An Account of Exports and Imports, with the estimated value thereof, for the year ending 31st December, 1834:

An Account of Vessels which have been built and registered, during the same period:

An Account of Vessels for which Certificates have been granted at this Port, previous to their being registered, for the same period:

The number of Vessels and amount of Tonnage transferred from this Island to other Ports, during the same period.

The number of Vessels and amount of Tonnage employed in the Foreign and Coast-

ing Trades, and in Fishing, during the same period.

Ordered, that Mr. Pope and Mr. Thornton be a Committee to wait upon His Excellency with the above Message—who returning, reported the delivery thereof, and that His Excellency was pleased to say, he would give directions accordingly.

Ordered, That the Colonial Secretary have notice to attend this House to-morrow at Twelve o'clock, with the Poll Books and Writ of Election for the late Election for Queen's County.

Then the House adjourned until to-morrow at Ten o'clock.

THURSDAY, February 5, 1835.

Prayers.

A Petition of Anthony Craswell, of St. Eleanor's, whose name is thereunto subscribed, was (with the consent of His Excellency the Lieutenant Governor, that the House may proceed thereon as they shall think fit,) presented to the House by Mr. Green, and the same was received and read; setting forth—That Petitioner entered into a Contract for fencing the Jail yard at St. Eleanor's, and to sink a Well on the premises, for the sum of One hundred and ten pounds. That it afterwards became necessary to enlarge the Jail yard, and that after the Well had been passed by the Commissioners, he was obliged to sink it five feet deeper, through a hard rock, in consequence of the drought of the summer—and praying remuneration for the extra work so performed.

A motion being made, that the said Petition do lie on the Table;

Mr. Cooper moved, in amendment, that the said Petition be dismissed.

The House divided on the question of amendment.

YEAS.

Mr. Cooper,
Mr. Thornton,
Mr. Palmer,
Mr. Le Lacheur,
Mr. Brenan,
Mr. M'Callum,
Mr. M'Nutt.

NAYS.

Mr. James,
Mr. Green,
Mr. Pope,
Mr. Ramsay,
Mr. Macdonald,
Mr. Lord,
Mr. Clarke,
Mr. Nelson,
Mr. Binns.

So it passed in the negative.

The question being then put on the original motion, it was carried in the affirmative—and *Ordered*, accordingly.

A Petition of divers Inhabitants of Rollo Bay, whose names are thereunto subscribed, was presented to the House by Mr. Macdonald, and the same was received and read—praying the House to pass a Bill for the encouragement of the Fisheries, by granting a Bounty on the catch of Fish, and on the Vessels engaged therein—also for encouraging the Whale and Seal Fisheries on the coasts of this Island.

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

Mr. Secretary Collins laid before the House a Copy of the Warrant Book, from 1st February, 1834, to 31st January, 1835.

Mr. Green, in his place, presented to the House the Accounts of Patrick Cody, Esq. Collector of Impost for the District of Cascumpec, for the Quarters ending 30th June, 10th October, and 31st December, 1834.

Also, the Accounts of Mr. Charles M'Nutt, Collector of Impost for the District of Malpeque, for the Quarters ending 30th June, 30th September, and 31st December, 1834.

Mr. Thornton, in his place, presented to the House the Impost and Light Duty Accounts for the District of Three Rivers, for the Quarters ending 30th June, 30th September, and 31st December, 1834.

Ordered, that the said Accounts and Documents be referred to the Committee appointed to examine and report on the Public Accounts.

According to order, Mr. Secretary Collins attended with the Poll Books and Writ of Election for the late Election for Queen's County.

And the Return to the said Writ was read, and is as followeth:

By virtue of and in obedience to the within Writ of Election, to me directed, after giving the notice required therein, and by Law, I caused a Poll to be opened at Charlotte Town, on Monday the Eighth day of December instant, between the hours of Ten and Twelve o'clock, in the forenoon, for the return of four able and discreet Men for business, to represent the County of Queen's County in General Assembly; at which time and place George Dalrymple, Samuel Nelson, Coun Douly Rankin, John Small Macdonald, William Douse, William Macneill and Abercrombie Willock, Esquires, were proposed as Candidates to represent the said County; and after proceeding on that day to take all the votes of persons duly qualified according to Law, I caused and declared the said poll to be adjourned, at the hour of half-past Four o'clock in the afternoon of the same day, by and with the consent of all the Candidates, until Ten o'clock of the forenoon of Tuesday the Ninth day of December instant—and which said adjournment was so made and declared, and the poll for that day closed, before any application or motion was made for the adjournment of the said poll after it should be held in Charlotte Town the number of days defined by Law, to Campbelltown, Lot Twenty-one, on the South side of Stanley River, and from thence to Pinette Mill; and it was not until about half an hour after the closing of the poll aforesaid on the Eighth instant, for that day, that an application was made by the said Candidates for adjournment to Campbelltown and Pinette as aforesaid, which I refused in the first instance to grant, conceiving that, under the Acts of the General Assembly regulating Elections, the motion or application for the adjournment ought to have been made before the closing of the poll on the said Eighth day of December instant; and I proceeded on the Ninth and Tenth days of this instant December, to take the votes of all persons duly qualified, intending finally to close the said poll at Charlotte Town on the said Tenth day of December instant, and at that time to declare the four Candidates having the majority of votes to be duly elected, and to make and execute to them the Indenture required by Law; but on the said Tenth day of December instant, at the earnest solicitation and request of all the said Candidates, and on the undertaking of six of them to indemnify me in the event of my declaring an adjournment to Campbelltown

and Pinette as aforesaid, I consented to declare and make such adjournment, with the express undertaking and agreement that *a special return of the facts should be made on the within Writ, for the information of the Honourable the House of Assembly in the premises*; and I did accordingly declare and make such adjournment from Charlotte Town to Campbelltown aforesaid; and at the close of the said poll at Charlotte Town, on the Tenth day of December instant, the said John Small Macdonald had received 455 votes, the said George Dalrymple 411 votes, the said Samuel Nelson 376 votes, the said Coun Douly Rankin 193 votes, the said William Macneill 172 votes, the said William Douse 186 votes, the said Abercrombie Willock 176 votes, and Mr. Samuel Boyer, who had been proposed as a Candidate on the Ninth day of December instant, and resigned on the Tenth instant, 64 votes. And I the said Sheriff caused the poll to be again opened at Campbelltown aforesaid, on the Fifteenth day of this instant December, (the day to which the same was adjourned), and proceeded for two days, as required by Law, to take the votes of all persons duly qualified; and declared and adjourned the said poll, on the Sixteenth day of this instant December, from Campbelltown aforesaid to Pinette Mill aforesaid; and I the said Sheriff caused the said poll to be again opened near Pinette Mill aforesaid, on the Twenty-second day of this instant December, (the day to which the same was adjourned), and proceeded to take the votes of all persons duly qualified, for two days, as required by Law; and on the Twenty-third day of this instant December, when the said poll finally closed, the said John Small Macdonald had received 974 votes, the said George Dalrymple 838 votes, the said Samuel Nelson 702 votes, the said William Douse 605 votes, the said Coun Douly Rankin 565 votes, and the said Abercrombie Willock 341 votes, (the said William Macneill having previously resigned); and I declared the said John Small Macdonald, George Dalrymple, Samuel Nelson and William Douse, as having the majority of votes at the closing of the poll at Pinette aforesaid, duly elected; and delivered to each of them the Indenture required by Law. All which facts I certify and return.

Given under my Hand and Seal, this Twenty-ninth day of December, 1834.

HUGH MACDONALD, Sheriff.

Then the House adjourned for one hour.

And being met—

Message from the Council, by Mr. Charles Desbrisay, their Acting Clerk:

Mr. Speaker,

The Legislative Council have passed the Bill intituled *An Act authorizing Commissions to be issued for taking the depositions of Witnesses out of this Island, in*

cases where judgment hath been marked by default, with amendments, to which they desire the concurrence of the House of Assembly.

Also,

Mr. Speaker,

The Legislative Council have passed a Bill intituled *An Act to regulate the times and places of holding General Quarter Sessions of the Peace, in the several Counties in this Island*; to which they desire the concurrence of the Assembly.

And then he withdrew.

Ordered, that the amendments made by the Council to the Bill for authorizing Commissions to be issued for examining Witnesses out of this Island, in cases where judgment hath been marked by default, be now read for the first time.

And the said amendments were read a first time, and are as follow:

Folio 1, line 7.—After the word “whereas,” strike out from the word “there” to the word “default,” both inclusive, and insert the words “An Act made and passed in the Tenth year of the reign of His late Majesty King George the Fourth, intituled “An Act to amend an Act intituled An Act to render perpetual an Act intituled An Act to enable the Justices of the Supreme Court of Judicature to issue Commissions for examining Witnesses out of this Island, will expire at the end of the present Session of the General Assembly.”

Folio 1, line 12.—Strike out from the word “to” to the word “same,” both inclusive, and insert the words “to authorize the issue of “Commissions to take the depositions of “Witnesses residing out of this Island, “in cases wherein Judgment hath been “marked by default.”

Folio 2, line 1.—Strike out the word “under” to the word “Island,” both inclusive, and insert the words “and upon sufficient cause being shewn, by affidavit made “by or on behalf of the party desiring “the same.”

Ordered, that the said Amendments be read a second time to-morrow.

An engrossed Bill from the Council, intituled *An Act to regulate the times and places of holding General Quarter Sessions of the Peace, in the several Counties in this Island*, was read for the first time, and ordered to be read a second time on Tuesday the 10th inst.

The Order of the Day, for the House in Committee of Privileges and Elections, on the late Election and Return for Queen’s County, and the Petition of Coun Douly Rankin, complaining of the said Return, being read;

Ordered, That each Member of the said Committee be sworn by the Clerk, well and truly to try the matter of the Return to the Writ of Election issued for electing four Members to represent the County of Queen’s County in the present General Assembly, and the Petition of Coun Douly Rankin, complaining of the said Return, and a true verdict give according to the evidence; also that the Committee have power to send for persons, papers and records, and to examine all persons that come before them on oath.

And then the House resolved itself into said Committee.

Mr. Speaker left the chair.

Mr. Brennan took the chair of the Committee.

Mr. Speaker resumed the chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, that the said Committee have leave to sit again to-morrow.

Ordered, that Donald Martin, Alexander Maclean, Neil Morrison and Alexander Campbell, all of the Parish of St. John, have notice to attend the Committee of Privileges and Elections, to morrow at Eleven o’clock.

Then the House adjourned until to-morrow at Ten o’clock.

FRIDAY, February 6, 1835.

Prayers.

A Petition of divers Inhabitants of King’s County, whose names are thereunto subscribed, was presented to the House by Mr. *Brenan*, and the same was received and read; setting forth—That Petitioners are

greatly discouraged that no Court of Escheat has been established in this Island, in conformity with the representations of the last House of Assembly to His Majesty’s Government—but that they are given to understand that the forfeited lands are to be considered the sacred property of Grantees who

have not fulfilled the conditions of their grants, but maintain their claims by misrepresentation—that the disposition shewn by Government to reward oppression and deceit with the labour of the Tenantry, the conditions of whose Leases are such that their fulfilment is impracticable, if persevered in, must entail misery and distress on the general body of the Inhabitants. That the lands in this Island were originally granted upon condition of their being settled with German Protestants, evidently with a view to promote some ulterior object contemplated by Great Britain.—That it is well known this condition was never fulfilled; and the country being in an uncultivated state, and the climate such that no domestic animals could exist during the winter season without the protection of man, that therefore the Lands could be no value whatever to the Grantees until they were cleared and cultivated. That the country still continuing in a wilderness state, and the Grants having become forfeited, several British subjects resorted to this Island, who had a right to expect that they would be dealt with, in respect to the land, in the same manner as His Majesty's subjects in the adjacent Provinces had been dealt with, believing that equal justice would have been done to all. That Petitioners can see no other course for the British Government to have pursued, with justice to its subjects who were to settle the lands, than to escheat the original forfeited grants, and settle the occupiers upon the lands, according to the practice in the neighbouring Provinces—that the deviation from this course has operated as a snare; and has enabled those who hold the original Grants, although without fulfilling any of the conditions, to bring under bondage His Majesty's subjects, to abstract from the Colony the specie in circulation in payment of rent, to the ruin of commerce, the rents demanded being equal to the fee simple of the Island every third or fourth year. That as it is impossible for the Tenants to fulfil the conditions imposed upon them, the Grantees claim the labour of the industrious men who have cleared the land, erected buildings, and improved the Colony. That the Tenantry were not brought to this Island at the expence of the Grantees as hirelings, but at their own proper expence, and have supported themselves through every privation incident to a new Colony, in a severe climate, stimulated by the reasonable expectation of receiving justice at the hands of Govern-

ment, which would have enabled them to bequeath the fruits of their labour to their children—but from the laxity of Government to escheat the forfeited grants, Petitioners had no alternative but to submit to whatever terms the Grantees were pleased to impose, or to leave the Island.—That Petitioners, in the anticipation that justice will be administered, when a fair representation is made in the proper quarter, can have no objections to become Tenants under the Crown, relying upon the paternal care of His Majesty to impose only such conditions as they will be enabled to fulfil.—That Petitioners would desire to call the attention of the House to the happy effects that have resulted from the Escheat and Settlement of Township Fifty-five, in King's County, where the settlers have obtained Grants in fee from the Crown, the whole expence of which did not exceed Five Pounds per hundred acres, subject to an annual quit rent of Two shillings sterling; while the Tenantry upon the adjoining Townships, which are equally liable to escheat, are bound to pay a yearly rent of Five Pounds sterling for the same quantity of land, over and above the Quit Rent and Land Tax: But that after the most convenient and desirable locations upon the said Township Fifty-five had been granted upon the moderate terms alluded to, by a sudden change of system, the back and inferior lands are now advertised to be sold, at the upset price of One Pound per Acre—That these sudden transitions in the conduct of the Executive, without a law to regulate its proceedings, deserves the most serious consideration of the House—and Petitioners humbly pray that the House will take the premises into consideration, and make such representations as they may deem fit, to obtain the escheat of the forfeited grants, and an equitable and just settlement for the occupiers of land in this Colony.

Mr. *Brenan* also presented another Petition of divers Inhabitants of the said County, to the same effect as the foregoing, which was also received and read:—and thereupon,

Resolved, That the two foregoing Petitions be referred to a Committee of Seven Members, to examine the contents thereof, and to report thereon with all convenient speed, with power to send for persons, papers and records, and to examine all persons that come before them.

Ordered, That Mr. Cooper, Mr. Brenan, Mr. Binns, Mr. Ramsay, Mr. Clarke, Mr. Madonand and Mr. M. Nutt do compose the said Committee.

The Order of the Day, for the House in Committee of Privileges and Elections, on the consideration of the late Election and Return for Queen's County, and the Petition of Coun Douly Rankin, complaining of the said Return, being read:

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Brenan took the chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again; which the House agreed to.

Then the House adjourned for one hour.

And being met—

The Bill to consolidate and amend the Election Laws was, according to order, read a second time.

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

Resolved, That this House do again resolve itself into a Committee of Privileges and Elections, on the consideration of the late Election and Return for Queen's County, and the Petition of Coun Douly Rankin, complaining of the said Return.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Brenan took the chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, that the said Committee have leave to sit again on Monday next.

Then the House adjourned until to-morrow at Ten o'clock.

SATURDAY, February 7, 1835.

Prayers.

THE Amendments made by the Council to the Bill intituled *An Act authorizing Commissions to be issued for taking the depositions of Witnesses out of this Island, in cases where Judgment hath been marked by default*, were, according to order, read a second time.

Ordered, that the said Amendments be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the chair.

Mr. Brenan took the chair of the Committee.

Mr. Speaker resumed the chair.

Mr. Brenan, Chairman of the Committee, reported one Resolution, which he read in his place, and delivered in at the Clerk's Table, where it was again read, as followeth

Resolved, That it is the opinion of this Committee, that the House do concur with

the Council in their amendments to the said Bill.

The question of concurrence being put on the said Resolution, it was carried in the affirmative; and the said amendments were ordered for a third reading to-morrow.

The Order of the Day, for the House in Committee on the Bill to consolidate and amend the Election Laws, being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Brenan took the chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, that the said Committee have leave to sit again on Monday next.

Then the House adjourned until Monday next, at Eleven o'clock.

MONDAY, February 9, 1835.

Prayers.

A GREEABLY to the Order of the Day, the Amendments made by the Council to the Bill intituled *An Act authorizing Commissions to be issued for taking the depositions of Witnesses out of this Island, in cases where Judgment hath been marked by default*, were read a third time and passed.

Ordered, that Mr. Brennan do carry back the said Bill to the Council, and acquaint them that this House hath agreed to their amendments.

Resolved, That a Message be sent to His Excellency the Lieutenant Governor, praying that he will be pleased to direct the proper Officer to lay before this House an Account of all the Duties collected in this Island, since the 1st of January, 1828, to the beginning of the present year, under any Acts of the Imperial Parliament, together with the application thereof.

Ordered, That Mr. Clarke and Mr. Brennan be a Committee to wait upon His Excellency with the above Message.

The Order of the Day, for the House in Committee on the Bill to consolidate and amend the Election Laws, being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Brennan took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again; which the House agreed to.

Then the House adjourned for one hour.

And being met—

The Order of the Day, for the House in Committee of Privileges and Elections on the late Election and Return for Queen's County, and the Petition of Coun Douly Rankin against the said Return, being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Brennan took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, that the said Committee have leave to sit again to-morrow.

Then the House adjourned until to-morrow at Ten o'clock.

TUESDAY, February 10, 1835.

Prayers.

THE Order of the Day, for the House in Committee of Privileges and Elections, on the late Election and Return for Queen's County, and the Petition of Coun Douly Rankin against the said Return, being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Brennan took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Brennan, Chairman of the Committee, reported, that they had come to two Resolutions, which he was directed to report to the

House; and he read the same in his place, and delivered them in at the Clerk's Table, where they were again read, as followeth:

1. **RESOLVED**, That although it appears that an inadvertency did take place on the first day of the Election, in not entering the motion for adjournment until after the polling was closed, yet as none of the Candidates opposed the adjournment being made, and the Petitioning Candidate, so far from objecting to it, entered, with the other Candidates, into a Bond to indemnify the Returning Officer from any consequences that might result from his granting the same—and whereas none of the Electors complain of having been deprived of their elective franchise, but on the contrary, it is evident, were afforded every facility of

exercising it, of which a very large portion of them would have been deprived, had the said adjournment not been granted—therefore, this Committee are of opinion, that George Dalrymple, John Small Macdonald, Samuel Nelson and William Douse, Esquires, are duly elected as Members to represent the County of Queen's County.

2. RESOLVED, That it is the opinion of this Committee, that the Petitioner, Coun Douly Rankin, having no just ground of complaint, and being in a great measure the cause of what he complains of, his Petition is therefore frivolous and vexatious.

Ordered, that the Question of concurrence be now separately put upon the said Resolutions.

And the First of the said Resolutions being again read:

Mr. Pope moved, in amendment, that all the words after "That" be struck out, and the following substituted—"as no application was made for the removal of the Poll from Charlotte Town to Campbeltown and Pinette, until after the adjournment on the first day of the said Election, whereas application should have been made before such adjournment on the first day—that therefore the Returning Officer was not warranted in opening a Poll either at Campbeltown or Pinette, but should have closed the said Election at Charlotte Town, and have returned as duly elected the four Candidates having then the greatest number of Votes."

The House divided on the question of amendment:

YEAS.

Mr. Pope,
Mr. Green,

Mr. Lord.

NAYS.

Mr. Thornton,
Mr. Le Lacheur,
Mr. M'Callum,
Mr. Brennan,
Mr. Binns,
Mr. M'Nutt,

Mr. Cooper,
Mr. Palmer,
Mr. James,
Mr. Clarke,
Mr. Ramsay.

So it passed in the negative.

Mr. Thornton then moved, in amendment to the said Resolution, that all the words after "Resolved" be struck out, and the following substituted.—

"That although it appears that an inadvertency did take place on the first day of the Election, in not making application for the adjournment from Charlotte Town, until after the adjournment of the Poll for that day had taken place, yet as none of

"the Candidates opposed the adjournment being made, and the petitioning candidate, so far from objecting to it, entered with other candidates into a Bond to indemnify the Returning Officer from any consequences that might result from his granting the same; and whereas none of the Electors complain of having been deprived of their elective franchise, but on the contrary, it is evident, were afforded every facility of exercising it, of which a very large portion of them would have been deprived had the said adjournment not been granted—therefore this House is of opinion that George Dalrymple, John Small Macdonald, Samuel Nelson and William Douse, Esquires, are duly elected as Members to represent the County of Queen's County."

And the motion being seconded, and the question put thereon, it was carried in the affirmative.

The Question being then put on the said First Resolution, as amended, it was agreed to by the House.

The Second of the said Resolutions being again read;

Mr. Binns moved, in amendment, that all the words after "That" be struck out, and the following substituted—"the Petition of Coun Douly Rankin is frivolous and vexatious."

The House divided on the question of amendment:

YEAS.

Mr. Binns,
Mr. Thornton,
Mr. Palmer,
Mr. James,
Mr. Clarke,

Mr. Ramsay,
Mr. M'Callum,
Mr. Le Lacheur,
Mr. M'Nutt,
Mr. Cooper.

NAYS.

Mr. Brennan,
Mr. Lord,

Mr. Pope,
Mr. Green.

So it was carried in the affirmative.

The Question being then put on the said Second Resolution, as amended, it was agreed to by the House.

Then the House adjourned for one hour.

And being met—

The Order of the Day, for the second reading of an engrossed Bill from the Council, intituled *An Act to regulate the times and places of holding General Quarter Sessions of the Peace, in the several Counties in this Island*, being read;

Ordered, that the said Order of the Day be postponed to this day three months.

A Petition of divers Inhabitants of the Town and Royalty of Princetown, whose names are thereunto subscribed, was presented to the House by Mr. *Clarke*, and the same was received and read; setting forth—that Petitioners view with regret the injustice of keeping open a certain old road which runs in an angular direction through several of the Pasture Lots in said Royalty, to the great injury of the owners, who are besides obliged to keep up a double line of fence to protect what part of the said Lots remains unoccupied by the said road—that Petitioners having applied to the proper authorities, and tried all legal means in their power, in vain, are convinced that a special Act of the Legislature is necessary in this particular case, in order to secure the ends of justice—and praying the House to make such order as will remedy the evil complained of.

Ordered, That the said Petition be referred to a Special Committee, to examine the same and report thereon, with power to send for persons, papers and records.

Ordered, that Mr. *Clarke*, Mr. *Binns* and Mr. *M'Nutt* do compose the said Committee.

A Petition of John M'Williams, of Crapaud, an insolvent Debtor now within the Limits of the Jail of Charlotte Town, whose name is thereunto subscribed, was presented to the House

by Mr. *Lord*, and the same was received and read; setting forth—that Petitioner is suffering under a most vexatious and grievous prosecution, instituted against him by a person of the name of Brian Corney, a resident of River Phillip, in the Province of Nova Scotia, for a transaction that occurred about Twenty-five years ago, and which until within the last Twelve months had lain dormant—and humbly praying that the House will be pleased to adopt measures for granting him an extension of limits, or such other relief as in its wisdom it shall deem expedient, so as to enable him to procure sustenance for his family.

Ordered, that the said Petition be referred to a Special Committee, to examine into the allegations therein contained, and report thereon by Bill or otherwise.

Ordered, that Mr. *Lord*, Mr. *Pope*, Mr. *Binns*, Mr. *Brenan* and Mr. *Douse* do compose the said Committee.

A Petition of divers Electors of this Island, whose names are thereunto subscribed, was presented to the House by Mr. *Binns*, and the same was received and read—praying the House to pass a Law for the introduction of voting by Ballot, at Elections for Members to serve in the House of Assembly.

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

Then the House adjourned until to-morrow at Ten o'clock.

WEDNESDAY, February 11, 1835.

Prayers.

RESOLVED, That this House do now resolve itself into a Committee of the whole House, to inquire into and take into consideration the state of the Colony.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Thornton took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Thornton, Chairman of the Committee, reported Three Resolutions, which he read in his place, and delivered in at the Clerk's Table, where being again read, and

the question separately put upon each, they were agreed to by the House, and are as follow:

1. *Resolved*, That it is the opinion of this Committee, that it is expedient to amend the Act of 3d Will. 4th, cap. 27, relating to Trespasses.

2. *Resolved*, That it is expedient to amend the Act of 16th Geo. 3d, cap. 1, for regulating Fees.

3. *Resolved*, That it is expedient to amend the Acts of 20th Geo. 3d, cap. 2, and 36th Geo. 3d, cap. 4, for dividing Lands held in common, by extending their provisions to smaller divisions of land.

The Chairman then acquainted the House, that the Committee had directed him to move the House for leave to sit again—which the House agreed to.

Ordered, that Mr. *Pope*, Mr. *Binns* and Mr. *Lord* be a Committee to prepare and bring in a Bill, pursuant to the First of the above reported Resolutions.

Ordered, that Mr. *Binns*, Mr. *Macdonald*, Mr. *Cooper*, Mr. *Pope* and Mr. *Palmer* be a Committee to prepare and bring in a Bill, pursuant to the Second of the above reported Resolutions.

Ordered, that Mr. *Brenan*, Mr. *Thornton* and Mr. *Le Lacheur* be a Committee to prepare and bring in a Bill, pursuant to the Third of the above reported Resolutions.

Resolved, That this House do now resolve itself into a Committee of the whole House, to resume the consideration of the Bill to consolidate and amend the Election Laws.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. *Brenan* took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again—which the House agreed to.

Three Messages from His Excellency the Lieutenant Governor, by Mr. Secretary Collins:

A. W. YOUNG, Lieutenant Governor.

The Lieutenant Governor lays before the House of Assembly the copy of a Despatch from the Right Honourable T. Spring Rice, transmitting an Order of His Majesty in Council, dated the 15th August last, disallowing an Act passed by the Legislature in the month of March last, intituled "An Act to suspend for one year a certain part of an Act passed in the Third year of His present Majesty's Reign, authorizing a further issue of Treasury Notes, to the amount of Five Thousand Pounds."

Government House, }
11th Feb. 1835. }

[COPY.]

No. 10.

DOWNING STREET, 16th October, 1834.

SIR,

An Act intituled "An Act to suspend for one year a certain part of an Act passed in the Third Year of His present Majesty's Reign, authorizing a further issue of Treasury Notes, to the amount of Five Thou-

'sand Pounds," passed by the Legislature of Prince Edward Island, in the month of March last, and reserved for the signification of His Majesty's pleasure, having been referred by His Majesty in Council to the Lords of the Committee of Privy Council for Trade and Foreign Plantations, that Committee have reported to His Majesty their opinion, that the said Act should, for the reasons stated in the accompanying extract of their Report, be disallowed; and I have the honour herewith to transmit to you an Order of His Majesty in Council, dated the 15th August, approving that Report.

The issue of Government Notes in the year 1833, amounting to Five Thousand Pounds, was made upon the security of an Assessment on land, imposed only for Five years, and not expected to produce much more than One Thousand Pounds in each year of its duration. And it is therefore evident that any diversion of that Revenue from its proper object would eventually leave unprovided for one fifth part of the Notes for which it was pledged. It would add One Thousand Pounds permanently to the amount of the paper to remain in circulation in the Colony; and every repetition of such a measure would produce a further addition of One Thousand Pounds to that species of currency.

I am sure that when the Legislature passed the Act, they cannot have perceived that its effect and tendency were such as I have now described; and I doubt not that they will be fully sensible of the necessity of the decision, which, seeing that the measure has not yet taken any practical effect, His Majesty in Council has been advised to pronounce upon this Act.

Having already, in my communication of the 22d July last, desired you not to assent to any Act authorizing an issue of Government paper or securities, except with the previous sanction of His Majesty's Government, I shall merely, on the present occasion, desire, that neither will you hereafter assent to any Act (unless it contain a suspending clause) for dispensing with any provision which may previously have been made for the redemption of Notes already in circulation.

I have &c.

(Signed)

T. SPRING RICE.

Lt. Governor, Sir A. W. Young.

[COPY.]

AT THE COURT AT ST. JAMES'S THE 15th AUGUST, 1834.

PRESENT.

THE KING'S MOST EXCELLENT MAJESTY.

<i>Lord Chancellor,</i>	<i>Viscount Althorpe,</i>
<i>Lord President,</i>	<i>Lord Auckland,</i>
<i>Lord Privy Seal,</i>	<i>Mr. Abercromby,</i>
<i>Lord Steward,</i>	<i>Sir J. Hobhouse, Bart.</i>
<i>Earl of Albermarle,</i>	<i>Mr. Ellice,</i>
<i>Viscount Melbourne,</i>	<i>Mr. Sec'y. Spring Rice.</i>
<i>Viscount Duncannon,</i>	

Whereas the Governor of His Majesty's Island of Prince Edward, with the Council and Assembly of the said Island, did pass an Act in the month of March last, which has been transmitted, entitled as follows, viz.

No. 402. "*An Act to suspend for one year, a certain part of an Act passed in the third year of His present Majesty's reign, authorizing a further issue of Treasury Notes, to the amount of Five Thousand Pounds.*"

Which Act having been referred to the Committee of the Lords of His Majesty's Most Honourable Privy Council, appointed for the consideration of all matters relating to Trade and Foreign Plantations, the said Lords of the Committee have reported as their opinion to His Majesty, that the said Act should not receive His Majesty's Royal confirmation; His Majesty was thereupon this day pleased, by and with the advice of His Privy Council, to declare his disallowance of the said Act, and the same is hereby disallowed accordingly: Whereof the Governor, Lieutenant Governor, or Commander in Chief of His Majesty's Island of Prince Edward for the time being, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

(Signed) W. L. BATHURST.

[COPY.]

Extract from a Report of the Lords of the Committee of Council for Trade, dated the 11th August, 1834, upon an Act passed in Prince Edward Island, in the Month of March, 1834, entitled

No. 402—"An Act to suspend for one year, a certain part of an Act passed in the third year of His present Majesty's Reign, authorizing a further issue of Treasury Notes, to the amount of Five Thousand Pounds."

'It appears to their Lordships to be inexpedient to divert from its proper object the Fund appropriated for redeeming the Government Notes issued in Prince Edward Island last year. Their Lordships are therefore humbly of opinion, that this Act should be disallowed.'

A. W. YOUNG, Lieutenant Governor.

The Lieutenant Governor lays before the House of Assembly a Despatch from the Right Honourable T. Spring Rice, of the 30th October last, in answer to an Address from the House, praying that the Lands reserved in Prince Edward Island for the support of Ministers of the Gospel, and of Schoolmasters, may be exclusively applied to promote the advancement of Education, and authorizing him to proceed to the sale of the Reserves at the earliest favourable opportunities that can be obtained. But the Lieutenant Governor is of opinion, that His Majesty cannot divest himself of these reservations, without the aid of an Act of the Legislature for that purpose.

The Lieutenant Governor therefore suggests to the House of Assembly, the propriety of their passing an

Act empowering him to proceed to the sale of the above named Lands.

Government House,)
11th Feb. 1835. }

[COPY.]

No. 11.

DOWNING STREET, 30th October, 1834.

SIR,

I have had the honour to receive your Despatch No. 74, of the 1st April last, accompanied by an Address praying that the Lands reserved in Prince Edward Island, for the support of Ministers of the Gospel, and of Schoolmasters, may be exclusively applied to promote the advancement of Education.

It is evident that these Lands, if left in their present unoccupied state, must tend to obstruct the improvement of the Colony; and therefore, without pausing in order to decide the proper mode of appropriating them, I have to authorize you to proceed to the sale of the Reserves at the earliest favourable opportunities which can be obtained. Upon receiving from you a report of the progress of the sales, I shall furnish you with instructions how to invest the purchase money in the public funds; and as soon as the amount shall be realized and ascertained, directions will be given respecting the mode of appropriation.

You will have the goodness to acquaint the Assembly, that their Address has been received and duly laid at the foot of the Throne, and that these are the instructions which I have received His Majesty's commands to issue on the subject.

I have, &c.

(Signed) T. SPRING RICE.

Lt. Governor, Sir A. W. Young.

A. W. YOUNG, Lieutenant Governor.

The Lieutenant Governor informs the House of Assembly, that having failed in his endeavours to obtain the Steam Boat *Cape Breton*, or any other boat of equal power, for the conveyance of the Mails weekly between Pictou and Charlotte Town, and to proceed from the latter place to Miramichi, during the past season, as requested in an Address presented to him by the late House of Assembly,—again engaged the Steam Boat *Pocahontas*, to carry the Mails between Charlotte Town and Pictou, which service she continued to perform to his satisfaction twice in each week (with the exception of a short time whilst the Cholera was raging in Halifax, when it was considered advisable to limit the communication to once a week), until the close of the navigation.

The Lieutenant Governor therefore relies upon the liberality of the House of Assembly to make the usual provision of Three Hundred Pounds for this service for the past year.

The Lieutenant Governor takes occasion to advert to that part of the Address of the late House of Assembly, which recommends him to withhold the payment of any sum on account of the contract with the owners of the *Pocahontas* for the year 1833, and for which that House had declined to make any provision, on the ground that the conditions of the contract had been violated.

The Lieutenant Governor fully assents to the principle, as a general one, that parties entering into contracts with the Government ought to be compelled duly to fulfill them, or to suffer the penalty attached to a breach of the conditions. But with respect to this case, the Lieutenant Governor is of opinion that the Government is equitably precluded from attempting to take advantage of the violation of the contract on the part of the owners of the *Pocahontas*—for the reason, that after the breach complained of, the boat was retained by the Government, and the contract faithfully performed for the remainder of the season. Had the boat been finally discharged from further service, and her owners distinctly notified thereof, when the contract was broken, then the Lieutenant Governor conceives, the views entertained by the late House of Assembly would have been perfectly just and correct. This course not having been followed, the Lieutenant Governor is disposed to think that the conclusion of the late House of Assembly was adopted without due consideration of all the facts and merits of the case—and he therefore strongly recommends the House to review that part of the Address of the late House of Assembly before alluded to, which relates to the Steam Boat *Pocahontas*, and to make such order thereon as shall accord with the credit of the Colony and the fair and just claims of the parties interested.

Government House, }
11th Feb. 1835. }

Then the House adjourned for one hour.

And being met—

Mr. *Brenan* moved that the Message received this day from His Excellency the Lieutenant Governor, relative to the Steam Boat *Pocahontas*, be referred to the Committee of Supply.

Mr. *Pope* moved, in amendment to the motion, that the Message received this day from His Excellency the Lieutenant Governor, be referred to a Committee of the whole House to-morrow—and the motion being seconded, and the question put thereon, it passed in the negative.

The Question being then put on the main motion, it was carried in the affirmative—and,

Ordered, accordingly.

Resolved, That the two other Messages received this day from His Excellency the

Lieutenant Governor, also the several Messages received from His Excellency on the 31st ult. together with the various Documents accompanying the same, be referred to a Committee of the whole House to-morrow.

Message from the Council, by Mr. Desbrisay.

Mr. Speaker,

The Legislative Council have passed the Bill intituled *An Act to amend and render perpetual certain Laws now in force relating to Treasury Notes*.

And also,

Mr. Speaker,

The Legislative Council have passed a Bill intituled *An Act for establishing a Court of Divorce in this Island, and for repealing a certain Act therein mentioned*, to which they desire the concurrence of the Assembly.

And also,

Mr. Speaker,

The Legislative Council desire a Conference with the House of Assembly, on the Bill intituled *An Act to prevent Hawkers and Pedlars travelling and selling within this Colony, without Licence*; and have appointed the Honourables Thomas Heath Haviland and John Spencer Smith a Committee to manage the same—to meet in the Committee Room to-morrow, at Twelve o'clock.

And then he withdrew.

Resolved, that this House do agree to a Conference, as is desired by the Council, on the Bill intituled *An Act to prevent Hawkers and Pedlars travelling and selling within this Colony, without Licence*.

Ordered, that Mr. *Brenan* do go to the Council, and acquaint them therewith.

Ordered, that Mr. *Brenan*, Mr. *Binns*, Mr. *Nelson* and Mr. *Le Lacheur* be a Committee to manage the said Conference.

An engrossed Bill from the Council, intituled *An Act for establishing a Court of Divorce in this Island, and for repealing a certain Act therein mentioned*, was read for the first time, and ordered to be read a second time to-morrow.

Resolved, that this House do now resolve itself into a Committee of the whole House, to resume the consideration of the Bill to consolidate and amend the Election Laws.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Brennan took the chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Brennan, Chairman of the Committee, reported, that they had gone through the Bill, and made several amendments thereto.

A motion being made, that the Report of the Committee be received;

Mr. Pope moved, by way of amendment to the motion, that the Report be received this day three months.

The House divided on the question of amendment.

YEAS.

Mr. Pope,
Mr. James,
Mr. Lord,
Mr. Clarke,
Mr. Thornton.

NAYS.

Mr. McCallum,
Mr. Palmer,
Mr. Le Lacheur,
Mr. Brennan,
Mr. Douse,
Mr. Cooper,
Mr. Binns,
Mr. Ramsay,
Mr. Green.

So it passed in the negative.

The Question being then put on the main motion, it passed in the affirmative.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be *An Act*

to consolidate and amend the Election Laws.

Mr. Clarke, from the Committee appointed to wait on His Excellency the Lieutenant Governor with the Message of the 9th inst. praying that he would direct the proper Officer to lay an Account of all the Duties collected in this Island under any Acts of the Imperial Parliament, since the 1st January, 1828, together with the application thereof, reported the delivery thereof, and that His Excellency was pleased to give for answer, that he would give the subject due consideration.

A Petition of Isaiah Porier, of La Belle Alliance, whose name is thereunto subscribed, was (with the consent of His Excellency the Lieutenant Governor, that the House may proceed thereon as they shall think fit,) presented to the House by Mr. Green, and the same was received and read—praying a grant for the sustenance and support of a female pauper Idiot.

Ordered, that the said Petition be referred to the Committee of Supply.

Then the House adjourned until to-morrow at Ten o'clock.

THURSDAY, February 12, 1835.

Prayers.

A Petition of divers Inhabitants of Princetown Royalty, whose names are thereunto subscribed, was presented to the House by Mr. Pope, and the same was received and read; setting forth—that in the year 1782, a road from Princetown through the Royalty to Charlotte Town, was, by order of the Governor and Council, laid out by the then Surveyor General, and that the said road has been daily and hourly travelled on from that period until last Spring, when it was unwarrantably closed by Mr. George Owen; and had it continued shut, the Petitioners and the public at large would have been greatly injured thereby—that Petitioners having learned that a Petition has been presented to the House, praying for an Act to shut up the said road, which, if complied with, will cut off the direct communication of many of the settlers with Princetown, the

chief place for shipping produce, and will compel them to cart their produce to the Wharf for shipment by a rugged and circuitous road—and praying the House to take the premises into consideration, and that that part of the road in particular, viz. from Allison's to Sinclair's corner, which connects the road to Darnley Bridge with the Charlotte Town Road, may still remain open.

Ordered, that the said Petition be referred to the Special Committee appointed on the Petition of divers Inhabitants of the Town and Royalty of Princetown, presented to this House on the 10th inst. who are to examine and report also on this Petition.

Ordered, that Mr. Pope and Mr. Ramsay be added to the said Committee.

The time for holding the Conference with the Council on the Bill for preventing Hawkers and Pedlars travelling and selling within this Colony, without Licence, having arrived:

And the names of the Managers being called over; they went to the Conference.

And being returned,

Mr. *Brenan* reported the substance of the Conference to the House.

An engrossed Bill from the Council, intituled *An Act for establishing a Court of Divorce in this Island, and for repealing a certain Act therein mentioned*, was, according to order, read a second time.

Ordered, that the said Bill be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Pope took the chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Pope, Chairman of the Committee, reported, that they had gone through the Bill, and had made an amendment thereto—and the said amendment being again read at the Clerk's Table—

Ordered, that the said Bill and Amendment be re-committed to a Committee of the whole House.

Then the House adjourned for one hour.

And being met—

Resolved, That this House do now resolve itself into a Committee of the whole House, to reconsider an engrossed Bill from the Council, intituled *An Act for establishing a Court of Divorce in this Island, and for repealing a certain Act therein mentioned*.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Pope took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Pope, Chairman of the Committee, reported, that they had gone through the Bill, without making any amendment thereto.

Ordered, that the Report be received.

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

The Order of the Day, for the House in Committee on the consideration of several Mes-

sages and Documents received from His Excellency the Lieutenant Governor, on the 31st ult, and 11th inst. being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Palmer took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Palmer, Chairman of the Committee, reported, that the Committee had come to several Resolutions, which he was directed to submit to the House, whenever it shall be pleased to receive the same.

Ordered, that the Report be received to-morrow.

A Petition of George Aitken, of Three Rivers, whose name is thereunto subscribed, was (with the consent of His Excellency the Lieutenant Governor, that the House may proceed thereon as they shall think fit,) presented to the House by Mr. *Thornton*, and the same was received and read—praying remuneration for allowing his Mill Dam, at the head of Livingstone Bay, to be used as a public thoroughfare.

A motion being made that the said Petition do lie on the Table;

Mr. *Pope* moved, in amendment, that the prayer of the Petition be rejected.

The House divided on the question of amendment:

YEAS.

Mr. *Pope*,

Mr. *M'Null*,

Mr. *Clarke*,

Mr. *Lord*,

Mr. *Le Lacheur*,

Mr. *Green*,

Mr. *Ramsay*,

Mr. *Nelson*,

Mr. *Binns*.

NAYS.

Mr. *Thornton*,

Mr. *M'Callum*,

Mr. *Palmer*,

Mr. *James*,

Mr. *Brenan*,

Mr. *Cooper*,

Mr. *Douse*.

So it was carried in the affirmative—and *Ordered*, accordingly.

Then the House adjourned until to-morrow at Ten o'clock.

FRIDAY, February 13, 1835.

Prayers.

RESOLVED, That a further Conference be desired with the Council on the subject matter of the last Conference.

Ordered, that Mr. *Pope* do go to the Council and desire the said Conference.

Ordered, that the Committee who managed the last Conference be a Committee to manage this further Conference.

An engrossed Bill from the Council, intituled *An Act for establishing a Court of Divorce in this Island, and for repealing a certain Act therein mentioned*, was, according to order, read a third time.

Resolved, that the said Bill do pass.

Ordered, that Mr. *Pope* do carry back the said Bill to the Council, and acquaint them that this House hath agreed to the same.

Mr. *Thornton* presented to the House the following Documents:

The Impost Accounts for the District of Tryon, for the Quarters ending 30th June, 30th September, and 31st December, 1834.

The Impost Accounts for the District of Colville Bay, for the same periods.

Account of Light Duty for the District of Colville Bay, for the year ending 31st December, 1834.

Ordered, that the said Accounts be referred to the Committee appointed to examine and report on the Public Accounts.

Message from the Council, by Mr. *Desbrisay*.

Mr. *Speaker*,

The Legislative Council have passed the Bill intituled *An Act for declaring the seats of Members of the Assembly vacated in certain cases*, with amendments, to which they desire the concurrence of the Assembly.

And then he withdrew.

Ordered, that the Amendments made by the Council to the Bill for declaring the seats of Members of the Assembly vacated, in certain cases, be now read for the first time.

And the said Amendments were read a first time, and are as follow:

Strike out the Title of the Act, and insert the following Title, viz:

“An Act for vacating the seats of Members of the Assembly, in certain cases therein mentioned.”

Folio 3, line 15.—After the word “Speaker,” insert
 “And be it further enacted, that any Member of the House of Assembly who shall hereafter, either directly or indirectly, enter into any contract for the performance of any public work within this Island, or who shall become security for the same, shall vacate his seat in the said House of Assembly, in the same manner and under the same regulations as are provided for by this Act, in cases where he shall have accepted any office of emolument under the Crown.”

Ordered, that the said Amendments be read a second time to-morrow.

Message from the Council, by Mr. *Desbrisay*.

Mr. *Speaker*,

The Legislative Council do agree to a further Conference, as is desired by the Assembly, on the subject matter of the last Conference, and have appointed the same Committee who managed the last Conference to manage this further Conference—to meet in the Committee Room instanter.

And then he withdrew.

Whereupon the Managers went to the Conference;

And being returned—

Mr. *Brenan* reported, that the Managers had been at the Conference, and had complied with the directions given them by this House.

Mr. *Palmer*, from the Committee of the whole House, on the consideration of His Excellency the Lieutenant Governor’s Messages of 31st January and 11th February, communicating certain Despatches and other Documents from the Secretary of State, reported, according to order, Five Resolutions of the said Committee, which he read in his place, and delivered in at the Clerk’s Table, where they were again read, and are as follow:

1. RESOLVED, That it is the opinion of this Committee, that his Excellency the Lieutenant Governor’s Message of the 31st January, communicating the copy of a Despatch, in answer to an Address of the late

House of Assembly, praying that as Duties are allowed to be levied on Sugar and Molasses in the neighbouring Provinces, His Majesty may be pleased not to renew his prohibition of this re-enactment in this Island, be referred to a Committee of the whole House on the consideration of Ways and Means, on Wednesday the 25th inst.

2. **RESOLVED**, That while this Committee admit that the constitution of His Majesty's Council, as a component part of the Legislature, is defective, inasmuch as the Members thereof combine Legislative and Executive powers, they see no reason to be dissatisfied with the answer received to the Address of the late House of Assembly to His Majesty, praying the establishment of two distinct Councils, it appearing that the argument founded upon the composition of the Legislative Council in New Brunswick was erroneous; and further, deeming it highly inexpedient to invest the Executive Government with the power of nominating a new Council, to be composed of individuals responsible to itself alone for their public conduct, they are of opinion that, in the present circumstances of this country, were a change in the existing system deemed advisable, it would be essentially necessary, in order to enable that branch of the Legislature to legislate beneficially for the general interest of the Inhabitants, that it be constituted on the Elective principle.

3. **RESOLVED**, That it is the opinion of this Committee, that His Excellency's Message of the 11th inst. with the Despatch transmitting an order of His Majesty in Council, disallowing an Act passed by the Legislature of this Island, in 1834, intituled "An Act to suspend for one year, a certain part of an Act passed in the third year of His present Majesty's reign, authorizing a further issue of Treasury Notes, to the amount of Five Thousand Pounds," be referred to the Committee of the whole House on the state of the Colony.

4. **RESOLVED**, That it is the opinion of this Committee, that His Excellency the Lieutenant Governor's Message of the 11th inst. with the Despatch in answer to the Address of the last House of Assembly to His Majesty, praying that the Glebe and School Lands in this Island may be exclusively applied to promote the advancement of Education, be referred to a Special Committee to report thereon, by Bill or otherwise.

5. **RESOLVED**, That it is the opinion of this Committee, that an humble address be presented to His Excellency the Lieutenant Governor, thanking His Excellency for his several communications of the 31st January, and 2d and 11th inst.

Ordered, that the Question of concurrence be now separately put upon the said Resolutions.

And the First of the said Resolutions being again read, and the question of concurrence put thereon, it was agreed to by the House.

The Second of the said Resolutions being again read;

Mr. *Brenan* moved, in amendment, that all the words after "That" be struck out, and the following substituted—"the answer of His Majesty's Principal Secretary of State for the Colonies, to the Address of the late House of Assembly to His Majesty, praying for a Legislative Council distinct from the Executive, is disheartening to the loyal inhabitants of this Colony, inasmuch as it is a dangerous principle in the constitution of this country, that so small a number of individuals, however respectable their standing in society, as that of which His Majesty's Council in this Island is composed, should be invested with Legislative, Executive, and even Judicial functions."

The House divided on the question of amendment:

YEAS.

Mr. *Brenan*,

Mr. *Le Lacheur*,

Mr. *Green*,

Mr. *Macdonald*.

NAYS.

Mr. *Binns*,

Mr. *James*,

Mr. *M'Callum*,

Mr. *Ramsay*,

Mr. *Thornton*,

Mr. *Pope*,

Mr. *Clarke*,

Mr. *M'Nutt*,

Mr. *Douse*,

Mr. *Lord*,

Mr. *Nelson*,

Mr. *Cooper*,

Mr. *Palmer*.

So it passed in the negative.

Mr. *Binns* then moved, in amendment to the said Resolution, that all the words after "erroneous" be struck out, and the following substituted—"and this Committee entertain a confident hope, that in supplying any vacancies which may hereafter occur in His Majesty's Council, or in making any addition thereto, such persons will be selected and appointed as will best represent, maintain and support the commercial and agricultural interests of the Colony."

The House divided on the question of amendment:

YEAS.

Mr. *Binns*,

Mr. *Nelson*,

Mr. *Le Lacheur*,

Mr. *Palmer*,

Mr. *Brenan*,

Mr. *M'Nutt*,

Mr. *Pope*,

Mr. *Green*,

Mr. *Macdonald*,

Mr. *Ramsay*,

Mr. *Lord*,

Mr. *Thornton*.

NAYS.

Mr. *Cooper*,

Mr. *James*,

Mr. *M'Callum*,

Mr. *Clarke*,

Mr. *Douse*.

So it was carried in the affirmative.

The Question being then put on the Second Resolution, as amended, it was agreed to by the House, and is as follows:

2. **RESOLVED**, That while this Committee admit that the constitution of His Majesty's Council, as a component part of the Legislature, is defective, inasmuch as the Members thereof combine Legislative and Executive powers, they see no reason to be dissatisfied with the answer received to the address of the late House of Assembly to His Majesty, praying the establishment of two distinct Councils, it appearing that the argument founded upon the composition of the Legislative Council in New Brunswick was erroneous; and this Committee entertain a confident hope, that in supplying any vacancies which may hereafter occur in His Majesty's Council, or in making any addition thereto, such persons will be selected and appointed as will best represent, maintain and support the commercial and agricultural interests of the Colony."

The residue of the said Resolutions being again severally read, and the Question of concurrence separately put upon each, they were agreed to by the House.

Message from the Council, by Mr. Desbrisay.

Mr. Speaker,

The Legislative Council have passed the Bill intituled *An Act to prevent Hawkers and Pedlars travelling and selling within this Colony, without Licence.*

And then he withdrew.

Resolved, That a Conference be desired with the Council on the Public Accounts.

Ordered, that Mr. Thornton do go to the Council, and desire the said Conference.

Ordered, that Mr. Thornton, Mr. Brennan, Mr. Palmer and Mr. Green be a Committee to manage the said Conference.

A Petition of divers Inhabitants of King's County, residing near the head of the Hillsborough, whose names are thereunto subscribed, was presented to the House by Mr. Brennan, and the same was read—complaining that a road leading through a Farm called Fanning's Farm, to a place on the Hillsborough which has been long used as a public landing place, has been shut up by the present occupant of the said Farm; and praying the House to cause the said road to be kept open, so that the public may have free

access to the said landing place as heretofore.

Mr. Pope moved that the said Petition be dismissed—the remedy being in the judicial tribunals.

Mr. Brennan moved, by way of amendment, that the said Petition be referred to the Special Committee appointed on the Petition of divers Inhabitants of the Town and Royalty of Princetown, presented to this House on the 10th inst. to examine also and report on this Petition.

The Question being put on the amendment, it passed in the negative.

The Question being then put on the main motion, it was carried in the affirmative—and,

Ordered, accordingly.

Message from the Council, by Mr. Desbrisay.

Mr. Speaker,

The Legislative Council do agree to a Conference, as desired by the House of Assembly, on the Public Accounts, and have appointed the Honourables Ambrose Lane and John Brecken a Committee to manage the same—to meet in the Committee Room instanter.

And then he withdrew.

Whereupon the Managers went to the Conference.

And being returned—

Mr. Thornton reported the substance of the Conference to the House.

Then the House adjourned for one hour.

And being met—

Ordered, that Mr. Pope, Mr. Binns, Mr. Palmer, Mr. Cooper, Mr. Macdonald, Mr. Ramsay and Mr. Clarke be a Committee for the purpose mentioned in the Fourth of the above reported Resolutions of the Committee of the whole House, on the consideration of His Excellency the Lieutenant Governor's Messages of the 31st January and 11th inst.

Ordered, that Mr. Pope, Mr. Thornton and Mr. Palmer be a Committee, to prepare and report the draught of an Address to His Excellency the Lieutenant Governor, pursuant to the Fifth of the above reported Resolutions.

Then the House adjourned until to-morrow at Ten o'clock.

SATURDAY, February 14, 1835.

Prayers.

RESOLVED, That no Petition of a private nature be received after Saturday the 28th inst.

Mr. *Brenan*, in his place, read a Petition of John Howell, a Prisoner in confinement for Debt within the Limits of the Jail of Charlotte Town, praying that the Limits of his prison may be extended.

Mr. *Brenan* then moved that the said Petition be received.

Mr. *Douse* moved, by way of amendment, that the said Petition be dismissed; and the motion being seconded, and the question put thereon, it was carried in the affirmative.

Message from His Excellency the Lieutenant Governor, by Mr. Secretary Collins :

A. W. YOUNG, Lieutenant Governor.

The Lieutenant Governor acquaints the House of Assembly, that in pursuance of the Act passed in the last Session of the General Assembly, for the conveyance of the Mails between Charlotte Town and Picton, and from Charlotte Town to Miramichi, by a Steam Vessel of Fifty horse power—he entered into a Contract with Mr. Evan Thomas for the due performance of the same; but it will appear, by a communication received from Mr. Thomas, a copy of which is herewith transmitted, that he failed in his endeavour to fulfil the terms of his Contract.

The Lieutenant Governor lays before the House of Assembly, the Bond entered into by Mr. Thomas upon the occasion alluded to; and should the House of Assembly be of opinion that there are circumstances in Mr. Thomas's case entitling him to indulgence, the Lieutenant Governor is willing to take the same into his favourable consideration, by forbearing to levy the penalty attached to the Bond.

Government House, }
February 13, 1835. }

To His Excellency Sir **ARETAS WILLIAM YOUNG**, Knight, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and its Dependencies, Chancellor, Vice Admiral and Ordinary of the same, &c. &c. &c., in Council.

The Humble Petition of Evan Thomas, respectfully sheweth.

That your Petitioner, under the confidence and expectations, arising from the facts herein-after detailed,

on the Twenty-fifth day of May now last, entered into a Contract for the procuring a Steam Vessel, and for the conveyance of the Mails of this Island therein, in manner specified in an Act of the General Assembly of this Island, for such purpose provided.

That your Petitioner's Wife being entitled, by Marriage settlement, to a certain sum of money, Petitioner entered into such contract with the most sanguine confidence and sincere intentions of fulfilling the same, to the approbation of your Excellency, and to the satisfaction in general of all persons therein interested; and with such views immediately proceeded thereupon to his connections and friends in Ireland, for the express purpose of choosing and procuring such a Steam Vessel, as would in every respect creditably answer the description specified in Petitioner's Contract.

That by the terms of the said Contract, which Petitioner has herewith submitted to your Excellency, your Petitioner, upon his having the said Vessel in readiness at this Island, was entitled to payment of the sum of One thousand Pounds, payable in Specie, or Treasury Notes of the said Island, and which sum Petitioner confidently relied, would, upon his arrival in Ireland, be readily advanced by Petitioner's Father, for a time, at least until the return of Petitioner with the said Packet at this Island; and which, together with a certain sum settled on and for the use of Petitioner's Wife, your Petitioner had not a doubt of being enabled to purchase a Steam Vessel agreeable to his said Contract.

That upon the same being submitted to your Petitioner's Father, on his arrival in Ireland, he, being a man of much nautical experience, and conceiving that the sailing of a Steam Packet would, in reference to the trade and localities of the Colony, be extremely disadvantageous, and attended with responsibility and loss, could not be prevailed on to make Petitioner an advance of the said amount of One thousand Pounds, and the Trustees of Petitioner's Wife for such purpose, whereby Petitioner was not only deprived of the means of his Wife's Property, but was also unable to render the One thousand Pounds which Petitioner was to receive in terms of his Contract, available for his purchase, for which purpose Petitioner alone required it.

That your Petitioner immediately thereupon proceeded over to England, and endeavoured to influence some Merchants concerned with Steam Vessels, to provide a sufficient one for the Colony, but unsuccessfully, under the terms of the said Contract.

That your Petitioner, in such his efforts, has incurred great expence, and lost considerable time; and

has lately arrived, with the intention of permanently settling with his Family, on his Estate at Bedeque aforesaid; and in the enjoyment of which, he humbly implores, he may not be disturbed by any means to be pursued in consequence of his unavoidable default in performing his said Contract.

That your Petitioner cannot but trust, that his default has yet caused no considerable inconvenience to the Colony, and that the means he now takes, may yet afford sufficient time to arrest any injury or disappointment that might otherwise likely occur.

Your Petitioner therefore humbly prays, that your Excellency in Council may be pleased to take his present situation, and that of his Securities, into your gracious consideration, and afford to them such relief as to your Excellency's benign disposition shall seem meet.

And your Petitioner will ever pray, &c.

EVAN THOMAS.

Mr. *Brenan*, in his place, read a Petition of divers Proprietors and Tenants of Township Fifty-five—praying that the path or road leading from Grand River to Launching Place may be kept open.

Mr. *Brenan* then moved, that the said Petition be received and read.

Mr. *Pope* moved, by way of amendment, that the said Petition be dismissed—and the motion being seconded, and the question put thereon, it passed in the affirmative.

A Petition of divers Inhabitants of Rustico, and its vicinity, whose names are thereunto subscribed, was presented to the House by Mr. *Binns*, and the same was received and read—praying for a Bounty on the catch of Fish, and on the Tonnage of Vessels employed in the Fisheries on the coasts of this Island.

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

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that he will cause to be laid before the House, a statement of the Roads that have been opened under the Road Compensation Act, during the years 1833 and 1834, with the sums expended, and the Assessments levied under the said Act.

Also, an account of all Monies expended in enforcing the Quarantine Regulations, together with the proceedings of the Central and District Boards of Health.

Also, praying that he will be pleased to direct the Commissioners appointed to direct the Expenditure of the sum appropriated by

the last House of Assembly for the purchase of Furniture for Government House—and the Commissioners appointed to superintend the building of the Government House and the Central Academy, to lay an account of their proceedings before the House.

And hereupon Mr. *Pope* presented the draught of an Address, which being again read at the Clerk's Table, was agreed to by the House, and is as followeth:

To His Excellency Sir *ARETAS WILLIAM YOUNG*, Knight, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and the Territories thereunto adjacent, Chancellor and Vice-Admiral of the same, &c. &c.

We the Representatives of Prince Edward Island respectfully request that your Excellency will be pleased to cause the following documents and returns to be laid before the House of Assembly, namely—A statement of the several Roads that have been directed to be opened under the Road Compensation Act, during the years 1833 and 1834, together with an account of the Sums expended under said Act by the Government during that period; the amount of assessment imposed, and the proportion thereof levied and paid into the Treasury—An account of all Monies expended in enforcing the Quarantine Regulations, together with the proceedings of the Central and District Boards of Health, since their formation, as far as the same can be obtained. And that your Excellency will be also pleased to direct the Commissioners appointed to superintend the expenditure of £1000, appropriated by the late House of Assembly, for the purchase of Furniture for Government House—and the Commissioners appointed to superintend the building of Government House and the Central Academy, to lay a statement of their proceedings before the House.

Ordered, that the said Address be engrossed.

Ordered, that Mr. *Pope*, Mr. *Thornton*, and Mr. *Macdonald* be a Committee to wait upon His Excellency with the said Address.

Mr. *Pope*, from the Committee appointed to prepare and report the draught of an Address to His Excellency the Lieutenant Governor, thanking His Excellency for his various communications to the House of the 31st January, and 2d and 11th February, presented the draught of an Address, as prepared by the Committee, which being again read at the Clerk's Table, was agreed to by the House, and is as followeth:

To His Excellency Sir **ARETAS WILLIAM YOUNG**, Knight, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and the Territories thereto adjacent, Chancellor and Vice-Admiral of the same, &c. &c.

May it please Your Excellency,

We His Majesty's dutiful and loyal subjects, the Representatives of Prince Edward Island, respectfully thank your Excellency for your several Messages of the 31st January, and the 2d and 11th inst. communicating copies of various Despatches and Documents from the Secretary of State, relative to the affairs of this Colony.

Ordered, that the said Address be engrossed.

Ordered, that the Committee who prepared the Address be a Committee to wait upon His Excellency with the same.

Message from His Excellency the Lieutenant Governor, by Mr. Secretary Collins :

A. W. YOUNG, Lieutenant Governor.

The Lieutenant Governor lays before the House of Assembly the copy of a Despatch from Mr. Secretary Spring Rice, dated in October last, transmitting an Act of the Imperial Parliament, repealing so much of the Statute, 5 Geo. 3, c. 25, as authorizes the taking of certain rates of Inland Postage within His Majesty's Dominions in North America, from the time when His Majesty's consent shall be signified to Acts of the Provincial Legislatures, imposing the same or other rates of Postage; and making such regulations for the management of the Post Office, by the Postmaster General, or his Deputies, as to the Legislatures may seem expedient.

In order to establish a practicable system, it is essential that a uniformity of view should pervade the Bills to be passed by the Provincial Legislatures, and His Majesty's Government has, therefore, thought it best to direct the preparation of one common Bill, to be submitted to them, the draught of which the Lieutenant Governor now lays before the House. Mr. Spring Rice's despatch is so fully explanatory of the views of His Majesty's Government, with respect to the details of the Bill, that the Lieutenant Governor thinks it unnecessary to make any further remarks, and recommends to the House to pass a Bill as much in conformity with the accompanying draft as circumstances will permit.

Government House, }
Feb. 14, 1835. }

[COPY.]

CIRCULAR.

DOWNING STREET, 5th October, 1834.

SIR,

The representations which have from time to time been received from the Legislatures and Inhabitants of

several of the Colonies in North America, respecting the Internal Postage in that part of the British Dominions have not failed to attract the serious attention of His Majesty's Government; and I have now the gratification to send you an Act passed in the late Session of Parliament, which I hope will prove the means of settling this important question to the satisfaction of all parties.

The Act provides, that so much of the Statute 5 Geo. 3, cap. 25, as authorizes the taking of certain rates of Inland Postage within His Majesty's Dominions in North America, shall be repealed, from the time when His Majesty's consent shall be signified to Acts of the Provincial Legislatures, imposing the same or other rates of Postage, and making such regulations for the management of the Post Office, by the Postmaster General, or his Deputies, as to the Legislatures may seem expedient.

You will observe, that in order to give effect to this Act, certain Bills must be passed by the Provincial Legislatures, and receive the Royal Assent; and I need scarcely add, that to establish a practicable system, it is essential that a uniformity of view should pervade their Bills. His Majesty's Government, therefore, in order to secure these important conditions, has thought it best to direct the preparation of one common Bill, to be submitted to the Legislative Council and Assembly of each Colony affected by the present measure.

I have the honour to enclose the draft thus prepared, which you will cause to be brought before the Assembly.

You will at the same time assure the Assembly, that the Bill has been framed with the most anxious deliberation on the part of the Postmaster General and my predecessor, and with the most minute attention to every detail which it embraces.

It was found impossible to devise any practicable plan for keeping separate the accounts of the Post Office Revenue and Expenditure in each possession in North America; and when the accounts were blended, no mode of distributing the surplus Revenue appeared to be free from serious objection, except to apportion it according to the gross amount of Postage collected within each Colony; a provision, therefore, to this effect, has been made in the Imperial Act of Parliament. In order, however, to admit of any other plan which might be preferred by the Provincial Legislatures, a power has been left to them to alter this clause by local enactments. I should scarcely anticipate that at the present time any more eligible expedient is likely to be suggested than the one adopted by the Imperial Act, and as any alteration of it could not be carried into effect until agreed to by each separate Legislature, it is perhaps to be wished, that at any rate for a period sufficient to try the remainder of the proposed measures, the provision made by Parliament on this point should remain untouched.

I shall now proceed to offer a few explanatory remarks on the Bill proposed to the acceptance of the Legislative Council and Assembly of Prince Edward Island.

The projected Tariff of Postage effects a considerable reduction upon the existing rates, more especially in the longer distances.

The tendency of this arrangement to encourage intercourse between the more widely separated portions of His Majesty's extensive territory in North America, will not fail, I feel assured, to meet the approbation of the Legislative Council and Assembly. In settling the scale of Postage, His Majesty's Government has been guided in a great measure by the Report of a Committee of the House of Assembly in Upper Canada, which sat about three years ago, and which is understood to have founded its recommendation chiefly on the rates of charge in the United States.

In the important matter of the charges on the conveyance of Newspapers and printed periodical works, His Majesty's Government has not been unmindful of the representations which it has from time to time received of the wishes of the people in British North America. A rate of Postage is proposed in the present Bill, which is little more than one half of the rate charged in the United States, and which is as low as it could be, unless the papers were conveyed for nothing, a course which might render the amount of business in the Post Office perfectly unmanageable.

It will be observed that the Bill confers on the Deputy Postmaster General the power of determining, with the concurrence of the Government and the Executive Council, what shall be deemed a Newspaper, Printed Vote, &c. within the meaning of the Act. This power is designed to spare the necessity of tedious actions at law to ascertain doubtful points, and is conformable with a power which has been given to the Postmaster General in this country, in concurrence with the Lords Commissioners of the Treasury, by the late Act 4th and 5th Will. 4th, cap. 44.

I have now to draw your attention to a very important part of the Bill. Should the Post Office Revenue prove unequal to the expenditure, it is obvious that there must be some immediate means of supplying the want. A temporary deficiency in the Post Office Revenue, however short, must be attended with the most serious inconvenience, as affecting a service which could not stop for a day without injuring the commerce and confounding the general transactions of the whole country. Impressed by this view, His Majesty's Government has determined, with a full sense of the discretionary authority which the measure will place in the Governor, to propose a clause, authorizing him to grant a warrant for any sum within certain specified limits, which may be shewn to his satisfaction to be necessary for the conduct of the Post Office department.

In considering the limits to be assigned to this authority in each Colony, the Government has been guided by the following portions of a Report from the Deputy Postmaster General at Quebec:

"The Deputy Postmaster General of British North America supposes, on a rough estimate, that the deficiency in receipts to meet the current expenditure in the management of the Post Office Department, may amount to even as much as £6000 per annum. And he states that without some certain means of obtaining that or any less deficiency, the business of the department would come to a stand still, and the framers of the law would be upbraided for not having provided against such a contingency. Calculating the supposed deficiency at the maximum of £6000, he proceeds to state that the following sums correspond pretty nearly with the proportionate amount of Postage business transacted within the Provinces:"

Lower Canada	.....	£2000
Upper Canada	.....	2000
Nova Scotia	.....	1200
New Brunswick	....	600
Prince Edward Island		200

Total £6000

Conformably with the foregoing Report, £200 is proposed as the extent to which the Officer administering the Government may issue warrants on account of the Post Office in Prince Edward Island.

It is contemplated to attach the privilege of franking to seats in the Council and Assembly, in imitation of the right enjoyed by the Members of the two Houses of Parliament in this country. I hope that this provision will be deemed just in principle, and conducive to that distinction which it must be desirable to confer on individuals who form part of the Legislature of the country.

Before I conclude this Despatch, I wish to offer a few remarks with reference to the mode in which it is desirable that the proposed Bill should be introduced for the consideration of the Colonial Legislature. On this point I must confess that I feel considerable difficulty in furnishing you with any definite instructions. In carrying into effect the amendments in the old law of 5th Geo. 3d, cap. 25, His Majesty's Government would have preferred, after having passed the necessary Imperial Statute, to have left the subsidiary Provincial re-enactments to the discretion of the different Legislatures. But it was felt that the efficiency of the measure depended almost entirely on an uniformity of Legislation in the several Provinces, and this could only be accomplished by preparing in this country a draft of the Bill which the Imperial Act would render necessary. The only objection to this course has been, that it might be construed into an interference with the deliberations of the Provincial Legislatures, which it is desirable to leave, on all occasions, free and unshackled. I should hope, however, that in a question

of this nature, there is no reason to fear such an objection. Under any circumstances, however, I think it will be desirable that you should endeavour to impress upon the Assembly the necessity of their abstaining, as much as possible, from amendments destructive of the uniformity of the Bill. There are some clauses, nevertheless, which are left wholly for the decision of the Colonial Legislatures. I allude to the punishments to be inflicted under the Act. His Majesty's Government have felt great delicacy in offering any suggestion on these points; and it is, perhaps, the most satisfactory course to leave them to the consideration of the Assemblies themselves, who will, I doubt not, devote to the subject that mature deliberation which its importance demands. It is, of course, necessary that all the Acts passed by the several Legislatures on the present subject should take effect from the same day. The 1st of January, 1836, is named in the accompanying draft, in order to secure ample time for the due consideration of the Acts.

I have, &c.

(Signed) T. SPRING RICE.

[Copy of the Imperial Act referred to in the foregoing Despatch.]

CAP. VII.

An Act to repeal, at the Period within mentioned, so much of an Act passed in the Fifth Year of the Reign of His late Majesty King George the Third, intituled *An Act to alter certain Rates of Postage, and to amend, explain, and enlarge several Provisions in an Act made in the Ninth Year of the Reign of Queen Anne, and in other Acts relating to the Revenue of the Post Office*, as authorizes the taking of certain Rates of Inland Postage within His Majesty's Dominions in *North America*. [26th March 1834.]

WHEREAS by an Act passed in the Fifth Year of the Reign of His late Majesty King George the Third, intituled *An Act to alter certain Rates of Postage, and to amend, explain, and enlarge several Provisions in an Act made in the Ninth Year of the Reign of Queen Anne, and in other Acts relating to the Revenue of the Post Office*, His Majesty's Postmaster General was authorized to take and receive certain Rates of Postage in the said Act specified for the Postage and Conveyance of Letters and Packets within the *British Dominions in America*: And whereas the said Rates have been collected in the *British Colonies and Provinces in North America*, by His Majesty's Post Master General or his Deputies, and the Surplus thereof, after payment of the Charges of Collection and Management, have been remitted to the General Post Office in *London*, as part of the General Revenue of the Post Office: And whereas it is expedient that henceforward the *British Colonies and Provinces in His Majesty's Dominions in North America*, having local and independent Legislatures, should be enabled by the authority of such Legislatures to levy, for the Inland Postage of Letters and Packets within such Colonies and Provinces, such Rates as to the said Legislatures shall seem meet, and also to make such Regulations for the management of the Post Office within such respective Provinces and Colonies, by His Majesty's Post Master General or his Deputies, as to such Legislatures may seem expedient; and that the surplus Revenue arising from the collection of such

Rates should be applied and appropriated for the use and benefit of such respective Colonies and Provinces: Be it therefore enacted, by the King's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, That from and after His Majesty's consent shall in the usual form be signified by the Governors or Deputy Governors of His Majesty's Colonies or Provinces in *North America* to Bills or Acts of the Legislatures of such respective Colonies or Provinces, authorizing the demanding and taking within such respective Colonies or Provinces, by His Majesty's Postmaster General, or his Deputy or Deputies, the like Rates of Postage as are authorized to be received and taken by the said recited Act of the Fifth Year of the Reign of His late Majesty King George the Third, or such other Rates of Postage as in and by such Bills or Acts respectively may be mentioned and authorized to be received and taken, and for making such Regulations for the management of the Post Office within such Colonies and Provinces, by His Majesty's Postmaster General or his Deputies, as shall be therein directed, then the said Act passed in the Fifth Year of the Reign of His late Majesty King George the Third, so far as the said Act authorizes the demand and receipt of any Rates for the Inland Carriage and Conveyance of Letters and Packets within such Colonies or Provinces respectively, shall thenceforth be absolutely repealed, and be no longer of any effect.

II. And be it further enacted, That from and after His Majesty's Consent shall be so signified to such Bills or Acts of Colonial or Provincial Legislatures as herein-before mentioned, all the Revenue which may arise from the collection of the Rates of Inland Postage within the said respective Colonies or Provinces (after deducting the expences of collection, and of the establishment and management of the Post Office within and throughout the said respective Colonies or Provinces under the direction of His Majesty's Postmaster General or his Deputies,) shall and may, instead of being remitted as heretofore to the General Post Office in *London*, as part of the general Revenue of the Post Office, be appropriated, applied, and distributed to and among the said respective Colonies and Provinces, in proportion to the gross Amount of the Rates and Duties of Postage which shall be raised, collected, and received within each and every such respective Colonies or Provinces, unless and until the said Colonies or Provinces shall, by Bills or Acts of their respective Legislatures, to which His Majesty's Consent shall in the usual form be signified, unite and agree in directing any other mode in which such Surplus shall be applied and disposed of.

III. And be it further enacted, That this Act may be altered, varied, or repealed by any Act or Acts to be passed in this present Session of Parliament.

Mr. Collins also laid before the House the draught of the Bill referred to in the foregoing Despatch.

Ordered, that the foregoing Message from his Excellency the Lieutenant Governor, with the Documents accompanying the same, be now referred to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Nelson took the chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Nelson, Chairman of the Committee, reported one Resolution, which he read in his place, and afterwards delivered in at the Clerk's Table, where being again read, it was agreed to by the House, and is as followeth:

Resolved, That it is the opinion of this Committee, that it is expedient to bring in a Bill for the management and regulation of the Post Office in this Island.

Ordered, that Mr. Pope, Mr. Brennan, Mr. Binns, Mr. Green, and Mr. Le Lacheur be a Committee to prepare and bring in a Bill pursuant to the above reported Resolution.

Mr. Speaker informed the House that he had received a communication from the Colonial Secretary, enclosing an account furnished by Messrs. T. Owen and A. Macdonald, amounting to £43 18s. 7d. for building a Boat for the carriage of the Winter Mails, in conformity with the Act of 4th W. 4th, cap. 13, together with a paper purporting to be the protest of the Mail Carriers, as to the impracticability of the said Boat being used for the service for which she was designed—And the said letter was read, and is as followeth:

Secretary's Office, February 15th, 1835.

Sir,

I am directed by His Excellency the Lieutenant Governor to enclose the within Account of Messrs. Owen and Macdonald, for the expences of building a Boat for the conveyance of the Winter Mails, in conformity with the provisions of an Act passed last Session for that purpose. But His Excellency regrets that that Boat is totally unfit for the purpose for which it was built, as appears by the enclosed Protest of the Contractors for the Conveyance of the Mails; the Builders, however, being in no way to blame, as they were guided by the Act. The Lieutenant Governor recommends to the House to make provision for the above Account.

I have the honour to be,

Sir,

Your most obedient
humble Servant,
J. P. COLLINS.

G. Dalrymple, Esquire, Speaker.

On this day, the 12th day of February, One thousand eight hundred and thirty-five, Jacob Gooldrup and David Lang, both of Tryon, in Prince Edward Island, Couriers, personally appeared before me, John Lord, Esquire, one of His Majesty's Justices of

the Peace for the said Island, and deposed on Oath, as follows: that is to say—

That whereas by a certain Contract or Agreement which they the said Couriers have entered into with the Executive Government of the Island aforesaid, for the conveyance of the Winter Mails to and from Cape Traverse and Cape Tormentine, were bound to the use of a certain Boat, to be provided by the said Government, in crossing the straits between the two Capes; and that as soon as the said Boat was so provided, they the said Couriers essayed, agreeable to the terms of their Contract, to make use of the same by crossing and re-crossing the Straits; but upon trial it turned out to be altogether impracticable, as the said Boat is entirely too large, too heavy, and too cumbersome for the purpose, and could not be managed by four men in such difficulties as in the course of their route they are commonly involved in; and, to say nothing of transporting a Boat of her size over rough hillocks of ice several feet high, of taking her from cake to cake of floating ice, or her unwieldiness in going through miles of Lolly, it was a matter of impossibility that four men could haul a Boat of her magnitude any thing like the distance that they the said Couriers frequently would have to do: Wherefore they the said Jacob Gooldrup and David Lang have protested, and by these presents do solemnly protest, against the dimensions of the said Boat, as being every way too large and cumbersome, and thereby rendered totally unfit and useless for the purpose of conveying the Winter Mails, and they have in consequence thereof abandoned the use of the same altogether. But in order to obviate any difficulty or injury that the Government or the public at large might sustain by the detention of the Mails which the incapacity of the aforesaid Boat might occasion, they the said Couriers have provided themselves with a Boat of a more portable and suitable construction, relying upon the probity of the Government for a just remuneration.

Sworn before me this Twelfth day of
February, 1835.

JOHN LORD, J. P.

The Amendments made by the Council to the Bill intituled *An Act for declaring the seats of Members of the Assembly vacated, in certain cases*, were, according to order, read a second time.

Ordered, that the said Amendments be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Macdonald took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Macdonald reported, that the Committee had come to Two Resolutions; and he read the same in his place, and afterwards delivered them in at the Clerk's Table, where they were again read, and are as follows:

1. *Resolved*, That it is the opinion of this Committee, that the House do concur with the Council in the First of the said Amendments.

2. *Resolved*, That it is the opinion of this Committee, that the House do not concur with the Council in the Second of the said amendments.

Ordered, that the question of concurrence be now separately put upon the said Resolutions.

And the First of the said Resolutions being again read, and the question of concurrence put thereon, it was agreed to by the House.

The Second of the said Resolutions being again read, and the question of concurrence put thereon, the House divided:

YEAS.

Mr. Pope,
Mr. Binns,
Mr. Clarke,
Mr. Douse,

Mr. James,
Mr. Thornton,
Mr. Lord,
Mr. Ramsay.

NAYS.

Mr. Brennan,
Mr. Cooper,
Mr. Macdonald,
Mr. Palmer,

Mr. Nelson,
Mr. Le Lacheur,
Mr. McNutt,
Mr. Green.

The House being equally divided, it was decided in the affirmative, by the casting vote of the Speaker.

Resolved, That a Committee of four Members be appointed, to draw up reasons to be offered to the Council, at a Conference, for disagreeing to the Second of the Amendments made by their Honors to the said Bill.

Ordered, that Mr. Binns, Mr. Pope, Mr. Ramsay and Mr. Thornton do compose the said Committee.

Then the House adjourned until Monday next, at Eleven o'clock.

MONDAY, February 16, 1835.

Prayers.

MR. Green moved, that a Committee be appointed to prepare and bring in a Bill to alter and amend the Act of 2d Will. 4th, cap. 24, for providing Salaries for Sub-Collectors of Customs.

Which was ordered.

Ordered, that Mr. Green, Mr. Macdonald and Mr. Binns do compose the said Committee.

Mr. Pope, from the Committee appointed to bring in a Bill for the management and regulation of the Post Office in this Island, presented the draught of a Bill to the House, and the same was received and read for the first time.

Ordered, that the said Bill be read a second time on Wednesday next.

A Petition of Evan Thomas, of Bedeque, Gentleman, whose name is thereunto subscribed, was presented to the House by Mr. Binns, and the same was received and read—praying, for the reasons assigned and set forth in a Memorial presented by Petitioner

to the Lieutenant Governor in Council, and by His Excellency communicated to the House on the 14th inst. to be released from a Contract entered into by him with Government, for the conveyance of the Mails weekly to Miramichi and Pictou, by means of Steam Navigation.

Ordered, that the said Petition, together with his Excellency's Message of the 14th inst. relative thereto, be referred to a Committee of the whole House to-morrow.

Mr. Douse read in his place a Petition of Coun Douly Rankin, Major in the Militia of this Island, whose name is thereunto subscribed.

After which Mr. Douse informed the House, that His Excellency the Lieutenant Governor, being acquainted with the purport of the said Petition, gives his consent that the House may proceed thereon as they shall think fit.

A motion being made, that the said Petition be received and read, the House divided on the question:

YEAS 9.

NAYS 7.

So it was carried in the affirmative.

And then the said Petition was read, setting forth—that Petitioner having been appointed by His Majesty, a Sub-Inspector of Militia in this Island, in the year 1831, was at a considerable expence in going to England to procure the said appointment—and praying the House for such allowance as they may think fit, to enable him to discharge the duties attached to the situation.

A motion being made, and the question put thereon, that the prayer of the said Petition be rejected, it was carried in the affirmative—and

Ordered, accordingly.

Mr. Pope, from the Committee appointed to wait on his Excellency the Lieutenant

Governor, with the Address of the 14th inst. thanking his Excellency for various communications made to the House, reported the delivery thereof.

Mr. Pope, from the Committee appointed to wait on his Excellency the Lieutenant Governor, with the Address of the 14th inst. praying that he would direct certain Documents therein mentioned to be laid before the House, reported the delivery thereof, and that His Excellency was pleased to say he would give directions accordingly.

Then the House adjourned until to-morrow at Ten o'clock.

TUESDAY, February 17, 1835.

Prayers.

THE Clerk presented to the House the Impost Accounts for the District of St. Margaret's, for the Quarters ending 30th June, 30th September, and 31st December, 1834.

Ordered, that the said Accounts be referred to the Committee appointed to examine and report on the Public Accounts.

Then the House adjourned for one hour.

And being met—

The Order of the Day, for the House in Committee on the Petition of Evan Thomas, presented to this House yesterday, and His Excellency the Lieutenant Governor's Message of the 14th inst. relative thereto, being read.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Thornton took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Thornton, Chairman of the Committee, reported one Resolution, which he read in his place, and afterwards delivered it in at the Clerk's Table, where it was again read, and is as followeth:

RESOLVED, That it is the opinion of this Committee, that an Address be sent to His Excellency the Lieutenant Governor, to express the concurrence of the House in the suggestion of His Excellency in his Message of the 14th inst. that Mr. Evan Thomas and

his Sureties should be released from the Contract entered into by him to provide a Steam Vessel to convey the Mails between this Island, Pictou and Miramichi—it appearing that he is unable to procure a suitable vessel, and the state of the public funds being at present inadequate to meet the undertaking on the part of the Colony.

Ordered, that the question of concurrence be now put upon the said Resolution.

And the said Resolution being again read;

Mr. Brennan moved, in amendment, that all the words after "That" be struck out, and the following substituted—"all Contracts entered into with the Government of this Island, now or hereafter, for the performance of any public work or service, ought to be fulfilled."

The House divided on the question of amendment:

YEAS.

Mr. Brennan,
Mr. Green,
Mr. James,
Mr. Cooper,
Mr. Macdonald.

NAYS.

Mr. Le Lacheur,
Mr. Binns,
Mr. M'Nutt,
Mr. Palmer,
Mr. Thornton,
Mr. Douse,
Mr. Ramsay,
Mr. Nelson,
Mr. M'Callum,
Mr. Lord.

So it passed in the negative.

The Question of concurrence being then put on the said Resolution, it was carried in the affirmative.

Mr. *Binns* moved, that the House do come to the Resolution following:

Resolved, That all Public Contracts ought to be strictly fulfilled, unless in cases where it is obviously for the interest of all parties that the Contract should be rescinded.

Mr. *Brenan* moved, in amendment, that all the words after "fulfilled" be left out.

And a motion being made, and the question being put, "that the words proposed to be left out stand part of the Question"—the House divided.

YEAS.

Mr. *Binns*,

Mr. *Le Lacheur*,

Mr. *Douse*,

Mr. *M'Nutt*,

Mr. *Palmer*,

Mr. *Pope*,

Mr. *Ramsay*,

Mr. *Nelson*,

Mr. *Lord*,

Mr. *M'Callum*,

Mr. *Thornton*.

NAYS.

Mr. *Brenan*,

Mr. *Macdonald*,

Mr. *Green*,

Mr. *James*,

Mr. *Cooper*.

So it was carried in the affirmative.

The Question being then put on the main motion, it was agreed to by the House.

Ordered, that Mr. *Nelson*, Mr. *Palmer* and Mr. *Thornton* be a Committee to prepare the draught of an Address to His Excellency the Lieutenant Governor, pursuant to the above reported Resolution of the Committee of the whole House on the consideration of the Petition of *Erin Thomas*, and His Excellency's Message relative thereto.

Ordered, that Mr. Speaker do issue his Warrant to the Sergeant at Arms attending this House, or his Deputy, for committing to the Common Jail of Charlotte Town until the further pleasure of the House be signified, the body of *Joseph Trousdale*, of *Crapaud*, Farmer, for disorderly conduct in the Lobby, during the sitting of the House.

A Petition of *John Macdonald*, of Charlotte Town, Carpenter, whose name is thereunto subscribed, was (with the consent of His Excellency the Lieutenant Governor, that the House may proceed thereon as they

shall think fit,) presented to the House by Mr. *Binns*, and the same was received and read; setting forth—That Petitioner, along with *Robert Patten*, formerly of Charlotte Town, Carpenter, contracted to build the New Academy in Charlotte Town, for the sum of £1210.—That soon after the commencement of the work, Petitioner's partner and fellow Contractor, absconded, having previously obtained an advance of Fifty Pounds on said Contract, which sum hath been wholly lost to Petitioner. That Petitioner hath completed his Contract, though at a loss of £137 10s. 7d. (exclusive of the above mentioned sum of £50 abstracted by the said *Robert Patten*,) as will appear by the Account annexed to the Petition, which Petitioner is ready to verify—that in said Account is stated the actual cost of materials and workmanship—that he humbly conceives his case to be one which merits favourable consideration, as exhibiting a gain on the part of Government of so large a sum as £131 10s. 7d. on the said Contract—That it will be productive of utter ruin to the Petitioner, who is a poor man, with a numerous family to support—and convinced that Government would not desire to profit by a miscalculation on his part, prays the House to grant him such a sum as will cover the actual loss on his contract.

A Petition of divers Inhabitants of the South side of Township Thirty-three, whose names are thereunto subscribed, was (with the consent of His Excellency the Lieutenant Governor, that the House may proceed thereon as they shall think fit,) also presented to the House by Mr. *Binns*, and the same was received and read—praying an aid to erect a School house.

Ordered, that the two preceding Petitions do lie on the Table.

The Sergeant at Arms, at the Bar, acquainted the House, that, in obedience to its commands, he had lodged the body of *Joseph Trousdale*, Farmer, of *Crapaud*, in the Common Jail of Charlotte Town.

Then the House adjourned until to-morrow at Ten o'clock.

WEDNESDAY, February 18, 1835.

Prayers.

MR. *Douse*, from the Committee appointed to prepare and bring in a Bill for the better regulation of Quarantine, and for establishing Boards of Health, presented to the House a Bill, as prepared by the Committee, and the same was received, and read for the first time.

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

A Petition of *Joseph Trousdale*, whose name is thereunto subscribed, was presented to the House by *Mr. Nelson*, and the same was received and read; setting forth—that Petitioner is convinced he acted improperly in disturbing the proceedings of the House yesterday, and that he is sincerely sorry for his conduct, which arose from no disrespect towards the House, but from his being under the influence of liquor at the moment—and praying that he may be allowed to make his excuse at the Bar of the House.

Ordered, that the Sergeant at Arms do bring the said *Joseph Trousdale* to the Bar of this House.

Mr. Nelson, from the Committee appointed to prepare and report the draught of an Address to His Excellency the Lieutenant Governor, on the subject of the Contract entered into by *Evan Thomas* for providing a Steam Vessel for the conveyance of the Mails, presented the draught of an Address, as prepared by the Committee, which was again read at the Clerk's Table, and is as follows:

To His Excellency Sir *ARETAS WILLIAM YOUNG*, Knight, Lieutenant Governor and Commander in Chief in and over His Majesty's Island *Prince Edward*, and its Dependencies, Chancellor, and Vice Admiral of the same, &c. &c. &c.
May it please Your Excellency;

The House of Assembly having had under consideration your Excellency's Message to the House of the Fourteenth instant, relating to the Contract of *Mr. Evan Thomas* to procure a Steam Vessel, with the Documents accompanying the same, and also a Petition of the said *Evan Thomas* addressed to the House on the same subject, beg to state to your Excellency their opinion, that under the circumstances of this case it would be proper, and for the interest of the Colony, that the Contractor and his Sureties should be released from the Contract.

A motion being made, that the said Address be engrossed;

Mr. Brennan moved, in amendment, that after the word "engrossed," the words "this day three months" be added.

The House divided on the question of amendment.

YEAS.

Mr. Brennan,
Mr. Cooper,
Mr. James,

Mr. Green,
Mr. Macdonald.

NAYS.

Mr. Nelson,
Mr. Douse,
Mr. Palmer,
Mr. Binns,
Mr. Ramsay,

Mr. Clarke,
Mr. Lord,
Mr. McNull,
Mr. McCallum,
Mr. Le Lacheur.

So it passed in the negative.

The Question being then put on the main motion, it was carried in the affirmative—and *Ordered*, accordingly.

Ordered, that the Committee who prepared the said Address be a Committee to wait upon His Excellency with the same—who returning, reported the delivery thereof.

Mr. Palmer, from the Committee appointed to prepare and bring in a Bill to establish and regulate the practice of the Supreme Court in cases of Replevin, presented to the House a Bill, as prepared by the Committee, and the same was received, and read for the first time.

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

The Sergeant at Arms having appeared at the Bar, with *Joseph Trousdale* in custody, and the latter having made his excuse—

Ordered, that the said *Joseph Trousdale* be reprimanded by the Speaker, and then discharged, on paying his Fees.

The Order of the Day, for the second reading of the Bill for the management and regulation of the Post Office, being read;

Ordered, that the said Order of the Day be postponed to Monday the 2d day of March next.

Then the House adjourned for one hour.

And being met—

Mr. Green, from the Committee appointed to prepare and bring in a Bill for altering and

amending the Act of 2d W. 4, c. 24, for providing Salaries for Sub Collectors of Customs—presented to the House a Bill, as prepared by the Committee, and the same was received, and read for the first time.

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

Mr. *Thornton*, from the Special Committee appointed to examine and report on the Public Accounts, presented to the House the Report of the said Committee, which he read in his place, and afterwards delivered in at the Clerk's Table, where being again read—

Ordered, that the said Report be referred to a Committee of the whole House to-morrow.

Mr. *Brenan* moved, that the order of Saturday the 14th inst. appointing a Committee to prepare reasons to be offered to the Council, at a Conference, for not concurring in the second of their Honors' amendments to the Bill for vacating the seats of Members of the Assembly, in certain cases, be discharged.

The House divided on the question.

YEAS.

Mr. *Brenan*,
Mr. *Cooper*,
Mr. *M'Nutt*,
Mr. *Le Lacheur*,
Mr. *Macdonald*,
Mr. *Nelson*,
Mr. *M'Callum*,
Mr. *Palmer*,
Mr. *Green*.

NAYS.

Mr. *Binns*,
Mr. *Pope*,
Mr. *James*,
Mr. *Thornton*,
Mr. *Clarke*,
Mr. *Lord*,
Mr. *L'ruce*,
Mr. *Ramsay*.

So it was carried in the affirmative—and
Ordered, accordingly.

A Petition of *Hercules Frize*, of New London, Labourer, was (with the consent of His Excellency the Lieutenant Governor, that the House may proceed thereon as they shall think fit,) presented to the House by Mr. *Pope*, and the same was received and read; setting forth—that by a visitation of Providence he has been reduced to a state of total blindness, and being in a state of great indigence, is compelled to solicit support for the sustenance of himself and numerous family—and praying relief.

Ordered, that the said Petition be referred to the Committee of Supply.

A Petition of Richard Chappell, Postmaster, whose name is thereunto subscribed, was (with the consent of His Excellency the Lieutenant Governor, that the House may proceed thereon as they shall think fit,) presented to the House by Mr. *Palmer*—praying remuneration for managing the business of the Inland Mail for the past year.

Ordered, that the said Petition be referred to the Committee of Supply.

Ordered, that the Amendments made by the Council to the Bill for vacating the seats of Members of the Assembly in certain cases, be now recommitted to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the chair.

Mr. *Macdonald* took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. *Macdonald* reported, that the Committee had come to one Resolution, which Resolution he read in his place, and afterwards delivered it in at the Clerk's Table, where it was again read, and is as followeth:

Resolved, That it is the opinion of this Committee, that the House do concur with the Council in their amendments to the said Bill.

Ordered, that the question of concurrence be now put upon the said Resolution.

And the said Resolution being again read, and the question of concurrence put thereon, the House divided:

YEAS.

Mr. *Nelson*,
Mr. *Cooper*,
Mr. *M'Nutt*,
Mr. *Le Lacheur*,
Mr. *Brenan*,
Mr. *Palmer*,
Mr. *Green*,
Mr. *M'Callum*,
Mr. *Macdonald*.

NAYS.

Mr. *James*,
Mr. *Thornton*,
Mr. *Pope*,
Mr. *Clarke*,
Mr. *Douse*,
Mr. *Ramsay*,
Mr. *Lord*.

So it was carried in the affirmative.

Resolved, that the House doth concur with the Committee in the said Resolution.

Then the House adjourned until to-morrow at Ten o'clock.

THURSDAY, February 19, 1835.

Prayers.

MR. Brennan, from the Committee appointed to prepare and bring in a Bill to extend the provisions of the Acts of 20th Geo. 3d, cap. 2, and 36th Geo. 3d, cap. 4, for dividing Lands held in common, to smaller tracts of Land, presented to the House a Bill, as prepared by the Committee, and the same was received, and read for the first time.

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

The Bill for regulating Quarantine, and for more effectually preventing the introduction and spreading of Infectious Distempers within this Island, was, according to order, read a second time.

Ordered, that the said Bill be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Douse took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Douse, Chairman of the Committee, reported, that the Committee had gone through the Bill, and made several amendments thereto.

Ordered, that the Report be received.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be *An Act to make more effectual provision for preventing the spreading of Infectious Distempers within this Island.*

Then the House adjourned for one hour.

And being met—

Two Petitions were (with the consent of His Excellency the Lieutenant Governor, that the House may proceed thereon as they shall think fit,) presented to the House by Mr. Nelson, and the same were received and read, viz:

A Petition of divers Inhabitants of Covehead, whose names are thereunto subscribed, —praying an aid to complete a Bridge over Auld's Mill Creek.

A Petition of divers Settlers on the Winsloe Road, whose names are thereunto subscribed—praying an aid of Twenty Pounds

to bridge a stream of water which crosses the said road about two miles from its commencement, and which grant will be the means of completing the road communication from the great Western Road to Harris Bay.

Ordered, that the said Petitions do lie on the Table.

Mr. Nelson read in his place a Petition of *Amiable Bernard*, of Orwell Bay, Labourer, praying relief, being in indigent circumstances, and unable, from extreme old age and bodily infirmities, to earn his subsistence.

Mr. Nelson then acquainted the House, that his Excellency the Lieutenant Governor, being acquainted with the purport of the Petition, gives his consent that the House may proceed thereon as they shall think fit.

A motion being made, that the said Petition be received and read, it passed in the negative.

The Bill for establishing and regulating the practice of the Supreme Court of Judicature in cases of Replevin, was, according to order, read a second time.

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

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Binns took the chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, that the said Committee have leave to sit again to-morrow.

A motion being made, that the Amendments made by the Council to the Bill for vacating the seats of Members of the Assembly, in certain cases, be now read for the third time;

The House divided on the question.

YEAS.

Mr. Cooper,
Mr. Le Lacheur,
Mr. M'Null,
Mr. Brennan,
Mr. Macdonald,

Mr. Binns,
Mr. Palmer,
Mr. M'Callum,
Mr. Nelson,
Mr. Green.

NAYS.

Mr. Thornton,
Mr. Douse,
Mr. Pope,
Mr. James,

Mr. Clarke,
Mr. Lord,
Mr. Ramsay.

So it was carried in the affirmative.

And the said Amendments were read a third time, and passed.

Ordered, that *Mr. Macdonald* do carry back the said Bill to the Council, and acquaint them that this House hath agreed to their amendments.

Mr. Speaker presented to the House the following Returns from the Custom House, which had been handed to him by the Colonial Secretary, by command of His Excellency the Lieutenant Governor:

An Account of Goods Exported, with the estimated value thereof, in the year ended 5th January, 1835.

An Account of Goods Imported, with the estimated value thereof, for the year ended 5th January, 1835.

An Account of Vessels Launched and Registered at this Port, in the year ended 31st December, 1834.

An Account of Vessels for which Certificates have been granted at this Port previous to their being Registered, in the year ended 31st December, 1834.

An Account shewing the number of Vessels and the amount of Tonnage employed in the Foreign and Coasting Trade, in the year ended 31st December, 1834.

An Account shewing the number of Vessels and amount of Tonnage transferred from this Island to other Ports during the year ended 5th January, 1835.

An Account of Imperial Duties collected at this Port under Acts passed subsequent to 18th Geo. 3d, from the year 1828 to the year 1834, both inclusive, together with the application thereof.

[For the said Returns, see Appendix (A.) at the end of the Journal of this Session.]

Then, on motion of *Mr. Pope*, the House adjourned.

FRIDAY, February 20, 1835.

Prayers.

ORDERED, that *Mr. Brennan* have leave to introduce a Bill to confirm the Titles and quiet the possessions of the American Loyal Emigrants and disbanded Troops, or their Representatives, in this Colony.

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

The Clerk laid before the House the Minutes of the Central Board of Health, in conformity with an Address of this House to His Excellency the Lieutenant Governor, of the 14th inst.

The Order of the Day, for the second reading of the Bill to alter and amend the Act of 2d Will. 4th, cap. 24, for providing Salaries for Sub-Collectors of Customs, being read:

Mr. Pope moved, that the said Order of the Day be postponed till this day three months.

The House divided on the question:

YEAS.

Mr. Pope,
Mr. Brennan,

Mr. Nelson,
Mr. Thornton.

NAYS.

Mr. Green,
Mr. James,
Mr. Cooper,
Mr. Palmer,
Mr. Binns,
Mr. Macdonald,
Mr. Ramsay,

Mr. Clarke,
Mr. Lord,
Mr. M'Callum,
Mr. Le Lacheur,
Mr. M'Null,
Mr. Douse.

So it passed in the negative.

The said Bill was then, according to order, read a second time.

Ordered, that the said Bill be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Green took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Green reported, that the Committee had gone through the Bill, and made several amendments thereto.

Ordered, that the Report be received.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be *An Act to alter and amend an Act of the Second Year of the present King, for providing Salaries for Sub-Collectors of Customs.*

Then the House adjourned for one hour.

And being met—

Resolved, That an engrossed Bill intituled *An Act to consolidate and amend the Election Laws*, be now recommitted to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Brennan took the chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again.

Mr. Brennan moved, that the Chairman have leave to amend the Report, by reporting the amendments agreed to by the Committee.

The House divided on the question.

YEAS.

Mr. Brennan,
Mr. Cooper,
Mr. Binns,
Mr. Le Lacheur,
Mr. M'Callum,
Mr. Macdonald,
Mr. Green,
Mr. Nelson,
Mr. Ramsay.

NAYS.

Mr. James,
Mr. M'Nutt,
Mr. Thornton,
Mr. Douse,
Mr. Clarke,
Mr. Pope,
Mr. Lord,
Mr. Palmer.

So it was carried in the affirmative—and

Ordered, accordingly.

Mr. Macdonald moved, that a Committee be appointed to prepare and bring in a Bill to repeal the Act of 4th Will. 4th, Cap. 13,

for regulating the conveyance of the Mails by a Steam Vessel.

Which was ordered.

Ordered, that Mr. Macdonald, Mr. Green and Mr. Binns do compose the said Committee.

Mr. Green moved that it be an instruction to the said Committee, that in the Bill for repealing the said Act, provision be made that the Act of 2d Will. 4th, c. 6, thereby repealed, be not revived by the repeal of the said Act of 4th Will. 4th, cap. 13.

Mr. Douse moved, that a Committee be appointed to prepare and bring in a Bill to regulate the manner of proceeding upon contested Elections of Members to serve in General Assembly.

The House divided on the question:

YEAS 8.

NAYS 8.

The House being equally divided, it was decided in the affirmative by the casting vote of the Speaker.

Ordered, that Mr. Douse, Mr. Binns and Mr. Brennan do compose the said Committee.

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying he will cause to be laid before the House, copies of any correspondence between the Government of this Island and the Executive Government of Nova Scotia, on the subject of Cranberry Island Light House, if any hath taken place, since the the month of March 1826; also copies of any correspondence that may have taken place on the same subject, between the Commissioners appointed by the Executive Government of this Colony, and the Commissioners of the said Light House in Nova Scotia, since that period.

Ordered, that Mr. Thornton, Mr. James and Mr. Green be a Committee to prepare and report the draught of the said Address.

Then the House adjourned until to-morrow at Ten o'clock.

SATURDAY, February 21, 1835.

Prayers.

THE Order of the Day, for the House in Committee on the Report of the Special Committee appointed to examine and report on the Public Accounts, being read:

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Thornton took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, that the said Committee have leave to sit again on Monday next.

Then the House adjourned until Monday next, at 3 o'clock.

MONDAY, February 23, 1835.

Prayers.

THE Order of the Day, for the second reading of the Bill to extend to smaller tracts of land the provisions of the Acts of 20th Geo. 3d, cap. 2, and 36th Geo. 3d, cap. 4, for dividing Lands held in common, being read;

Ordered, that the said Order of the Day be postponed till this day three months.

The Order of the Day, for the House in Committee on the Bill for establishing and regulating the practice of the Supreme Court in cases of Replevin, being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Binns took the chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Binns reported, that the Committee had gone through the Bill, and made several amendments thereto.

Ordered, that the Report be received.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be *An Act relating to Distress for Rent, and to establish the practice of the Supreme Court in cases of Replevin*.

A Petition of Neil M'Callum, and other Settlers on Township Thirty-three, whose names are thereunto subscribed, was presented to the House by Mr. Macdonald, and the same was received and read; setting forth—that petitioners, with due deference, submit to the consideration of the House, the expediency of repealing the Legislative enactment which restricts Distillers from selling Spirits of their own manufacture in less quantities than two gallons, without a Licence—and praying that in particular the privilege of selling in smaller quantities without licence, may be extended to Alexander M'Lean, who has established a Distillery on the said Township, to enable him to supply his country customers, and such Apothecaries as use genuine Whiskey in medical preparations.

Mr. Brennan moved, that the said Petition be referred to the Special Committee appointed on the Petition of John Rowe, of Charlotte Town, who shall examine also and report on this Petition.

Mr. Pope moved, by way of amendment to the motion, that the said Petition do lie on the Table.

The House divided on the question of amendment.

YEAS.

Mr. Pope,
Mr. James,
Mr. Green,
Mr. Ramsay,
Mr. Thornton,
Mr. Clarke,
Mr. Douse,
Mr. Lord,
Mr. Nelson.

NAYS.

Mr. Macdonald,
Mr. M'Callum,
Mr. Brennan,
Mr. Le Lacheur,
Mr. Binns,
Mr. Palmer,
Mr. M'Nutt.

So it was carried in the affirmative—and *Ordered*, accordingly.

Mr. Macdonald read in his place a petition of divers Inhabitants of Newtown, in the District of Belfast, complaining of the stopping up of a road leading from that Settlement to the shore at Portree, by one Patrick Griffin, and praying the House to cause the same to be set open as formerly for the benefit of the public.

Mr. Macdonald then moved that the said Petition be received.

Mr. Brennan moved, by way of amendment, that the House do come to the following Resolution thereupon—

Resolved, That the Petition of the Inhabitants of Newtown, in the District of Belfast, complaining of the stoppage of a road, and praying for the interference of the House, ought not to be entertained by this House, inasmuch as the Overseer or Commissioner of the District is fully empowered to remedy evils of the nature complained of, by the 16th Section of the Act of 3d Will. 4th, cap. 2, for regulating the performance of Statute Labour on the Highways.

And the motion being seconded, and the question put thereon, it was agreed to by the House.

A Petition of divers Inhabitants of Townships Fifty and Fifty-seven, residing on the Murray Harbour Road, whose names are thereunto subscribed, was presented to the House by Mr. Macdonald, and the same was received and read; setting forth—that Peti-

tioners have for several years back laboured under great inconvenience in being completely debarred from all communication with the sea shore, and the other parts of the front settlements, in consequence of a road leading from Orwell Head to the Murray Harbour Road having been shut up by one Murdoch Macleod, who resides on the lower end of the said road—that the said road was made by Statute Labour, and continued to be used as a public road since the commencement of the settlement, until Macleod, about five or six years ago, by most unfounded representations, obtained an order in Council to have it shut up. That Petitioners have repeatedly applied to His Majesty's Council to have the road reopened, but their applications have been uniformly rejected, on the grounds of the order above referred to having been previously issued—That Petitioners are far from desiring to inflict any injury upon Macleod, but they are of opinion that Ten or Twelve Pounds would be a fair compensation for any injury he might sustain by the road passing through his farm—and praying the House to take the premises into consideration, and grant relief.

Resolved, That the said Petition be referred to a Committee of five Members, to examine the contents thereof, and report thereon will all convenient speed, with power to send for persons, papers and records.

Ordered, that Mr. Macdonald, Mr. Douse, Mr. Brenan, Mr. James and Mr. Nelson do compose the said Committee.

Mr. Thornton, from the Committee appointed to prepare and report the draught of an Address to His Excellency the Lieutenant Governor, on the subject of the Cranberry

Island Light House, presented the draught of an Address, as prepared by the Committee, which being read at the Clerk's Table, was agreed to by the House, and is as followeth:

To His Excellency Sir *ARETAS WILLIAM YOUNG*, Knight, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and its Dependencies, Chancellor and Vice Admiral of the same, &c. &c. &c.

May it please Your Excellency;

We the Representatives of Prince Edward Island respectfully request that your Excellency will cause to be laid before the House copies of any correspondence between the Government of this Island and the Executive Government of Nova Scotia, on the subject of Cranberry Island Light House, if any hath taken place, since the month of March, 1826; also copies of any correspondence that may have taken place on the same subject, between the Commissioners appointed by the Executive Government of this Colony and the Commissioners of the said Light House in Nova Scotia, since that period.

Ordered, that the said Address be engrossed.

Ordered, that the Committee who prepared the Address be a Committee to wait upon his Excellency with the same.

The Bill to confirm the Titles and quiet the possessions of the American loyal Emigrants and disbanded Troops, or their representatives, in this Colony, was, according to order, read a second time.

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

Then the House adjourned until to-morrow at Ten o'clock.

TUESDAY, February 24, 1835.

Prayers.

THE Order of the Day, for the House in Committee on the Report of the Special Committee appointed to examine and report on the Public Accounts, being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the chair.

Mr. Thornton took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The House resumed to receive a Message.

Message from the Council, by Mr. Desbrisay.

Mr. Speaker,

The Legislative Council have passed the following Bills, to which they desire the concurrence of the Assembly:

An Act to improve the administration of Justice in criminal cases, in this Island.

An Act to provide for the punishment of offenders against the Person and Property,

and to repeal the Act relating to Treasons and Felonies.

And then he withdrew.

Then the House again resolved itself into a Committee of the whole House, on the Report of the Special Committee appointed to examine and report on the Public Accounts.

Mr. Speaker left the Chair.

Mr. Thornton took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again, which the House agreed to.

Then the House adjourned for one hour.

And being met—

Mr. Douse from the Committee appointed to prepare and bring in a Bill to regulate the manner of proceeding upon contested Elections of Members to serve in the House of Assembly, presented to the House a Bill, as prepared by the Committee, and the same was received and read for the first time.

Ordered, that the said Bill be read a second time on Thursday next.

A Petition of William Cranston, and other proprietors of Pasture Lots in Charlotte Town Royalty, whose names are thereunto subscribed, was presented to the House by Mr. Binns, and the same was received and read; setting forth—that from the inaccurate manner in which the road leading from Charlotte Town towards Princetown has been laid off, they are deprived of a considerable portion of their land, which is held by the

owners of the Lots on the opposite side of the road—and praying redress.

Resolved, That the said Petition be referred to a Committee of five Members, to examine the contents thereof, and report thereon with all convenient speed, by Bill or otherwise.

Ordered, that Mr. Binns, Mr. Pope, Mr. Palmer, Mr. Douse and Mr. Macdonald, do compose the said Committee.

Mr. Thornton, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address of this House relative to Cranberry Island Light House, reported the delivery thereof, and that His Excellency was pleased to say, he would forthwith give the necessary directions to have the information required laid before the House.

Resolved, That this House do again resolve itself into a Committee of the whole House, on the Report of the Special Committee appointed to examine and report on the Public Accounts.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Thornton took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Thornton reported, that the Committee had gone into the consideration of the Report of the Special Committee referred to them, had made amendments thereto, and then agreed to the same; and he read the Report in his place, and afterwards delivered it in at the Clerk's Table, where being again read, it was agreed to by the House, and is as follows:

Your Committee having carefully examined the different Accounts and Documents laid before them, beg to offer the following statement:—

EXPENDITURE FOR THE YEAR 1834.		
	£	s. d.
Roads and Bridges, including £50 to the Correspondent of the Road Commissioners, and Commissioners' Salaries	2244	8 10
Schools, including £100 paid to Mr. Brown, Printing and Stationary.	720	2 1
James D. Hazard,	£193	4 9
Do. for Printing Laws	175	0 0
J. H. White, for Journals	80	0 0
	449	4 9
Assayer of Weights and Measures, being for 1½ year.		35 0 0
Commissioners for issuing Treasury Notes	75	0 0
Rent of Government House	50	0 0
Salary of Treasurer	500	0 0
Do. of Collector of Impost for Charlotte Town	260	0 0
Do. of Sub-Collectors of Customs	210	0 0
Guager's allowance for the District of Charlotte Town		7 8 0
Crown Prosecutions, viz.		
Solicitor General's Fees	£185	0 0
Clerk of the Crown's do.	146	17 9½
Witnesses	136	4 7½
	468	2 4
Solicitor General's Fees for other services	57	13 8½
Coroner's and Jurors Fees		21 15 1
Census—due since last year		12 0 0
Foreign Mails		98 7 9
Inland Mails		152 16 0
Well at North Cape		10 0 0
Index for Registry Books		60 0 0
Lunatics		99 11 3
Paupers		58 11 0
Charlotte Town Jail, for Bread, Firewood and Jailor's Salary		146 2 3
Making a Pound at do.		7 12 0
Salary of Wharfinger		40 0 0
Expences of Charlotte Town Election, February, 1834.		24 11 11
Colonial Secretary's account, including his own and Lieutenant Governor's Fees, and Stationary	139	10 3½
His Fees for Warrants	121	13 6½
For other services	8	15 6½
	269	19 4
Messenger of Council		40 0 0
Legislative Council		169 11 4
House of Assembly.		
Members	420	18 0
Clerk, including Stationary, two Indexes, Books, &c. with expences of Committee of Correspondence	201	8 11
Sergeant at Arms, including £30 3s. 1d. for sundries for the use of the House	46	13 1
Chaplain	20	0 0
Messenger	14	6 0
Door Keeper	11	10 0
	714	16 0
Salary of Market Clerk		40 0 0
Charlotte Town Wharf.		
Balance of Contract	100	0 0
For extra work	349	9 7
	449	9 7
Carried forward,	£7,492	3 2½

RECEIPTS AT THE TREASURY, IN THE YEAR 1834.		
Impost Duty for past year, as under:		
Charlottetown,	4,220	7 9½
Three Rivers,	579	0 5
St. Peter's,	64	8 10
New London,	107	1 6½
Bedeque,	76	3 10½
Colville Bay,	248	13 11½
Richmond Bay,	271	13 2½
Cascumpeque,	9	14 0
Belfast,	40	8 10
St. Margaret's	6	8 3
Tryon & Crapaud,	14	16 1½
Rustico,	0	12 0½
Port Hill,	27	17 10½
	5,667	6 2½
Light Duty,	181	10 5½
One year's Land Assessment,	1,405	1 2
Receipts at Post Office,	325	5 4
Seizures,	54	9 11
Rent of Warren Farm, for 1833,	27	15 6½
Fines and Penalties,	42	6 0
Wharfage Receipts, Charlottetown,	66	4 0
Rent of Hillsborough Ferry,	22	15 6
Chancellor's and Registrar's Fees returned,	8	1 11
From Sureties of late Treasurer,	253	14 4
Interest received on Bonds,	293	0 5½
Licences for retailing Spirituous Liquors—		
Gross Receipts,	318	5 0
Deduct charge for collecting, 7½ per cent.	23	17 4½
	294	7 7½
Total Receipts	£8,541	18 11½

	£	s.	d.		£	s.	d.
Brought forward,	7,492	3	2½	By Amount brought forward	28,641	18	11½
Bedeque Wharf - - - -	40	0	0	By Balance in the hands of Treas-	8,165	19	6½
Georgetown do. - - - -	23	0	0	urer, 20th January, 1834	-	-	-
Medical attendant to the Charlotte Town Jail - - - -	20	0	0				
Clerk of St. Paul's Church - - - -	3	0	0				
Bears and Loupcerviers - - - -	17	15	0				
St. Eleanor's Court House, balance	363	16	8				
Georgetown, do. do. - - - -	495	0	0				
Charlotte Town Court House, for an addition thereto, and repairs - - - -	130	10	6				
Prince County Jailor's Fees - - - -	6	9	9				
High Sheriff's allowance, Jail expences, printing Advertisements, &c. - - - -	90	11	4½				
St. Andrew's College - - - -	50	0	0				
Public Surveys - - - -	10	12	8				
Government House.							
Contractors for building 1200	0	0					
Do. for 4 Marble Mantel pieces - - - -	62	9	7				
Furniture - - - -	1000	0	0				
Plan and Specification	10	0	0				
Pump £5, Well £6 6s.	11	6	0				
Ice House - - - -	15	7	0				
Government Farm Fence	16	6	11½				
	2315	9	6½				
Agricultural Societies - - - -	120	0	0				
Central Academy - - - -	300	0	0				
Apprehending Deserters.							
Bounty to Captain Emslie	5	0	0				
Do. to Lieutenant Rayson	10	0	0				
Conveying Lieutenant and party to Pugwash in pursuit of do. and back	10	0	0				
Constables travelling in search of do. - - - -	10	10	5				
	35	10	5				
Paid under Road Compensation Act.							
Solicitor General's Fees	5	15	8				
Sheriff's expences, Fees of Jurors, &c. &c. - - - -	112	10	6				
	118	6	2				
Drawbacks - - - -	23	11	9				
Militia - - - -	75	0	0				
Cholera expences.							
Paid Dr. Mackieson for 2 journeys to St. Margaret's, Lot 44, - - - -	32	0	0				
Dr. De St. Croix, for 1 do.	16	0	0				
At East Point - - - -	10	10	0				
At Charlottetown, for hire of a Vessel - - - -	52	12	1½				
Dr. De St. Croix, for nine visits to Steamer - - - -	10	10	0				
Do. fumigating Mails	5	16	8				
Boat hire at Wood Islands	9	0	0				
Do. at Three Rivers	8	0	0				
Do. at Pinette and Flat River - - - -	10	10	0				
	154	18	9½				
Contingencies - - - -	67	15	7½				
	£11,953	11	5¼				
Balance - - - -	4,854	7	0				
	£16,807	18	5¼				
					£16,807	18	5¼

GENERAL ABSTRACT.

To amount of Treasury Notes in circulation, at this date,	16,500 0 0
	<hr/>
	£16,500 0 0

1834.	
Jan. 20.—By Balance due on Bonds,	3,707 4 6½
By do. in Attorney General's hands, for recovery,	640 7 3½
By do. in Solicitor General's,	248 6 8
By Cash and Notes, in hands of the Treasurer,	258 8 4
Balance,	11,645 13 2
	<hr/>
	£16,500 0 0

The Expenditure of the past year, thus appears to have been £11,953 11 5½, which is £1805 15 0 less than that of the preceding one, and £3311 12 7 more than the actual receipts of the last year.

Your Committee are gratified to find a material increase in the Revenue, which shows a surplus of £1030 15 4½ beyond that of last year; and as, with the exception of £253 14 4 received from the Sureties of the late Treasurer, it has been derived from the usual resources of the Colony, an improvement in those branches of the trade of the Colony which during that year had from various causes experienced a depression, is thus exhibited.

Your Committee have to remark, that the amount of Treasury Notes in circulation is £16,500—to meet which sum there is in the Treasurer's hands, in Bonds and Cash, £4854 6 10, leaving a Balance of £11,645 13 2, which, together with Warrants unpaid, amounting to £1183 3 9, will make a gross sum of £12,828 16 11, of which amount £5000 is to be cancelled by the receipts of the Land Assessment Bill, in annual sums of £1000.

Your Committee consider it their duty to make the following observations arising from the investigation of the Public Accounts.

That the sum of £32 paid to Dr. J. Mackieson for two journies to Saint Margaret's, Lot 44, and £16 to Dr. De St. Croix, for one journey to the same place, is in the opinion of your Committee, a most exorbitant charge.

That a sum of £20 is paid for medical attendance on the prisoners in the Charlotte Town Jail for the past year, which is considerably more than has been heretofore paid for that service, and is a charge not provided for by any appropriation of the Legislature.

That the sum of £23 17s. 4½d. being 7½ per cent. on £318 5s. received for Licences of Taverns and Retailers of Spirituous Liquors, has been charged by the Colonial Secretary, whereas the gross amount of such receipts are by Law required to be paid into the Treasury, over and above the usual Fees of office.

That the sum of £20 per annum paid to the Assayer of Weights and Measures, is a charge not contemplated by the Act under which that officer is appointed.

That the sum of £ 10 10s. has been paid to the medical quarantine officer, for visiting the Steam Boat, for the past season, which expence your Committee conceive ought to be borne by the owners of the Boat; as directed by the Quarantine Act, and recommend that an address be presented to the Lieutenant Governor, praying that His Excellency will be pleased to give the necessary directions that the said amount may be refunded and paid into the Treasury of this Island.

Your Committee observe that the sum of 16s. 8d. per day is charged by the Surveyors employed by the

Government, which they consider as extravagant, inasmuch as they are not entitled by Law to be paid more than 11s. 8d. per day for such service.

Your Committee have to remark that the charges in general for Government Printing appear high, particularly a sum of £22 for publishing the Laws of the last Session in the Royal Gazette.

Your Committee find that the sum of £1 4s. 9d. is still due from the late Collector of Impost for the District of Richmond Bay, on his last quarterly account for 1833.

From the documents and evidence produced before the Committee, relative to two Inquisitions taken under the Road Compensation Act, on a Road leading from Cardigan River to Mount Stewart, it appears that the first Inquest assessed the lands of Lots 38, 51 and 52, to pay £483, which was set aside by the Supreme Court, on the ground that no mention was made of the hour of meeting of said Inquest in the Notice served by the Sheriff on the proprietors of said lands; and the latter Inquisition assessed the proprietors of said lands to contribute £322, which was set aside, in part, from the Writ being issued by the Solicitor General without an order from the said Court for that purpose, as required by law, but confirmed by the Court to the proprietors of such other lands mentioned in said Writ as agreed to pay the lesser sum, as awarded by the second Jury, whereby the Government has been deprived of any advantage which might have resulted from the verdict of another Jury.

Your Committee would further remark, that they are at a loss to know under what Law the officers of Government have made the different charges which appear in the Public accounts, on Grants to commuted Pensioners, or others, having orders from His Majesty's Government for Lands in this Colony.

Your Committee, in conclusion, would beg to recommend the propriety of having the several detailed accounts herewith submitted, to be published and attached to the Journals of the House, in the following order.

SCHEDULE of Contingent and Disbursement Accounts, sent to the House of Assembly, Feb. 1835.		
1	Clerk of the Crown's Account, to 28th Jan. 1834.	
2	Do. do. for Hilary Term, "	
3	Do. do. " 22d July, "	
4	Do. do. " " "	
5	Solicitor General's Bill, Hilary Term, "	
6	Do. do. 5th July, "	
7	Do. do. 5th Aug. "	
8	Do. do. 3th May, "	
9	Do. do. 5th July, "	
10	Do. do. 2d April "	
11	Sheriff's Account, for holding Election, Charlottetown, }	6th Jan. "

12	Sheriff's Account,	5th May, "	31	Joseph Ball, Surveyor,	3d June, 1834.
13	Do. do.	1st July, "		Accounts certified by the Lieut. Governor and	
14	Do. do.	" "		Council, for which Warrants have been issued,	
15	Do. do.	" "		but not yet paid—	
16	Colonial Secretary's Account,	1st April, "	32	Expences of the last General Election.	
17	Do. do.	3d April, "	33	James D. Haszard's Account, for three Quarters,	
18	Do. do.	8th July "		ending 31st December, 1834.	
19	Do. do.	" July "		All which is respectfully submitted.	
20	Do. do.	6th Oct. "			
21	Do. do.	7th Oct. "			
22	Do. do.	24th Dec. "			
23	Do. do.	5th Jan. 1835.			
24	Do. Account of Licences,	9th Dec. 1834.			
25	Treasurer's small Disbursements,	31st Dec. "			
26	James D. Haszard's Account,	4th Feb. "			
27	Do. do.	8th May, "			
28	Do. do.	8th Dec. "			
29	A. Anderson, Surveyor,	June, "			
30	G. Wright, Jun.	3d Jan. 1835.			

[For the Documents referred to in the above Report, see Appendix (B.) at the end of the Journal of this Session.]

Then the House adjourned until to-morrow at Ten o'clock.

WEDNESDAY, February 25, 1835.

Prayers.

A Petition of divers Inhabitants of Brackley Point Road, whose names are thereunto subscribed, was (with the consent of His Excellency the Lieutenant Governor, that the House may proceed thereon as they shall think fit), presented to the House by Mr. *Nelson*, and the same was received and read—praying an aid of Twenty Pounds towards raising Bottle Brook Bridge, and levelling the acclivities at its extremities.

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

A Petition of John Ready, of Tracadie, was (with the consent of His Excellency the Lieutenant Governor, that the House may proceed thereon as they shall think fit,) presented to the House by Mr. *Nelson*, and the same was received and read; setting forth—that Petitioner is afflicted with total blindness, and rendered incapable of earning subsistence for himself and numerous family—and praying relief.

Ordered, that the said Petition be referred to the Committee of Supply.

Resolved, That the Bill to consolidate and amend the Election Laws be referred to a Committee of five Members, to report thereon with all convenient speed.

Ordered, that Mr. *Pope*, Mr. *Thornton*, Mr. *Cooper*, Mr. *Brenan* and Mr. *Ramsay* do compose the said Committee.

The Order of the Day, for the House in Committee on the Bill to confirm the Titles

and quiet the possessions of the American Loyal Emigrants and disbanded Troops, or their Representatives, in this Colony, being read:

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. *Brenan* took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. *Brenan* reported, that the Committee had gone through the Bill, without making any amendment thereto.

Ordered, that the Report be received.

Ordered, that the said Bill be engrossed, and that the Title be *An Act for the relief of the American Loyal Emigrants and Disbanded Troops, in this Colony*.

Then the House adjourned for one hour.

And being met—

An engrossed Bill from the Council, intitled *An Act to improve the Administration of Justice in Criminal cases, in this Island*, was read for the first time, and ordered to be read a second time to-morrow.

An engrossed Bill from the Council, intitled *An Act to provide for the punishment of offences against the person and property, and to repeal the Act relating to Treasons and Felonies*, was read for the first time, and ordered to be read a second time on Friday next.

A Petition of George Weldon, of Charlotte Town, Gardener and Seedsman, whose

name is thereunto subscribed, was presented to the House by Mr. *Binns*, and the same was received and read; setting forth—that the importation of new and approved varieties of Seeds and Plants, whether Horticultural or Agricultural, is of great importance to a growing Colony, but in consequence of the distance those articles must be carried by land and sea, as well as the loss that is occasioned by shrubs and plants dying and decaying on the voyage, the trade is of an uncertain and fluctuating nature—that when once imported, varieties of fruits, plants and seeds may, with proper care, be acclimated, and tend to the improvement of the country—and praying that in future all kinds of seeds, roots, bulbs, plants, trees and shrubs, may be imported into this Island free of duty.

Ordered, that the said *Petition* do lie on the Table.

Mr. *Palmer*, from the Committee to whom was referred the *Petition* of John Rowe, with power to report by Bill or otherwise, presented to the House a Bill, as prepared by the Committee, to amend the Act of 3d Will. 4th, cap. 33, relating to Licences for retailing Strong and Spirituous Liquors; and the same was received and read for the first time.

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

Read a third time, as engrossed, the Bill intituled *An Act to alter and amend an Act of the Second year of the present King, for providing Salaries for Sub-Collectors of Customs.*

Mr. *Green* moved to resolve, that the said Bill do now pass.

Mr. *Brenan* moved, in amendment, to strike out the word “now,” and insert the words “this day three months.”

The House divided on the question of amendment.

YEAS.	NAYS.
Mr. <i>Brenan</i> ,	Mr. <i>Green</i> ,
Mr. <i>M'Null</i> ,	Mr. <i>James</i> ,
Mr. <i>Palmer</i> ,	Mr. <i>Macdonald</i> ,
Mr. <i>Clarke</i> ,	Mr. <i>Ramsay</i> ,
Mr. <i>Pope</i> .	Mr. <i>Douse</i> ,
	Mr. <i>M'Callum</i> ,
	Mr. <i>Nelson</i> ,
	Mr. <i>Lord</i> ,
	Mr. <i>Le Lacheur</i> ,
	Mr. <i>Binns</i> ,
	Mr. <i>Cooper</i> .

So it passed in the negative.

The question being then put on the main motion, it was carried in the affirmative—and *Resolved*, accordingly.

Ordered, that Mr. *Green* do carry the said Bill to the Council, and desire their concurrence.

Mr. *Speaker* communicated to the House the Report of the Commissioners appointed under and by virtue of a clause in the Act of 4th Will. 4th, cap. 23, for purchasing Furniture for the Hall, three Rooms, Office, and Anti-room, and the necessary Stoves for the new Government House.

[For the said Report, see Appendix (C.) at the end of the Journal of this Session.]

A motion being made, that the said Report do lie on the Table;

Mr. *Binns* moved, by way of amendment, that the said Report be referred to the Committee of Supply.

The House divided on the question of amendment:

YEAS.	NAYS.
Mr. <i>Binns</i> ,	Mr. <i>Macdonald</i> ,
Mr. <i>Cooper</i> ,	Mr. <i>Lord</i> ,
Mr. <i>Brenan</i> ,	Mr. <i>Ramsay</i> ,
Mr. <i>Nelson</i> ,	Mr. <i>Clarke</i> ,
Mr. <i>M'Callum</i> .	Mr. <i>Douse</i> ,
	Mr. <i>Pope</i> ,
	Mr. <i>Palmer</i> ,
	Mr. <i>Green</i> ,
	Mr. <i>James</i> ,
	Mr. <i>M'Null</i> ,
	Mr. <i>Le Lacheur</i> .

So it passed in the negative.

The question being then put on the main motion, it was carried in the affirmative—and *Ordered*, accordingly.

Mr. *Speaker* acquainted the House that he had received a communication from the Commissioners under the Act of 11th Geo. 4th, cap. 17, for superintending the erection of the new Government House and Charlotte Town Academy, accompanied with a Report of their proceedings, which they had been directed by His Excellency the Lieutenant Governor to lay before the House; and suggesting to the House the propriety of making provision for certain things essential to be done in and around Government House, in order to render the same a comfortable residence for his Excellency.

And the said Letter and Report were read, and are as follows:

Charlotte Town, Feb. 24th, 1835.

SIR,

As required by a letter from J. P. Collins, Esq. dated the 16th February, instant, we have the honour to enclose a report of our proceedings as Commissioners for building a Government House, and a Central Academy—at the same time, we beg leave to observe, that many essential things are yet to be done before Government House is made a comfortable residence for his Excellency, such as painting and colouring the hall, study, &c. &c. making a proper entrance to the grounds, the present one being both incommodious and dangerous—fencing the garden and yard, and placing sheds in the latter for domestic purposes—building a coach house and stables, &c.

We also recommend that the buildings and furniture should be insured.

We have the honour to be, Sir,
Your most obedient humble servants,

GEORGE WRIGHT,
A. LANE,
JOHN BRECKEN,
GEO. R. GOODMAN,
DANIEL BRENAN.

The Honourable the Speaker
of the House of Assembly.

The Commissioners appointed by His Excellency the Lieutenant Governor, under the Act of 11th Geo. 4th, cap. 17, to superintend the erection of a Government House and Academy, in Charlotte Town, having been directed by His Excellency to lay an account of their proceedings before the House of Assembly, report, that on the 7th day of June, 1833, they contracted with Messrs. Isaac Smith, Henry Smith, and Nathan Wright, to build a Government House, agreeably to a plan and specification, which had been submitted to, and approved of by the Governor in Council, for the sum of £2858 11s. the said building to be completed on or before the 1st day of December, 1834. That certain alterations from the original contract were made by the Commissioners during the progress of the work, which alterations amounted to the sum of £113 3s. 3d.; and a further sum of £171 3s. 0½d. was expended under the authority of a minute of Council. That the said building has been completed, and is now occupied by His Excellency the Lieutenant Governor.

The Commissioners further report, that on the 22d day of April, 1833, they contracted with Messrs. John Macdonald and Robert Patten, for the erection of a building for an Academy, for the sum of £1210, to be completed by the 30th day of November, 1834, which contract has not yet been completed by the parties.

GEORGE WRIGHT,
A. LANE,
JOHN BRECKEN,
GEO. R. GOODMAN,
DANIEL BRENAN.

The Order of the Day, for the House in Committee on the consideration of Ways and Means, being read:

Mr. Green moved that the House do now adjourn.

The House divided on the question:

YEAS 8.

NAYS 8.

The House being equally divided, the question was decided in the negative, by the casting vote of the Speaker.

And then the House resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Douse took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, that the said Committee have leave to sit again on Tuesday next.

A Petition of William Morris, of Charlotte Town, Teacher, whose name is thereunto subscribed, was (with the consent of his Excellency the Lieutenant Governor, that the House may proceed thereon as they shall think fit,) presented to the House by Mr. Palmer, and the same was received and read; setting forth—that Petitioner opened an Academy in Charlotte Town on the 23d of October, 1833, and obtained a certificate of qualification from the late Board of Education—that at the formation of the present Board, the Petitioner was nominated by the Lieutenant Governor a member thereof—that Petitioner deeming his appointment a sufficient qualification under the present Act, thought it unnecessary to proceed according to the mode laid down for District Teachers, particularly as the Board of Education considered it incompatible with their office to examine one of their own members—and praying that the House will take his peculiar situation into consideration, so that he may be admitted to such participation in the encouragement afforded to education as to the wisdom of the House may seem meet.

Ordered, that the said Petition be referred to the Committee of Supply.

Then the House adjourned until to-morrow at Ten o'clock.

THURSDAY, February 26, 1835.

Prayers.

THE Bill to regulate the manner of proceeding upon contested Elections of Members to serve in the House of Assembly, was, according to order, read a second time.

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

The House accordingly resolved itself into said Committee.

Mr. Speaker left the chair.

Mr. Douse took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again, which the House agreed to.

Then the House adjourned for one hour.

And being met—

Mr. Speaker acquainted the House that he had received a communication from the Colonial Secretary, of this date, transmitting, by His Excellency the Lieutenant Governor's desire, Estimates of sundry works, the completion of which His Excellency considers necessary for his comfort and accommodation.

And the said Letter was read, and is as follows:

Secretary's office, February 26th, 1835.

Sir,

I am directed by His Excellency the Lieutenant Governor, to transmit you, to be submitted to the House of Assembly, an Estimate of a Board Fence, to enclose the Garden at the Government House, which is now entirely exposed. His Excellency has thought it advisable to have the Estimate made for Cedar Posts and Rails, as being more lasting. I am also directed to submit to the House, a Plan and Estimate for a Coach-house, Harness-room and Stable, to be erected in the rear of the House. This Estimate contemplates a Brick building; but the Lieutenant Governor is of opinion, that as the Government House is built of Wood, there is no reason why the Coach-house may not be of the same material, particularly as a considerable saving will thereby be made. The Dam at the entrance of the premises is in a dangerous state, and will require repair early in the Spring. An Estimate has not yet been made of the probable expence; but the Lieutenant Governor is of opinion,

that it will be but of moderate amount. The Lieutenant Governor considering these works to be necessary, not only to the comfort, but to the respectability of the Administrator of the Government, trusts that the House will place at his disposal such a sum as will enable him to enter into Contracts as early as possible, as Timber can be procured at this season of the year, at a cheaper rate, than by waiting till the breaking up of the ice.

I have the honour to be,

Sir,

Your most obedient
humble servant,

J. P. COLLINS.

The Honourable the Speaker,
&c. &c.

Estimate of the probable expence of erecting a Brick Building for a Stable, Coach-house and Harness Room at the new Government House, according to a Plan and Elevation herewith.

	£	s.	d.
Excavating foundation 61 yds. at 6d. -	1	10	6
90 Cart loads of Stone at 1s. 8d. -	7	10	0
22½ M Bricks at 47s. 6d. - - -	53	8	9
150 Bbls. Lime at 2s. 6d. - - -	18	15	0
Sand - - - - -	2	5	0
Dressed stone Window and Door sills	2	10	0
Walling Foundation - - - - -	6	0	0
218 yds. of Brick-work at 2s. 3d. -	24	10	6
Scantling for Floors, Bond-timbers, Roofing, &c. - - - - -	4	5	0
14 M Shingles at 7s. - - - - -	4	18	0
Boards and Plank, all Pine - - -	14	10	0
Nails, Hinges, Locks, Glass, Putty, &c.	7	12	8
Carpenter's and Joiner's work, Saw- ing, &c. - - - - -	29	10	0
Paving the Stable-floor, and Materials, 43 yds. at 3s. 6d. - - - - -	7	10	6
	£184	15	11

156 feet of Board fence, to enclose the Yard, &c. Posts and Rails to be of Cedar, Boards of Pine, and dressed on both sides—to be six feet high, at 1s. 8d. per foot - - - - -	13	0	0
Hinges and fastenings for Gates -	2	10	0
	£15	10	0

N. B. A wooden building of the same dimensions as that contemplated above, may be estimated at about Forty Pounds less.

Charlotte Town, 23d February, 1835.

Estimate of a board Fence, to enclose the Garden at the New Government House.

The Fence to be 6 feet high, with posts and rails of Cedar—the boards to be of Pine, but not plained.

960 feet including all materials, at 1s. 3d. £60 0 0

Charlotte Town, 26th February, 1835.

Resolved, That this House do again resolve itself into a Committee of the whole House, on the Bill to regulate the manner of proceeding upon contested Elections of Members to serve in the House of Assembly.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Douse took the Chair of the Committee.

Mr. Speaker resumed the Chair.

An engrossed Bill from the Council, intituled *An Act to improve the administration of Justice in criminal cases, in this Island*, was, according to order, read a second time.

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

The Bill for granting Licences at reduced rates, for the retailing of Ale and Beer, and to amend the Act of 3d Will. 4th, cap. 33, relating to Licences for retailing Strong and Spirituous Liquors, was, according to order, read a second time.

Ordered, that the said Bill be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Palmer took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, that the said Committee have leave to sit again to-morrow.

Then the House adjourned until to-morrow at Ten o'clock.

FRIDAY, February 27, 1835.

Prayers.

FOUR Petitions were (with the consent of His Excellency the Lieutenant Governor, that the House may proceed thereon as they shall think fit,) presented to the House by Mr. *Macdonald*, and the same were received and read, viz:

A Petition of divers Inhabitants of part of Township Sixty-five, lying between Long Creek and West River Bridge—praying an aid to repair and finish a road from Long Branch in the said Settlement, until it joins the Tryon Road at West River Bridge; and also to bridge a Creek 150 feet wide between Samuel M'Eachran's Farm and Robert Lowries.

A Petition of divers Inhabitants of Wheatley River Settlement, and its vicinity—praying an aid to repair the Bridge over Crooked Creek.

A Petition of divers Inhabitants of the South side of the Hillsborough—praying an aid towards finishing a Road on the South side

of the Hillsborough, and for completing a Bridge over Sawmill Creek, on Township Thirty-five.

A Petition of Elizabeth Le Page, of Township Forty-nine, wife of Andrew Le Page, a Lunatic; setting forth—That for Seventeen years past her husband has been deprived of reason, and that for Seven years of that time it was necessary to keep him in chains—that Petitioner contrived to support him, by means of the Rent of a House in Charlotte Town, but that early in the winter of 1834, the said House was destroyed by fire, which has deprived her of the means of support—and praying relief.

Ordered, that the four preceding Petitions do lie on the Table.

A Petition of divers Inhabitants of the Parish of Saint John, in Queen's County, whose names are thereunto subscribed, was (with the consent of His Excellency the Lieutenant Governor, that the House may proceed thereon as they shall think fit,) presented to the House by Mr. *Nelson*, and th

same was received and read—praying an aid of Thirty Pounds to repair that part of the public road, South side of Orwell Point, leading from the corner of China Point road to Orwell Bay.

Mr. *Pope* moved, that the prayer of the said Petition be rejected.

Mr. *Nelson* moved, by way of amendment, that the said Petition do lie on the Table.

The House divided on the question of amendment.

YEAS 11.

NAYS 4.

So it was carried in the affirmative—and *Ordered*, accordingly.

Four Petitions were (with the consent of His Excellency the Lieutenant Governor, that the House may proceed thereon as they shall think fit), presented to the House by Mr. *Green*, and the same were received and read, viz:

A Petition of divers Inhabitants of New London, and its vicinity—praying an aid to complete the road from the Episcopal Church at New London, to the Irishtown road, through Township Eighteen.

A Petition of divers Inhabitants of Township Fifteen—praying an aid to bridge a Brook, forming a hollow Eighty feet wide, on the road between Fifteen Point and Abraham's Village; also for sundry necessary repairs on the said road.

A Petition of divers Inhabitants of the Western side of Township Sixteen—praying an aid to make the road between Mr. M'Gregor's and the South West Ferry on Ellis River, passable.

A Petition of divers Inhabitants of the Northern district of the same Township—praying an aid to complete the road partially opened from the Widow Rochfort's and Daniel Frazer's, through that Settlement, and joining the Ellis River Road near Mr. M'Gregor's.

Ordered, that the four preceding Petitions do lie on the Table.

A Petition of George Tanton, of St. Eleanor's, Builder, whose name is thereunto subscribed, was (with the consent of His Excellency the Lieutenant Governor, that the House may proceed thereon as they shall think fit,) presented to the House by Mr. *Green*, and

the same was received and read; setting forth—that at the suggestion of the Commissioners for building the Court House and Jail at St. Eleanor's, he had performed work in several parts of the building not included in his contract—and praying remuneration.

Mr. *Green* moved that the said Petition be referred to the Committee of Supply.

Mr. *Macdonald* moved, by way of amendment, that the said Petition do lie on the Table.

The House divided on the question of amendment.

YEAS 8.

NAYS 7.

So it was carried in the affirmative—and *Ordered*, accordingly.

A Petition of William Purcell, of Charlotte Town, Labourer, was (with the consent of His Excellency the Lieutenant Governor, that the House may proceed thereon as they shall think fit,) presented to the House by Mr. *Binns*, and the same was received and read—praying the House to continue the grant for his support, voted for the three preceding Sessions.

Ordered, that the said Petition be referred to the Committee of Supply.

An engrossed Bill from the Council, intituled *An Act to provide for the punishment of offences against the person and property, and to repeal the Act relating to Treasons and Felonies*, was, according to order, read a second time.

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

Read a third time, as engrossed, the Bill intituled *An Act relating to Distress for Rent, and to regulate the practice of the Supreme Court in cases of Replevin*.

Resolved, that the said Bill do pass.

Ordered, that Mr. *Green* do carry the said Bill to the Council, and desire their concurrence.

Mr. *Macdonald* from the Committee appointed to prepare and bring in a Bill to repeal the Act of 4th Will. 4th, cap. 13, for the conveyance of the Mails by a Steam Vessel, presented to the House a Bill, as prepared by the Committee, and the same was received, and read for the first time.

Ordered, that the said Bill be read a second time on Wednesday next.

The Order of the Day, for the House in Committee on an engrossed Bill from the Council, intituled *An Act to improve the administration of Justice in Criminal cases, in this Island*, being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Binns took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again, which the House agreed to.

Then the House adjourned for one hour.

And being met—

Resolved, That this House do again resolve itself into a Committee of the whole House, on an engrossed Bill from the Council, intituled *An Act to improve the administration of Justice in Criminal cases, in this Island*.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Binns took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Binns reported, that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House whenever it shall be pleased to receive the same.

Ordered, that the Report be received tomorrow.

A Petition of George Thompson, of Darnley, whose name is thereunto subscribed, was (with the consent of His Excellency the Lieutenant Governor, that the House may proceed thereon as they shall think fit,) presented to the House by Mr. Green, and the same was received and read; setting forth—That Petitioner purchased at auction the contract for erecting a Bridge over Indian River, for the sum of One hundred and nineteen Pounds, which was Thirty-three Pounds sixteen Shillings and Eight-pence over and above the Legislative grant for that purpose—and praying the House to provide for the deficiency.

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

A Petition of divers proprietors and occupiers of Pasture Lots in the Royalty of Charlotte Town, whose names are thereunto subscribed, was presented to the House by Mr. Pope, and the same was received and read; setting forth—that from the very inaccurate manner in which the roads are laid off, Petitioners have been deprived of a considerable portion of their lands, the same being held by persons occupying Lots on the opposite side of said roads—and praying the House to adopt measures for causing the said roads to be duly and correctly laid off.

Ordered, that the said Petition be referred to the Special Committee appointed on the Petition of William Cranston, and others, to examine also and report on this Petition.

Then the House adjourned until tomorrow at Ten o'clock.

SATURDAY, February 28, 1835.

Prayers.

FOUR Petitions were (with the consent of His Excellency the Lieutenant Governor, that the House may proceed thereon as they shall think fit,) presented to the House by Mr. Green, and the same were received and read, viz:

A Petition of divers Inhabitants of Townships Twelve and Thirteen, praying an aid to continue and complete the road from Bideford Ship Yard to the division line of Township Thirteen, in the rear of Neil M'Arthur's,

and from thence to the line between Alexander Ramsay's and Allan Maclean's, continuing the same to the Bridge on Trout River, so as to meet the main road leading to Port Hill.

A Petition of divers Inhabitants of Prince County, to the westward of Ellis River, setting forth—that they are cut off from all road communication with the Eastern parts of the Island, owing to the unfinished state of the great Western road—that a great part of the money heretofore expended on said road will

be thrown away, unless immediate steps are taken to clear away the trees, which are beginning to spring up upon it—and praying an aid to make the same passable.

A Petition of divers Inhabitants of *Mascouche*—praying an aid to improve the road communication between that Settlement and *Fifteen Point*.

A Petition of divers Inhabitants of *Township Fourteen*—praying that the road called *Palmer's road* may be re-opened, and continued to *Ellis River Ferry*.

Ordered, that the four preceding Petitions do lie on the Table.

A Petition of divers Inhabitants of *New London*, whose names are thereunto subscribed, was presented to the House by *Mr. Douse*, and the same was received and read—praying for the establishment of a branch Post, between *Glover's*, on the *Princetown Road*, and *Park Corner, New London*.

Resolved, That the said Petition be referred to a Committee of three Members, to examine the contents thereof, and to report thereon, with all convenient speed.

Ordered, that *Mr. Douse*, *Mr. Pope* and *Mr. Macdonald* do compose the said Committee.

Three Petitions were (with the consent of His Excellency the Lieutenant Governor, that the House may proceed thereon as they shall think fit), presented to the House by *Mr. Douse*, and the same were received and read, viz:

A Petition of divers Inhabitants of *New London*, praying an aid to improve the road between that place and *Princetown*.

A Petition of divers Inhabitants of *Wood Islands*, praying an aid to finish the road laid open last summer, to connect that settlement with *Little Sands*.

A Petition of divers Inhabitants of that part of *Township Thirty-five*, bordering on the *Hillsborough*, in the vicinity of *Battery Point*—praying an aid to make a road from their Settlement to the *St. Peter's Road*.

Ordered, that the three preceding Petitions do lie on the Table.

Mr. Clarke moved that it be an Instruction to the Committee to whom was referred the Petition of *John M'Williams*, to inquire

into the expediency of providing a general measure of relief to confined Insolvent Debtors, who shall have made a full surrender of their effects for the benefit of their creditors.

Which was ordered.

A Petition of the Settlers on what are termed the reserved lands, in the vicinity of *Georgetown*, was presented to the House by *Mr. Thornton*, and the same was received and read; setting forth—that several of the Petitioners have for thirty years and upwards resided on the said lands, and have always been considered as residents within the *Royalty of Georgetown*. . . that in their grants from the Crown their lands are described to be “as laid down in a certain map of the *Town and Royalty of Georgetown*,” and by the same grants they are obliged to pay the *Royalty Quit Rent of Three-pence per acre*, in contradistinction to *Township Quit Rent of Two shillings per Hundred acres*—that at the late *General Election* they were denied the privilege to which they consider themselves entitled, of voting for two Members to represent the *Town and Royalty of Georgetown*—and praying the House to investigate a matter in which they are so deeply interested, and make such alterations in the *Election Laws*, or otherwise, so as to enable them to vote for the said *Town and Royalty* at all future *Elections*.

Ordered, that the said Petition be referred to the *Special Committee* to whom was referred the *Bill* to consolidate and amend the *Election Laws*.

A Petition of divers *Pew-owners* in the building heretofore used as an *Episcopal Church* in *Charlotte Town*, was presented to the House by *Mr. Binns*, and the same was received and read; setting forth—that a new Church hath been erected for the performance of public worship according to the rites and ceremonies of the *United Church of England and Ireland*, and Petitioners have every reason to suppose that the same will be ready for the celebration of public worship early in the *Autumn* of the present year—that the old building heretofore used is in a ruinous and dilapidated state, and may be dangerous to the public—that it encumbers the principal *Square*, and cannot much longer be serviceable to Petitioners, nor to the members of the *Established Church of Scotland*, who have likewise erected a *Church* in *Charlotte Town*; and that Petitioners are desirous that a *Law* should be passed authorizing a sale thereof, so

soon as the new Church is completed, and a division of the proceeds among the owners of the pews, of whom Petitioners form the major part—and also that the site of the said building may, by the said Act, be again vested in His Majesty.

Resolved, That the said Petition be referred to a Committee of three Members, to examine the contents thereof, and to report thereon, by Bill or otherwise.

Ordered, that Mr. Binns, Mr. Green and Mr. Nelson do compose the said Committee.

A Petition of Isaac Smith, whose name is thereunto subscribed, purporting to be on behalf of the Trustees of the Wesleyan Chapels in Charlotte Town, was presented to the House by Mr. Binns, and the same was received and read; setting forth—that the Chapel on Lot No. 53, in the Second Hundred of Town Lots in Charlotte Town, being in a very dilapidated state, and too small to accommodate the congregation, the Trustees have been induced to purchase a piece of ground, and build a larger and more commodious place of worship, and deem it necessary to sell the premises on which the old Chapel stands—that from some informality in the Deed, the Trustees are in doubt whether they are empowered to give a sufficient Title to the aforesaid premises—and praying that the House will adopt such measures as will enable them legally to dispose of the aforesaid property, so that the proceeds may be applied to liquidate a debt which is on the premises, and the remainder towards completing the new building.

Resolved, That the said Petition be referred to a Committee of three members, to examine the contents thereof, and to report thereon, by Bill or otherwise.

Ordered, that Mr. Binns, Mr. Pope and Mr. Palmer do compose the said Committee.

A Petition of John Cunninghame, of St. Peter's, was (with the consent of His Excellency the Lieutenant Governor, that the House may proceed thereon as they shall think fit,) presented to the House by Mr. McCallum, and the same was received and read; setting forth—that during the prevalence of the alarm of Cholera being in the Island last summer, arising from some of the crew of a vessel stranded near the East Point having died of that disease, a person of the name of Wallace, while begging wool from house to

house, was seized with sudden illness near to Petitioners's house, and died soon afterwards in his stable—that under the impression that the deceased had died of Cholera, the Petitioner was recommended by Dr. Jardine, a Magistrate, and a Member of the Board of Health for that District, to burn his stable, as a precautionary measure, which he accordingly did, having first interred the body of the deceased at his own expence—and praying remuneration for the loss of his stable, and for his trouble and expence in burying the dead body referred to.

Ordered, that the said Petition be referred to the Committee of Supply.

Mr. Pope, from the Special Committee to whom was referred the Bill to consolidate and amend the Election Laws, reported, that they had made several Amendments thereto; and he read the Report in his place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table, where they were again read throughout.

Ordered, that the question of concurrence be now separately put on the said Amendments.

And the First of the said Amendments being again read, and the question of concurrence put thereon, it was agreed to by the House.

The Second of the said Amendments being again read, viz.

Folio 16, Line 12—Strike out from the word "And" to the word "succession," in Folio 18, line 14, both words inclusive, and insert—' And if for the County of King's County, the Poll shall be opened first at or near the Presbyterian Meeting House North Side of Murray Harbour, on Township No. 63—where the Sheriff or other Returning Officer is hereby empowered and required to take the votes of all persons duly qualified to vote at such Election, who shall then and there appear and offer their votes, during the space of two days, unless sooner closed by consent of the Candidates; and from thence the Poll shall be adjourned, if required by any Candidate, or any person representing him, to Georgetown, where the Poll shall be kept open for the space of two days, unless sooner closed by consent of the Candidates, to receive the votes of all the voters duly qualified to vote at such Election, who shall then and there appear and offer their votes; and from thence the Poll shall be adjourned; if required by any Candidate, or any person representing him, to at or near the Bridge, at the Head of St. Peter's

' Bay, Township No. 41, where the Poll shall be kept open for the space of two days, unless sooner closed by consent of the Candidates, to receive the votes of all the Voters duly qualified to vote at such Election, who shall then and there appear and offer their votes; and from thence the Poll shall be adjourned, if required by any Candidate, or any person representing him, to at or near M'Eachern's Mill, Lot 45, where the Poll shall be kept open for the space of one day, unless sooner closed by consent of the Candidates, to receive the votes of all the Voters duly qualified to vote at such Election, who shall then and there appear and offer their votes; and the Poll shall be opened at each of the following places alternately, (that is to say,) at the first Election which shall be held after the passing of this Act, at Murray Harbour, as aforesaid; and at the next succeeding Election, at or near M'Eachern's Mill, on Township Forty-five, as aforesaid; and from thence shall adjourn, if required, to the head of St. Peter's Bay, as aforesaid; and from thence shall adjourn, if required, to Georgetown, as aforesaid; and from thence shall adjourn, if required, to Murray Harbour, as aforesaid—and so on alternately, at each and every succeeding Election, in alternate succession.

Mr. *Brenan* moved, that the said Amendment be not agreed to—and the Motion being seconded, the House divided on the Question:

YEAS.

Mr. *Brenan*,
Mr. *Cooper*,

Mr. *Le Lacheur*,
Mr. *M'Callum*.

NAYS.

Mr. *Binns*,
Mr. *Pope*,
Mr. *James*,
Mr. *M'Null*,
Mr. *Thornton*,
Mr. *Douse*,
Mr. *Clarke*,

Mr. *Ramsay*,
Mr. *Green*,
Mr. *Palmer*,
Mr. *Macdonald*,
Mr. *Nelson*,
Mr. *Lord*.

So it passed in the negative.

Mr. *Brenan* then moved, as an amendment to the said Amendment, to strike out the word "Georgetown," and insert the words "any convenient place at or near the cross roads, on Township Fifty-two, leading from Georgetown to New Milford."

The House divided on the question of amendment:

YEAS.

Mr. *Brenan*,
Mr. *Le Lacheur*,
Mr. *M'Callum*,

Mr. *Cooper*,
Mr. *Ramsay*.

NAYS.

Mr. <i>Green</i> ,	Mr. <i>Clarke</i> ,
Mr. <i>James</i> ,	Mr. <i>Douse</i> ,
Mr. <i>Macdonald</i> ,	Mr. <i>Nelson</i> ,
Mr. <i>Thornton</i> ,	Mr. <i>Pope</i> ,
Mr. <i>Palmer</i> ,	Mr. <i>M'Null</i> ,
Mr. <i>Lord</i> ,	Mr. <i>Binns</i> .

So it passed in the negative.

Mr. *Brenan* then moved, as an amendment, to strike out the words "Head of Saint Peter's Bay," and insert the word "Morell."

The House divided on the question of amendment:

YEAS.

Mr. *Brenan*,
Mr. *M'Callum*,
Mr. *Douse*,
Mr. *Green*,
Mr. *Macdonald*,
Mr. *Lord*.

NAYS.

Mr. *Binns*,
Mr. *Clarke*,
Mr. *James*,
Mr. *Ramsay*,
Mr. *Thornton*,
Mr. *Nelson*,
Mr. *M'Null*,
Mr. *Le Lacheur*,
Mr. *Cooper*,
Mr. *Pope*,
Mr. *Palmer*.

So it passed in the negative.

The question of concurrence being then put on the original amendment, it was agreed to by the House.

The other Amendments made by the Committee being again severally read, and the question of concurrence being separately put upon each, they were agreed to by the House.

Then the House adjourned for one hour.

And being met—

Ordered, that the Bill to consolidate and amend the Election Laws, as amended, be re-engrossed.

Resolved, That this House do again resolve itself into a Committee of the whole House, on the Bill for granting Licences for the retail of Ale and Beer at reduced rates, in amendment of the Act of 3d Will. 4th, Cap. 33, relating to Licences for retailing Strong and Spirituous Liquors.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the chair.

Mr. Palmer took the Chair of the Committee. -

Mr. Speaker resumed the Chair.

Mr Palmer reported, that they had gone through the Bill, and made several amendments thereto.

Ordered, that the Report be received.

Ordered, that the said Bill, as amended, be engrossed.

The Order of the Day, for the House in Committee on an engrossed Bill from the Council, intituled *An Act to provide for the punishment of offences against the person and property, and to repeal the Act relating to Treasons and Felonies*, being read;

Ordered, that the said Order of the Day be postponed until Monday next.

Mr. Binns, from the Committee of the whole House, on an engrossed Bill from the Council, intituled *An Act to improve the administration of Justice in Criminal cases, in this Island*, reported, according to order, the Amendments made by the Committee to the said Bill; and he read the Report in his place, and afterwards delivered the Bill, with the amendments, in at the Clerk's Table, where they were again read, and are as follows:

Folio 1, line 19—After the word "Statute" insert
' And be it enacted, that it shall and
' may be lawful for any Justice of the
' Peace, when any person shall be ar-
' rested and brought before him on sus-
' picion of Felony only, or for any of-
' fence which may at the time be tried at
' any Sessions of the Peace, to bail such
' person to appear at the next sitting of
' the Court, proper for the trial of the
' charge made against him or her.'

Folio 2, line 3—After the word "felony," insert "mis-
' demeanor, or suspicion thereof."

Same Folio—line 12—After the word "felony," insert
' misdemeanor, or suspicion thereof.'

Folio 3, line 6—After the word "felony," insert "mis-
' demeanor, or suspicion thereof."

Folio 4, line 10—Strike out from the word "and" to
the word "felony" in folio 5, line 11,
both inclusive.

Folio 12, line 19—After the word "actually" strike
' out the word "been."

Folio 19, last line—After the word "accordingly," in-
' sert the following clause—" And be it
' further enacted, that all persons who
' shall be tried for any offence whatso-
' ever, before any Court of Record in
' this Island, shall be allowed to make
' full defence by Counsel, the same as in
' all Civil Causes or Trials."

Folio 25, line 13—Strike out from the word "for" to
' the word "taken," in line 15, both in-
' clusive, and insert "for which Certi-
' ficate, a fee of two shillings and six-
' pence shall be taken, and no more."

And the said Amendments being again severally read, and the question of concur-

rence separately put upon each, they were agreed to by the House.

Ordered, that the said Amendments be engrossed.

Mr. Binns read in his place a Petition of William Murphy, of Hillsborough Ferry, opposite Charlotte Town, praying, for reasons therein stated, to be released from the arrears of Rent due on the said Ferry House.

Mr. Binns then moved, that the said Petition be received and read.

Mr. Speaker declined putting the question, on the ground that the Petition was not accompanied by the necessary official certificate from the proper officer, stating the debt, and what prosecutions, if any, have been made for the recovery of the said arrears, and setting forth how much the Petitioner and his security are able to satisfy thereof.

A Petition of divers Proprietors and Inhabitants of the Royalty of Charlotte Town, whose names are thereunto subscribed, was presented to the House by Mr. Thornton, and the same was received and read; setting forth—That Petitioners have heard with alarm, that the House hath appointed a Committee on certain Petitions, praying for an alteration of the Princetown Road, and other roads running through the Royalty of Charlotte Town—That the present roads cannot be altered without a great and unnecessary expence to the public—that the ostensible object of the former petitioners, is to obtain additional quantities of land, in the possession of adjoining proprietors, which have been rendered valuable by the labour and capital of those proprietors—and in many instances, where it is asserted that persons are in possession of more than their own lands, they merely occupy the identical lands described in their grants, and laid off to them by the Surveyor General and his Deputies; and have in some cases been in the uninterrupted possession of them for upwards of thirty years—That the mere alteration of the roads in question would not satisfy the former petitioners, without an enactment declaratory of their right to the property which they pretend to claim—That should the House proceed to legislate upon the rights and titles of individuals, the Petitioners respectfully submit, that it would be recognizing a principle which has been always carefully avoided by the Imperial Parliament, and which nothing but some great public improvement, such as

the making of a Canal or Railway, could induce it to interfere with, and then ample compensation is given—That should the roads be altered in the manner proposed, some of the Petitioners will be deprived of the greater part of their best lands—dwelling houses, office houses, and dyked fences will be cut off their possessions, and the measure will be productive of the greatest confusion, discontent and injustice—and praying that the House will cause no alteration, either partial or general, to be made, on the roads in the said Royalty; but if the House shall otherwise order, the Petitioners crave to be heard by Counsel at the Bar of the House.

Ordered, that the said Petition be referred to the Special Committee appointed on the Petition of William Cranston and others, presented to this House on the 24th instant, to examine also and report on this Petition.

A Petition of divers Inhabitants of the Town and Royalty of Georgetown, whose names are thereunto subscribed, was presented to the House by Mr. *Thornton*, and the same was received and read; setting forth—That from an extract of the Returns made to the British Government, this Island was laid out into Sixty-seven Townships, one Fort Lot, and Three Towns and Royalties, and in the said Returns the Royalty of Georgetown is stated at 4000 Acres—That an attempt has been made to make it appear that a very important section, namely the South Eastern, being one fourth part of the whole Royalty, is not within the Royalty at all—That the Petitioners entreat the House to examine minutely all the Maps, Grants and enactments relating to the said Royalty, and not to suffer so important a section of it to be cut off without good and valid reasons

for so doing—That until within a year or two, Lots in the Town and Royalty were granted to such individuals as fulfilled the conditions of the Licences of Occupation, which Government was in the habit of previously granting—That although the Town and Royalty has been laid out upwards of fifty years, scarcely any exertions were made to redeem the site thereof from a wilderness state, until within the last ten years; and the Town had hardly begun to emerge into existence, when its career of improvement was suddenly arrested, in consequence of the local Government refusing to grant any more of the Lots, except at such a high upset price, as to render them unattainable to settlers—That Petitioners are of opinion, were a moderate upset price set upon the said Lots, they would soon be purchased and settled, and the Town speedily rise to be one of the first in importance in the Gulf of Saint Lawrence—and that were application made to the Home Government, that no objection would be made to part at least of the amount arising from the sale of the remaining lots being laid out in the improvement of the said Town—That Petitioners conceive that the granting of one tenth of the Royalty to one individual (who is also an applicant for as much more), is not in accordance with the original intentions of Government, with reference to the said Royalty—and praying that the House will take all the matters herein submitted into consideration, and make such order thereon as to its wisdom may seem meet.

Ordered, that the said Petition be referred to the Committee of the whole House on the State of the Colony.

Then the House adjourned until Monday next, at 10 o'clock.

MONDAY, March 2, 1835.

Prayers.

THE Order of the Day, for the second reading of the Bill for the management and regulation of the Post Office in this Island, being read;

Ordered, that the said Order of the Day be postponed until Wednesday next.

The Order of the Day for the House in Committee on an engrossed Bill from the

Council, intituled *An Act to provide for the punishment of offences against the person and property, and to repeal the Act relating to Treasons and Felonies*, being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Binns took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again—which the House agreed to.

Then the House adjourned for one hour.

And being met—

Resolved, That this House do again resolve itself into a Committee of the whole House, on an engrossed Bill from the Council, intituled *An Act to provide for the punishment of offences against the person and property, and to repeal the Act relating to Treasons and Felonies*.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Binns took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, that the said Committee have leave to sit again to-morrow.

Mr. Binns, from the Committee to whom was referred the Petition of divers Pew-holders in the old Episcopal Church in Charlotte Town, with power to report by Bill or otherwise, presented to the House a Bill to authorize the sale of the said Building; and the same was received, and read for the first time.

Ordered, that the said Bill be read a second time on Thursday next.

Then the House adjourned until to-morrow at Ten o'clock.

TUESDAY, March 3, 1835.

Prayers.

THE Order of the Day, for the House in Committee on an engrossed Bill from the Council, intituled *An Act to provide for the punishment of offences against the person and property, and to repeal the Act relating to Treasons and Felonies*, being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Binns took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Binns reported, that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House whenever it shall be pleased to receive the same.

Ordered, that the Report be received to-morrow.

Resolved, That a Committee be appointed to search the Journals of the Legislative Council, to ascertain what proceedings have been had on the Bill intituled *An Act to alter and amend an Act of the Second year of the present King, for providing Salaries for Sub-Collectors of Customs*.

Ordered, that Mr. Green and Mr. Macdonald do compose the said Committee.

Then the House adjourned for one hour.

And being met—

The Order of the Day, for the House in Committee to consider further of Ways and Means, being read;

Ordered, that the said Order of the Day be postponed until Thursday next.

An engrossed Bill from the Council, intituled *An Act to improve the administration of Justice in Criminal cases, in this Island*, as amended, was read a third time.

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

Ordered, that Mr. Binns do carry back the said Bill to the Council, and acquaint them that this House hath passed the same, with several Amendments; to which they desire their concurrence.

Read a third time, as engrossed, the Bill intituled *An Act to consolidate and amend the Election Laws*.

Mr. Pope moved, that the word "Five" in the Fifth Clause of the said Bill, be struck out, and the word "Ten" substituted.

The House divided on the question:

YEAS.

Mr. Pope,
Mr. Lord,
Mr. Douse,
Mr. M'Callum.

NAYS.

Mr. Le Lacheur,
Mr. Nelson,
Mr. Palmer,
Mr. Binns,
Mr. James,
Mr. Green,
Mr. Thornton,
Mr. Clarke,
Mr. Ramsay.

So it passed in the negative.

Mr. Palmer moved that the word "Five" in the Fifth Clause of the said Bill be struck out, and the word "Eight" substituted.

The House divided on the question:

YEAS.

Mr. Palmer,
Mr. Pope,
Mr. Thornton,
Mr. Cooper,
Mr. Lord,
Mr. Douse,
Mr. M'Callum.

NAYS.

Mr. Nelson,
Mr. James,
Mr. Le Lacheur,
Mr. Binns,
Mr. Green,
Mr. Clarke,
Mr. Ramsay.

The House being equally divided, it was decided in the affirmative, by the casting vote of the Speaker.

Mr. Pope moved that the word "Five" in the Seventh Clause of the said Bill be struck out, and the word "Eight" substituted.

The House divided on the question:

YEAS.

Mr. Palmer,
Mr. M'Callum,
Mr. Nelson,
Mr. Lord,
Mr. Thornton,
Mr. Ramsay,
Mr. Pope,
Mr. Cooper,
Mr. Douse.

NAYS.

Mr. Green,
Mr. Le Lacheur,
Mr. Binns,
Mr. M'Null,
Mr. Clarke,
Mr. James.

So it was carried in the affirmative.

Mr. Binns moved that the words "the usual Oaths prescribed by Law, and also," be inserted in the Twenty-first Clause of the said Bill, immediately before the words "the Oath in Schedule (E.)"—and that before the word "Oath," in the following line, the words "last mentioned" be also inserted.

And the question being put thereon, it was carried in the affirmative.

Mr. Thornton moved, that the following Clause be struck out of the Bill:

' And be it further enacted, That no Candidate shall, either by himself or others, directly or indirectly, supply or furnish Rum, Brandy, Gin, or other distilled Spirituous Liquors, to any Elector during the continuance of the Election at which such Candidate shall solicit or obtain Votes, within five miles of the place where such Election shall be held, on pain of forfeiting the sum of Ten Pounds.'

The House divided on the question:

YEAS.

Mr. Thornton,
Mr. Pope,
Mr. M'Null,

Mr. James,
Mr. Clarke.

NAYS.

Mr. Ramsay,
Mr. Lord,
Mr. Cooper,
Mr. Palmer,
Mr. Nelson,

Mr. Green,
Mr. M'Callum,
Mr. Binns,
Mr. Le Lacheur.

So it passed in the negative.

Mr. Pope then moved to resolve, that the said Bill, as amended, do now pass.

Mr. Green moved, in amendment, to strike out the word "now" and insert the words "this day three months."

The House divided on the question of amendment:

YEAS.

Mr. Green,

Mr. Clarke.

NAYS.

Mr. Nelson,
Mr. Palmer,
Mr. Le Lacheur,
Mr. M'Callum,
Mr. Lord,
Mr. Ramsay,

Mr. Binns,
Mr. James,
Mr. M'Null,
Mr. Pope,
Mr. Thornton,
Mr. Cooper.

So it passed in the negative.

The Question being then put on the main motion, it was agreed to by the House—and Resolved, accordingly.

Ordered, that *Mr. Binns* do carry the said Bill to the Council, and desire their concurrence.

Mr. Clarke, from the Committee to whom was referred the Petitions of divers Inhabitants of the Town and Royalty of Princetown, presented to this House on the 10th and 12th February, presented to the House the Report

of the said Committee; and he read the same in his place, and afterwards delivered it in at the Clerk's Table, where it was again read, and is as follows:

Your Committee have to report, that after carefully examining the allegations contained in a Petition and counter Petition presented to this House from the Inhabitants of Princetown Royalty, and referred to this Committee, as to the expediency of closing, or suffering to remain open, a certain old road running in a diagonal direction through that Royalty—it is their opinion that the road in question is most destructive of private property; that its having been opened at a distant period, when the said Royalty was in a wilderness state, is no equitable reason why it should now remain open, as the roads subsequently planned and ordered by Government, dividing and subdividing the Royalty, altogether supersede the necessity of the road in question.

Your Committee have to observe, as a proof of this road being destructive of private property, and quite unnecessary, that a large majority of the Inhabitants immediately contiguous to the road, have prayed for the closing of it. Your Committee would therefore recommend that a Bill be introduced, authorizing the closing of the same forthwith. All which is humbly submitted.

Ordered, that the Report be received.

Resolved, That a Committee of three Members be appointed to prepare and bring in a Bill, in pursuance of the said Report.

Ordered, that Mr. Macnutt, Mr. Thornton and Mr. Binns do compose the said Committee.

Mr. Thornton presented to the House copies of the Correspondence between the Executive Government and Commissioners of Light Houses in this Island, with the authorities of Nova Scotia, on the subject of the Cranberry Island Light House, which had been handed to him by the Colonial Secretary, by desire of His Excellency the Lieutenant Governor, in compliance with the Address of this House of the 23d February.

Ordered, that the said Documents do lie on the Table.

Then the House adjourned until to-morrow at Ten o'clock.

WEDNESDAY, March 4, 1835.

Prayers.

MR. Green, from the Committee appointed to search the Journals of the Legislative Council, as to the proceedings had on the Bill to alter and amend an Act of the Second year of the present King, for providing Salaries for Sub-Collectors of Customs, reported, that they had found the following entry:

COUNCIL CHAMBER,
Monday, 2d March, 1835.

PRESENT:

The Honourable Chief Justice Jarvis, PRESIDENT;

The Honourables {
George Wright,
Thomas H. Haviland,
Charles Worrell,
The Attorney General,
John Brecken,
J. Spencer Smith.

The Order of the Day having been read,

On motion, *Ordered*, that the same, so far as relates to the Bill intituled *An Act to alter and amend an Act of the Second Year of the present King, for providing Salaries for Sub-Collectors of Customs*, be postponed until this day three months.

The Bill to repeal the Act of 4th Will. 4th, Cap. 16, for regulating the conveyance of the Mails by means of a Steam Vessel, was, according to order, read a second time.

Ordered, that the said Bill be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Macdonald took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Macdonald reported, that the Committee had gone through the Bill, without making any amendment thereto.

Ordered, that the Report be received.

Ordered, that the said Bill be engrossed, and that the Title be *An Act to repeal part of a certain Act therein mentioned, for regulating the conveyance of the Mails by a Steam Vessel*.

The Order of the Day, for the second reading of the Bill for the management and

regulation of the Post Office in this Island, being read;

Ordered, that the said Order of the Day be postponed until to-morrow.

Mr. *Binns*, from the Committee of the whole House, on an engrossed Bill from the Council, intituled *An Act to provide for the punishment of offences against the person and property, and to repeal the Act relating to Treasons and Felonies*, reported, according to order, the Amendments made by the Committee to the said Bill, which Amendments were again read at the Clerk's Table, and are as follows:

Folio 2, line 14—Strike out the words “and none other.”

Folio 7, line 12—After the word “intent,” insert “and miscarriage shall take place in consequence thereof.”

Same folio, line 18—Strike out the words “not being,” and insert “being or not being then quick with child.”

Folio 8, line 3—After the word “intent,” insert “and no miscarriage shall take place in consequence thereof; or if miscarriage shall take place in consequence thereof, when the woman was not quick with child.”

Same folio, line 8—Strike out the word “two,” and insert the word “four.”

Folio 9, last line—After the word “only,” insert “Provided always, that if complaint shall not be made of the ravishment of any Woman or Infant above ten years of age, within ten days after the commission of the crime (unless in cases where the Female shall be unable to make such complaint), before one of His Majesty's Justices of the Peace, or other Magistrate, then such fact shall be adjudged to have been committed by and with the consent of such woman or infant.”

Folio 11, line 4—After the word “award,” insert “Provided always, that no imprisonment in any such case shall exceed the term of one year; and that no prosecution shall take place unless complaint of such abduction shall be made before some Magistrate within one Calendar month after the same shall have occurred.”

Folio 14, line 17—Strike out from the word “and” to the word “Felon,” in *Folio 15, line 1*, both inclusive, and insert—“And be it enacted, That if any person shall feloniously take money or goods, or any valuable security, from the person of any other, every such offender, being convicted thereof, shall be punished by whipping, (if a male,) hard labour and imprisonment, with or without solitary confinement, not exceeding Seven Years, at the discretion of the Court.”

Folio 17, line 15—Strike out from the word “and” to the word “Felon,” in *line 17*, both

words inclusive, and insert—“And be it enacted, That every person convicted of Burglary shall be punished by whipping (if a male,) hard labour and imprisonment, with or without solitary confinement, not exceeding Seven Years, at the discretion of the Court.”

Folio 23, line 20—Strike out from the word “in” to the word “offence,” in *Folio 24, line 1*, both words inclusive, and insert “of any act done by him in which he may.”

Ordered, that the question of concurrence be now separately put upon the said Amendments:

And the First to the Eighth of the said Amendments, inclusively, being again severally read, and the question of concurrence separately put upon each, they were agreed to by the House.

The Ninth of the said Amendments being again read, and the question of concurrence being put thereon, the House divided:

YEAS.

Mr. *Binns*,
Mr. *Le Lacheur*,
Mr. *Lord*,
Mr. *Nelson*,
Mr. *McNutt*,

Mr. *Green*,
Mr. *McCallum*,
Mr. *Ramsay*,
Mr. *Macdonald*,
Mr. *Jamies*.

NAYS.

Mr. *Palmer*,
Mr. *Clarke*,

Mr. *Thornton*,
Mr. *Cooper*.

So it was carried in the affirmative.

The Tenth of the said Amendments being again read, and the question of concurrence being put thereon, it was agreed to by the House.

Ordered, that the said Amendments be engrossed.

Then the House adjourned for one hour.

And being met—

Ordered, that the Order of the 28th ult. for engrossing the Bill for granting Licences at reduced rates, for the retailing of Ale and Beer, and to amend the Act of 3d Will. 4th, Cap. 33, relating to Licences for retailing Strong and Spirituous Liquors, be discharged.

Ordered, that the said Bill be now re-committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. *Speaker* left the chair.

Mr. *Palmer* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. Palmer reported, that the Committee had made an amendment to the Bill, which amendment was again read at the Clerk's Table, and agreed to by the House.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be *An Act for the encouragement of Temperance, by allowing the retail of Ale, Porter, and other Liquors, at a reduced rate of Licence; and to amend the Act relating to Licences for retailing Strong and Spirituous Liquors.*

On motion of Mr. Thornton—

Resolved, That a Call of the House be made to-morrow.

Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to lay before the House copies of any Instructions which he may have received, respecting the sale or grant of the Crown Lands in this Colony, together with a detailed account of the Lands disposed of during the two past years.

Ordered, that Mr. Thornton, Mr. M'Nutt and Mr. Palmer be a Committee to prepare the said Address.

Then the House adjourned until to-morrow at Eleven o'clock.

THURSDAY, March 5, 1835.

Prayers.

ACCORDING to order, the List was called over.

Mr. Macdonald moved that an engrossed Bill intituled *An Act to repeal part of a certain Act therein mentioned, for regulating the conveyance of the Mails by a Steam Vessel*; be now read a third time.

Mr. Brennan moved, by way of amendment to the motion, that the said Bill be read a third time this day three months.

The House divided on the question of amendment:

YEAS.

Mr. Brennan,
Mr. Pope,

Mr. Palmer.

NAYS.

Mr. James,
Mr. M'Nutt,
Mr. Ramsay,
Mr. Clarke,
Mr. Green,
Mr. Le Lacheur,
Mr. Nelson,

Mr. Thornton,
Mr. Macdonald,
Mr. Lord,
Mr. Douse,
Mr. M'Callum,
Mr. Binns,
Mr. Cooper.

So it passed in the negative.

The question being put on the main motion, it was carried in the affirmative—

The said Bill was accordingly read for the third time.

Resolved, that the said Bill do pass.

Ordered, that Mr. Binns do carry the said Bill to the Council, and desire their concurrence.

Then the House adjourned for one hour.
And being met—

An engrossed Bill from the Council, intituled *An Act to provide for the punishment of offences against the person and property, and to repeal the Act relating to Treasons and Felonies*, as amended, was read the third time.

Mr. Cooper moved that the Tenth Clause be struck out of the said Bill, and the following substituted—“And be it enacted, That any person convicted of the crime of Rape, shall be imprisoned for a term not exceeding seven years, with or without hard labour for the said term, or any part thereof, at the discretion of the Court before which the offence shall be tried:”

The House divided on the Question:

YEAS.

Mr. Cooper,
Mr. Green,
Mr. M'Nutt,

Mr. Douse,
Mr. M'Callum,

NAYS.

Mr. Clarke,
Mr. Macdonald,
Mr. Ramsay,
Mr. Thornton,
Mr. James,

Mr. Palmer,
Mr. Pope,
Mr. Nelson,
Mr. Binns,
Mr. Le Lacheur.

So it passed in the negative.

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

Ordered, that Mr. Binns do carry back the said Bill to the Council, and acquaint

them that this House hath passed the same, with several amendments, to which they desire their concurrence.

Message from His Excellency the Lieutenant Governor, by Mr. Secretary Collins:

A. W. YOUNG, Lieutenant Governor.

The Lieutenant Governor lays before the House of Assembly, a Memorial from the Central Agricultural Society, which he recommends to the favourable consideration of the House.

Government House, }
March 5th, 1835. }

To His Excellency Sir **ARETAS WILLIAM YOUNG**, Knight, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and its Dependencies, Chancellor and Vice Admiral of the same, &c. &c. &c.

The Memorial of the Central Agricultural Society, by the Committee of Management.

Respectfully sheweth:

That your Memorialists are fully aware, that in the present state of the population and circumstances of the Colony, its Agriculture is, and must long continue to be, its all absorbing interest. Your Memorialists are confident, that this must be the conviction of your Excellency, and of the other branches of the Legislature: and express a hope, that the Agricultural Society has greatly contributed to the advancement of this essential branch of national prosperity, as may appear evident by the comparative exports of the year of its institution, 1827, and the year 1834.

The liberality of the Legislature, combined with the patronage of the public, has advanced the means of the Society, so as to enable it to procure for the Agricultural population, articles of indispensable necessity at cost and charges: But your Memorialists, while they rejoice at the progress the institution has already made, are sensible that there were many other objects of great importance contemplated at the formation of the Society, which it is not only their duty, but sincere desire to advance; but to attain which, the means at their disposal have not yet been found adequate.

Your Memorialists, therefore, earnestly solicit your Excellency to recommend to the Honourable the House of Assembly, to grant a sum of money in aid of the objects of the Society, for the advancement of the general interests of the Island. And your Excellency's Memorialists, on behalf of the interest they advocate and represent, will ever feel grateful.

GEORGE WRIGHT, President,

T. H. HAVILAND, Vice President,

JOHN C. WRIGHT,

WILLIAM DOUSE,

JOHN S. MACDONALD,

JOHN HYDE,

JAMES MILLER,

FRANCIS LONGWORTH,

PETER MACGOWAN, Secy. & Treasurer.

Charlotte Town, 24th February, 1835.

A motion being made, that the above Message and Memorial do lie on the Table;

Mr. Douse moved, by way of amendment, that the said Documents be referred to the Committee of Supply.

The House divided on the question of amendment:

YEAS.

Mr. Douse,
Mr. James,
Mr. Macdonald,
Mr. Thornton,
Mr. Palmer,
Mr. Nelson,
Mr. Binns.

NAYS.

Mr. Brennan,
Mr. Le Lacheur,
Mr. Cooper,
Mr. McNull,
Mr. Pope,
Mr. Ramsay,
Mr. Green,
Mr. McCallum,
Mr. Lord,
Mr. Clarke.

So it passed in the negative.

The Question being then put on the main motion, it was carried in the affirmative—and Ordered, accordingly.

Mr. Palmer read in his place a Petition of divers Merchants and other Inhabitants of Charlotte Town:

And a motion being made, and the question being put, that under the special circumstances of the case, the said petition be received;

It was carried in the affirmative.

Then the said petition was read; setting forth—that Petitioners learn there is a Bill in progress in this House for the purpose of repealing the Steam Packet Act passed last Session—and praying, in the event of the said Act being repealed, that the House will adopt such other measures as to its wisdom may seem fit, for securing to the Island the services of a Steam Vessel for the conveyance of the Mails.

Ordered, that the said petition do lie on the Table.

The Bill to authorize the sale of the building heretofore used as an Episcopalian Church in Charlotte Town, was, according to order, read a second time.

And thereupon, Resolved, That the further consideration of the said Bill be postponed until next Session; and that in the meantime Mr. Speaker do cause the same to be published in the Royal Gazette Newspaper.

Resolved, That the copies of the Correspondence on the subject of the Cranberry Island Light House, now before the House,

be referred to a Committee of five Members, to examine the same, and report thereon, by Bill or otherwise.

Ordered, that Mr. James, Mr. Green, Mr. Binns, Mr. Cooper, and Mr. M'Callum do compose the said Committee.

Mr. Thornton, from the Committee appointed to prepare and report the draught of an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to cause copies of any Instructions received by him relative to the sale or grant of the Crown Lands in this Colony, to be laid before the House, presented the draught of an Address, as prepared by the Committee, which being again read at the Clerk's Table, was agreed to by the House, and is as follows:

To His Excellency Sir ARETAS WILLIAM YOUNG, Knight, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and its Dependencies, Chancellor and Vice Admiral of the same, &c. &c. &c.

May it please Your Excellency;

We the Representatives of Prince Edward Island respectfully request that your Excellency will be pleas-

ed to cause to be laid before this House Copies of any Instructions received by your Excellency during the two past years, relative to the sale or grant of the Crown Lands in this Colony, and respecting the application of the monies arising therefrom—also that your Excellency will cause to be laid before this House a detailed account of the quantity of Land granted or sold during that period, the names of the Grantees and Purchasers, and terms of sale—describing where each particular tract so granted or sold is situate.

Ordered, that the said Address be engrossed.

Ordered, that the same Committee who prepared the Address, be a Committee to wait upon His Excellency with the same.

Then the House adjourned until to-morrow at Ten o'clock.

FRIDAY, March 6, 1835.

Prayers.

MR. Cooper, from the Special Committee to whom was referred two Petitions from the Inhabitants of King's County, presented to this House on the 6th February, praying the House to adopt such measures as they may deem fit, to obtain an escheat of the Lands in this Colony liable to forfeiture for non-fulfilment of the conditions of the Grants, presented to the House the Report of the said Committee, which was again read at the Clerk's Table, and is as followeth:

YOUR COMMITTEE appointed to take into consideration two Petitions from the Inhabitants of King's County, praying that your Honourable House will make such representations to His Majesty's Government, as may lead to the appointment of Courts of Escheat in this Island, have, among other matters connected with the subject, had under their consideration some of the original Grants by which Lands are held in this Island, of one of which the following is an authenticated copy:

Island of St. John.

To all to whom these presents shall come, I Walter Patterson, Esquire, Captain General and Governor in Chief in and over His Majesty's Island of Saint John, and the Territories adjacent thereto, Vice Admiral of the same, and so forth, send greeting: Whereas His Majesty, on the Twenty-sixth day of August, One thousand Seven hundred and Sixty-seven, by his Order in Council, was pleased to approve of and confirm the proceedings of the Lords Commissioners for Trade and Plantations, upon a plan which had been approved of by His said Majesty in Council, on the Ninth day of May, One thousand Seven hundred and Sixty-four, for the Settlement of said Island, and on the same day issued his several Royal Orders, directing the Governor of the Province of Nova Scotia forthwith to pass Grants under the Seal of said Province, to the Proprietors therein named, agreeable to the regulations contained in said approved proceedings and report: And whereas a large majority of said Proprietors did afterwards, by their said memorial to the Right Honorable the Lords Commissioners for Trade and Plantations, set forth that they had presented their humble petition to His Majesty, praying that said Island might be formed into a separate Government, and that in order to defray the expenses of such Government, they were willing and desirous that the payment of one half of their Quit Rents should commence from the First day of May, One thousand Seven hundred and Sixty-nine, instead of the Michalmas next after the expiration of Five years from the date of their Grants, as directed by their proceedings and confirmed report above mentioned; and that such further time might be given for the payment of the other moiety of said Quit Rents, as to His

Majesty in his great goodness should seem reasonable: And whereas His said Majesty was graciously pleased to constitute said Island a separate Government on the terms mentioned in said memorial, and to order that the other moiety of said Quit Rents, which was to take place at the expiration of ten years, should not commence until the expiration of twenty years: And further, to order by His Royal Instructions, directed to me, that the several persons possessed of any orders for grants of land in said Island, and who had not obtained patents for the same from the Governor of Nova Scotia, upon each and every of their applications to me, that I should confirm their titles by Letters Patent under the great seal of said Island, upon the terms and conditions above mentioned—Now know ye, that I the said Walter Patterson, by virtue of the power and authority to me given by His present Majesty King George the Third, under the great seal of Great Britain, have given, granted and confirmed, and do by these presents, pursuant to His Majesty's Order in Council, and His Royal Instructions to me directed, give, grant and confirm unto Hutchinson Mure, Merchant, Robert Cathcart and David Higgins, Captains, their heirs and assigns, in severalty, to be equally divided by them, share and share alike, their heirs, executors, administrators and assigns, a certain Lot or Township of Land, situate, lying and being in the King's County, in the said Island of St. John, which said Lot or Township of land is bounded as follows: (that is to say), on the North by the inland tract of number Fifty-seven, East and West five miles length of, and Montague River; on the South by the division line of number Sixty-one, length East and West nine Miles four thousand and seven hundred feet; on the East by St. Andrew's Town and Livingston's Bay; on the West by the division lines of numbers Fifty-seven and Fifty-eight, North and South two Miles two thousand eight hundred Feet, containing in the whole by estimate Twenty Thousand acres, more or less, being Lot or Township number Fifty-nine, with all and all manner of mines unopened (excepting and always reserving Gold, Silver and Coal mines,) to have and to hold the said granted premises, with all privileges, profits, commodities and appurtenances therunto belonging (except as before and hereinafter is excepted,) unto the said Hutchinson Mure, Robert Cathcart and David Higgins, their heirs and assigns for ever—saving and reserving to His Majesty, his heirs and successors, all such part or parts of said Lot or Township of land as have been already set apart, or shall hereafter be set apart, for building wharves, erecting fortifications, enclosing naval yards, or laying out highways for the communication between one part of the said Island and another. Also saving and reserving to His Majesty, his heirs and successors, One Hundred acres of said Lot or Township, for the site of a Church, and as a Glebe for a Minister of the Gospel, and Thirty acres for a Schoolmaster. And also further saving and reserving a liberty to all His Majesty's subjects of carrying on a free fishery or fisheries, on any part or parts of the coast of said Township, and of erecting stages and other necessary buildings for the said fishery or fisheries, within the distance of Five hundred feet from high water mark—Yielding and paying yearly and every year, by the said Grantees, their heirs and assigns, which by the acceptance hereof they bind and oblige themselves, their heirs, executors, administrators and assigns, to pay to His Majesty King George the Third, His heirs and successors, or to any person lawfully authorized to receive the same for His Majesty's use, a free yearly quit rent of Three Shillings sterling for every Hundred acres so granted, at or upon the first day of May next ensuing the date hereof, or upon fourteen days after. And also yielding and paying a further additional quit rent of Three Shillings for every Hundred acres hereby granted, at or upon the first day of May next ensuing after the expiration of Twenty years from the date hereof, or within fourteen days after; and each and every of said Quit Rents so to continue payable yearly and every year on every first day of May hereafter for ever; and on each and every default thereof, His said Majesty, his heirs and successors, or the

person or persons lawfully authorized to receive the said quit rents, shall and are hereby entitled to proceed agreeable to the laws, practice and customs of Great Britain, and of said Island, which now are or hereafter shall be in such case made and provided, practised and used for the recovery of His Majesty's quit rents in Great Britain or said Island. And the said Grantees further bind and oblige themselves, their heirs and assigns, to settle the said Lot or Township hereby granted, within Ten Years from the date hereof, with Protestant settlers, in the proportion of one person to every Two Hundred acres—said Protestant settlers to be introduced from such parts of Europe as are not within His Majesty's dominions, or to be such persons as have resided within His Majesty's dominions of America, two years antecedent to the date hereof. And if the said Grantees shall not settle one third of the said Lot or Township in the proportion aforesaid, within four years from the date hereof, then the whole of the said Lot or Township shall become forfeited to His Majesty, his heirs and successors, and this grant shall be void and of none effect.

In witness whereof, I have signed these presents, and caused the Seal of this Island to be thereunto affixed, at Charlotte Town in said Island, this fifth day of October, in the Ninth year of the Reign of Our Sovereign Lord George the Third, by the Grace of God of Great Britain, France and Ireland King, Defender of the Faith, and so forth, and in the Year of our Lord One Thousand Seven hundred and Sixty-nine.

By his Excellency's command,
PHILLIPS CALLBECK,
D. Secretary.

Entered in the Book of Records }
Lib. 4, folio 59, Charlotte Town, }
3d October, 1774.

Registered by me,

PHILLIPS CALLBECK, D. Registrar.

Prince Edward Island, Registrar Office.
12th February, 1835.

I certify the foregoing to be a correct copy.

J. P. COLLINS,
Secretary and Registrar.

I also certify that the mode of settlement, and the description and number of people required by the conditions of the other original Grants recorded in this Office, are the same as in the above.

J. P. COLLINS,
Secretary and Registrar.

Your Committee have also examined the Inquisitions taken on the Escheat of Townships Numbers Fifteen and Fifty-five, together with Governor Smith's Proclamation in 1818, extending further indulgences to the Grantees—of which Documents the following are copies:

Prince Edward Island, }
to Wit. }

An Inquisition indented and taken at Charlotte Town, in the Island aforesaid, this Fifth day of February, in the Fifty-eighth year of the reign of our Sovereign Lord George the Third, and in the year of our Lord One thousand eight hundred and eighteen, before Charles Wright, Esquire, Commissioner within the said Island Prince Edward, touching and concerning the performance or non-performance of the conditions in a certain grant of Land in Prince Edward Island, formerly the Island of Saint John, in King's County, granted to Francis Mackay, Esquire, Surveyor of Woods, Samuel Mackay, Esquire, of Montreal, and Hugh Finlay, Esquire, Post Master at Quebec, their Heirs and Assigns, in severalty, which

Land is bounded on the North by Numbers Forty-one and Forty-two, breadth East and West two miles and Three thousand five hundred feet, on the South by the North shore of Cardigan Bay, on the East by Number Fifty-six, and Boughton Bay, division line, Fifty-six is Eight miles and two Thousand feet, on the West by Number Fifty-four, North and South Ten miles and Three thousand three hundred feet, containing in the whole, by Estimation, Twenty thousand Acres more or less, being Lot or Township Number Fifty-five in the said Island, bearing date the Twenty-second day of May, in the year of our Lord One thousand seven hundred and sixty-nine, made by Lord William Campbell, Captain General and Commander in Chief in and over His Majesty's Province of Nova Scotia, by the oaths of Donald Mackay, John Gardiner, Thomas Robinson, Paul Mabey, Nathan Davis, William Bremner, Ralph Thompson, William Hyde, William Farquharson, Thomas Sims, William Warren, and John Howell, Twelve honest and lawful men, Freeholders of the Island aforesaid, for this purpose impanelled and summoned by the Sheriff, who being called, sworn and charged to inquire on the part and behalf of our Sovereign Lord the King, whether the said Francis Mackay, Samuel Mackay and Hugh Finlay, or their Heirs or Assigns, have, or have not, from the day of the date of the said grant, unto the day of taking this Inquisition, fulfilled, kept and performed certain conditions contained in the said grant, do say that the said Francis Mackay, Samuel Mackay and Hugh Finlay, or either of them, or their, or either of their Heirs and Assigns, have not in any manner performed or kept the conditions and covenants in their behalves to be performed and kept, from the date of the said grant to the day of the date hereof, but so to do have neglected or refused.

In Witness whereof, as well I the said Charles Wright, as the Jurors aforesaid, have to this Inquisition set our hands and seals, the day and year first written.

(Signed) CHARLES WRIGHT, Commissioner.
DONALD MACKAY,
JOHN GARDINER,
THOMAS ROBINSON,
PAUL MABEY,
NATHAN DAVIS,
WILLIAM BREMNER,
RALPH THOMPSON,
WILLIAM HYDE,
WILLIAM FARQUHARSON,
THOMAS SIMS,
WILLIAM WARREN,
JOHN HOWELL.

Filed in the Court of Chancery, }
5th February, 1818. }

(Signed) WILLIAM JOHNSTON, Registrar.
A true Copy, which I certify,
A. LANE, Registrar.

Prince Edward Island, }
to Wit. }

An Inquisition indented and taken at Charlotte Town, in the Island aforesaid, this Thirteenth day of May, in the Fifty-eighth year of the reign of our Sovereign Lord George the Third, and in the year of our Lord One thousand eight hundred and eighteen, before Charles Wright, Esquire, Commissioner, within the said Island Prince Edward, touching and concerning the performance or non-performance of the conditions in a certain grant of Land in Prince Ed-

ward Island, formerly the Island of Saint John, in Prince County, granted to Brook Watson; his heirs and assigns—said Lot or Township containing Twenty thousand acres, bounded by the sea from the division line of Lot Number Thirteen, Enmore head, Waldmore's River, Red Head, to Cape Egmont, towards Sandbury Cove, to the division line of Number Seventeen (17), North and South, Three miles eleven hundred feet, by the division line of Lots Numbers Thirteen, Fourteen, and Sixteen—in the year One thousand seven hundred and sixty-nine, being Lot or Township Number Fifteen (15), in the aforesaid Island, bearing date the Fifth day of October, One thousand seven hundred and sixty-nine, before Benjamin Evans, Donald Mackay, James Cantello, Henry May Williams, Thomas Sims, Jabez Barnard, Paul Mabey, William Bremner, Thomas Robinson, Nathan Davis, John Howell, and William Dockendorff, twelve good and lawful men, Freeholders of the Island aforesaid, for this purpose impanelled and summoned by the Sheriff, who being called, sworn and charged to inquire on the part and behalf of our Sovereign Lord the King, whether the said Brook Watson, or his heirs or assigns, have, or have not, from the day of the date of the said Grant unto the day of the taking of this Inquisition, fulfilled, kept and performed, certain conditions contained in the said Grant: Do say, that neither the said Brook Watson, nor his heirs or assigns, have in any manner performed or kept the said several conditions and covenants on his and on their behalves to be performed and kept, but from the date of the said Grant to the day of the date hereof, he and they have neglected or refused to keep the same.

In Witness whereof, as well I the said Charles Wright, as the Jurors aforesaid, have to this Inquisition set our hands and seals, the day and year first above written.

(Signed) CHARLES WRIGHT, Commissioner.
BENJAMIN EVANS,
DONALD MACKAY,
JAMES CANTELLO,
HENRY MAY WILLIAMS,
THOMAS SIMS,
JABEZ BARNARD,
PAUL MABEY,
WILLIAM BREMNER,
THOMAS ROBINSON,
NATHAN DAVIS,
JOHN HOWELL,
WILLIAM DOCKENDORFF.

Filed in the Court of Chancery, }
15th August, 1818. }

(Signed) A. LANE, Registrar.
A true Copy, which I certify,
A. LANE, Registrar.

BY HIS EXCELLENCY
CHARLES DOUGLASS SMITH,
Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and the Territories thereunto adjacent, Chancellor and Vice Admiral of the same, &c.

A PROCLAMATION.
WHEREAS by my Proclamation issued on the First day of October, 1816, it was notified that it was intended on the part of the Crown, to fix a Scale for future payment of Quit Rent, would commence on the 25th June in that year, and that the first half yearly payment would be demanded on the 25th day of December following:
And whereas the Right Honourable the Secretary of State for the Colonial Department has, in a Despatch bearing date Downing Street, 30th May last, communicated to me that His Royal

Highness the Prince Regent has been bountifully and graciously pleased to alter the rate of Quit Rent, heretofore payable by the Landed Proprietors of this Island, to two shillings per hundred acres, as relates to Townships and part of Townships. But that His Royal Highness, in giving so great an advantage to the Proprietors, feels it just, at the same time, to express his intention of rigidly enforcing the future payment of such Quit Rent; and upon a full consideration of the question, His Royal Highness has been pleased to decide, that in all cases where the total payment of each Proprietor shall exceed Twenty Pounds, or where the Proprietor shall be resident in Great Britain, the Grantees shall in every such case, have the option allowed by the Act, of making their half yearly payments, either to the Receiver General in Prince Edward Island, or to his Deputy in London, it being understood that whether made there or in this Island, it is to be made within fourteen days after the day on which it becomes due.

It is the further pleasure of His Royal Highness, that an additional indulgence shall be granted to such Proprietors as shall have previous to the year 1816, more or less regularly paid the Quit Rent on their respective Grants, of the nature and extent of which eventual indulgence, public notice will be given by the Receiver General.

It is clearly to be understood, that no alteration is to take place relative to the tenure of Town and Pasture Lots, in the respective Towns and Royalties—these are to continue under the Terms of their original Grants—there appearing to His Royal Highness to be no reason for giving to such Proprietors any indulgence beyond what is afforded them by remitting the arrears which have been generally remitted.

The further pleasure of His Royal Highness is, that the Proprietors of Township Lands shall be released from the obligation imposed by their original Grants of settling them with Foreign Protestants, provided that within Ten years from December 1816, the Lands shall have been settled with other persons in the proportions specified in their original Grants.

I have therefore thought fit to issue this my Proclamation, publicly to notify such His Royal Highness's gracious determination, for the information and guidance of all persons whom it doth or may concern.

Given under my Hand and Seal at Arms, at Charlotte Town, this Twenty-eighth day of July, One thousand eight hundred and eighteen, and in the Fifty-eighth year of His Majesty's reign.

(Signed) C. DOUGLASS SMITH

By His Excellency's command,

FADE GOFF, Deputy Provincial Secretary.
GOD SAVE THE KING.

Your Committee have examined the records of the House of Assembly, in order to ascertain the proceedings of the Colonial Legislature on this important subject, and the representations which have been made from time to time, relative to the forfeited grants, and they now beg to refer to the following extracts from the Journals.

NINTH SESSION OF THE SIXTH GENERAL ASSEMBLY.

TUESDAY, 2d November, 1802.

A clause of General Fanning's Speech, then Lieut. Governor.

"I have the satisfaction to inform you, from the highest authority, that the public affairs of this Island have already attracted the attention, and been brought under the consideration of His Majesty's Ministers, in a manner highly favourable to the late humble and dutiful representations, made on behalf of the inhabitants, respecting the many large, unsettled, and uncultivated tracts of land, in this valuable Island.

"But in order to give effect to the measures which have been adopted by His Majesty's Ministers, it will be necessary that Government here should be prepared to pursue, when circumstances shall render it advisable, the requisite and legal steps for effectually re-vesting in His Majesty such Lands as may be liable to be escheated."

Address of the House of Assembly to the Lieut. Governor:

"We His Majesty's dutiful and loyal subjects the House of Assembly, in General Assembly convened, request your Excellency will be pleased to order to be laid before them, as far as may be consistent and proper to be communicated to them, such information as has been received of the measures which have been adopted by His Majesty's Ministers for effectually re-vesting in His Majesty such Lands in this Island as are liable to be Escheated and forfeited for non-performance of the conditions of the respective grants, and for promoting the immediate settlement of this Island, in consequence of the humble representations of this House to His Majesty.

"JAMES CURTIS, Speaker.

"Assembly Room, 4th Nov. 1802."

Governor's Answer.

"In answer to the Address requesting such letters and orders from the Secretary of State, relating to the Escheating the Lands in this Island, liable to forfeiture, to be laid before the House; that he had already communicated to the late House of Assembly all such information as he had received on the subject, and he delivered them also a letter of the 5th of October last, which he had lately received, and desired to be laid before the House."

"FRIDAY, 1st April, 1803."

Message from His Majesty's Council.

"Mr. Speaker—His Majesty's Council have agreed to the Bill intitled "An Act for effectually re-vesting in His Majesty, his Heirs and Successors, all such Lands as are, or may be, liable to forfeiture within this Island"—with amendments.

"April 2d, 1803.—His Excellency the Lieutenant Governor gave his assent to a Bill intitled "An Act for effectually re-vesting in His Majesty, his Heirs and Successors, all such Lands as are, or may be, liable to forfeiture within this Island."

"WEDNESDAY, November 20th, 1805."

[Resolutions passed by the Committee on the State of the Colony.]

"Resolved, That the proceedings of the Legislature of this Island, in passing the two Acts, namely, for enforcing the due and regular payment of the Quit Rents—and for re-vesting His Majesty with the unsettled Lands of this Island—were in direct conformity with His Majesty's Royal Pleasure, signified by His Secretary of State, to the late Lieutenant Governor General Fanning.

"Resolved, That it appears to this Committee, and that they have the strongest reason to believe, that the Royal Assent to the said Act for re-vesting His Majesty with such Lands as are or may be liable to forfeiture within this Island, has been graciously afforded by His Majesty.

"Resolved, that the Committee hath great reason to apprehend, and it appears to them, that such His Majesty's Royal Allowance hath been withheld by means of unfounded representations of interested individuals in England, which the Assembly of this Island hath no opportunity of answering.

"Resolved, That it appears to this Committee, that the proceedings which have taken place under the former Act, viz: for enforcing the due and regular payment of the Quit Rents, have been suspended through the same means; and that thus the measures planned by the wisdom of His Majesty's Councils for the settlement and prosperity of this Island are wholly frustrated, and His Majesty's gracious and beneficent intentions for the welfare and happiness of his faithful and loyal subjects therein rendered ineffectual.

"Resolved, That the withholding, through the means aforesaid, the Royal Assent to any Act of the Legislature of this Island, after

His Majesty had been graciously pleased to afford the same, is discouraging to His Majesty's Colonial Legislatures, and destructive to the growing interests of this Island.

"Resolved, That an humble and dutiful representation be made to His Majesty, setting forth the grievous obstructions which have arisen to render abortive his gracious and beneficent intentions towards this Colony; and to pray that His Majesty would be pleased to take the same into his Royal consideration, and to give such orders for removing the said obstructions, and for promoting the settlement and prosperity of this Island, as to His Majesty in his Royal wisdom may seem fit.

"Resolved, That an humble Address be presented to His Excellency the Lieutenant Governor, praying that he would be pleased to transmit the said Petition and Representation to the Right Hon. Lord Castlereagh, one of His Majesty's principal Secretaries of State, and a copy thereof to the Right Honorable the Earl of Liverpool, President of His Majesty's most Honorable Privy Council for Trade and Plantations.

"Resolved, That the Committee of Correspondence do transmit the same to William and Thomas Knox, Esqrs. the Colony Agents for this Island, and request they will use every exertion in their power to get the grievance complained of removed, and obtain the signification of His Majesty's Royal will and pleasure on this important subject."

'TUESDAY, November 26th, 1805.'

[Address to the Lieutenant Governor.]

"To His Excellency Joseph Frederick Waller Des Barres, Lieutenant Governor, &c. &c. &c.

"May it please your Excellency,

"The House of Assembly having taken into their serious consideration, the unexpected manner in which His Majesty's Royal Allowance to an Act passed at the Session of the General Assembly of this Island in March 1803, intitled 'An Act for effectually revesting in His Majesty, his Heirs and Successors, all such Lands as are or may be liable to Escheat or forfeiture in this Island,' has been withheld in consequence of unfounded representations of interested individuals in England, after the same had been graciously afforded. And having also considered the circumstance of the judgments which the Receiver General of Quit Rents has obtained against a number of Lots of Land in this Island, for arrears of Quit Rent, being laid by, through which means the measures planned by the wisdom of His Majesty's Councils for the settlement and prosperity of this Island, are rendered completely fruitless, have come to certain Resolutions thereupon; and feeling themselves called upon, by every motive and inducement that can operate on them, to fulfil the trust committed to their hands, have unanimously Resolved to present an humble and dutiful Representation and Petition to their most gracious Sovereign, complaining of the impediments which have taken place, to render abortive His Majesty's gracious intentions, so repeatedly manifested for advancing and promoting the welfare of this Island; and being desirous of having the same transmitted to England as soon as possible, humbly request your Excellency will have the goodness to receive and transmit the same Petition, Representation and Resolutions, to the Right Honorable Lord Castlereagh, one of His Majesty's Principal Secretaries of State, and a duplicate thereof to the Right Honorable the Earl of Liverpool, President of the Committee of His Majesty's most Honorable Privy Council for Trade and Plantations.

On Tuesday 2d December, 1806.—"Ordered, on motion of Mr. Holland, that a Committee be appointed to draw up the heads of a new Bill, for the effectually revesting in His Majesty such Lands in this Island as are liable to Escheat."

The Members—Messrs. Holland, Macgowan, Stewart, Palmer, Macdonald.

Your Committee have also had before them a copy of the Act passed in 1803, in conformity with the Despatch previously received from Lord Hobart—and which is as followeth:

A BILL INTITLED

An Act for effectually revesting in His Majesty, His Heirs and Successors, all such Lands as are or may be liable to forfeiture within this Island.

WHEREAS, notwithstanding the various instances of indulgence and forbearance of our most gracious Sovereign towards the Grantees or Proprietors of the several Lots, half Lots, or shares of Lots of Land in this Island, the said Proprietors, a few only excepted, have so wholly neglected the settlement and improvement of their Lands, that at this day, now upwards of Thirty years from the date of their respective Grants, by far the greatest part of the Island is abandoned to a state of wilderness, discouraging and distressing to His Majesty's faithful subjects its present inhabitants, destructive to the just views and expectations of government, and burthensome to our Mother Country, in supporting and maintaining its establishment: And whereas, in consequence of the late humble and dutiful representation of the late House of Assembly to His Majesty's Ministers, the actual state of the Colony, as above mentioned, has been taken under their consideration, and on the sixth day of August last, His Majesty was graciously pleased to signify his Royal pleasure, by the Right Honorable Lord Hobart, one of His Majesty's principal Secretaries of State, to the Lieutenant Governor of this Island, that the Government of this Island should be prepared to pursue, without loss of time, when circumstances should render it advisable, the requisite and legal steps for effectually revesting in His Majesty, such Lands as might be liable to be escheated and forfeited to His Majesty, either by non-improvement, non-payment of the Quit Rents, or non-performance of any of the conditions of the Grants thereof; and that the line of proceeding established in the neighbouring Colony of Nova Scotia in that respect, should be adopted and followed in this Island—Wherefore, in ready obedience and conformity to His Majesty's gracious pleasure so as aforesaid signified, and for effectually promoting, encouraging and advancing the settlement and prosperity of this Island:

Be it enacted, by the Lieutenant Governor, Council and Assembly, That on or before the Second Tuesday of April next, it shall and may be lawful to and for the Governor, Lieutenant Governor, or Commander in Chief of this Island for the time being, and he is hereby authorized and required, with the advice of His Majesty's Council, to constitute and appoint by Commission to be issued for that purpose, a fit and proper person for the time being, to be Commissioner of Escheat and forfeitures of Land within this Island; which said Commissioner is hereby authorized and empowered, from time to time, on information being made and filed before him, by His Majesty's Attorney or Solicitor General, for and on behalf of his said Majesty, his Heirs and Successors, touching or concerning the performance or non-performance of the conditions of any of the Grants or Letters Patent, by which the Lots, or parts or shares of Lots of Land in this Island, have, or might have been

at any time heretofore held, by the oath of Twelve good and lawful men, freeholders of land in the Island aforesaid, for that purpose to be duly summoned by the Sheriff of this Island, or his Deputy, by virtue of a precept to be directed to him, and impanelled, sworn and charged to inquire on the part and behalf of our said Lord the King, whether the Lots, or parts or shares of Lots of Land, in such information respectively mentioned and described, are or shall be liable to be escheated and forfeited to his said Majesty, his Heirs and Successors, either by non-improvement of the Lands, non-payment of the Quit Rents, or non-performance of any other of the conditions of the respective Grants or Letters Patent thereof; and the said Commissioner shall have power and authority to summon Witnesses to attend and give evidence before the said Inquisition. And the said Commissioner of Escheat and Forfeitures for the time being is hereby required and directed, duly to return the Inquisitions, which he shall from time to time take by virtue of this Act, into the Office of the Register of the Court of Chancery of the said Island, under his Seal and the Seals of those by whose oath he shall take the same: and thereupon the Lands and premises therein contained, are hereby declared to be revested in His Majesty, his Heirs and Successors, any former Grant or Letters Patent thereof notwithstanding. And it shall and may be lawful to and for the Governor, Lieutenant Governor, or Commander in Chief of the said Island for the time being, with the advice and consent of His Majesty's Council, to make Grants of such Lands so returned, which Grants shall be good, valid and effectual, to all intents and purposes whatsoever.

II. And be it further enacted, by the authority aforesaid, That the Clerk of the Court of Escheat and Forfeiture, (who is to be appointed in manner aforesaid), shall, within six days next after the filing of every Information in the said Court, put up at the Court House at Charlotte Town, a Notice signed by him, thereby notifying all persons interested in the Lot, or part or share of Lot of Land in such Information mentioned and described, that the same has been filed for the purpose of escheating and forfeiting such Lands and premises, and of the time when an Inquest of Office will be held and taken before the said Commissioner of Escheats and Forfeitures, at the Court House of Charlotte Town, which time shall not exceed six months from the publishing of the said notice, and the said Clerk shall, upon each and every information being filed as aforesaid, also publish a like notice in the Gazette, for and during the space of one month—and in case no Gazette shall be printed in the said Island, then the said Clerk shall post up within the time aforesaid, in the usual manner, and in the accustomed places, such notice in printing or writing.

Provided, That it shall and may be lawful for all persons interested or entitled to such Lands as are comprised in any Office or Inquisition, so returned into the said Court of Chancery, by virtue of this Act as aforesaid, to traverse the same in the Court within Twelve months from the date thereof; which said notice herein-before directed, and Inquisition to be taken in pursuance thereof, shall be deemed sufficient notice to the Traverser and all parties interested or concerned in such traverse, without any writ of Scire Facias being issued. And if the said Office or Inquisition shall not be traversed within the said time, the Grant of such Land, by virtue of such Inquest, by the Governor, Lieutenant Governor, or Commander in

Chief, with advice as aforesaid, shall be absolute, according to the form and effect of such Grant.

Your Committee, on referring to the proceedings of the last House of Assembly, find the following Evidence taken in the Session of 1832, before a Special Committee appointed to inquire what Lots or Townships of Land in this Island were liable to Escheat.

HOUSE OF ASSEMBLY,

COMMITTEE ROOM, JANUARY 7th, 1832.

Present—Messrs. Dalrymple, Brecken, Owen, Finns and Cooper.

Mr. DALRYMPLE in the Chair.

The SURVEYOR GENERAL—*Examined.*

Q. Do you know, Sir, what the terms and conditions are, by which lands are held in this Island?

A. I do.

Q. Will you have the goodness to state what these conditions are, for the information of the Committee?

A. One of the principal conditions is, that a hundred persons must be settled on each Township within ten years after the date of the grant?

Q. Are you aware that some of the Grantees have not yet fulfilled the conditions of their grants?

A. I am.

Q. Did you ever hear, or has it ever come to your knowledge, of any measures having been adopted by His Majesty's Ministers in the years 1801, 1802, or 1803, recommending an Escheat Act to be passed by the Colonial Legislature?

A. When Lord Hobart filled the office of Secretary of State for the Colonies, he recommended the establishment of a Court of Escheats in this Colony.

Q. Are you aware that the Provincial Legislature ever passed an Act for revesting in His Majesty such Lands as were liable to Escheat?

A. A Bill was actually passed for that purpose on the Twenty-sixth of March, 1803, entitled "An Act for effectually revesting in His Majesty, his Heirs and Successors, all such Lands as are, or may be liable to forfeiture within this Island."

Q. Do you think that if such a Law had received the Royal Allowance, it would have proved a benefit to this Country?

A. I am of opinion it would have proved highly beneficial, in advancing the Settlement of this Island.

Q. Has an instance ever occurred of any Township having been forfeited for the non-compliance with the terms and conditions of the grants and patents by which Lands are held in this Colony?

A. Two instances occurred in the year 1818, during the administration of Lieut. Governor Smith. Lots 15 and 55 were revested in the Crown.

Q. Have you any reason for believing that the conditions of the Grants of the following Townships, viz: Nos. 2, 3 and 4, have not been fulfilled?

A. With regard to Number Three, I think it is not settled as required by the Grant; with respect to the other two Lots, I am not altogether certain. By an official document, it appears there were only ten settlers on Lot Number Two, and eleven on Lot Four, in the year 1827.

Q. Does it come within your knowledge whether or

not the conditions of the Grants of Townships Number Seven, Eight, and Nine be fulfilled?

A. I have not been on any of those Townships; but it appears from the Census, taken in the year 1827, that the number of persons required by the Grants was not settled on any of these Townships.

Q. It appears from the Statistical Document already alluded to, that Townships Number Ten, Eleven, and Twelve were then not settled according to the conditions of their Grants—Do they remain in the same state still?

A. Township Ten, I believe, remains nearly in the same state: Townships Eleven and Twelve, I think, are still deficient in the number of settlers required.

Q. Are you of opinion that Lot Twenty-two, a Township situated near the middle of the Island, contains the number of settlers prescribed by the original Grant?

A. I am not of that opinion.

Q. How many settlers do you think are on that Township?

A. There are only, at present, twelve or thirteen at most.

Q. Are you acquainted with the state of the Lots, or the number of settlers on Townships Forty-five and Forty-six?

A. I am not. These Townships are divided—the Proprietor of one moiety of Lot Forty-five is not known, nor is it represented by either a Proprietor or Agent at this time.

Q. It appears from the Schedule of 1827, that Township Fifty-one contained, at that period, only twenty-seven acres of cultivated Land; that there were only nine Cows, two Horses, and twelve Pigs, on a Township of Land, consisting of upwards of 20,000 acres—Can you state, for the information of the Committee, whether any material alteration has taken place on this Township since that period?

A. A few persons have lately settled on the High Road to Georgetown. In 1827, there were only two families on the whole Township.

Q. To what causes ought the backward state of that Township to be attributed?

A. To its peculiar situation and the smallness of its water front.

Q. It also appears, from the aforementioned Schedule, that Lot Fifty-four, a Township consisting of upwards of Twenty thousand acres, has only Two hundred and seven cleared. That the whole Stock on it only amounts to two oxen and fifteen horses. Do you think the conditions of the Grant of that Lot have been fulfilled?

A. No, they have not—there are very few settlers indeed on it.

Q. It appears that all the agricultural produce which was raised on Townships Sixty-six and Sixty-seven amounted only to Twenty-five bushels of potatoes, and three of wheat, a small quantity to be raised from Forty thousand acres of land. Is it owing to any inferior quality of the soil, or to other causes, that these two Townships still remain in a wilderness state?

A. These Townships are very fine land, but they are interior Lots. Some Settlements have been lately made on Township Sixty-seven, along the new Princetown road. The high road to Georgetown runs through Township Sixty-six, but I am at a loss to know what prevents its settlement.

COMMITTEE ROOM, February 17th, 1832.

Present—Messrs. Dalrymple, Brecken and Cooper.

Mr. DALRYMPLE in the Chair.

The ATTORNEY GENERAL—Examined.

Q. Is it your opinion that the Representative of His Majesty is competent to appoint a Court of Escheats in this Colony?

A. I am of opinion that it is competent for the Representative of His Majesty in this Colony, to appoint a Commissioner or Commissioners of Escheats within the same.

Q. Were such Courts appointed, would it be necessary to regulate their proceedings by a law of the Island?

A. If such Courts were established, I am of opinion that it would be proper and necessary to regulate their practice and proceedings by law, and particularly to define the period of notice to be given, and how given, before proceeding to take an Inquest of Office for the purpose of revesting in His Majesty any Lands within this Island; and such law should also limit and fix a period for parties to come in and traverse any Inquest so taken.

Q. How are lauds escheated in the neighbouring Provinces of Nova Scotia and New Brunswick?

A. I am not acquainted with the mode of proceeding by Escheat in New Brunswick. I believe that in Nova Scotia the practice is as follows:—The Attorney General first files an information against such tracts of Land as are considered liable to Escheat, and a notice is then given in the Royal Gazette newspaper, stating the filing of such information, and that, on a day named, the Court will proceed to take an Inquest of Office thereon, for revesting the said land in His Majesty, and calling on all persons interested to appear and shew cause, if any they can, against such proceedings. The notice also particularly describes the Land, and gives the name of the original Grantee, with the date of the Grant. On the day appointed, a Jury is sworn, and the Attorney General produces evidence of the grant and the non-performance of the conditions, and, if satisfied with the testimony offered, the Commissioners and Jury find an Inquisition under their hands and seals to that effect, which Inquisition is deemed sufficient to revest the Land informed against in His Majesty.

Q. Have any Lands been revested in His Majesty in this Island—and what was the nature of the proceedings thereupon held?

A. Lots or Townships Numbers Fifteen and Fifty-five in this Island were some years ago revested in His Majesty. I did not reside in the Colony at that time, and therefore cannot speak positively as to the mode of proceeding. I however believe the Nova Scotia practice was adopted in those cases. Several years subsequent to the taking of the Inquest, parties claiming under the original Grantees of Township Fifty-five sought to traverse the Inquest, on the ground of the Commissioners having allowed improper evidence to go to the Jury—I never heard of any doubt being started as to the competency of the Court itself, which was constituted by Commission from the then Lieutenant Governor Smith.

MARCH 7th, 1832.

Present—Messrs. *Dalrymple, Binns and Brecken.*

The SOLICITOR GENERAL—*Examined.*

Q. Is it your opinion that the Representative of His Majesty is competent to appoint Courts of Escheat in this Island?

A. Unquestionably.

Q. Were such Courts appointed, would it be necessary to regulate their proceedings by a Law of the Island?

A. It would not be absolutely necessary, it being the prerogative of the Crown to appoint all Courts of Justice, and to regulate their proceedings, provided they are conformable to the known laws of the Island; but it would be highly advisable, inasmuch as a regular course as well of re-investing the Crown with the Lands liable to Escheat, as to point out the mode in which those who think themselves aggrieved may traverse the Inquisition.

Q. How are Lands Escheated in the neighbouring Provinces of New Brunswick and Nova Scotia?

A. In the Province of Nova Scotia the appointment of a commission of Escheats has been almost coeval with the settlement of the Colony. The mode practised there is as follows:—The Attorney General files an information against the Grantees, a Jury is impanelled, proof is adduced, first of the Lands having been granted under certain conditions, and then of the non-performance of those conditions, at the time of taking the Inquisition—if these facts are found, a Judgment follows, and the Crown is re-invested with the Lands.

Q. Have any Lands been re-vested in His Majesty in this Island?

A. Yes, Township Fifty-five has, to my own knowledge; and I believe, Lot Fifteen also.

Q. Do you know what was the nature of the proceedings thereupon held?

A. Similar in many respects to those of the Province of Nova Scotia; but I think that the evidence taken on the Inquisition in the case of Township Fifty-five was irregular, because persons who were squatters, and who had been promised grants of what Land they occupied and were actually resident on, were admitted as witnesses; and a copy of a copy of a Grant was allowed to be received as evidence, when the original Grant itself, or an authenticated office copy thereof, should have been produced.

Q. What have been the conditions annexed to Grants or Patents of Land in this Island?

A. In addition to Quit Rent and different reservations, I believe all the grants contain a condition that the Township shall be settled in the proportion of Two hundred souls to Twenty thousand acres.

Q. What is your opinion as to the meaning of the term Settler?

A. The intention of the Crown was, evidently, that the Grantees should furnish a population in proportion to the number of acres; but whether it meant that there should be one male adult to every Hundred acres, or whether one person, either male or female, infant or adult, in the like proportion, was sufficient to satisfy the terms of the Grants, is a matter of question.

Q. What in your opinion would be the effect of establishing a Court of Escheats, and of re-vesting in His Majesty, such Townships, or parts of Townships, as are not settled according to the conditions and terms of their respective Grants?

A. I think it would be highly advantageous to the Colony.

Q. You are a native of Nova Scotia—Have you ever known large Tracts or Townships of Land granted in that Province, and afterwards Escheated?

A. Yes—in particular, a very extensive Tract of Land called the Philadelphia Grant, and the Township of Douglas.

Q. What has been the course pursued with regard to those who may have been in actual possession of small portions of such Townships?

A. On the Grants and Township above mentioned being Escheated, provision was made for securing the actual settlers in the possession of their improvements, with a proportionate quantity of wilderness Land.

Q. How was the expence of said Courts of Escheat defrayed?

A. By a Grant from the Public Revenue.

Q. What in your opinion would be the best mode of meeting the expence necessarily attendant on holding Courts of Escheat, without having recourse to the Public Revenue?

A. The fairest mode, I think, would be by a sale of part of the Lands Escheated.

Your Committee find, that in the same Session an Act for regulating the proceedings of a Court of Escheat in this Colony, was duly passed by the three branches of the Legislature; and an Address presented to His Excellency the Lieutenant Governor, respectfully soliciting him to put the said Act into operation. Your Committee have also had under consideration a Despatch from Viscount Goderich, in answer to the application of His Excellency the present Lieutenant Governor of this Island, for advice relative to the course to be pursued with reference to the establishment of the said Court. They have also had under review the proceedings of the last House of Assembly in 1833, when a series of Resolutions were passed, strongly expressive of the sense of the House; and an Address transmitted to His present Majesty, humbly praying that he would be graciously pleased to direct a Court of the nature referred to, to be established in this Colony.

Your Committee have likewise had their attention called to another Despatch from Viscount Goderich, dated January 27th, 1833, from which the two following paragraphs are extracted.

I trust that the measures which I have stated may be acceptable in Prince Edward Island. In reviewing the proceedings of this Department respecting Quit Rents, I observe that the Proprietors and Inhabitants of Prince Edward Island have frequently represented, and I think with justice, that they ought to be dealt with on this subject in the same manner as the Inhabitants of the neighbouring and larger Colonies.

I now act on this principle, by extending to Prince Edward Island, with such adaptations as existing arrangements require, the same measure which has lately been adopted in New Brunswick. That measure has this further advantage, that, without in the least trenching on the sacred rights of property, it will create a stimulus to the owners of Land in Prince Edward Island, either actively to improve their own possessions, or else to sell them, at the fair value which they may be found to bear in the market, to such persons as will take them for the purpose of turning them to the best account.

Your Committee have also had before them a Resolution passed in the last Session of the late House of Assembly, pledging the House to take the subject of the unsettled state of this Colony into serious consideration at the then ensuing Session, provided no further information relative thereto should in the mean time be received from His Majesty's Government.

And in order to shew at one glance, the relative proportion of actual Settlers holding in fee, compared with the occupiers of the lands as Tenants and Squatters, the following statement is abstracted from the original Returns made by the persons employed by Government for taking the Census of the population of this Island, in 1833.

Townships, Nos.	Heads of Families.	Settlers in Fee.	Occupiers, as Tenants and Squatters.
1	75		75
2	27		27
3	16		16
4	31		31
5	35	1	34
6	13		13
7	21	17	4
8	19	2	17
9	7		7
10	6		6
11	29	2	27
12	17	5	12
13	43	17	26
14	48	48	5
15	81	70	11
16	67	9	58
17	125	99	26
18	117	53	64
19	120	16	104
20	104	13	91
21	98	42	56
22	44	7	37
23	40	24	16
24	167	22	145
25	49	44	5
26	76	25	51
27	65	15	50
28	146	94	52
29	91	2	89
30	25	25	
31	48	19	29
32	121	30	91
33	83	29	54
34	202	24	178
35	109	4	105
<hr/>			
	2370	753	1617

Townships, Nos.	Heads of Families.	Settlers in Fee.	Occupiers, as Tenants and Squatters.
36	71	8	63
37	59	27	32
38	33	26	7
39	45	17	28
40	51	3	48
41	49	5	44
42	49	2	47
43	74	22	52
44	76	57	19
45	79	26	53
46	41	9	32
47	111	58	53
48	84	10	74
49	125	64	61
50	111	40	71
51	43	10	33
52	30	10	20
53	48	16	32
54	20	8	12
55	53	32	21
56	77	5	72
57	172	65	107
58	91	57	34
59	47	13	34
60	62	25	37
61	34	2	32
62	51	13	38
63	39	13	26
64	89	31	58
65	131	11	120
66	10		10
67	26	24	2
<hr/>			
Small Islands,	22	2	20
<hr/>			
	4451	1462	2989

Your Committee deem it necessary to refer back to the state of affairs in North America, before and about the time when this Island was granted. By the Treaty of 1763, the French possessions in North America were ceded to Great Britain—the Canadians, by that Treaty, were settled in their possessions under

the British Government, but the Acadian French and inhabitants of this Island were transported to France, or removed to other parts, which clearly shows that the British Government had it in contemplation to settle the Sea coast with a people different from the former inhabitants of French origin, and will account in some measure for the large grants, and conditions of settlement which were made for this Island.

It appears from the original grants, that the plan of settlement for this Island was submitted to His Majesty, by the Lords Commissioners for Trade and Plantations, in the year 1764, and His Majesty was thereupon graciously pleased to issue His royal order to the Governor of Nova Scotia, to pass Grants of the Lands of this Island, under the seal of the said Province, to certain persons named in the Instructions or Orders to the Governor, upon condition of paying a certain stipulated yearly Quit Rent to His Majesty, and settling the lands with Foreign Protestants, in the proportion of one person to every Two hundred acres of Land, within Ten years.

Thus with the exception of a few small tracts reserved for Towns and Royalties, the Lands of this Island were ordered to be all granted at the same time, in Sixty-seven Lots or Townships, 20,000 acres of land to each Township; and it also appears, that His Majesty was graciously pleased, on the memorial of the Grantees, to form a separate Government for this Island from that of Nova Scotia, to which it was formerly attached; by which memorial the Grantees engaged to defray the expence of the Government of this Island for Ten years, by their Quit Rent; and the Grantees were permitted to take out new grants from the Governor of this Island, free of expence, by which they obtained Twenty years for the payment of the second moiety of their Quit Rent, instead of the Ten years according to the conditions of the first grants.

This plan of settlement, and the repeated indulgences of His Majesty to the Grantees, to forward the ostensible object of settlement with Foreign Protestants, affords sufficient proof to satisfy your Committee that the lands in this Island were not intended to be settled with British subjects; and as the expence of the transportation and settlement of Foreign Protestants must have been contemplated, and the practicability of the scheme taken into consideration, when the plan of settlement was submitted to His Majesty, by the Lords Commissioners for Trade and Plantations, therefore the settlement of the lands appears to your Committee to have been a principal consideration demanded by Government for the grants. If the conditions of settlement had been fulfilled, there would have been one hundred settlers upon each of the Townships in the year 1779, and consequently 6700 settlers in the Island, besides the inhabitants who might have settled in the Royalties, and the families of the settlers themselves, your Com-

mittee considering the term "settlers" to mean male persons of fifteen years old and upwards.

But notwithstanding the conditions of the grants and the engagement of the Grantees to support the Government of this Island from their Quit Rent, and His Majesty's indulgence to the Grantees, to enable them to fulfil the said conditions, the lands remained in a wilderness and unsettled state for many years, and became liable to forfeiture, when many of His Majesty's British subjects who were attached to their King and Government, emigrated to this Island, after disturbances had broken out in the Southern Colonies, which separated the United States from the parent Government; and as the original grants were previously subject to forfeiture, they entertained a reasonable expectation that they would be settled in this Colony, upon terms equally favourable with their fellow subjects in the other provinces.

Your Committee would observe, that the granting of large tracts of land, which vested the whole of this Island in a few individuals, created Seigniories, or Lordships, in which to settle Foreign protestants as vassals, and which would possibly have suited the habits of that description of people, and when the Grantees had gone to the expence of their transportation and settlement, they would have had a claim upon the settlers for the trouble and expence incurred. But it must be at once apparent, that such terms of settlement would never suit British subjects. The circumstance of this Colony having been granted to a few individuals at one time, and upon the before-mentioned conditions, together with the acknowledged fact that the period for the fulfilment of the conditions was suffered to elapse, without any exertion being made by the Grantees to settle the land, or perform any of the terms, and that they are still allowed to retain the lands, exhibits a system of favouritism and partiality towards the Grantees on the one hand, and injustice and oppression towards the settlers on the other, without a parallel in the annals of British Colonial history.

Your Committee fully acknowledge the prerogative of His Majesty to grant this Colony, according to His Royal will and pleasure; but they hold it a constitutional maxim, never to be departed from by any good, just, or wise Government, not to infringe or set aside the claims of third parties, as hath in this instance been done, by granting dispensations to the Grantees, to the manifest injury of loyal subjects, who had settled in the wilderness of this Colony, relying on the Grantees being held to the strict fulfilment of the terms and conditions of their grants, and which terms and conditions form part of the Royal Instructions for the establishment of the Government, and the rights of the inhabitants of this Colony.

Your Committee are therefore of opinion, that His Majesty's Ministers should have considered the abject state of the unfortunate settlers in this Colony, and should have followed up the declaration of the British

Legislature, not to interfere with the Colonies, by enacting any laws, or doing acts of legislation, except where it was expressly for the benefit of trade and navigation. But your Committee have to remark that His Majesty's Ministers have acted very differently, as it is obvious that every indulgence to the Grantees is equal to an enactment, levying a ruinous tax on the settlers of this Colony.

It will appear, on referring to the Records of the House of Assembly, that the Colonial Parliament represented the unsettled state of this Colony to His Majesty's Ministers in the year 1797. In consequence of such representations, an Act was passed by the Legislature in 1803, to regulate Courts of Escheat in this Island, in strict conformity with a Despatch received from His Majesty's Minister Lord Hobart, then Secretary of State for the Colonies, and which Act either did not receive the Royal Assent, or was surreptitiously suppressed in order to prevent its going into operation; for it certainly does appear extraordinary, and not to be accounted for on ordinary principles, that a law passed in due form in this Colony for the settlement of the Island, and recommended by His Majesty's Ministers, could not be carried into effect. About the time when these proceedings of the Legislature commenced, and shortly afterwards, many of the original Grantees sold their grants, or abandoned their claim to the lands; and the Lieutenant Governor and other speculators then resident in this Island, obtained possession of the grants for a mere trifle, or took possession of the lands and exercised an ownership over them.

It is difficult for your Committee to assign a cause for so sudden a change on the part of His Majesty's Government against the interests of this Colony; but as any document which would lead to a discovery of the transaction would be concealed or destroyed by those whose interests it would serve to do so, and as no better evidence can be procured, your Committee must have recourse to oral tradition, from which it would appear that those who claimed an ownership in the grants, prepared petitions to the King against the lands being revested in the Crown by Escheat, and as a considerable portion of the Inhabitants on the Townships were His Majesty's Roman Catholic subjects, simple and uninformed people from the Western Islands of Scotland, they were persuaded to sign these petitions, as they were told that in the event of an Escheat, they being Catholics, would be turned off the land to make room for Foreign Protestants. The proof of these petitions, if any such were forwarded, will remain with the Colonial Office.

Such misrepresentations, and the undue influence of certain Grantees with His Majesty's Ministers, sufficiently account in the opinion of your Committee, for the Proclamation issued by Lieutenant Governor Smith in the year 1818, extending a further indulgence to the Grantees, namely, from the year 1816 to 1826, to settle

the Townships with the proportion of settlers required by the original grants, and also a remission of the conditions requiring the lands to be settled with foreign Protestants. These concessions have produced an effect equally injurious to the Inhabitants of this Island, as if new grants had been passed, and are contrary to His Majesty's grants of this Island, and also to His Royal Instructions, which conferred a government and constitution upon this Colony, and contrary to the Act of 1803 for regulating Courts of Escheat, and which was passed at the recommendation of His Majesty's Ministers.

These fluctuating orders from the parent Government have deranged the state of this Colony for many years, and render the sales of the forfeited grants a wager bargain or game of chance. The risk depending on the influence designing speculators have with His Majesty's Ministers, and the power they have over the Colonial Legislature—the price of the grants or stakes at issue has sometimes been less than one penny, and on an average will not exceed fifteen pence per acre; and the prize to be gained is the labour of the industrious settlers, and particularly the tenantry, who have cleared the lands, supported the government, and improved the Colony.

With reference to the Escheat of Townships Fifteen and Fifty-five, before alluded to, your Committee consider that the favourable results thereby produced will best shew the happy effects which a general Escheat of the forfeited grants would have had on the condition of the Inhabitants of this Colony. The settlers on Township Fifty-five were in the first instance squatters, but are now settled by a grant in fee from the Crown, upon the payment of the usual fees of office for the grants, not exceeding Five Pounds for One Hundred acres of land, subject to an annual Quit Rent of Two Shillings; while the tenantry upon the adjoining Townships, which are equally liable to Escheat, having a respect for the rights of property, where scarcely a shadow of right remained, submitted to conditions and became liable to a yearly rent of Five Pounds sterling and upwards, for every hundred acres of land, over and above the Quit Rent and other assessments. Discouraged at the delays which have prevented the settlement of the Colony, and unable to make the necessary improvements for their comfort under the pressure of rent which they cannot liquidate, they have consequently no better security for the lands they occupy than if they were tenants at will.

By a late most extraordinary regulation of Government, the inferior back lands on Township Fifty-five are offered for sale, at an upset price of no less a sum than one Pound per acre, as if it were thereby intended to give a colour to the exactions of the Grantees in the rents they charge the Tenantry, and also to produce delay in the occupation of the Crown lands.

In a Despatch from Viscount Goderich, dated the 27th

January, 1833, his Lordship recommends a course to be pursued towards the Grantees, *without in the least trenching on the sacred rights of property*. Your Committee would here remark, that the forfeiture and escheat of the original grants, where the conditions have not been fulfilled, ought to have taken place long since, to maintain the most sacred rights of the inhabitants of this Island.

Your Committee would here endeavour to point out some of the many evils which have resulted to the inhabitants by the delay of the parent Government to perform an act of justice, by promoting the settlement of this Island.

By the original grants, a Quit Rent was reserved to His Majesty, which in late years has been generally reduced to two shillings per hundred acres, which would have been given up on the Colony's agreeing to pay its Civil List, as has been also offered to the neighbouring provinces. The claims of the Grantees for Rents and sales of land in this Colony, cannot be far short of £15,000 a year, and as the claimants are principally absentees, all the money they can obtain will be withdrawn from the Colony; and this amount is nearly equal to two years Revenue, over which the Legislature has no controul, and consequently a sufficient Revenue cannot be obtained for the support of Government and the improvements necessary for an infant Colony.

If the conditions of settlement with Foreign Protestants had been fulfilled, there would not have been any inducement for His Majesty's British Subjects to emigrate to this Island as settlers on the Township grants; neither would there have been any inducement for the Grantees to persuade the uninformed of His Majesty's British subjects to emigrate to this Colony, to become Tenants, who could not form any estimate by a comparison with the lands in Great Britain, of the difficulty of payment of rent in this Colony, but are deceived by specious appearances, when they are told that some land may be obtained at an yearly rent of one shilling per acre, and find that lands have been bought and sold in large tracts for 1s. 3d. per acre, by speculators, who are better judges of the right of title than those who clear and cultivate the land. The deluded Tenant finds in a few years, that the land he has taken will require from Five to Ten Pounds per acre to clear and prepare it for cultivation, and that he has not the length of season for agricultural purposes, by three months in the year, that he had in England, and his rent must be paid in money from produce shipped to other Colonies; and that when the freight and expences are paid, he will seldom realize a sufficient surplus to pay his rent. The Tenant soon finds himself in arrears for rent, and the land which has cost him from five to ten Pounds per acre to clear, with the buildings he has erected, becomes forfeited to the Grantee, whose only title is a

forfeited grant. But as other lands are let at a higher rent, your Committee will make a statement from lands let at 2s. per acre, and a Lease of 40 years for wilderness lands.

	£	s.	d.	£	s.	d.
The Claimant's fee simple interest in the land, at 1s. 3d. per hundred acres, is - - -				6	5	0
The three first years free of rent - - -						
37 years rent at 2s. per acre, for 100 acres -	370	0	0			
Clearing buildings, enclosures, and other improvements, at the end of 40 years, worth about	300	0	0			
	<hr/>			£670	0	0
				£670	0	0

—Interest which the Landlord receives for £6 5s. within the space of 40 years, and the worn out tenant, if he survives the terms of his Lease, must be supported by his children.

These instances will serve for information respecting some of the Townships where ownership has been exercised to any extent; but there are lands which have been neglected many years, whereon people have settled themselves, and by their labour made the land valuable, and believed from the length of time they had been in occupation, that they could keep possession, yet claimants appeared when the land was become valuable, and by law, threats, and intimidation, compelled the occupants to submit to whatever terms the claimants imposed; and there are still lands in this Island, without any known claimant, whereon people are locating themselves without any regulations—these measures have greatly retarded the settlement of this Colony, as by reference to the before-mentioned abstract of the Census, from the original returns taken in the year 1833, it appears there are only 1462 persons settled in fee simple, and 2989 in occupation of the land as Tenants and Squatters, upon the 67 Townships. Thus the unsettled state and poverty of the Colony, prevents Trade or Commerce, relaxes the power of Government to make the necessary improvements, and the roads and bridges at a great expence have had to be made and kept in repair by the few inhabitants thinly settled throughout the country.

Your Committee particularly beg to observe, that it is their decided opinion, that if this beautiful Colony were situated in any part of the United Kingdom of Great Britain and Ireland, and the Grantees had neglected their duty and covenants with respect to it as they have done, Escheats would have long since taken place; and they cannot see why the Grantees should be favoured, or the interests of its Inhabitants disregarded and abandoned by Government, because

the Colony is not so situated. Your Committee are well aware that although the Lieutenant Governor of the Island may exercise His Majesty's prerogative, in issuing an Escheat Commission, yet they see with pain and regret that after a Law was passed to regulate the proceedings of a Court of Escheat, without any suspending clause, no such Court is instituted, but the law remains inoperative; and some time afterwards it appears that His Excellency is commended by the Colonial Secretary of the day for waiting for instructions before acting on the said Law.

Your Committee nevertheless are of opinion, that the wisdom and policy of establishing a Court of competent Jurisdiction in this Colony, for the purpose of re-vesting in His Majesty such lands as are liable to forfeiture, will be conceded, upon a true representation of all the circumstances of the case being made to His Majesty's Government—which course your Committee respectfully but earnestly recommend to be pursued by your honourable House, for the final, just and equitable settlement of a question which has so long retarded the improvement of the Colony. At the same time your Committee trust, that in whatever measures may be adopted for the accomplishment of this most desirable object, provision will be made for protecting the interests of the actual settlers. All which is respectfully submitted.

WILLIAM COOPER,
DANIEL BRENNAN,
CHARLES BINNS,
THOMAS MACGUTH,
WILLIAM CLARKE,
JOHN S. MACDONALD,
JOHN RAMSAY.

Ordered, that the said Report be referred to the Committee of the whole House, to inquire into and take into consideration the State of the Colony.

The Order of the Day, for the House in Committee to consider further of Ways and Means, being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the chair.

Mr. Douse took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again, which the House agreed to.

Message from the Council, by Mr. Desbrisay.

Mr. Speaker,

The Legislative Council desire a Conference with the House of Assembly, on the Amendments made to the Bill intituled *An Act to improve the administration of Justice*

in *Criminal cases, in this Island*; and have appointed the Honourables *Thomas H. Haviland* and the *Attorney General* a Committee to manage the said Conference—to meet in the Committee Room to-morrow at One o'clock.

CHARLES DESBRISAY, D. C. C.
Council Chamber, Thurs- }
day, 5th March, 1835. }

And then he withdrew.

Resolved, That this House do agree to a Conference, as is desired by the Council, on the amendments made by this House to the Bill intituled *An Act to improve the administration of Justice in Criminal cases, in this Island*.

Ordered, that Mr. *Binns* do go to the Council and acquaint them therewith.

Ordered, that Mr. *Palmer*, Mr. *Binns*, Mr. *Pope* and Mr. *Brenan* be a Committee to manage the said Conference.

The time appointed for holding the said Conference having arrived:

The Managers went to the Conference.

And being returned—

Mr. *Palmer* reported, that the Managers had been at the Conference, and had met the Committee of the Council, who acquainted them that the Council had agreed to the First of the Amendments made by this House to the said Bill, with an amendment, to which they desire the concurrence of this House; and that they had agreed to the residue of the said amendments without making any amendment thereto, with the exception of the Seventh, in which they do not concur.

The Amendment made by the Council to the First of the Amendments proposed by this House to the Bill intituled *An Act to improve the administration of Justice in Criminal cases, in this Island*, was read by the Clerk, and is as followeth:

Folio 1 line 4—Strike out from the word 'After,' to the word 'her,' both inclusive, as also the first section of the Bill, and insert the words 'Be it enacted, by the Lieutenant Governor, Council and Assembly, that where any person shall be taken on a charge of felony, or suspicion of felony, before one or more Justice or Justices of the Peace, and the charge shall be supported by positive and credible evidence of the fact, or by such evidence as, if not explained or contradicted, shall, in the opinion of

' the Justice or Justices, raise a strong
' presumption of the guilt of the person
' charged, such person shall be com-
' mitted to prison by such Justice or
' Justices, in the manner herein-after
' mentioned: but where the evidence
' given in support of the charge shall,
' in the opinion of such Justice or Jus-
' tices, not be such as to raise a strong
' presumption of the guilt of the person
' charged, and to require his or her com-
' mittal; or such evidence shall be ad-
' duced on behalf of the person charged,
' as shall in his or their opinion, weaken
' the presumption of his or her guilt; but
' then shall notwithstanding appear to
' him or them, in either of such cases,
' to be sufficient ground for judicial in-
' quiry into his or her guilt, the person
' charged shall be admitted to Bail by
' such Justice or Justices, in the manner
' herein-after mentioned: Provided al-
' ways, that nothing herein contained
' shall be construed to require any such
' Justice or Justices to hear evidence on
' behalf of any person so charged as
' aforesaid, unless it shall appear to him
' or them to be meet and conducive to
' the ends of justice to hear the same.'

And the said Amendment being again read, it was, on motion, agreed to by the House.

Resolved, That this House do not insist on the seventh of their Amendments to the said Bill.

Resolved, That a further Conference be desired with the Council, on the said Amendments—and that the Managers be instructed to state the decision of the House thereon.

Ordered, that Mr. *Palmer* do go to the Council, and desire the said Conference.

Ordered, that the same Committee who managed the last Conference be a Committee to manage this further Conference.

Then the House adjourned for one hour.

And being met—

Mr. *M. Nutt*, from the Committee appointed to prepare and bring in a Bill to authorize the shutting up of a certain road in *Princetown* Royalty, presented to the House a Bill, as prepared by the Committee, and the same was received, and read for the first time.

Ordered, that the said Bill be read a second time on Tuesday next.

The Petition of *George Weldon*, presented to this House on the 25th ult. was taken up and again read.

Resolved, That the said Petition be referred to the Committee of Ways and Means.

Resolved, That this House do now resolve itself into a Committee of the whole House, to consider further of Ways and Means.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Douse took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again—which the House agreed to.

A Petition of divers Inhabitants of Tryon, and neighbouring Settlements, was (with the consent of His Excellency the Lieutenant Governor, that the House may proceed thereon as they shall think fit,) presented to the House by Mr. Pope; and a motion being made, and the question being put, that, under the special circumstances of the case, the said Petition be received—the House divided:

YEAS 10.

NAYS 4.

So it was carried in the affirmative.

And the said Petition was read; setting forth—that the erection of a Bridge over the De Sable River, (the site of which has been fixed upon by persons properly qualified to form a judgment thereon,) and the making of about four miles of road between De Sable and Mabey's, which line has been marked out by persons employed by government, and partly opened by Statute Labour, would be essential improvements in their road communication with Charlotte Town, as several steep hills over which the present road passes, would thereby be avoided, and the distance considerably diminished.

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

Mr. Douse, from the Special Committee to whom was referred the Petition of divers Inhabitants of New London, presented to this House on the 28th ult. praying for the establishment of a Branch Post to Park Corner, New London, presented to the House the Report of the said Committee, which being

again read at the Clerk's Table, was agreed to by the House, and is as followeth:

Your Committee to whom was referred the Petition of the Inhabitants of New London, praying that the Inland Mail may be forwarded to the Northern District of that Settlement, are of opinion, that it being a Settlement with a considerable Population, the Inhabitants thereof are fully entitled to have every facility of intercommunication afforded them, and therefore recommend that a Branch Post be established to convey the Mail from Glover's, on the Princetown Road, to that part of the District called Park Corner.

Resolved, That the following Message be sent to His Excellency the Lieutenant Governor, in pursuance of the above Report:

May it please Your Excellency;

We are directed by the House of Assembly to acquaint your Excellency, that the Inland Mail does not at present go within eight miles of the Northern District of New London; and as the Inhabitants of that populous settlement have, by their humble petition to the House, prayed that a branch post may be established between Glover's, on the Princetown road, and Park Corner, New London, the House would respectfully suggest to your Excellency the expediency of complying with their request; and the House will make good any reasonable expence attending the same.

Ordered, that the Committee who prepared the Report be a Committee to wait upon His Excellency with the said Message.

Mr. Thornton, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address of yesterday, on the subject of the Crown Lands in this Colony, reported the delivery thereof, and that His Excellency was pleased to say, he would give the necessary directions to have the information required laid before the House.

The Order of the Day, for the second reading of the Bill for the management and regulation of the Post Office in this Island, being read;

Ordered, that the said Order of the Day be postponed until to-morrow.

Then the House adjourned until to-morrow at Eleven o'clock.

SATURDAY, March 7, 1835.

Prayers.

THE Bill for the management and regulation of the Post Office in this Island, was, according to order, read a second time.
Ordered, that the said Bill be committed

to a Committee of the whole House on Wednesday next.

Then the House adjourned until Monday next, at Ten o'clock.

MONDAY, March 9, 1835.

Prayers.

RESOLVED, that a Committee of three Members be appointed, to ascertain what expences have been incurred by this House in conducting the late investigation into the controverted Election for Queen's County.

Ordered, that Mr. Green, Mr. Macdonald and Mr. Clarke do compose the said Committee.

Mr. Douse, from the Committee appointed to wait on His Excellency the Lieutenant Governor with the Message of Friday last, requesting that he would be pleased to give directions for the establishment of a branch post between Glover's, on the Princetown

road, and Park Corner, New London, reported the delivery thereof, and that His Excellency was pleased to say, he would give directions accordingly.

Then the House adjourned for one hour.

And being met—

The names of the Members present were taken down, as followeth:

Mr. Speaker,
 Mr. Palmer, Mr. James, Mr. Green,
 Mr. Clarke, Mr. Macdonald, Mr. Nelson
 and Mr. Cooper.

And at Four o'clock, P. M. Mr. Speaker adjourned the House, for want of a Quorum, until to-morrow at Ten o'clock.

TUESDAY, March 10, 1835.

Prayers.

THE Bill to authorize the closing of a certain road within the Royalty of Princetown, was, according to order, read a second time.

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

Mr. Green, from the Committee appointed to investigate the claims of the Witnesses summoned to attend the Committee of Privileges and Elections, on the late Election and Return for Queen's County, and to ascertain the other incidental charges attending the said inquiry, reported as follows:

Your Committee having carefully examined the claims of Witnesses, and the other incidental charges attending the investigation relative to the late contested Election for Queen's County, have allowed the same as followeth:

	£	s.	d.	£	s.	d.
Donald Martin, for 2 days attendance	0	6	0			
Alexander M'Lean, 2 do. do.	0	6	0			
Neil Morrison, 2 do. do.	0	6	0			
Alexander Campbell, 2 do. do.	0	6	0			
Cornelius Little, 1 do. do.	0	3	0			
Patrick Kelly, 1 do. do.	0	3	0			
John Sims, 2 do. do.	0	6	0			
Allan Macdougall, 2 do. do.	0	6	0			
Travelling expences	0	13	0			
J. Atkinson, 2 days attendance	-	0	6	0		
Travelling expences	0	11	0			
				3	12	0
William Cullen, for his Acct. as Clerk to the Committee				8	6	11
Solomon Desbrisay, Sergt. at Arms, amount of Acct. for serving notices and travelling expences				4	8	4
				£16	7	3
<i>Officers of the House in attendance.</i>						
Clerk, 3 days at 8s. 3d.				1	4	9
Sergeant at Arms, 3 do. at 7s. 6d.				1	2	6
Messenger, 3 do. at 6s. 6d.				0	19	6
Doorkeeper, 3 do. at 5s.				0	15	0
				4	1	9
				£20	9	0

—To which sum, your Committee are of opinion, ought to be added the sum of Twenty-seven Pounds, to defray the expences of the Members of this House for their attendance on the Committee of Privileges and Elections, to the consequent detention of the business of the House.

Ordered, that the said Report be agreed to.

Mr. Green then moved that the House do come to the following Resolution thereupon:

Resolved, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to direct the proper officer to take the necessary and legal steps for recovering from Coun Douly Rankin, Esq. the petitioning candidate, or his Bail, the expences attending the investigation into the late controverted Election for Queen's County.

The House divided on the question:

YEAS.

Mr. Green,	Mr. Macdonald,
Mr. Cooper,	Mr. M'Callum,
Mr. Le Lacheur,	Mr. James,
Mr. Clarke,	Mr. Ramsay.
Mr. M'Nutt,	

NAYS.

Mr. Brenan,	Mr. Lord.
Mr. Nelson,	

So it was carried in the affirmative.

Ordered, that Mr. Green, Mr. M'Callum and Mr. M'Nutt be a Committee to prepare an Address, pursuant to the said Resolution.

Then the House adjourned until to-morrow at Eleven o'clock.

WEDNESDAY, March 11, 1835.

Prayers.

THE Order of the Day, for the House in Committee on the Bill to authorize the closing of a certain road within the Royalty of Princetown, being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. M'Nutt took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. M'Nutt reported, that the Committee had gone through the Bill, without making any amendment thereto.

Ordered, that the Report be received.

Ordered, that the said Bill be engrossed, and that the Title be *An Act to authorize the closing of a certain Road within the Royalty of Princetown*.

The Order of the Day, for the House in Committee on the Bill for the management and regulation of the Post Office in this Island, being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Pope took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again; which the House agreed to.

Then the House adjourned for one hour.

And being met—

Resolved, That this House do again resolve itself into a Committee of the whole House, on the Bill for the management and regulation of the Post Office in this Island.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Pope took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, that the said Committee have leave to sit again to-morrow.

Then the House adjourned until to-morrow at Ten o'clock.

THURSDAY, March 12, 1835.

Prayers.

THE Order of the Day, for the House in Committee on the Bill for the management and regulation of the Post Office in this Island, being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Pope took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again; which the House agreed to.

Mr. Green, from the Committee appointed to prepare and report an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to cause the proper Officer to take the necessary steps to recover from Coun Douly Rankin, Esq. or his Sureties, the expences attending the investigation relative to the Queen's County Election, reported the draught of an Address, which being again read at the Clerk's Table, was agreed to by the House, and is as followeth:

To His Excellency Sir **ARETAS WILLIAM YOUNG**, Knight, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and its Dependencies, Chancellor and Vice Admiral of the same, &c. &c. &c.

May it please your Excellency,

We the Representatives of His Majesty's dutiful and loyal Subjects, the Inhabitants of Prince Edward Island, beg to represent to your Excellency, that an examination having been made by a Special Committee of the House, into the expences incurred during the investigation relative to the late controverted Election for Queen's County, and the House having agreed to the Report, by which it appears that C. D. Rankin, Esq. the petitioning Candidate, hath caused an expence of Forty-seven Pounds nine shillings to this Province, and he having entered into a Recognizance to defray

the said expences—we would respectfully suggest to your Excellency, the propriety of directing the proper officer to take the necessary steps for the recovery of the same, with as little delay as possible.

Ordered, that the said Address be engrossed.

Ordered, that the same Committee who prepared the Address be a Committee to wait upon His Excellency with the same.

Read a third time, as engrossed, the Bill intituled *An Act to authorize the closing of a certain Road within the Royalty of Princetown.*

Resolved, that the said Bill do pass.

Read a third time, as engrossed, the Bill intituled *An Act for the Relief of the American Loyal Emigrants and Disbanded Troops in this Colony.*

Resolved, that the said Bill do pass.

Then the House adjourned for one hour.

And being met—

Resolved, That this House do again resolve itself into a Committee of the whole House, on the Bill for the management and regulation of the Post Office in this Island.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the chair.

Mr. Pope took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again—which the House agreed to.

Resolved, That this House will, to-morrow, proceed to take into consideration the several Private Petitions before the House.

Then the House adjourned until to-morrow at Ten o'clock.

FRIDAY, March 13, 1835.

Prayers.

RESOLVED, That a Message be sent to His Excellency the Lieutenant Governor, praying that he will cause the officer appointed to correspond with the Road Commissioners to lay before this House, with as

little delay as possible, an Account of the Monies expended for the service of Roads and Bridges during the past year; also the usual Returns of Statute Labour.

Ordered, that Mr. Pope, Mr. Macdonald and Mr. Green be a Committee to wait upon His Excellency with the said Message—who

returning, reported the delivery thereof, and that His Excellency was pleased to say, he would give the necessary directions to have the documents required laid before the House.

Resolved, That an engrossed Bill intituled *An Act to make more effectual provision for preventing the spreading of Infectious Distempers within this Island*, be now re-committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Douse took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Douse reported, that the Committee had made several amendments to the Bill; which amendments being again read at the Clerk's Table, were agreed to by the House.

Ordered, that the said Bill, as amended, be re-engrossed.

Ordered, that Mr. Green have leave to introduce a Bill in further amendment of the Act for regulating the laying out and altering of Highways, and for providing a mode of obtaining compensation for those who may thereby be injured, and to cause those who are benefited thereby to contribute towards their formation.

He accordingly presented the said Bill to the House, and the same was read for the first time, and ordered to be read a second time to-morrow.

Mr. Green, from the Committee appointed to wait upon His Excellency the Lieutenant Governor, with the Address of yesterday, praying that he would be pleased to direct the proper officer to take the necessary steps for the recovery of the expences attending the investigation relative to the late Queen's County Election, reported the delivery thereof, and that His Excellency was pleased to say, he would consult the Attorney General on the subject.

Then the House adjourned for one hour.

And being met—

Ordered, that Mr. Pope have leave to introduce a Bill to confirm and render valid certain Marriages heretofore celebrated within this Island, and to extend the privilege of solemnizing Marriage to Ministers or Religious Teachers of all denominations.

He accordingly presented the said Bill to the House, and the same was read for the first time, and ordered to be read a second time to-morrow.

The Order of the Day, for taking into consideration the several Private Petitions before the House, being read;

The House proceeded accordingly to take the said Petitions into consideration.

The Petition of Anthony Craswell, of St. Eleanor's, was read; whereupon

Mr. Green moved, that the said Petition be referred to the Committee of Supply—and the question being put thereon, it passed in the negative.

Ordered, that Mr. Green have leave to withdraw the said Petition.

The Petition of the Inhabitants of Covehead, for an aid to complete a Bridge over Auld's Mill Creek, was read—and thereupon,

Ordered, that the said Petition be referred to the Members from the different parts of Queen's County, for consideration in the division of the road money for said County.

The Petition of the Settlers on the Winsloe Road was read—and thereupon,

Ordered, that this Petition be also referred to the Members last mentioned, for consideration as aforesaid.

The Petition of Neil M'Callum and others, was read; and thereupon,

Ordered, that Mr. Macdonald have leave to withdraw the said Petition.

The Petition of the Settlers on Brackley Point Road was read—and thereupon,

Ordered, that the said Petition be referred to the Members from the different parts of Queen's County, for consideration in the division of the road money for said County.

The Petition of the Inhabitants of part of Township Sixty-five, was read; and thereupon,

Ordered, that the said Petition be also referred to the same Members, for consideration as aforesaid.

The Petition of the Settlers on the Wheatly River was read; and thereupon,

Ordered, that the said Petition be also referred to the Members last mentioned, for consideration as aforesaid.

The Petition of divers Settlers, South of the Hillsborough, was read; and thereupon,

Ordered, that the said Petition be also referred to the same Members, for consideration as aforesaid.

The Petition of Elizabeth Le Page was read; and thereupon,

Resolved, that the said Petition be referred to the Committee of Supply.

The Petition of divers Inhabitants of the Parish of Saint John, was read; and thereupon,

A motion was made, that the said Petition be referred to the Members from the different parts of Queen's County, for consideration in the division of the road money for said County.

Mr. Pope moved, by way of amendment, that the further consideration of the said Petition be deferred for three months.

The question being put on the amendment, it passed in the negative.

The question being then put on the main motion, it was agreed to by the House—and

Ordered, accordingly.

The Petition of divers Inhabitants of New London, for aid to complete a road from thence to the Irishtown road, was read; and thereupon,

Ordered, that the said Petition be referred to the Members from the different parts of Prince County, for consideration in the division of the Road money for said County.

The Petition of the Inhabitants of Township Fifteen was read; and thereupon,

Ordered, that the said Petition be also referred to the Members last mentioned, for consideration as aforesaid.

The Petition of the Inhabitants of the Western part of Township Sixteen was read; and thereupon,

Ordered, that the said Petition be also referred to the same Members, for consideration as aforesaid.

The Petition of the Inhabitants of the Northern District of Township Sixteen was read; and thereupon,

Ordered, that the said Petition be also referred to the same Members, for consideration as aforesaid.

The Petition of George Tanton, of St. Eleanor's, was read; and thereupon,

Resolved, that the said Petition be referred to the Committee of Supply.

The Petition of George Thompson, of Darnley, was read; whereupon,

Mr. Green moved that the said Petition be referred to the Committee of Supply:

Mr. Cooper moved, by way of amendment, that the said Petition be referred to the Members from the different parts of Prince County, for consideration in the division of the Road money for said County.

The House divided on the question of amendment.

YEAS 7.

NAYS 7.

The House being equally divided, it was decided in the affirmative, by the casting vote of the Speaker.

The Petition of the Inhabitants of Townships Twelve and Thirteen, was read; and thereupon,

Ordered, that the said Petition be referred to the Members from the different parts of Prince County, for consideration in the division of Road money for said County.

The Petition of divers Inhabitants of Prince County, for an aid to improve the great Western road, west of Ellis River, was read; and thereupon,

Ordered, that the said Petition be also referred to the Members last mentioned, for consideration as aforesaid.

The Petition of the Inhabitants of Mascouche was read; and thereupon,

Ordered, that the said Petition be also referred to the same Members, for consideration as aforesaid.

The Petition of the Inhabitants of Township Fourteen was read; and thereupon,

Ordered, that the said Petition be also referred to the same Members, for consideration, as aforesaid.

The Petition of divers Inhabitants of New London, for aid to repair the road between that Settlement and Princetown, was read; and thereupon,

Ordered, that the said Petition be referred to the Members from the different parts of Queen's County, for consideration in the division of Road money for said County.

The Petition of the Inhabitants of Wood Islands was read; and thereupon,

Ordered, that the said Petition be also referred to the Members last mentioned, for consideration as aforesaid.

The Petition of the Settlers on the Hillsborough, in the vicinity of Battery Point, was read; and thereupon,

Ordered, that the said Petition be also referred to the Members last mentioned, for consideration as aforesaid.

The Petition of divers Inhabitants of Tryon, and its vicinity, for a Bridge over De Sable River, was read; whereupon,

A motion was made, that the said Petition be referred to the Members last mentioned, for consideration as aforesaid:

Mr. *Macdonald* moved, in amendment, that all the words after "referred" be struck out, and the words following substituted—"to the Members from Queen's and Prince Coun-

ties jointly, for consideration in the division of the Road money for said Counties."

The House divided on the Question of amendment.

YEAS 6.

NAYS 8.

So it passed in the negative.

The Question being then put on the main motion, it was agreed to by the House—and *Ordered*, accordingly.

Resolved, That this House will to-morrow proceed further in the consideration of Private Petitions.

Then the House adjourned until to-morrow at Ten o'clock.

SATURDAY, March 14, 1835.

Prayers.

UPON reading the Journal of yesterday's proceedings, Mr. *Thornton* moved, that the entry relative to the Petition of the Inhabitants of Tryon, and adjacent Settlements, for an aid to build a Bridge over De Sable River, be expunged; and that the said Petition be referred to a Committee of five Members, to examine the contents thereof, and report their opinion thereon to the House.

The House divided on the Question:

YEAS.

Mr. *Thornton*,
Mr. *Macdonald*,
Mr. *Binns*,
Mr. *Douse*,
Mr. *Nelson*,
Mr. *Palmer*,
Mr. *M'Callum*,
Mr. *Le Lacheur*,
Mr. *Cooper*,
Mr. *James*.

NAYS.

Mr. *Brenan*,
Mr. *M'Nutt*,
Mr. *Green*,
Mr. *Pope*,
Mr. *Clarke*,
Mr. *Lord*,
Mr. *Ramsay*.

So it was carried in the affirmative.

Ordered, that Mr. *Macdonald*, Mr. *Binns*, Mr. *Lord*, Mr. *Palmer* and Mr. *Nelson* do compose the said Committee.

Read a third time, as engrossed, the Bill intituled *An Act to make more effectual provision for preventing the spreading of Infectious Distempers within this Island*.

Resolved, That the said Bill do pass.

Read a third time, as engrossed, the Bill intituled *An Act for the encouragement of Temperance, by allowing the retail of Ale, Beer, Porter and other Liquors, at a reduced rate of Licence, and to amend the Act relating to Licences for retailing Strong and Spirituous Liquors*.

Resolved, That the said Bill do pass.

Ordered, that Mr. *Palmer* do carry the two preceding Bills to the Council, and desire their concurrence.

Ordered, that Mr. *Palmer* do also carry the following engrossed Bills to the Council, and desire their concurrence:

An Act for the relief of the American Loyal Emigrants and Disbanded Troops, in this Colony.

An Act to authorize the closing of a certain Road within the Royalty of Princetown.

The Bill for further amending and explaining the Act to regulate the laying out and altering of Highways, and to provide a mode of obtaining compensation for those who may thereby be injured, and to cause those who are benefited thereby to contribute towards their formation, was, according to order, read a second time.

Ordered, that the said Bill be now committed to a Committee of the whole House:

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Green took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again; which the House agreed to.

Message from the Council, by Mr. Desbrisay.

Mr. Speaker,

The Legislative Council do agree to a further Conference, as desired by the House of Assembly, on the subject matter of the last Conference; and have appointed the same Committee who managed the last Conference to manage this further Conference—to meet in the Committee Room instanter.

And then he withdrew.

Whereupon the names of the Managers being called over—

They went to the Conference:

And being returned—

Mr. Palmer reported, that the Managers had been at the Conference, and had complied with the instructions given them by the House.

Then the House adjourned for one hour.

And being met—

Resolved, That this House do again resolve itself into a Committee of the whole House, on the Bill for further amending and explaining the Act to regulate the laying out and altering of Highways, and to provide a mode of obtaining compensation for those who may thereby be injured, and to cause those who are benefited thereby to contribute towards their formation.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Green took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Green reported, that the Committee had gone through the Bill, and had made several amendments thereto.

Ordered, that the Report be received.

Ordered, that the said Bill, as amended, be engrossed.

The Bill for extending the privilege of solemnizing Marriages to Ministers and Religious Teachers of all denominations, was, according to order, read a second time.

Ordered, that the said Bill be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Pope took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Pope reported, that the Committee had gone through the Bill, and made several amendments thereto.

Ordered, that the Report be received.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be *An Act relating to Marriages*.

The Order of the Day, for the further consideration of Private Petitions, being read—

The House proceeded accordingly to take the said Petitions into consideration.

The Petition of the Inhabitants of Rollo Bay, and its vicinity, praying the House to make Legislative provision for the encouragement of the Fisheries, was read, and thereupon—

Resolved, That the said Petition be referred to a Special Committee, to examine the contents thereof, and report their opinion thereon to the House.

Ordered, That Mr. Binns, Mr. Macdonald, Mr. Palmer, Mr. Cooper and Mr. James do compose the said Committee.

The Petition of the Inhabitants of Rustico, also praying the House to make Legislative provision for the encouragement of the Fisheries, was read; and thereupon,

Ordered, that the said Petition be referred to the same Committee, who are to examine also and report on this Petition.

The Petition of divers Electors of this Island, praying for the introduction of Vote by Ballot, was read; whereupon

Mr. Binns moved that the said Petition be referred to a Special Committee, to examine the contents thereof, and report their opinion thereon to the House.

The House divided on the question:

YEAS.

*Mr. Binns,
Mr. M'Callum,
Mr. Cooper,
Mr. Le Lacheur,*

*Mr. Green,
Mr. Macdonald,
Mr. Lord,
Mr. James.*

NAYS.

*Mr. M'Nutt,
Mr. Clarke,
Mr. Palmer,
Mr. Ramsay,*

*Mr. Thornton,
Mr. Douse,
Mr. Pope.*

So it was carried in the affirmative.

Ordered, that *Mr. Binns, Mr. Green, Mr. M'Callum, Mr. Macdonald* and *Mr. Le Lacheur* do compose the said Committee.

The Petition of divers Settlers on the South side of Township Thirty-three, for aid to build a School House, was read; whereupon

Mr. Binns moved that the said Petition be referred to the Committee of Supply.

The House divided on the question:

YEAS.

*Mr. Binns,
Mr. Douse,*

*Mr. Le Lacheur,
Mr. James.*

NAYS.

*Mr. Thornton,
Mr. M'Nutt,
Mr. Green,
Mr. M'Callum,
Mr. Macdonald,
Mr. Cooper,*

*Mr. Lord,
Mr. Clarke,
Mr. Palmer,
Mr. Pope,
Mr. Ramsay.*

So it passed in the negative.

Ordered, that *Mr. Binns* have leave to withdraw the said Petition.

The Petition of John Macdonald, the Contractor for building Charlotte Town Academy, was read; whereupon

Mr. Binns moved that the said Petition be referred to a Special Committee, to examine the contents thereof, and report thereon to the House.

The House divided on the question:

YEAS.

*Mr. Binns,
Mr. Green,
Mr. Ramsay,
Mr. M'Callum,
Mr. Douse,
Mr. Macdonald,
Mr. Palmer,
Mr. Cooper,
Mr. James,
Mr. Lord.*

NAYS.

*Mr. Le Lacheur,
Mr. Macmill,
Mr. Clarke,
Mr. Thornton,
Mr. Pope.*

So it was carried in the affirmative.

Ordered, that *Mr. Binns, Mr. Lord, Mr. Macdonald, Mr. Douse* and *Mr. Palmer* do compose the said Committee.

The Petition of divers Merchants and other Inhabitants of Charlotte Town, praying that provision be made for securing a Steam Vessel for the conveyance of the Mails, was read; and thereupon,

Ordered, that the said Petition be referred to the Committee of the whole House, on the Bill for the management and regulation of the Post Office.

Then the House adjourned until Monday next, at Ten o'clock.

MONDAY, March 16, 1835.

Prayers.

ORDERED, that the Order of Saturday last, for engrossing the Bill for further explaining and amending the Act to regulate the laying out and altering of Highways, and to provide a mode of obtaining compensation for those who may thereby be injured, and to cause those who are benefited thereby to contribute towards their formation, be discharged.

Resolved, That the said Bill be now recommended to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Green took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Green reported, that the Committee had made two amendments to the Bill, which amendments were again read at the Clerk's Table, and agreed to by the House.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be *An Act for the further explaining and amending the Act for regulating the laying out and altering of Highways, and for providing a mode of obtain-*

ing compensation for those who may thereby be injured, and to cause those who are benefited thereby to contribute towards their formation.

Mr. Pope moved, that it be an instruction to the Special Committee appointed on the Petition of divers Electors of this Island, praying for the introduction of Vote by Ballot, to inquire into the mode in which that operation is conducted in countries where the system has been adopted, in order that the House may be better prepared to come to a correct decision, as to its applicability to the circumstances of this country.

Which was ordered.

Resolved, That this House do again resolve itself into a Committee of the whole House, on the Bill for the management and regulation of the Post Office in this Island.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the chair.

Mr. Pope took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Pope reported, that the Committee had gone through the Bill, and had made several amendments thereto.

A motion being made, that the Report be received.

Mr. Brennan moved, by way of amendment, that the House do come to the following Resolution thereupon:

‘Whereas the Bill for the management and regulation of the Post Office, is of such importance as to require the best and most serious consideration of this House; and whereas the said Bill cannot go into operation until similar acts shall be passed by the other British Colonies, two of which, viz. Nova Scotia and New Brunswick, the former in the late and the latter in the present Session, have not agreed to such enactments—*Resolved*, therefore, that it is expedient to postpone the further consideration of the said Bill until next Session.’

The House divided on the Question of Amendment.

YEAS.

Mr. Brennan,
Mr. Green,
Mr. Ramsay,

Mr. Lord,
Mr. McNutt.

NAYS.

Mr. Binns,
Mr. Le Lacheur,
Mr. Cooper,
Mr. M'Callum,
Mr. Pope,
Mr. Thornton,

Mr. Clarke,
Mr. Nelson,
Mr. Douse,
Mr. Macdonald,
Mr. Palmer.

So it passed in the negative.

The Question being then put on the main motion, it was agreed to by the House.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be *An Act for the management and regulation of the Post Office in Prince Edward Island.*

Then the House adjourned for one hour.

And being met—

Read a third time, as engrossed, the Bill intituled *An Act relating to Marriages.*

Resolved, that the said Bill do pass.

Ordered, that Mr. Pope do carry the said Bill to the Council, and desire their concurrence.

Message from the Council, by Mr. Desbrisay.

Mr. Speaker,

The Legislative Council desire a Conference with the House of Assembly, on the Amendments made to the Bill intituled *An Act to provide for the punishment of offences against the person and property, and to repeal the Act relating to Treasons and Felonies*; and have appointed the Honourables Thomas Heath Haviland and the Attorney General a Committee to manage the same—to meet in the Committee Room to-morrow, at One o'clock.

And then he withdrew.

Resolved, That this House do agree to a Conference, as is desired by the Council, on the said Amendments.

Ordered, that Mr. Pope do go to the Council and acquaint them therewith.

Ordered, that Mr. Binns, Mr. Palmer, Mr. Pope and Mr. Brennan be a Committee to manage the said Conference.

Then the House adjourned until to-morrow at Ten o'clock.

TUESDAY, March 17, 1835.

Prayers.

TWO Messages from His Excellency the Lieutenant Governor, by Mr. Secretary Collins:

[FIRST MESSAGE.]

A. W. YOUNG, Lieutenant Governor.

The Lieutenant Governor lays before the House of Assembly, the Return of the Commissioners of Statute Labour; as also a detailed account of the expenditure upon Roads and Bridges for the past year—from which it will appear, that the sum of £362 10s. 9d. remains unpaid, but due upon the last year's Contracts.

Taking into consideration the present depressed state of the Colonial Funds, the Lieutenant Governor regrets, that he cannot recommend a greater sum than £1500, including the sum above referred to, to be applied to this branch of the public service for the current year, out of the unappropriated Revenue at the disposal of the Lieutenant Governor and Council.

Government House, }
17th March, 1835. }

[SECOND MESSAGE.]

A. W. YOUNG, Lieutenant Governor.

The Lieutenant Governor lays before the House of Assembly, a presentment from the Grand Jury for King's County, of certain work required to be done to the Jail in Georgetown, before it will be in a sufficiently secure state for the reception of prisoners.

Government House, }
March 16, 1835. }

KING'S COUNTY.

The Jurors of our Lord the King upon their oaths present, that the Jail of this County requires the under-mentioned work performed to complete the same, before it will be in a sufficiently secure state for the reception of prisoners.

The Cells to be lined with plank—an Iron grating across the passage near the outside door.

The doors of the Debtors' rooms, which are hinged on the inside, to be altered; and in addition, for the comfort and convenience of those confined, it will be necessary to have a Jail yard, and Well, and a house of convenience, and the windows of the Cells so fixed as to admit air into the Criminals.

Grand Jury Room, March 12th, 1835.

For self and fellows,

THOMAS OWEN, Foreman.

Mr. Secretary Collins also delivered to the House—

Account of Monies expended on Roads and Bridges, in the year 1834, referred to in the First of the above Messages.

Account of the Contingent Expenditure on Roads and Bridges, for the year 1834.

An Account of the per-centage paid to Road Commissioners, and Monies expended by them.

An Account current between the Government of Prince Edward Island and J. P. Collins, Esq. exhibiting a balance in his hands, at this date, of £22 16s.

Returns of Statute Labour for the year 1834.

Mr. Secretary Collins also delivered to the House, from His Excellency the Lieutenant Governor, several papers and documents relative to the sale or grant of the Crown Lands in this Colony.

Ordered, that the said papers and documents relating to the Crown Lands be referred to the Committee of the whole House, to inquire into and take into consideration the State of the Colony.

The time for holding the Conference with the Council, on the amendments made by this House to the Bill intituled *An Act to provide for the punishment of offences against the person and property, and to repeal the Act relating to Treasons and Felonies*, being arrived;

And the names of the Managers being called over;

They went to the Conference:

And being returned—

Mr. *Binns* reported, that the Managers had been at the Conference, and had met the Committee of the Council, who acquainted them that the Council had agreed to the First, Sixth, Seventh and Tenth of the amendments proposed by this House to the said Bill, and had disagreed to the residue thereof.

Message from the Council, by Mr. Desbrisay.

Mr. Speaker,

The Legislative Council have passed the Bill intituled *An Act relating to Distress for Rent, and to regulate the practice of the Supreme Court in cases of Replevin*, with several amendments, to which they desire the concurrence of the Assembly.

And then he withdrew.

Then the House adjourned for one hour.

And being met—

Resolved, That this House do to-morrow resolve itself into a Committee of the whole House, on the consideration of all matters relating to Roads and Bridges.

Resolved, That this House do now proceed to take into consideration the Report of the Conference held this day on the subject of the Amendments made by this House to the Bill intituled *An Act to provide for the punishment of offences against the person and property, and to repeal the Act relating to Treasons and Felonies*.

And the House proceeded accordingly to take the said Report into consideration.

A motion being made, and the question being put, that the House do adhere to the Second, Third, Fourth and Fifth of their Amendments to the said Bill—the House divided:

YEAS.

Mr. Binns,
Mr. James,
Mr. Ramsay,
Mr. Green,
Mr. Pope,
Mr. Macnutt,
Mr. M'Callum,
Mr. Lord.

NAYS.

Mr. Nelson,
Mr. Macdonald,
Mr. Brennan,
Mr. Clarke,
Mr. Cooper,
Mr. Thornton,
Mr. Palmer,
Mr. Douse,
Mr. Le Lachewr.

So it passed in the negative.

Resolved, That this House do not insist on the Second, Third, Fourth and Fifth of the said Amendments.

A motion being made, and the question being put, that this House do adhere to the Eighth of their amendments to the said Bill—the House divided:

YEAS.

Mr. James,
Mr. Green,
Mr. M'Nutt,
Mr. Pope,
Mr. Nelson,
Mr. Thornton,

Mr. Binns,
Mr. Macdonald,
Mr. M'Callum,
Mr. Le Lachewr,
Mr. Ramsay.

NAYS.

Mr. Brennan,
Mr. Palmer,
Mr. Clarke,
Mr. Cooper,
Mr. Douse.

So it was carried in the affirmative.

A motion being made, and the question being put, that this House do not insist on the Ninth of their amendments to the said Bill—the House divided:

YEAS.

Mr. Palmer,
Mr. Cooper,
Mr. Thornton,

Mr. Douse,
Mr. Clarke,
Mr. Brennan.

NAYS.

Mr. Binns,
Mr. Nelson,
Mr. Lord,
Mr. James,
Mr. M'Nutt,
Mr. Green,

Mr. M'Callum,
Mr. Pope,
Mr. Ramsay,
Mr. Macdonald,
Mr. Le Lachewr.

So it passed in the negative.

Resolved, That this House do adhere to the said amendment.

Resolved, That a further Conference be desired with the Council on the subject of the said Amendments, and that the Managers be instructed to state the decision of this House thereon.

Ordered, that *Mr. Green* do go to the Council, and desire the said Conference.

Ordered, that the same Committee who managed the last Conference be a Committee to manage this further Conference.

Mr. James, from the Committee to whom was referred the correspondence communicated by His Excellency the Lieutenant Governor, on the subject of Cranberry Island Light House, with power to report by Bill or otherwise, presented to the House a Bill to suspend for one year the Act of 4th Will. 4th, cap. 22, for levying a Light Duty on all Vessels clearing out at any of the Custom Houses in this Island; and the same was received, and read for the first time.

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

Then the House adjourned until to-morrow at Ten o'clock.

WEDNESDAY, March 18, 1835.

Prayers.

THE Order of the Day, for the House in Committee on the consideration of all matters relating to Roads and Bridges, being read:

Ordered, That His Excellency the Lieutenant Governor's First Message of yesterday, with the Road Commissioners' Returns, and other Documents accompanying the said Message, be referred to the said Committee.

And then the House resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Binns took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Binns reported, that the Committee had made some progress in the business to them referred, and had come to one Resolution thereupon, which he was directed to report to the House—and he read the same in his place, and delivered it in at the Clerk's Table, where being again read, it was agreed to by the House, and is as followeth:

Resolved, That it is the opinion of this Committee, that the sum of Eleven hundred and thirty-seven Pounds, nine shillings and three pence, be appropriated for the service of Roads and Bridges for the present year, and that the same be apportioned equally among the three Counties, according to such scale as the Members for each County may respectively agree upon—and that the sums unexpended of last year's appropriations be applied to the purposes for which they were originally intended.

The Chairman then acquainted the House, that the Committee had directed him to move

for leave to sit again—which the House agreed to.

The Order of the Day being read, for the second reading of the Bill to suspend for one year the operation of the Act of 4th Will. 4th, Cap. 22, for levying a Light Duty on Vessels clearing out at any of the Custom Houses within this Island;

Mr. *Brenan* moved that the said Order of the Day be postponed until this day three months.

The House divided on the Question:

YEAS.	NAYS.
<p>Mr. <i>Brenan</i>, Mr. <i>Nelson</i>, Mr. <i>M'Callum</i>, Mr. <i>Le Lacheur</i>, Mr. <i>Thornton</i>, Mr. <i>Clarke</i>, Mr. <i>Pope</i>, Mr. <i>Macdonald</i>, Mr. <i>Cooper</i>.</p>	<p>Mr. <i>James</i>, Mr. <i>Lord</i>, Mr. <i>Green</i>, Mr. <i>Douse</i>, Mr. <i>M'Nutt</i>, Mr. <i>Palmer</i>, Mr. <i>Binns</i>.</p>

So it was carried in the affirmative—and ;
Ordered, accordingly.

Then the House adjourned for one hour.

And being met—

Ordered, that Mr. *Binns* have leave to introduce a Bill to explain and amend certain Acts therein mentioned.

He accordingly presented the said Bill to the House, and the same was read a first time, and ordered to be read a second time to-morrow.

Then the House adjourned until to-morrow at Ten o'clock.

THURSDAY, March 19, 1835.

Prayers.

READ a third time, as engrossed, the Bill intituled *An Act for further explaining and amending the Act for regulating the laying out and altering of Highways, and for providing a mode of obtaining compensation for those who may thereby be injured, and to cause those who are benefited*

thereby to contribute towards their formation.

Resolved, that the said Bill do pass.

Ordered, that Mr. *Green* do carry the said Bill to the Council, and desire their concurrence.

Resolved, That this House do now resolve itself into a Committee of the whole

House, on the consideration of the several matters referred to the House by command of His Excellency the Lieutenant Governor, by Message or otherwise, and not previously disposed of.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Thornton took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again; which the House agreed to.

Message from the Council, by Mr. Desbrisay.

Mr. Speaker,

The Legislative Council have passed the Bill intituled *An Act to consolidate and amend the Election Laws*, with several amendments, to which they desire the concurrence of the Assembly.

And also,

Mr. Speaker,

The Legislative Council do agree to a further Conference, as desired by the House of Assembly, on the subject matter of the last Conference; and have appointed the same Committee who managed the last Conference to manage this further Conference—to meet in the Committee Room instanter.

And then he withdrew.

The names of the Managers being hereupon called over—

They went to the Conference:

And being returned—

Mr. Binns reported, that the Managers had been at the Conference, and had complied with the Instructions given them by the House.

Resolved, that this House do again resolve itself into a Committee of the whole House, on the consideration of the several matters referred to the House by command of His Excellency the Lieutenant Governor, by Message or otherwise, and not previously disposed of.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Thornton took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Com-

mittee had made some progress, and had directed him to move for leave to sit again, which the House agreed to.

Then the House adjourned for one hour.

And being met—

Ordered, that the Amendments made by the Council to the Bill intituled *An Act relating to Distress for Rent, and to regulate the practice of the Supreme Court in cases of Replevin*, be now read for the first time.

And the said Amendments were read a first time, and are as follows:

Folio 2, line 6—Strike out the word 'Bond,' and insert 'Warrant of Attorney.'

Same folio, line 14—Strike out the word 'Bond,' and insert 'Warrant of Attorney.'

Same folio, line 15—Strike out the word 'Condition,' and insert the word 'Defeazance.'

Same folio, At the end of the page, insert, 'and the Goods and Chattels so distrained shall be forthwith returned to the Owner or Owners thereof.

'And be it further enacted, that if the Goods and Chattels so distrained, and delivered back to the Owner or Owners as aforesaid, shall not be forthcoming on the day appointed for the sale thereof, agreeably to the Defeazance of the said Warrant of Attorney, in case the same shall not have been replevied, it shall and may be lawful for the Lessor or Landlord to enter up Judgment on the said Warrant of Attorney, and sue out execution thereon, to the amount of the value of the said distress; or if the said distress should exceed the value of the rent due, then to the amount of such rent due, together with the Costs of such distress and Warrant of Attorney, and of entering up of such Judgment thereon.

'And be it further enacted, that if the owner or owners shall neglect or refuse to enter into such Warrant of Attorney as aforesaid, within the said two days, and if the Tenant or Owner of the Goods and Chattels so distrained, shall not, within five days after such distress taken, replevy the same, it shall and may be lawful for the Lessor or Landlord to sell the Goods and Chattels so distrained, in the way and manner in which Goods and Chattels distrained for Rent have hitherto been sold within this Island.'

Ordered, that the said Amendments be read a second time to-morrow.

Ordered, that the Amendments made by the Council to the Bill intituled *An Act to consolidate and amend the Election Laws*, be now read for the first time.

And the said Amendments were read a first time, and are as follows:

Folio 3, line 12—Strike out the word ‘Eight,’ and insert the word ‘Ten.’

Folio 10, line 13—Strike out the word ‘Eight,’ and insert the word ‘Ten.’

Folio 12, line 4—Strike out the word ‘in,’ and insert the words ‘marked in the original plan ‘of this Island, as part of.’

Folio 13, line 9—Strike out the words ‘Forty Shillings,’ and insert the words ‘Five Pounds.’

Folio 18, line 7—Strike out the word ‘person,’ and insert the word ‘Elector.’

Same folio, line 17—Strike out the word ‘person,’ and insert the word ‘Elector.’

Folio 19, line 11—Strike out the word ‘person,’ and insert the word ‘Elector.’

Folio 30, line 12—Strike out the words ‘in large and ‘plain type.’

Folio 34, line 13—After the word ‘through,’ insert the words ‘or in case there shall not have ‘been any scrutiny, then after the Candidate or Candidates shall have been ‘declared duly elected.’

Same folio, line 15—Strike out the word ‘thereon.’

Folio 36, line 10—After the word ‘same,’ insert as follows:

‘And be it further enacted, That in the ‘event of two or more Candidates at any ‘one Election having the same number ‘of votes, no Sheriff or Returning Officer shall make return as duly elected, ‘of any one such Candidate having an ‘equal number of votes, to the exclusion ‘of the other Candidate or Candidates, ‘but shall in every such case return the ‘whole of the Candidates having an ‘equal number of votes, with the proceedings thereon, as herein-before directed: Provided always, that nothing ‘herein contained shall prevent, or be ‘construed to prevent, the Sheriff or ‘Returning Officer from proceeding on ‘a scrutiny, as herein-before provided.’

Folio 40, line 17—Strike out from the word ‘any’ to the word ‘Candidate,’ both inclusive, and insert ‘the Members of His Majesty’s Legislative Council shall not be ‘entitled to vote at the Election of any ‘Member or Members to serve in the ‘General Assembly of this Island.’

Ordered, that the said Amendments be read a second time to-morrow.

Resolved, that this House do again resolve itself into a Committee of the whole House, on the consideration of the several matters referred to the House by command of His Excellency the Lieutenant Governor, by Message or otherwise, and not previously disposed of.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Thornton took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Thornton reported, that the Committee had come to Five Resolutions, which he was directed to report to the House—which Resolutions were again read at the Clerk’s Table, and are as follows:

1. **RESOLVED,** That it is the opinion of this Committee, that the communication relative to the Winter Mail Boat, laid before the House on the 14th February, with the Account of Messrs. Owen and Macdonald therein referred to, be referred to the Committee of Supply.

2. **RESOLVED,** That it is the opinion of this Committee, that so much of the Report of the Commissioners for purchasing Furniture for the new Government House, as relates to the Balance due thereon to John Bainbridge, Esq. be taken into consideration this day three months.

3. **RESOLVED,** That it is the opinion of this Committee, that so much of the communication from the Colonial Secretary, of 26th February, as relates to the repairing of the Dam at the entrance of the Government House premises; and also the Estimate of the probable expence of a Board Fence to enclose the Garden, be referred to the Committee of Supply.

4. **RESOLVED,** That it is the opinion of this Committee, from the present state of the funds and disposable resources of the Central Agricultural Society, that it is inexpedient to make any further Legislative provision in aid thereof, for the present year.

5. **RESOLVED,** That it is the opinion of this Committee, that the Presentment of the King’s County Grand Jury, relative to the work necessary for the further security of the Court House and Jail at Georgetown, be referred to the Committee of Supply.

Ordered, that the Question of concurrence be now separately put on the said Resolutions.

And the First of the said Resolutions being again read, and the question of concurrence put thereon, it was agreed to by the House.

The Second of the said Resolutions being again read,

Mr. Brennan moved, in amendment, that the words “taken into consideration this day three months,” be expunged, and the words “referred to the Committee of Supply,” substituted.

The House divided on the Question of Amendment.

YEAS.

Mr. Brennan,

Mr. Douse,

Mr. Nelson,

Mr. Cooper,

Mr. Palmer,

Mr. Binns,

Mr. M’Callum,

Mr. Le Lacheur,

Mr. James,

Mr. Thornton.

NAYS.

Mr. M'Null,
Mr. Pope,
Mr. Ramsay,
Mr. Macdonald,

Mr. Green,
Mr. Clarke,
Mr. Lord.

So it was carried in the affirmative.

The Question being then put on the Second Resolution, as amended, it was agreed to by the House, and is as followeth:

Resolved, That it is the opinion of this Committee, that so much of the Report of the Commissioners for purchasing Furniture for the new Government House, as relates to the balance due to John Bainbridge, Esq. be referred to the Committee of Supply.

The Third of the said Resolutions being again read, and the question of concurrence put thereon—the House divided:

YEAS.

Mr. Binns,
Mr. Douse,
Mr. M'Callum,
Mr. Nelson,
Mr. Cooper,
Mr. Thornton,
Mr. Le Lacheur,
Mr. James,
Mr. Brennan,
Mr. Palmer.

NAYS.

Mr. Macdonald,
Mr. Lord,
Mr. Clarke,
Mr. Ramsay,
Mr. Pope,
Mr. Green,
Mr. M'Null.

So it was carried in the affirmative.

The Fourth of the said Resolutions being again read,

Mr. Macdonald moved, in amendment, that after the word "Committee," all be expunged, and the following substituted, "that His Excellency the Lieutenant Governor's Message of the 5th inst., with the Memorial of the Central Agricultural Society, be referred to the Committee of Supply."

The House divided on the Question of amendment.

YEAS.

Mr. Macdonald,
Mr. Thornton,
Mr. Binns,
Mr. Douse,
Mr. Nelson,
Mr. Lord,
Mr. Palmer,
Mr. James.

NAYS.

Mr. M'Callum,
Mr. Le Lacheur,
Mr. Cooper,
Mr. Brennan,
Mr. Macnull,
Mr. Green,
Mr. Pope,
Mr. Clarke,
Mr. Ramsay.

So it passed in the negative.

The Question being then put on the Fourth Resolution, it was agreed to by the House.

The Fifth of the said Resolutions being again read, and the question of concurrence put thereon, it was agreed to by the House.

The Bill to alter and amend certain Acts therein mentioned, was, according to order, read a second time.

A motion being made, that the said Bill be now committed to a Committee of the whole House;

Mr. Cooper moved, by way of amendment, that the House do come to the following Resolution:

'Whereas the important question of Escheat is now under consideration, and intended to be laid before His Majesty as early as possible; and whereas the passing of this Bill might be attended with ambiguity, and have a tendency to confirm some illegal titles to large tracts of land in this Colony—

'Therefore Resolved, that the further consideration of the said Bill be postponed for twelve months.'

The House divided on the question of amendment:

YEAS.

Mr. Cooper,
Mr. Le Lacheur,
Mr. Clarke,
Mr. Ramsay,

Mr. M'Null,
Mr. Brennan,
Mr. M'Callum.

NAYS.

Mr. James,
Mr. Green,
Mr. Binns,
Mr. Macdonald,
Mr. Lord,

Mr. Palmer,
Mr. Pope,
Mr. Thornton,
Mr. Douse.

So it passed in the negative.

Mr. Pope then moved, in amendment to the main motion, that the word 'now' be struck out, and the words 'to-morrow' substituted; and the motion being seconded, and the question put thereon, it was carried in the affirmative.

Ordered, that *Mr. Palmer* have leave to introduce a Bill, to cause Bills of Sale of Goods and Chattels to be registered.

He accordingly presented the said Bill to the House, and the same was read a first time, and ordered to be read a second time to-morrow.

Resolved, That the Committee of the whole House to inquire into and take into considera-

tion the State of the Colony, have leave to sit again to-morrow.

Then the House adjourned until to-morrow at Ten o'clock.

FRIDAY, March 20, 1835.

Prayers.

RESOLVED, That a Conference be desired with the Council on the general State of the Colony.

Ordered, that Mr. Pope do go to the Council, and desire the said Conference.

Ordered, that Mr. Pope, Mr. Brennan, Mr. Palmer, Mr. Nelson, Mr. Douse and Mr. James be a Committee to manage the said Conference.

The Amendments made by the Council to the Bill intituled *An Act relating to Distress for Rent, and to regulate the practice of the Supreme Court in cases of Replevin*, was, according to order, read a second time.

Ordered, that the said Amendments be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Pope took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again; which the House agreed to.

Message from the Council, by Mr. Desbrisay.

Mr. Speaker,

The Legislative Council have passed the Bill intituled *An Act to make more effectual provision for preventing the spreading of Infectious Distempers within this Island*, with several amendments, to which they desire the concurrence of the Assembly.

And then he withdrew.

Ordered, that the Amendments made by the Council to the Bill intituled *An Act to make more effectual provision for preventing*

the spreading of Infectious Distempers within this Island, be now read for the first time.

And the said Amendments were read a first time, and are as follows:

Folio 10—Strike out line 7.

Same folio, line 19—Strike out from the word 'and,' to the word 'Health,' both inclusive.

Folio 11, line 20—Strike out from the word 'Lieutenant,' to the word 'said,' both inclusive.

Same folio, last line, after the word 'Board,' insert the words 'of Health.'

Ordered, that the said Amendments be read a second time to-morrow.

Resolved, That a Message be sent to the Legislative Council, praying their Honors will permit the Honourable George Wright, one of their Members, to attend the Special Committee of the House of Assembly appointed on the Petitions of divers Proprietors and Occupiers of Pasture Lots within the Royalty of Charlotte Town, relative to the lines of certain roads running through the said Royalty, to be examined touching the matter to them referred, this day at Three o'clock.

Ordered, that Mr. Pope do carry the said Message to the Council.

Resolved, that this House do again resolve itself into a Committee of the whole House, on the Amendments made by the Council to the Bill intituled *An Act relating to Distress for Rent, and to regulate the practice of the Supreme Court in cases of Replevin*.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Pope took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Pope reported, that the Committee had come to one Resolution; which Resolution was again read at the Clerk's Table, and is as followeth:

Resolved, That it be recommended to the House to desire a Conference with the Council, on the subject of their Amendments to the Bill intituled *An Act relating to Distress for Rent, and to regulate the practice of the Supreme Court in cases of Replevin*.

Resolved, That this House doth concur with the Committee in the said Resolution:

Ordered, that Mr. Pope do go to the Council, and desire the said Conference.

Ordered, that Mr. Binns, Mr. Pope, Mr. Green and Mr. Palmer be a Committee to manage the said Conference.

The Amendments made by the Council to the Bill intituled *An Act to consolidate and amend the Election Laws*, were, according to order, read a second time.

Ordered, that the said Amendments be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Palmer took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again; which the House agreed to.

Message from the Council, by Mr. Desbrisay.

Mr. Speaker,

The Legislative Council do agree to a Conference, as is desired by the House of Assembly, on the general State of the Colony, and have appointed the Honourables *Thomas Heath Haviland, George Wright and John Brecken* a Committee to manage the same—to meet in the Committee Room to-morrow, at Twelve o'clock.

And also,

Mr. Speaker,

The Legislative Council do grant leave to the Honourable George Wright, one of their Members, to attend the Special Committee of the House of Assembly, this day at Three o'clock, on the Petition of divers Proprietors and Occupiers of Pasture Lots within the Royalty of Charlotte Town, relative to the lines of certain roads running through the said Royalty—to be examined touching the matter to them referred.

And also,

Mr. Speaker,

The Legislative Council do agree to a Conference, as is desired by the House of Assembly, on the Amendments to the Bill intituled *An Act relating to Distress for Rent, and to regulate the practice of the Supreme Court, in cases of Replevin*, and have appointed the Honourables *Thomas H. Haviland* and the Attorney General a Committee to manage the same—to meet in the Committee Room instanter.

And then he withdrew.

Then the names of the Managers appointed to hold a Conference with the Council, on the subject of their Amendments to the Bill intituled *An Act relating to Distress for Rent, and to regulate the practice of the Supreme Court in cases of Replevin*, being called over; they went to the Conference.

And being returned—

Mr. Binns reported, that the Managers had been at the Conference, and he stated the substance thereof to the House.

Then the House adjourned for one hour.

And being met—

Resolved, that this House do again resolve itself into a Committee of the whole House, on the Amendments made by the Council to the Bill intituled *An Act to consolidate and amend the Election Laws*.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Palmer took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Palmer reported, that the Committee had come to several Resolutions, which Resolutions were again read at the Clerk's Table, and are as followeth:

1. **RESOLVED**, That the First and Second of the said Amendments be agreed to.
2. **RESOLVED**, That the Third of the said Amendments be agreed to.
3. **RESOLVED**, That the Fourth of the said Amendments be agreed to.
4. **RESOLVED**, That the Twelfth of the said Amendments be disagreed to.
5. **RESOLVED**, That the residue of the said Amendments be agreed to.

Ordered, that the question of concurrence be now separately put upon the said Resolutions:

And the First of the said Resolutions being again read, and the question of concurrence put thereon—the House divided:

YEAS.

Mr. M'Callum,
Mr. Macdonald,
Mr. Douse,
Mr. Clarke,
Mr. Palmer,
Mr. Cooper,

Mr. Le Lacheur,
Mr. Pope,
Mr. Lord,
Mr. Brennan,
Mr. M'Null.

NAYS.

Mr. Ramsay,
Mr. Binns,

Mr. James,
Mr. Green.

So it was carried in the affirmative.

The Second of the said Resolutions being again read;

Mr. Pope moved, in amendment, that after the word 'be,' the word 'not' be inserted.

The House divided on the Question of Amendment.

YEAS.

Mr. Pope,
Mr. Le Lacheur,
Mr. Lord,
Mr. Clarke,

Mr. M'Callum,
Mr. Ramsay,
Mr. Macnutt,
Mr. Green.

NAYS.

Mr. Nelson,
Mr. Douse,
Mr. James,
Mr. Thornton,
Mr. Macdonald,

Mr. Binns,
Mr. Cooper,
Mr. Palmer,
Mr. Brennan.

So it passed in the negative.

The Question being then put on the Second of the said Resolutions, it was agreed to by the House.

The Third of the said Resolutions being again read, and the question of concurrence put thereon—the House divided:

YEAS.

Mr. Pope,
Mr. M'Callum,
Mr. Thornton,
Mr. Nelson,
Mr. Douse,
Mr. Palmer,
Mr. James,

Mr. Le Lacheur,
Mr. Macdonald,
Mr. Macnutt,
Mr. Clarke,
Mr. Brennan,
Mr. Cooper.

NAYS.

Mr. Green,
Mr. Lord,

Mr. Ramsay,
Mr. Binns.

So it was carried in the affirmative.

The Fourth and Fifth of the said Resolutions being again severally read, and the question of concurrence separately put upon each, they were agreed to by the House.

Resolved, That a Conference be desired with the Council on the subject of the said Amendments, and that the Managers be in-

structed to communicate the decision of the House thereon.

Ordered, that Mr. Brennan do go to the Council and desire the said Conference.

Ordered, that Mr. Brennan, Mr. Thornton, Mr. Pope and Mr. Macnutt be a Committee to manage the said Conference.

The Order of the Day, for the House in Committee on the Bill to explain and amend certain Acts therein mentioned, being read;

Mr. Cooper moved, that the said Order of the Day be postponed until this day three months.

The House divided on the question:

YEAS.

Mr. Cooper,
Mr. Brennan,
Mr. Lord,
Mr. Ramsay,

Mr. M'Callum,
Mr. Clarke,
Mr. Macnutt,
Mr. Le Lacheur.

NAYS.

Mr. Binns,
Mr. Douse,
Mr. Nelson,
Mr. Green,
Mr. Macdonald,

Mr. James,
Mr. Palmer,
Mr. Thornton,
Mr. Pope

So it passed in the negative.

And then the House resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Binns took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Order of the Day, for the second reading of the Bill for causing Bills of Sale of Goods and Chattels to be registered, being read;

Mr. Pope moved, that the said Order of the Day be postponed until this day three months.

The House divided on the question:

YEAS.

Mr. Pope,
Mr. Green,
Mr. Macdonald,
Mr. Ramsay,
Mr. Macnutt,

Mr. Cooper,
Mr. Le Lacheur,
Mr. Clarke,
Mr. Binns,
Mr. Lord.

NAYS.

Mr. Palmer,
Mr. Nelson,
Mr. Brennan,

Mr. Douse,
Mr. James,
Mr. Thornton.

So it was carried in the affirmative—and Ordered, accordingly.

Then the House adjourned until to-morrow at Ten o'clock.

SATURDAY, March 21, 1835.

Prayers.

RESOLVED, that this House will, on Monday next, resolve itself into a Committee of the whole House on the consideration of Supplies for the public service.

The Order of the Day, for the House in Committee to inquire into and take into consideration the State of the Colony, being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Palmer took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again; which the House agreed to.

Mr. Pope moved, that upon the Conference with the Council on the general State of the Colony, the Committee of this House be instructed to request, in behalf of the House, that the Council will appoint a Committee to join a Committee of this House, in preparing and reporting the draught of an Address to His Majesty, praying for early decisions on such Acts as require His Majesty's special approbation to enable them to go into operation, and which have been transmitted for that purpose.

Which was ordered.

The time for holding the said Conference having arrived:

The Managers went to the Conference.

And being returned—

Mr. Pope reported, that the Managers had been at the Conference, and he stated the substance thereof to the House.

Message from the Council, by Mr. Desbrisay.

Mr. Speaker,

The Legislative Council have passed the Bill intituled *An Act relating to Marriages*, with several amendments, to which they desire the concurrence of the Assembly.

And then he withdrew.

Resolved, That this House do again resolve itself into a Committee of the whole House,

to inquire into and take into consideration the State of the Colony.

And then the House resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Palmer took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again; which the House agreed to.

Message from the Council, by Mr. Desbrisay.

Mr. Speaker,

The Legislative Council do agree to a Conference, as is desired by the House of Assembly, on the Amendments made to the Bill intituled *An Act to consolidate and amend the Election Laws*; and have appointed the Honorables *Thomas Heath Haviland* and *John Brecken* a Committee to manage the same—to meet in the Committee Room instanter.

And then he withdrew.

Then the names of the Managers were called over; and they went to the Conference:

And being returned—

Mr. *Brenan* reported, that the Managers had been at the Conference, and had complied with the instructions given them by the House.

Message from the Council, by Mr. Desbrisay.

Mr. Speaker,

The Legislative Council desire a further Conference with the House of Assembly, on the subject matter of the last Conference; and have appointed the same Committee who managed the last Conference to manage this further Conference—to meet in the Committee Room instanter.

And then he withdrew.

Resolved, That this House do agree to a further Conference, as is desired by the Council, on the subject matter of the last Conference.

Ordered, that Mr. *Brenan* do go to the Council and acquaint them therewith.

Ordered, that the same Committee who managed the last Conference be a Committee to manage this further Conference.

Then the Managers went to the Conference.

And being returned—

Mr. *Brenan* reported, that the Managers had been at the Conference, and had met the Committee of the Council, who acquainted them that the Council do adhere to the Twelfth of their Amendments to the Bill intituled *An Act to consolidate and amend the Election Laws*.

Mr. *Brenan* then moved that the House do come to the following Resolution thereupon:

“That whereas, by the Twenty-second Section of the Bill for consolidating and amending the Election Laws, as sent to the Council for concurrence, Members of His Majesty’s Council are expressly debarred, not only from voting at Elections for Members of the Lower House of Assembly, but from influencing or interfering in the same in any manner whatever—and whereas by the only Amendment made by the Council to the said Bill, to which this House have not agreed, every check or controul to their exercising a right to interfere at or influence such Elections to any extent short of voting is removed—and whereas this House consider the existence of such a power highly improper and unconstitutional—and that the Council do still adhere to their amendment—Therefore, Resolved, that the further consideration thereof be postponed until this day three months.”

And the motion being seconded, and the question put thereon, it was unanimously agreed to.

Mr. *Pope*, from the Committee to whom was referred the Petition of Isaac Smith, with power to report by Bill or otherwise, presented to the House a Bill concerning the property of the Methodist Society at Charlotte Town; and the same was received and read for the first time.

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

Mr. *Pope*, from the Committee appointed to prepare and bring in a Bill to explain and amend the Act relating to Trespasses, presented to the House a Bill for that purpose, and the same was received, and read for the first time.

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

Mr. *Lord*, from the Committee to whom was referred the Petition of John M. Wil-

liams, an Insolvent Debtor, with power to report by Bill or otherwise, presented to the House a Bill for the relief of Insolvent Debtors; and the same was received, and read for the first time.

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

Then the House adjourned for one hour.

And being met—

Ordered, that the amendments made by the Council to the Bill intituled *An Act relating to Marriages*, be now read for the first time.

And the said Amendments were read a first time, and are as follows:

Folio 5, line 4—After the word ‘calling,’ insert the words ‘and having the spiritual charge of a congregation.’

Same folio, line 16—After the word ‘any,’ insert the word ‘such.’

Folio 8, line 6—Strike out the words ‘at least two,’ and insert the word ‘three.’

Folio 9—After line 3, insert ‘And be it further enacted, that an Act made and passed in the Second year of the Reign of His present Majesty King William the Fourth, intituled ‘An Act to confirm and render valid certain Marriages heretofore solemnized within this Island, and also to declare by whom and in what manner Marriages shall be celebrated in future, and to provide for the Public Registry of the same,’ be and the same is hereby repealed.’

Folio 1—After the word ‘Marriages’ in the Title, insert ‘and to repeal a certain Act therein mentioned.’

Ordered, that the said Amendments be read a second time on Monday next.

Resolved, that this House do again resolve itself into a Committee of the whole House, to inquire into and take into consideration the State of the Colony.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. *Palmer* took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. *Palmer* reported, that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, that the said Committee have leave to sit again on Monday next.

Then the House adjourned until Monday next, at Ten o’clock.

MONDAY, March 23, 1835.

Prayers.

MESSAGE from the Council, by Mr. Desbrisay.

Mr. Speaker,

The Legislative Council desire a further Conference with the House of Assembly, on the general State of the Colony, and have appointed the same Committee who managed the former Conference to manage this further Conference—to meet in the Committee Room on Monday next, at Two o'clock.

CHARLES DESBRISAY, Dep. Clerk.
Council Chamber, Satur- }
day, 21st March, 1835. }

And also,

Mr. Speaker,

The Legislative Council have passed the Bill intituled *An Act for further explaining and amending the Act for regulating the laying out and altering of Highways, and for providing a mode of obtaining compensation for those who may thereby be injured, and to cause those who are benefited thereby to contribute towards their formation*, without any amendment.

And then he withdrew.

Resolved, that this House do agree to a further conference, as is desired by the Council, on the general State of the Colony.

Ordered, that Mr. *Brenan* do go to the Council, and acquaint them therewith.

Ordered, that the same Committee who managed the last Conference be a Committee to manage this further Conference.

The Amendments made by the Council to the Bill intituled *An Act to make more effectual provision for preventing the spreading of Infectious Distempers within this Island*, was, according to order, read a second time.

Ordered, that the said Amendments be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Douse took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Com-

mittee had made some progress, and had directed him to move for leave to sit again.

Ordered, that the said Committee have leave to sit again to-morrow.

The Order of the Day, for the House in Committee on the consideration of Supplies to be granted for the Public Service, being read:

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. M'Callum took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again; which the House agreed to.

The time for holding the further Conference with the Council on the general State of the Colony having arrived;

The names of the Managers were called over; and they went to the Conference.

And being returned—

Mr. *Brenan* reported, that the Managers had been at the Conference, and he stated the substance thereof to the House.

Then the House adjourned for one hour.

And being met—

Resolved, That a Committee be appointed to search the Journals of the Legislative Council, to ascertain what proceedings have been had on the Bill intituled *An Act to repeal part of a certain Act therein mentioned, for regulating the conveyance of the Mails by a Steam Vessel*: also on the Act intituled *An Act for the encouragement of Temperance, by allowing the retail of Ale, Beer, Porter, and other Liquors, at a reduced rate of Licence, and to amend the Act relating to Licences for retailing Strong and Spirituous Liquors*.

Ordered, that Mr. *Green* and Mr. *Macdonald* do compose the said Committee.

The Order of the Day, for the second reading of the Bill concerning the Property of the Methodist Society at Charlotte Town, being read;

Ordered, that the said Order of the Day be postponed until to-morrow.

The Bill to explain and amend the Act relating to Trespasses, was, according to order, read a second time.

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

The Bill to amend the Act for the Relief of Insolvent Debtors, was, according to order, read a second time.

A motion being made, and the question being put, that the said Bill be committed to a Committee of the whole House to-morrow:

The House divided:

YEAS 12.

NAYS 3.

So it was carried in the affirmative.

The Amendments made by the Council to the Bill intituled *An Act relating to Marriages*, was, according to order, read a second time.

Ordered, That the said Amendments be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Green took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Green reported, that the Committee had come to three Resolutions; which Resolutions being again read at the Clerk's Table, were agreed to by the House, and are as followeth:

1. *Resolved*, That it is the opinion of this Committee, that the First, Second and Third of the said Amendments be agreed to, without any amendment:

2. *Resolved*, That it is the opinion of this Committee, that the Fourth of the said Amendments be agreed to, with the following amendment:

"After the word "repealed," in the last line, insert the following clause:

"And whereas, according to the spiritual rites of the Roman Catholic Church, Mar-

riage is held to be a sacrament; be it therefore enacted, that nothing in this Act, or any other Act contained, shall prevent, or be construed to prevent, any Clergyman of the Roman Catholic Church from solemnizing Marriage between persons professing the Roman Catholic religion, according to the ancient and established rites of that Church, any Law to the contrary notwithstanding."

3. *Resolved*, That it is the opinion of this Committee, that the Fifth of the said Amendments (being an alteration in the Title) be disagreed to.

Resolved, That a Conference be desired with the Council on the subject of the said Amendments, and that the Managers be instructed to communicate the decision of the House thereon.

Ordered, that Mr. Brennan do go to the Council, and desire the said Conference.

Ordered, that Mr. Brennan, Mr. McCallum, Mr. Macdonald and Mr. Green be a Committee to manage the said Conference.

Resolved, that this House do now resolve itself into a Committee of the whole House, on the further consideration of the Report of the Special Committee on the Expiring Laws.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Brennan took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Brennan reported, that the Committee had come to one Resolution; which Resolution being again read at the Clerk's Table, was agreed to by the House, and is as followeth:

Resolved, That it is the opinion of this Committee, that the Act of 2d Will. 4th, Cap. 15, intituled *An Act to provide for the better preservation of public and private property at Georgetown against Accidents by Fire*, be re-enacted.

Then the House adjourned until to-morrow at Ten o'clock.

TUESDAY, March 24, 1835.

Prayers.

RESOLVED, That a Committee be appointed to search the Journals of the Legislative Council, to ascertain what proceedings have been had on the Bill intituled *An Act to authorize the closing of a certain Road within the Royalty of Princetown.*

Ordered, that Mr. Clarke and Mr. M'Nutt do compose the said Committee.

Message from the Council, by Mr. Desbrisay.

Mr. Speaker,

The Legislative Council have appointed the Honorables George Wright, Thomas Heath Haviland and John Brecken, a Committee, to join a Committee of the House of Assembly, in preparing an Address to His Majesty, on the subject of the several Acts passed by the Legislature of this Island, and reserved for the signification of His Majesty's pleasure—to meet and adjourn, as they shall see fit.

And then he withdrew.

Resolved, That this House do appoint a Committee to join the Committee of the Council in preparing an Address to His Majesty, on the subject of the several Acts passed by the Legislature of this Colony, and reserved for the signification of His Majesty's pleasure—to meet and adjourn as they shall see fit.

Ordered, that Mr. Binns, Mr. Brennan, Mr. Palmer, Mr. Macdonald, Mr. Green and Mr. Ramsay do compose the said Committee.

Ordered, that Mr. Brennan do go to the Council, and acquaint them therewith.

Resolved, that this House do again resolve itself into a Committee of the whole House, on the consideration of all matters relating to Roads and Bridges.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Binns took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again; which the House agreed to.

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The Order of the Day, for the House in Committee to further inquire into and take into consideration the state of the Colony, being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Palmer took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again; which the House agreed to.

Message from the Council, by Mr. Desbrisay.

Mr. Speaker,

The Legislative Council do agree to a Conference, as is desired by the House of Assembly, on the Amendments made to the Bill intituled *An Act relating to Marriages*, and have appointed the Honourables Thomas Heath Haviland and John Spencer Smith a Committee to manage the same—to meet in the Committee Room instanter.

And then he withdrew.

Then the names of the Managers were called over; and they went to the Conference.

And being returned—

Mr. Brennan reported, that the Managers had been at the Conference, and he stated the substance of the Conference to the House.

Then the House adjourned for one hour.

And being met—

Resolved, that this House do again resolve itself into a Committee of the whole House, to inquire into and take into consideration the State of the Colony.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Palmer took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again; which the House agreed to.

Mr. Green, from the Committee appointed to search the Journals of the Legislative Council as to the proceedings had on the Bill to repeal part of the Act of last Session, for regulating the conveyance of the Mails, by a Steam Vessel; and also on the Bill for the encouragement of Temperance, and to amend the Act relating to Licences for the retail of Strong and Spirituous Liquors—reported, that they had found the following Entries:

LEGISLATIVE COUNCIL CHAMBER,
Tuesday, 17th March, 1835.

PRESENT:

The Honourable Chief Justice Jarris, PRESIDENT;

The Honourables { George Wright,
Thomas H. Haviland,
The Attorney General,
John Brecken,
J. Spencer Smith.

On motion, Ordered, that the Order of the Day, for the consideration of the Bill intituled "An Act to repeal part of a certain Act therein mentioned, for regulating the conveyance of the Mails, by a Steam Vessel"—be postponed until this day three months.

LEGISLATIVE COUNCIL CHAMBER,
Friday, 20th March, 1835.

PRESENT:

The Honourable Chief Justice Jarris, PRESIDENT;

The Honourables { George Wright,
Thomas H. Haviland,
Charles Worrell,
The Attorney General,
John Brecken,
J. Spencer Smith.

On motion, that the Bill intituled "An Act for the encouragement of Temperance, by allowing the retail of Ale, Beer, Porter, and other Liquors, at a reduced rate of Licence, and to amend the Act relating to Licences for Strong and Spirituous Liquors," be read a second time this day three months;

The House divided:

CONTENTS.	NON-CONTENTS.
The Chief Justice,	George Wright,
T. H. Haviland,	The Attorney General.
Charles Worrell,	
John Brecken,	
J. Spencer Smith.	

So it passed in the affirmative.

Then the House adjourned until to-morrow at Ten o'clock.

WEDNESDAY, March 25, 1835.

MR. Macdonald, from the Committee to whom was referred the Petition of divers Inhabitants of Tryon, and its vicinity, presented to the House the Report of the said Committee—which was again read at the Clerk's Table, and is as followeth:

Your Committee to whom was referred the Petition of the Inhabitants of Tryon, and the adjacent Settlements, are of opinion, that the erection of a Bridge over De Sable River, as prayed for, would be of essential benefit to the Inhabitants of the Southern section of Prince County, and the Western division of Lot 29, in Queen's County, inasmuch as it would greatly facilitate the communication between those extensive settlements and the capital. From the magnitude of the undertaking, and the smallness of the sum placed at the disposal of the Legislature for the service of Roads and Bridges this year, it appears to your Committee that to appropriate the estimated expence of building the Bridge out of the sum apportioned for Queen's County, would be to deprive the Inhabitants of the other sections of the County of that pecuniary aid which they justly expect for such service. Nevertheless, your Committee would beg leave to recommend, that a sum not exceeding £80 be appropriated, by the Members for

Queen's County, in aid of erecting the said Bridge; and that an Address be presented to His Excellency the Lieutenant Governor, respectfully requesting that he will be pleased as soon as convenient to procure Tenders, and cause a Contract to be entered into for the erection and completion of the said Bridge, on or before the First day of August, 1836; and that the House do pledge itself, that it will, when in Committee of Supply next Session, appropriate such further sum as may be required—provided such additional sum shall not exceed One Hundred and Seventy Pounds.

Ordered, that the said Report be referred to the Committee of the whole House, on the consideration of all matters relating to Roads and Bridges.

The Order of the Day being read, for the House in Committee on the Amendments made by the Council to the Bill intituled *An Act to make more effectual provision for preventing the spreading of Infectious Distempers within this Island:*

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Douse took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Douse reported, that the Committee had come to a Resolution; which Resolution being again read at the Clerk's Table, was agreed to by the House, and is as followeth:

Resolved, That it is the opinion of this Committee, that the First and Second of the said Amendments be disagreed to, and that the residue of the said Amendments be agreed to.

Resolved, That a Conference be desired with the Council on the said Amendments, and that the Managers be instructed to communicate to the Committee of the Council the decision of this House thereupon.

Ordered, that Mr. Douse do go to the Council and desire the said Conference.

Ordered, that Mr. Douse, Mr. Brennan, Mr. Binns and Mr. McCallum be a Committee to manage the said Conference.

Message from the Council, by Mr. Desbrisay.

Mr. Speaker,

The Legislative Council desire a further Conference with the House of Assembly, on the Amendments made to the Bill, intituled *An Act relating to Marriages*; and have appointed the same Committee who managed the last Conference to manage this further Conference—to meet in the Committee Room to-morrow at Two o'clock.

CHARLES DESBRISAY, Dep. Clerk.

Council Chamber, Fri- }
day, 24th March, 1835. }

And then he withdrew.

Resolved, That this House do agree to a further Conference, as is desired by the Council, on the subject of the amendments made to the Bill intituled *An Act relating to Marriages*.

Ordered, that Mr. Douse do go to the Council and acquaint them therewith.

Ordered, that the same Committee who managed the former Conference be a Committee to manage this further Conference.

The Bill concerning the Property of the Methodist Society at Charlotte Town was, according to order, read a second time.

Ordered, that the said Bill be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Pope took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Pope reported, that the Committee had gone through the Bill, without making any amendment thereto.

Ordered, that the Report be received.

Ordered, that the said Bill be engrossed, and that the Title be *An Act concerning the Property of the Methodist Society at Charlotte Town*.

The time for holding the Conference with the Council on the subject of the Amendments made to the Bill intituled *An Act relating to Marriages*, having arrived:

The Managers went to the Conference.

And being returned,

Mr. Brennan reported, that the Managers had been at the Conference, and he stated the substance of the Conference to the House.

The Order of the Day, for the House in Committee on the Bill to explain and amend the Act relating to Trespasses, being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Pope took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Pope reported, that the Committee had gone through the Bill, without making any amendment thereto.

A motion being made, that the Report of the Committee be received;

Mr. Palmer moved, in amendment, that after the word "received," the words "this day three months" be inserted.

The House divided on the question of amendment.

YEAS.

Mr. Palmer,
Mr. Douse,

Mr. Brennan,
Mr. James.

NAYS.

Mr. Cooper,
Mr. Thornton,
Mr. M'Nutt,
Mr. M'Callum,
Mr. Clarke,
Mr. Pope,

Mr. Macdonald,
Mr. Ramsay,
Mr. Binns,
Mr. Lord,
Mr. Le Lacheur.

So it passed in the negative.

The question being then put on the main motion, it was agreed to by the House.

Ordered, that the said Bill be engrossed, and that the Title be *An Act to explain and amend the Act relating to Trespasses*.

Mr. *Pope*, from the Committee to whom was referred His Excellency the Lieutenant Governor's Message of the 11th February, with the Despatch relative to the sale of the Glebe and School Lands in this Island, with power to report by Bill or otherwise—presented to the House a Bill to authorize the sale of the said Lands, and the same was received, and read for the first time.

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

The Order of the Day, for the House in Committee on the Bill to amend the Act for the Relief of Insolvent Debtors, being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Lord took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, that the said Committee have leave to sit again to-morrow.

Mr. *James* moved that the House do now adjourn; and the motion being seconded, and the question put thereon, the House divided:

YEAS 7.

NAYS 8.

So it passed in the negative.

Ordered, that Mr. *Thornton* have leave to introduce a Bill to continue the Act of 2d Will. 4th, Cap. 25, for the better preservation of public and private property at Georgetown against accidents by fire, pursuant to the Resolution of the Committee of the whole House, on the Report of the Special Committee on the Expiring Laws, reported on the 23d inst.

He accordingly presented the said Bill to the House, and the same was read a first time, and ordered to be read a second time to-morrow.

Then the House adjourned until to-morrow at Ten o'clock.

THURSDAY, March 26, 1835.

Prayers.

MR. *Clarke*, from the Committee appointed to search the Journals of the Legislative Council, as to the proceedings had on the Bill to authorize the closing of a certain road within the Royalty of Princetown, reported, that they had found the following entry:

LEGISLATIVE COUNCIL CHAMBER,
Thursday, 19th March, 1835.

PRESENT:

The Honourable Chief Justice *Jarvis*, PRESIDENT;

The Honourables { *George Wright*,
 Thomas H. Haviland,
 Charles Worrell,
 The Attorney General,
 J. Spencer Smith.

On motion, Ordered, that the consideration of the Bill intituled "An Act to authorize the closing of a certain Road within the Royalty of Princetown," be deferred until next Session, as no information, by Petition or otherwise, hath been afforded to this House, to satisfy it of the propriety of shutting up the Road in question.

ORDERED, that thirty Copies of the said Bill be printed, and that it be inserted Six times in the *Royal Gazette* Newspaper, published in Charlotte Town.

The Order of the Day, for the House in

Committee on the Bill to amend the Act for the relief of Insolvent Debtors, being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Lord took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. *Lord* reported, that the Committee had gone through the Bill, without making any amendment thereto.

Ordered, that the Report be received.

Ordered, that the said Bill be engrossed, and that the Title be *An Act to amend the Act relative to Insolvent Debtors*.

A motion being made, that an engrossed Bill intituled *An Act to explain and amend the Act relating to Trespasses*, be now read for the third time;

The House divided on the question:

YEAS.

Mr. *Binns*,

Mr. *Green*,

Mr. *Pope*,

Mr. *Cooper*,

Mr. *Le Lacheur*,

Mr. *Clarke*,

Mr. *Thornton*,

Mr. *Ramsay*,

Mr. *Macdonald*,

Mr. *M'Callum*,

Mr. *Lord*.

NAYS.

Mr. Nelson,
Mr. James,

Mr. Douse,
Mr. Palmer.

So it was carried in the affirmative.

Then the said Bill was read for the third time.

Resolved, that the said Bill do pass.

Ordered, that Mr. Pope do carry the said Bill to the Council, and desire their concurrence.

Message from the Council by Mr. Desbrisay.

Mr. Speaker,

The Legislative Council desire a further Conference with the House of Assembly, on the Amendments made to the Bill intituled *An Act to make more effectual provision for preventing the spreading of Infectious Distempers within this Island*; and have appointed the same Committee who managed the former Conference to manage this further Conference—to meet in the Committee Room to-morrow, at half past One o'clock.

CHARLES DESBRISAY, Dep. Clerk.
Council Chamber, 25th }
March, 1835. }

And then he withdrew.

Resolved, that this House do agree to a further Conference, as is desired by the Council, on the subject of the said Amendments.

Ordered, that Mr. Douse do go to the Council, and acquaint them therewith.

Ordered, that the same Committee who managed the former Conference be a Committee to manage this further Conference.

Message from the Council, by Mr. Desbrisay:

Mr. Speaker,

The Legislative Council desire a further Conference with the House of Assembly, on the Amendments made to the Bill intituled *An Act relating to Marriages*; and have appointed the same Committee who managed the former Conference to manage this—to meet in the Committee Room this day at Two o'clock.

CHARLES DESBRISAY, Dep. Clerk.
Council Chamber, 26th }
March, 1835. }

And then he withdrew.

The time for holding the Conference with
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the Council on the amendments made by the Council to the Bill intituled *An Act to make more effectual provision for preventing the spreading of Infectious Distempers within this Island*, having arrived;

The Managers went to the Conference.

And being returned—

Mr. Douse reported, that the Managers had been at the Conference, and had met the Committee of the Council, who acquainted them that the Conference was to acquaint this House—

That the Council do adhere to the First and Second Amendments; as they conceive it would be a novel practice, and wholly inconsistent with the usage of the Executive Government, that the Board of Health should be required to join with the Governor and Council in issuing a Proclamation.

But the Council would have no objection to agree to an Amendment to their Amendments, to the effect, that the power given by the Bill to the Governor, with the consent of the Council and the Board of Health, should be vested in the Board of Health alone, either with or without the approval of the Governor and Council.

A motion being made, that the Bill intituled *An Act relating to Marriages*, with the Amendments agreed to in Conference, be re-engrossed.

The House divided on the question:

YEAS.

Mr. Brennan,
Mr. Thornton,
Mr. Green,
Mr. Le Lacheur,
Mr. Nelson,
Mr. Cooper,
Mr. James,

Mr. Ramsay,
Mr. M'Nutt,
Mr. Clarke,
Mr. Macdonald,
Mr. Douse,
Mr. M'Callum,
Mr. Binns.

NAYS.

Mr. Pope,

Mr. Lord.

So it was carried in the affirmative.

Then the House adjourned for one hour.

And being met—

Resolved, that this House do resolve itself into a Committee of the whole House, to resume the consideration of all matters relating to Roads and Bridges.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Binns took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Binns reported, that the Committee had come to several Resolutions; which Resolutions being again read at the Clerk's Table, were agreed to by the House, and are as followeth:

1. RESOLVED, That it is the opinion of this Committee, that the sum of £379 2s. 11d., appropriated for the service of Roads and Bridges in the County of King's County, be divided and applied as follows:

KING'S COUNTY.

	£	s	d
To repair the Road from Bay Fortune towards the Head of St. Peter's Bay, where most wanted	20	0	0
To rebuild M'Caskill's River Bridge, Lot 42	20	0	0
To repair Hollow River Bridge, Lot 42	2	10	0
To repair Cow River Bridge, Lot 43	8	6	7
For making and keeping in repair a Road from Little River, towards Walter Burke's, Lot 56	14	0	0
To reduce the Hills on both sides the Bridge at Blacket's Creek, Lot 56	4	0	0
To repair the Roads on Lot 55, North side of Grand River, where most required	7	0	0
For building a Bridge on the road from the head of Cardigan River to Launching Place, exclusive of a sum unexpended of former appropriation	22	0	0
Road from Montague Bridge to Brudnell River, and Georgetown Road	5	0	0
For the Main Road, between the County line and Georgetown	9	0	0
To repair the other Roads in the 14th District, where most wanted	12	16	7
Road from D. Robertson's, Montague River, towards Brudnell Point Road	2	0	0
Road from Cardigan River towards Head of St. Peter's Bay, and bridging a bad Swamp on the road	25	0	0
Road from St. Peter's Bay, towards Cardigan River	25	0	0
Road from St. Peter's Bay, towards Leslie's Mill	5	0	0
To complete the Road from Charles Dingwell's, South side St. Peter's Bay, to the Main Road	15	0	0
To repair Morell Bridge	3	0	0
Road from the County line to M'Dermot's	10	0	0
For rebuilding the Bridge over the head of Hillsborough River	12	0	0
For repairing such Bridges in the Eleventh District as are most wanted	5	16	7
To complete the Bridge across Longapiece's Creek, North side of Sourie	4	16	7
To repair one of the Black Pond Bridges, called Malcolm Campbell's Bridge,	15	0	0
To reduce the Hill on the East side of the North River Bridge, Lot 47	3	0	0
To Rail the Bridge at Morrow's Mill, Lot 47, and the other necessary repairs thereon	5	0	0
To raise the Little Inlet Bridge and to rail the same	7	0	0
To widen Crooked River Bridge abut-			

ments, and to renew the water communication	4	0	0
For repairing the new line road between Lot 43 and Lot 44, and for cutting down the Trees on said road	20	0	0
For cutting Trees on both sides of the new line road through Lot 45, to Sourie	17	0	0
For completing the new line of road from Murray Mills to the South River Bridge, exclusive of £25 3s. 9d. unexpended of last year's appropriation	47	16	7
For Guernsey Cove road	10	0	0
To bridge Graham's Brook, raise the hollow, and lower the double hill	13	0	0
For a bridle Path from Mink River Narrows to Murray Mills	5	0	0
	<u>£379</u>	<u>2</u>	<u>11</u>

2. RESOLVED, That it is the opinion of this Committee, that the sum of £379 3s. 1d., appropriated for the service of Roads and Bridges in the County of Queen's County, be divided and applied as follows:

QUEEN'S COUNTY.

	£	s	d
In aid of repairing a Road from the Wood Islands towards Little Sands	25	0	0
In aid of repairing a Road from China Point Ferry to Newton Bridge	10	0	0
To raise a Bridge over the Hollow near Pinette Mills	5	0	0
For a new Bridge near Beaton's, on the Georgetown road	15	0	0
Road South side of Gallow's Point	10	0	0
Old Georgetown Road	7	0	0
For a new Bridge over Sawmill Creek	25	0	0
For ditto over Warren's Creek Lot 32	46	0	0
In aid of repairing New Glasgow Road, between the head of Wheatly river and Old Rustico road	15	0	0
Road and Bridges between Bagnall's and County line, Princetown road	15	0	0
Road leading from New London to Princetown as far as County line	15	0	0
Road leading into the Union Settlement Winsloe Road	5	0	0
For a new Bridge over a hollow in the Royalty of Charlotte Town, on a road leading from the St. Peter's road towards the Brackley Point road	13	0	0
For building a Bridge between Tracadie Sand Hills and cross roads	8	0	0
For Auld's Mill Bridge	25	0	0
In aid of repairing Anderson's Road in Queen's County	20	0	0
For building Bottle Brook Bridge, on Brackley Point road	10	0	0
For repairing a Bridge on the Tryon road, from Maboy's to Crapaud	10	0	0
In aid of opening a road from Battery Point, Hillsborough river, towards St. Peter's road	5	3	1
In aid of building a Bridge over De Sable river	80	0	0
	<u>£379</u>	<u>3</u>	<u>1</u>

OLD APPROPRIATIONS.		
For Auld's Mill Bridge	60	0 0
In aid of a Bridge over the Four Mile run, Boundary line	5	1 0
	<u>£65</u>	<u>1 0</u>

3. RESOLVED, That it is the opinion of this Committee, that the sum of £379 3s. 1d., appropriated for the service of Roads and Bridges in the County of Prince County, be divided and applied as follows:

PRINCE COUNTY.

	£	s.	d.
In aid of rounding up the main Western road, to the width of ten feet, from Ellis River towards Hill's Mills	100	0	0
Road from Hill's Mills to West side of the Island	10	0	0
Road from head of Foxley River to Frederick Cove, Lot 11	10	0	0
Road from Mascouche to Fifteen Point, in addition to 49s. unexpended of last year's appropriation	10	0	0
In aid of making a Bridge between Fifteen Point and Abraham's Village	10	0	0
Road from Rochford's to M'Gregor's, Lot 16	15	0	0
Road from M'Gregor's to South West Ferry	15	0	0
Road from New Bideford Ship Yard to the division line Lot 13, near M'Arthur's Road called Palmer's road, leading to Ellis River Ferry	10	0	0
Road from New London to Princetown, through Lot 18	10	0	0
Road from Glover's to Margate	10	0	0
For balance of contract due on Indian River Bridge	33	16	8
For repairs of Bridges between Glover's and Princetown	10	0	0
Darnley Bridge	8	0	0
Road from Hillson's, Lot 19, to Wilmot Creek Bridge	8	0	0
For repairing Wilmot Creek Bridge	8	0	0
For repairing Bridge near Clarke's, Lot 25	5	0	0
Road on line of Lots 19 and 25	8	0	0
Road from Burn's settlement to Princetown Road, (exclusive of 10s. old appropriation)	35	0	0
Lower road from Tryon to Crapaud	20	0	0
Road from M'Farlane's to Bedeque, exclusive of 50s. old appropriation	10	0	0
Road on the South Shore, Lots 26 and 27	10	0	0
For raising a Bridge on South West River Lot 27	10	0	0
Road from M'Call's to William Murray's shore, Lot 25	3	6	5
	<u>£379</u>	<u>3</u>	<u>1</u>

And that the following sums, granted in 1834, and unexpended, be applied as originally intended, being as follows:
 In aid of making Three Bridges on the road leading from Cascumpec to the Western road 8 5 0
 For throwing up the Road from Oyster River Bridge to the Ferry at Lot 10 0 16 0
 For stumping and levelling the Road be-

tween Fawcett's Road and Kildare	28	12	6
For raising Bridge at Gould's Mills	10	0	0
For opening Road from Tryon to Bedeque	4	0	0
For a new Bridge over the South branch of Dunk River	6	1	0
For that part of Anderson's Road, situate in Prince County	18	0	0
Old road from Taylor's Mills to Barbara Wiet	8	0	0
Road on South side of Wilmot Creek	5	0	0
	<u>£88</u>	<u>14</u>	<u>6</u>

4. RESOLVED, That with reference to the Petition of the Inhabitants of the western division of Lot 65, praying a grant of money in aid of a Bridge over Samuel M'Eachern's Creek, and a Petition of the Inhabitants of Rustico, praying for a grant of money to erect a Bridge over Crooked Creek, Wheatly River, the Committee have to express their regret, that the funds at the disposal of the House are too limited, to enable it to comply with the wishes of the Petitioners this Session—but beg to recommend the prayers of those Petitions to the favourable consideration of the House at its next Session.

5. RESOLVED, That it is the opinion of this Committee, that an humble Address be presented to His Excellency the Lieutenant Governor, requesting that he will be pleased, as soon as convenient, to procure Tenders, and to cause a Contract to be entered into for the erection and completion of a Bridge over De Sable River, on or before the 1st August, 1836, agreeable to specifications to be prepared for that purpose, and lodged with the Road Commissioner of the District, and in conformity with the Report of the Special Committee on the Petition of the Inhabitants of Tryon, and the adjacent Settlements.

Ordered, that Mr. Pope, Mr. Macdonald and Mr. Lord be a Committee to prepare and report the draught of an Address to His Excellency the Lieutenant Governor, pursuant to the Fifth of the above reported Resolutions.

Resolved, that this House do again resolve itself into a Committee of the whole House, to inquire into and take into consideration the State of the Colony.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Palmer took the Chair of the Committee.

Mr. Spcaker resumed the Chair.

Mr. Palmer reported, that the Committee had made some progress in the business to them referred, and had come to several Resolutions thereupon, which Resolutions were again read at the Clerk's Table, and are as followeth:

1. **RESOLVED**, That it is the opinion of this Committee, that the unsettled State of this Colony, such as is shewn by the Report on the King's County Petitions, demands the most serious consideration of His Majesty's Government, as further delay to afford relief increases the evil so long and justly complained of.

2. **RESOLVED**, That the non-repeal of the permanent Revenue Acts is a serious grievance, as the Revenue arising from the duty of 10d. per Gallon on all Spirits and Wines imported into this Colony, is thereby placed at the disposal of the Executive Government, and has in many instances been appropriated by the Executive to a great extent, for purposes entirely foreign to the primary and chief object of the Laws granting the same, (viz. in aid of Roads and Bridges,)—thus sanctioning a power inconsistent with the right of the Subject to be taxed by his Representative, and entirely subversive of one of the first and best principles of the British constitution.

3. Whereas the many instances of negligence or inattention, which have been manifested from time to time, towards the several Acts passed by the Legislature of this Island, and reserved for His Majesty's Royal Allowance; as well as various Addresses from the Representatives of the people, which have been transmitted from this Colony to be laid before His Majesty—have been long felt as a serious grievance by His Majesty's loyal and faithful Subjects within this Colony—And although, by a Despatch (dated Downing Street, 4th July, 1832,) from the Right Honourable Viscount Goderich, His Majesty's then Secretary of State for the Colonies—a "*distinct pledge*" was given "*on the part of His Majesty's Government, that no such delays should occur in future,*" yet the Legislature of this Island are still without any information whatever, as to what decision (if any) His Majesty has come to, on several Acts passed in the years 1832, 1833 and 1834, and transmitted for His Majesty's Royal approbation—several of which Acts are considered of great importance to the Inhabitants of this Island: and whereas it is highly necessary that every constitutional means within the power of this House should be exerted to avoid a continuation of such negligence towards the public affairs of this Colony, and to press on the particular attention of His Majesty's Ministers, the necessity and policy of coming to an early decision on the Acts before alluded to—as well as the repeal of the two permanent Revenue Acts—the Escheating or re-vesting in the Crown, the forfeited Grants of land within this Colony—the injustice that has been hitherto done to the American Loyal Emigrants—and such other objects as are of general importance to the growing interests of this young and rising Colony:

Resolved, Therefore, as the opinion of this Committee, that in order to obviate such delays and inconveniences in future, it is necessary and expedient that a fit and proper person be appointed as a Delegate to

represent in person before His Majesty's Ministers, or the Imperial Parliament if necessary, the many grievances under which His Majesty's loyal Subjects in this Island have so long laboured.

4. Whereas Lord Viscount Goderich, late Secretary for the Colonies, in a Despatch dated the 1st August, 1832, says, that it is 'essential to the institution of 'proceedings for forfeiting lands to the Crown, that 'they should be capable of a speedy decision, and of 'one capable of being foreseen nearly with certainty: 'Unless with these conditions, I never should consent 'to unsettle the minds of the Colonists by appointing a 'Court of Escheat'—

Resolved, That it is the opinion of this Committee, that were the Lands liable to Escheat re-vested in the Crown, there would be little difficulty whatever in carrying into effect a measure so essentially necessary for the future settlement of this Colony, by which the claims of all parties therein interested might be fairly considered and justly set at rest, by having recourse to a scale something like the following:

To afford Landholders a free grant of such lands as they have improved and settled upon; and in like manner a free grant to actual settlers for such tracts as they have purchased of the Grantees: To the Tenantry, a grant in fee, on their paying the price of the land in its wilderness state: For such tracts as they occupy, time to be allowed for payment, without interest, to such as have paid their rent; and those who have not paid their rent, to be charged with the interest on the fee simple price, until the principal is discharged.

To Squatters, a grant on the same terms.

The rest of the land might be valued and sold to such persons as are to become actual settlers.

And the Grantees to receive from the proceeds of sale, the balance arising (if any), between the sums expended by them for the settlement and improvement of the Colony, deducting the sums received by them for rents and sale of land, and the residue, which may be considerable, for the use of His Majesty. This, or a similar plan, which the wisdom of His Majesty's Ministers may devise for the settlement of this Colony, would give general satisfaction.

5. **RESOLVED**, As the opinion of this Committee, that if the desired settlement of the lands meet the favourable consideration of His Majesty's Government, and the entire resources of the Colony become placed at the disposal of the Colonial Legislature, it would effectually enable this Province to make a permanent provision for the Colonial Civil List, and the general improvement of the Island.

6. **RESOLVED**, That it is the opinion of this Committee, that the present prices of the Crown lands in this Colony far exceed the present average price of land in the Colony in similar situations—and particularly as regards the price of the Lots in Georgetown, and the

Pasture Lots in the Royalties of Princetown and Georgetown, and also the reserved lands in the vicinity of the latter Town, which form part of the Royalty; that the prices at which the same are held must materially retard the improvement of the said Town. And the Committee are further of opinion, that the grant of the greater part of the said reserved lands (being so large a quantity as four hundred acres) to one individual during the past year, by the Administrator of the Government, is not in accordance with the original intentions of His Majesty's Government, with regard to such reservation—and in all probability will eventually be of serious injury to the best interests of the said Town—and that the House be recommended to present an humble Address to His Majesty, praying that he will be graciously pleased to order the upset prices to be reduced, and that no further grants of the said reserved lands be made, unless in small tracts for actual settlement to persons engaged in the fisheries or otherwise.

Ordered, that the question of concurrence be now separately put on the said Resolutions.

And the First and Second of the said Resolutions being again severally read, and the question of concurrence separately put upon each, they were agreed to by the House.

The third Resolution being again read;

Mr. *Pope* moved, in amendment, that after the word "Island" in the 1st line, all be expunged.

The House divided on the question of amendment.

YEAS.

Mr. *Pope*,
Mr. *Douse*,
Mr. *James*,
Mr. *Macdonald*,
Mr. *Green*,
Mr. *Thornton*,
Mr. *Palmer*,
Mr. *Nelson*.

NAYS.

Mr. *Brenan*,
Mr. *Le Lacheur*,
Mr. *Binns*,
Mr. *M'Callum*,
Mr. *M'Nutt*,
Mr. *Cooper*,
Mr. *Clarke*,
Mr. *Ramsay*,
Mr. *Lord*.

So it passed in the negative.

The question being then put on the Third Resolution, it was agreed to by the House.

The Fourth of the said Resolutions being again read:

Mr. *Thornton* moved, in amendment, that after the words "at rest" all be expunged.

The House divided on the question of amendment:

YEAS.

Mr. <i>Thornton</i> ,	Mr. <i>Macdonald</i> ,
Mr. <i>Douse</i> ,	Mr. <i>Clarke</i> ,
Mr. <i>Ramsay</i> ,	Mr. <i>Palmer</i> ,
Mr. <i>Lord</i> ,	Mr. <i>Brenan</i> ,
Mr. <i>Nelson</i> ,	Mr. <i>M'Callum</i> ,
Mr. <i>Le Lacheur</i> ,	Mr. <i>James</i> ,
Mr. <i>M'Nutt</i> ,	Mr. <i>Binns</i> .
Mr. <i>Pope</i> ,	

NAYS.

Mr. *Green*, Mr. *Cooper*.
So it was carried in the affirmative.

The Question being then put on the Fourth of the said Resolutions, as amended, it was agreed to by the House, and is as followeth:

4. Whereas Lord Viscount Goderich, late Secretary for the Colonies, in a Despatch dated the 1st August, 1832, says, that it is 'essential to the institution of proceedings for forfeiting lands to the Crown, that they should be capable of a speedy decision, and of one capable of being foreseen nearly with certainty: Unless with these conditions, I never should consent to unsettle the minds of the Colonists by appointing a Court of Escheat.'

Resolved, That it is the opinion of this Committee, that were the Lands liable to Escheat re-vested in the Crown, there would be little difficulty whatever in carrying into effect a measure so essentially necessary for the future settlement of this Colony, by which the claims of all parties therein interested might be fairly considered and justly set at rest.

The Fifth and Sixth of the said Resolutions being again severally read, and the question of concurrence separately put upon each, they were agreed to by the House.

The Chairman then acquainted the House, that he was directed by the Committee to move for leave to sit again; which the House agreed to.

Mr. *Brenan* moved that the House do now adjourn; and the motion being seconded, and the question put thereon, the House divided

YEAS 7.

NAYS 10.

So it passed in the negative.

The Order of the Day, for the second reading of the Bill to continue the Act for the better preservation of public and private property at Georgetown against accidents by fire, being read;

Mr. *James* moved, in amendment, that th

said Order of the Day be postponed until this day three months:

The House divided on the question of amendment:

YEAS.	NAYS.
<i>Mr. James,</i>	<i>Mr. Thornton,</i>
<i>Mr. Green,</i>	<i>Mr. Le Lachewr,</i>
<i>Mr. Douse,</i>	<i>Mr. M'Null,</i>
<i>Mr. Palmer,</i>	<i>Mr. M'Callum,</i>
<i>Mr. Nelson,</i>	<i>Mr. Clarke,</i>
<i>Mr. Brennan,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Cooper,</i>	<i>Mr. Macdonald,</i>
<i>Mr. Lord.</i>	<i>Mr. Binns,</i>
	<i>Mr. Pope.</i>

So it passed in the negative.

Then the said Bill was, according to order, read a second time.

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

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Thornton took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Then the House adjourned until to-morrow at Ten o'clock.

FRIDAY, March 27, 1835.

Prayers.

RESOLVED, That a Committee of three Members be appointed, to keep up a good correspondence between the two Houses of the Legislature, and to report their proceedings from time to time, with power to send for persons, papers and records.

Ordered, that *Mr. Brennan, Mr. Binns and Mr. Pope* do compose the said Committee.

Ordered, that the said Resolution be communicated to the Legislative Council.

Ordered, that *Mr. Brennan* do carry the said Message to the Legislative Council.

Ordered, that *Mr. Thornton, Mr. Pope and Mr. Binns* be a Committee to prepare and report the draught of an Address to His Majesty, on the subject of the Crown Lands in this Colony, pursuant to a Resolution reported from the Committee of the whole House on the State of the Colony.

Mr. Pope, from the Committee appointed to consider the expediency of providing a more efficient system of secondary punishment, with power to report by Bill or otherwise, presented to the House a Bill for the more effectual punishment of offenders, by enabling the Supreme Court to add Hard Labour to the sentence of imprisonment—and the same was received and read for the first time.

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

The Bill to authorize the sale of Lands in this Island reserved as sites for Churches, and for Glebe and School Lands, was, according to order, read a second time.

Ordered, that the said Bill be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Pope took the Chair of the Committee.

The House resumed to receive a Message.

Message from the Council, by *Mr. Desbrisay*:

COUNCIL CHAMBER,

Friday, 27th March, 1835.

Resolved, That a Committee be appointed, to join the Committee of the House of Assembly, to keep up a good correspondence between the two Houses of the Legislature, and to report their proceedings from time to time, with power to send for persons, papers and records.

Ordered, that the Honourables *Thomas H. Haviland and John Brecken* do compose the said Committee.

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

And then he withdrew.

Then the House resolved itself into a Committee of the whole House, to resume the

consideration of the Bill to authorize the sale of Lands in this Island, reserved as sites for Churches, and for Glebe and School Lands.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Pope took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again; which the House agreed to.

Message from the Council, by Mr. Desbrisay.

Mr. Speaker,

The Legislative Council desire a further Conference with the House of Assembly, on the Amendments made to the Bill intituled *An Act relating to Distress for Rent, and to regulate the practice of the Supreme Court in cases of Replevin*; and have appointed the same Committee who managed the former Conference to manage this further Conference—to meet in the Committee Room instanter.

And then he withdrew.

Resolved, That this House do agree to a further Conference, as is desired by the Council, on the subject of the Amendments made by the Council to the Bill intituled *An Act relating to Distress for Rent, and to regulate the practice of the Supreme Court, in cases of Replevin*.

Ordered, that Mr. Macdonald do go to the Council and acquaint them therewith.

Ordered, that the same Committee who managed the former Conference on the said Amendments, be a Committee to manage this further Conference.

Then the names of the Managers were called over; and they went to the Conference.

And being returned—

Mr. Binns reported, that the Managers had been at the Conference, and he stated the substance of the Conference to the House.

Then the House adjourned for one hour.

And being met—

Read a third time, as engrossed, the Bill intituled *An Act for the management and regulation of the Post Office in this Island*.

A motion being made to resolve, that the said Bill do pass,

The House divided on the question:

YEAS.

Mr. Pope,	Mr. Clarke,
Mr. Thornton,	Mr. Nelson,
Mr. Douse,	Mr. Palmer,
Mr. Cooper,	Mr. James.
Mr. M'Callum,	

NAYS.

Mr. Ramsay,	Mr. M'Nutt,
Mr. Le Lacheur,	Mr. Lord.

So it was carried in the affirmative—and *Resolved*, accordingly.

Ordered, that Mr. Macdonald do carry the said Bill to the Council, and desire their concurrence.

Resolved, that this House will, to-morrow, resolve itself into a Committee of the whole House, to consider further of a Supply.

Then the House adjourned until to-morrow at Ten o'clock.

SATURDAY, March 28, 1835.

Prayers.

MR. Macdonald, from the Committee to whom was referred the Petition of divers Inhabitants of Townships 50 and 57, settled on the Murray Harbour Road, complaining of the stoppage of a road, presented to the House the Report of the said Committee, which was again read at the Clerk's Table, and is as followeth:

Your Committee to whom was referred the Petition of the Inhabitants of Lots 50 and 57, complaining of one Murdoch M'Leod, for stopping a Road leading from the Murray Harbour road settlement towards Orwell Bay, having instituted a rigid investigation into all the circumstances, and having examined several witnesses thereon, are of opinion that the said Murdoch M'Leod did surrender to the Public a right of way, inasmuch as he permitted three years Statute Labour to be performed in the erection of a Bridge on the said

road, over a brook on his Farm, subsequent to which it appears he has, without any lawful authority, deprived the Public of the use of the said Bridge and Road, by keeping a fence across the latter, to the great injury of the Inhabitants of that District.

Your Committee would therefore beg leave to recommend, that an Address be presented to His Excellency the Lieutenant Governor, respectfully requesting that he will be pleased to direct the Road Commissioner to cause the said road to be re-opened forthwith.

Ordered, that the Report be received; and that Mr. Douse, Mr. Macdonald and Mr. Nelson be a Committee to prepare an Address in accordance therewith.

Mr. Brennan moved, that the Message from the Council of Thursday, the 26th inst. desiring a further Conference on the subject of the Amendments to the Bill intituled *An Act relating to Marriages*, be referred to the Committee appointed to keep up a good correspondence between the two Houses of Legislature.

Which was ordered.

Resolved, that this House do again resolve itself into a Committee of the whole House, to inquire into and take into consideration the State of the Colony.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Palmer took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Palmer reported, that the Committee had come to one Resolution; which Resolution being again read at the Clerk's Table, was agreed to by the House, and is as followeth:

Resolved, That it is the opinion of this Committee, that an humble Address be presented to His Majesty, praying that he will be graciously pleased to cause measures to be adopted for effectually re-vesting in the Crown all Lands liable to forfeiture within this Colony.

The Chairman then acquainted the House, that he was directed by the Committee to move for leave to sit again; which the House agreed to.

Ordered, that Mr. Cooper, Mr. Brennan, Mr. Binns, Mr. Ramsay, Mr. Clarke, Mr. Macdonald and Mr. Macnutt be a Committee to prepare and report the draught of an Address to His Majesty, pursuant to the above reported Resolution.

Resolved, That this House do now resolve itself into a Committee of the whole House, to resume the consideration of the Bill to authorize the sale of Lands in this Island, reserved as sites for Churches, and for Glebe and School Lands.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Pope took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Pope reported, that the Committee had gone through the Bill, and made several amendments thereto.

Mr. Speaker having put the Question—

“Is it the pleasure of this House to receive the Report of the Committee?”

The House divided:

YEAS.

Mr. Cooper,	Mr. Binns,
Mr. Brennan,	Mr. Lord,
Mr. Macdonald,	Mr. Le Lacheur,
Mr. Clarke,	Mr. Ramsay,
Mr. Macnutt,	Mr. Palmer.
Mr. McCallum,	

NAYS.

Mr. James,	Mr. Pope,
Mr. Douse,	Mr. Nelson,
Mr. Thornton,	Mr. Green.

So it was carried in the affirmative.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be *An Act to authorize the sale of Lands in this Island, reserved as sites for Churches, and for Glebe and School Lands*.

Then the House adjourned for one hour.

And being met—

Read a third time, as engrossed, the Bill intituled *An Act to amend the Act relative to Insolvent Debtors*.

Resolved, That the said Bill do pass.

Ordered, that Mr. Macdonald do carry the said Bill to the Council, and desire their concurrence.

Resolved, That this House do again resolve itself into a Committee of the whole House, to inquire into and take into consideration the State of the Colony.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Binns took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. *Binns* reported, that the Committee had come to one Resolution; which Resolution being again read at the Clerk's Table, was agreed to by the House, and is as followeth:

Resolved, That it is the opinion of this Committee, that it is expedient to amend the Act for the summary Trial of Common Assaults and Batteries, inasmuch as the said Act does not satisfactorily point out the mode of recovering Costs in cases of conviction.

The Chairman then acquainted the House that he was directed by the Committee to move for leave to sit again; which the House agreed to.

Ordered, that Mr. *Binns* have leave to introduce a Bill to amend the Act of 4th Will. 4th, cap. 2, intituled "An Act for the summary Trials of Common Assaults and Batteries."

He accordingly presented the said Bill to the House, and the same was read a first time, and ordered to be read a second time on Monday next.

Mr. *Binns*, from the Committee to whom was referred the Petition of the Inhabitants of Rollo Bay, and also the Petition of the Inhabitants of Rustico, praying the House to make Legislative provision for the encouragement of the Fisheries, presented to the House the Report of the said Committee—which was read, and is as followeth:

Your Committee having taken the Petitions from Rollo Bay and from Rustico and its vicinity into their mature and most serious consideration, sincerely regret to state, that from the present depression of Commerce, and the increasing difficulties of the Agriculturists, there is not the least prospect of funds being in the Treasury, from which to pay any Bounties; nor do your Committee see any relief by public aid for the Petitioners or others, who may be only private adventurers in the Fisheries of this Island (although equal to any in the world, for Cod, Mackerel, Alewives and Herring,) so long as the Colony remains enthralled and fettered, principally by the influence and power of many of the large Grantees and Land-jobbers, which system in its baneful consequences has rendered securities doubtful, prevented Capitalists from settling amongst us, driven specie from the Colony, and thereby caused a ruinous paper currency to become indispensable; so that in fact the Colony could scarcely be in a more degraded state than it now is; whereas it is the firm opinion of your Committee, that if the loyal and industrious Inhabitants of this Island had equal advantages with their neighbouring Colonists, and the Lands of this Colony were granted on

fair and reasonable terms in small Tracts to actual Settlers, with undoubted Titles in fee, it would soon emerge from its present desponding and deplorable state, Fisheries would speedily flourish around its shores beyond all example elsewhere, and Capitalists and Fishermen would flock to us in abundance.

CHARLES BINNS, Chairman.

J. W. JAMES,

JOHN S. MACDONALD,

WM. COOPER.

Mr. *Palmer*, the other Member of the Committee, declined signing the Report.

Mr. *Pope* moved, that the said Report be referred back to the Special Committee for revision.

Mr. *Binns* moved, in amendment, that after the word "Report," all be expunged, and the words "do lie on the Table" substituted.

The House divided on the question of amendment:

YEAS.

Mr. *Binns*,
Mr. *Cooper*,
Mr. *M'Callum*,
Mr. *Clarke*,
Mr. *Macdonald*,

Mr. *James*,
Mr. *Le Lacheur*,
Mr. *M'Nill*,
Mr. *Ramsay*,
Mr. *Lord*.

NAYS.

Mr. *Pope*,
Mr. *Thornton*,

Mr. *Green*,
Mr. *Nelson*.

So it was carried in the affirmative.

The question being then put on the main motion, as amended, it was agreed to by the House.

Read a third time, as engrossed, the Bill intituled *An Act concerning the Methodist Society, at Charlotte Town*.

Resolved, that the said Bill do pass.

Ordered, that Mr. *Pope* do carry the said Bill to the Council, and desire their concurrence.

The names of the Members present were taken down, as followeth:

Mr. Speaker.

Mr. *Brenan*, Mr. *Binns*, Mr. *Macdonald*,
Mr. *M'Callum*, Mr. *Cooper*, Mr. *Clarke*,
Mr. *Nelson*, Mr. *Lord*.

And at half past Five o'clock, p. m. Mr. Speaker adjourned the House for want of a Quorum.

MONDAY, March 30, 1835.

Prayers.

THE Bill for the more effectual punishment of Offenders, by enabling the Supreme Court to add Hard Labour to the sentence of imprisonment, was, according to order, read a second time.

Ordered, that the said Bill be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Pope took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Pope reported, that the Committee had gone through the Bill, and made an amendment thereto.

Ordered, that the Report be received.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be *An Act for the more effectual punishment of Offenders, by enabling the Supreme Court to add hard labour to the sentence of imprisonment.*

The Bill to amend the Act of 2d Will. 4th, cap. 2, intituled *An Act for the summary trial of Common Assaults and Batteries*, was, according to order, read a second time.

Ordered, that the said Bill be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Pope took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again; which the House agreed to.

Message from the Council by Mr. Desbrisay.

Mr. Speaker,

The Legislative Council have passed the Bill intituled *An Act to explain and amend the Act relating to Trespasses*, with several amendments; to which they desire the concurrence of the Assembly.

And then he withdrew.

Ordered, that the Amendments made by the Council to the Bill intituled *An Act to explain and amend the Act relating to Trespasses*, be now read for the first time.

And the said Amendments were read a first time, and are as follows:

Strike out from the word 'Whereas,' in the first Folio, to the word 'future,' in the last line of the 4th Folio, both inclusive, and insert, 'Whereas it is deemed necessary to define the powers and authority of Justices of the Peace, under the Third section of the Act of the Third year of the Reign of His present Majesty, intituled 'An Act to consolidate, amend and reduce into one Act, the several Acts of the General Assembly relating to Trespasses, and for other purposes therein mentioned.'

Folio 5, line 8—After the word 'Peace,' insert the words 'under the said Third section of the said Act.'

Same Folio, line 13—After the word 'all,' insert the word 'such.'

Folio 6, line 4—After the word 'appeal,' insert the words 'doubts having arisen whether.'

Same Folio, line 5—Strike out the words 'has refused.'

Same Folio, line 6—Strike out the word 'two,' and insert the word 'can.'

After the word 'Act' in the first line, on the last Folio, insert 'or judgment or decision of the Supreme Court, on any appeal from any judgment of any Justice or Justices of the Peace under this Act, or the said recited Act.'

Ordered, that the said Amendments be read a second time to-morrow.

Mr. Brennan moved that the Amendments made by the Council to the Bill intituled *An Act relating to Marriages*, be read a third time, as amended.

Mr. Pope moved, in amendment, that after the word "that," all be expunged, and the following substituted—"a Free Conference be desired with the Council, on the subject matter of the said Amendments."

The House divided on the Question of amendment.

YEAS.

Mr. Pope,
Mr. Green,
Mr. Ramsay,
Mr. Macnutt,
Mr. Douse,
Mr. Lord,
Mr. James,
Mr. Palmer.

NAYS.

Mr. Brennan,
Mr. Le Lacheur,
Mr. M'Callum,
Mr. Binns,
Mr. Cooper,
Mr. Clarke,
Mr. Macdonald,
Mr. Thornton.

The House being equally divided, it was decided in the affirmative, by the casting vote of the Speaker.

The question being then put on the main motion, as amended, it was agreed to by the House.

Ordered, that Mr. Pope do go to the Council, and desire the said Free Conference.

Ordered, that Mr. Palmer, Mr. Binns, Mr. Pope, Mr. Ramsay, Mr. Green and Mr. James be a Committee to manage the said Free Conference.

Message from the Council, by Mr. Desbrisay.

Mr. Speaker,

The Legislative Council desire a Conference with the House of Assembly on the Bill intituled *An Act for the management and regulation of the Post Office in this Island*—and have appointed the Honourables Charles Worrell and J. Spencer Smith a Committee to manage the same, to meet in the Committee room instanter.

And then he withdrew.

Resolved, that this House do agree to a present Conference, as is desired by the Council, on the said Bill.

Ordered, that Mr. Pope do go to the Council and acquaint them therewith.

Ordered, that Mr. Pope, Mr. Thornton, Mr. Binns and Mr. Palmer be a Committee to manage the said Conference.

Then the Managers went to the Conference.

And being returned—

Mr. Pope reported, that the Managers had been at the Conference, and had met the Committee of the Council, who informed them, that this Conference was to acquaint the House—

As the punishment awarded in the 104th Section of the Bill to robbing the Mail is similar to that contemplated in the Amendment made by the House of Assembly to the Bill to provide for the punishment of offences against the person and property, and to repeal the Act relating to Treasons and Felonies, in cases of Highway Robbery, and to which the Council had disagreed, they cannot consistently give their assent to a lesser degree of punishment, in cases of robbing the Mail.

The Bill for regulating the Post Office being a Money Bill, and it not being in the power of the Council to amend it, the Committee were instructed to suggest the above objection in Conference.

Ordered, that the said Report be referred to a Committee of the whole House to-morrow.

Then the House adjourned for one hour.

And being met—

Resolved, That this House will, to-morrow, resolve itself into a Committee of the whole House, to consider further of Ways and Means.

Resolved, That this House do again resolve itself into a Committee of the whole House, to resume the consideration of the Bill to amend the Act of 2d Will. 4th, cap. 2, intituled *An Act for the Summary Trial of Common Assaults and Batteries*.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Pope took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Pope reported, that the Committee had gone through the Bill, and made several amendments thereto.

Ordered, that the Report be received.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be *An Act to amend the Act for the summary Trial of Common Assaults and Batteries*.

Mr. Palmer, from the Committee to whom was referred the several Petitions relative to the different Roads running through the Royalty of Charlotte Town, with power to report by Bill or otherwise, presented to the House a Bill relating to the Roads within the Royalty of Charlotte Town, and the same was received and read for the first time.

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

A motion being made, that the Report of the second Conference on the subject of the Amendments to the Bill intituled *An Act to make more effectual provision for preventing the spreading of Infectious Distempers within this Island*, be referred to a Committee of the whole House;

The House divided on the Question:

YEAS.

Mr. Binns,
Mr. Douse,
Mr. Palmer,

Mr. Cooper,
Mr. Le Lacheur,
Mr. Macnutt.

NAYS.

Mr. Macdonald,
Mr. Clarke,
Mr. Green,
Mr. Pope,
Mr. Thornton,

Mr. Lord,
Mr. Ramsay,
Mr. Brennan,
Mr. James,
Mr. M'Callum.

So it passed in the negative.

Mr. Brennan then moved, that the said Report be referred to a Committee of five Members, to report thereon with all convenient speed.

Which was ordered.

Ordered, that Mr. Douse, Mr. Binns, Mr. Pope, Mr. Thornton and Mr. Cooper do compose the said Committee.

The Order of the Day, for the House in Committee to consider further of a Supply, being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. M'Callum took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, that the said Committee have leave to sit again to-morrow.

Then the House adjourned until to-morrow at Ten o'clock.

TUESDAY, March 31, 1835.

Prayers.

THE Amendments made by the Council to the Bill intituled *An Act to explain and amend the Act relating to Trespasses*, was, according to order, read a second time.

Ordered, that the said Amendments be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Pope took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Pope reported, that the Committee had come to a Resolution; which Resolution being again read at the Clerk's Table, was agreed to by the House, and is as followeth:

Resolved, that it is the opinion of this Committee, that the Amendments made by the Council to the Bill intituled *An Act to explain and amend the Act relating to Trespasses*, be agreed to.

Ordered, that the said Amendments be read a third time on Thursday.

The Order of the Day, for the House in Committee on the Report of the Conference on the Bill for the management and regulation of the Post Office, being read:

And a motion being made that the said

Order of the Day be postponed until to-morrow—the House divided on the question:

YEAS 8.

NAYS 5.

So it was carried in the affirmative—and Ordered, accordingly.

The Order of the Day, for the House in Committee to consider further of Ways and Means, being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Douse took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Douse reported, that the Committee had come to three Resolutions, which he was directed to submit to the House whenever it shall be pleased to receive the same.

Ordered, that the Report be received to-morrow.

Read a third time, as engrossed, the Bill intituled *An Act to amend the Act for the Summary Trial of Common Assaults and Batteries*.

Resolved, That the said Bill do pass.

Ordered, that Mr. Pope do carry the said Bill to the Council, and desire their concurrence.

Read a third time, as engrossed, the Bill intituled *An Act to authorize the sale of*

Lands in this Island, reserved as Sites for Churches and for Glebe and School Lands.

Mr. Pope moved that the third clause of the said Bill be struck out.

The House divided on the question:

YEAS.	NAYS.
Mr. Pope,	Mr. Macdonald,
Mr. James,	Mr. M'Callum,
Mr. Nelson,	Mr. Ramsay,
Mr. Green,	Mr. Clarke,
Mr. Thornton,	Mr. Brennan,
Mr. Douse.	Mr. Lord,
	Mr. M'Null,
	Mr. Cooper,
	Mr. Palmer,
	Mr. Le Lacheur.

So it passed in the negative.

A motion being made that the following engrossed clause, now offered to the House, be added to the Bill by way of Rider, and do make part thereof:

“And be it further enacted, that nothing in this Act contained shall have any force or effect until His Majesty’s pleasure thereon shall be known:”

It was resolved in the affirmative.

And the said clause being thrice read, and the question put thereon, it was agreed to by the House.

Mr. Palmer then moved, that before the words “all such monies,” in the Fifth clause of the Bill, the following words be inserted—“that three thirteenth parts of;”

Which being objected to:

The previous question was put “Shall the said Question be now put?”

The House divided on the question:

YEAS.	NAYS.
Mr. Palmer,	Mr. James.
Mr. Nelson,	
	Mr. Lord,
Mr. Pope,	Mr. Brennan,
Mr. Le Lacheur,	Mr. Cooper,
Mr. Clarke,	Mr. Binns,
Mr. M'Null,	Mr. M'Callum,
Mr. Thornton,	Mr. Green.
Mr. Ramsay,	
Mr. Macdonald,	

So it passed in the negative.

A motion being made to resolve, that the said Bill do pass:

The House divided on the question:

YEAS.	
Mr. Binns,	Mr. Green,
Mr. Le Lacheur,	Mr. Clarke,
Mr. Thornton,	Mr. M'Null,
Mr. M'Callum,	Mr. Ramsay,
Mr. Cooper,	Mr. Nelson,
Mr. Lord,	Mr. Macdonald,
Mr. Pope,	Mr. Brennan.

NAYS.	
Mr. Palmer,	Mr. James.

So it was carried in the affirmative—and Resolved, accordingly.

Ordered, that Mr. M'Callum do carry the said Bill to the Council, and desire their concurrence.

Read a third time, as engrossed, the Bill intituled *An Act for the more effectual punishment of Offenders, by enabling the Supreme Court to add Hard Labour to the sentence of imprisonment.*

Resolved, that the said Bill do pass.

Ordered, that Mr. Pope do carry the said Bill to the Council, and desire their concurrence.

Message from the Council, by Mr. Desbrisay.

Mr. Speaker,

The Legislative Council do agree to a Free Conference, as is desired by the House of Assembly, on the subject of the Amendments made to the Bill intituled *An Act relating to Marriages*; and have appointed the Honourables *Thomas H. Haviland*, the Attorney General and *John Spencer Smith* a Committee to manage the same—to meet in the Committee Room to-morrow at Two o'clock.

CHARLES DESBRISAY, Dep. Clerk.

Council Chamber, Mon- }
day, 30th March, 1835. }

And then he withdrew.

The time for holding the said Free Conference having arrived; the names of the Managers were called over.

Then they went to the Conference.

And being returned—

Mr. Pope reported, that the Managers had been at the said Free Conference, and he stated the substance of the Conference to the House.

Then the House adjourned for one hour.

And being met—

The Bill relating to certain Roads within the Royalty of Charlotte Town, was, according to order, read a second time.

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

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Palmer took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Palmer reported, that the Committee had gone into the consideration of the Bill, and had come to a Resolution thereupon; which Resolution was again read at the Clerk's Table, and is as followeth:

Resolved, That it is the opinion of this Committee, that the further consideration of the Bill relative to certain Roads within the Royalty of Charlotte Town, be postponed until next Session; and that it be inserted six times in the *Royal Gazette* Newspaper, published at Charlotte Town.

Mr. Binns moved, that the said Resolution reported from the Committee be disagreed to.

Mr. Pope moved, in amendment to the motion, that after the words "disagreed to," the following be inserted, "and that the said Bill be referred back to the Committee, and that the Chairman be directed to move for leave to sit again, on the further consideration of the said Bill."

The House divided on the question of amendment:

YEAS.	NAYS.
Mr. Pope,	Mr. Brennan,
Mr. Binns,	Mr. Cooper,
Mr. Green,	Mr. Le Lacheur,
Mr. M'Nutt,	Mr. M'Callum,
Mr. Nelson,	Mr. Clarke,
Mr. Palmer,	Mr. Ramsay,
Mr. James.	Mr. Thornton.

The House being equally divided, it was decided in the negative, by the casting vote of the Speaker.

The question being then put on the original motion;

The House divided:

YEAS 7.

NAYS 7.

And the names being called for, they were taken down as in the last preceding Division.

The House being equally divided, it was decided in the negative, by the casting vote of the Speaker.

Mr. Pope then moved, in amendment to the Resolution, that after the word "Committee," all be expunged, and the following inserted "That the said Bill be referred to a "Special Committee, to examine the same, "hear Counsel if desired by the parties interested, and report their opinion thereon "to the House."

The House divided on the question of amendment:

YEAS 7.

NAYS 7.

And the names being called for, they were taken down, as in the last preceding Division.

The House being equally divided, it was decided in the negative, by the casting vote of the Speaker.

The Question of concurrence being then put on the said Resolution;

The House divided:

YEAS.	NAYS.
Mr. Thornton,	Mr. James,
Mr. Ramsay,	Mr. Palmer,
Mr. Clarke,	Mr. Nelson,
Mr. M'Callum,	Mr. Macnutt,
Mr. Le Lacheur,	Mr. Green,
Mr. Cooper,	Mr. Binns,
Mr. Brennan.	Mr. Pope.

The House being equally divided, it was carried in the affirmative, by the casting vote of the Speaker.

Then the House adjourned until to-morrow at Ten o'clock.

WEDNESDAY, April 1, 1835.

Prayers.

THE Order of the Day, for the House in Committee to consider further of a Supply, being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. M'Callum took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, that the said Committee have leave to sit again to-morrow.

Ordered, that Mr. Palmer have leave to introduce a Bill to authorize and regulate the appointment of Sheriffs for the different Counties.

He accordingly presented the said Bill to the House; and the same was read a first time, and ordered to be read a second time to-morrow.

Then the House adjourned for one hour.

And being met—

Ordered, that Mr. Binns have leave to introduce a Bill to amend the Act for establishing the times and places for holding the Supreme Court in King's and Prince Counties.

He accordingly presented the said Bill to the House; and the same was read a first time, and ordered to be read a second time to-morrow.

Message from the Council, by Mr. Desbrisay.

Mr. Speaker,

The Legislative Council desire a further Free Conference with the House of Assembly on the subject matter of the last Free Conference; and have appointed the same Committee who managed the former Free Conference to manage this—to meet the Committee of the House of Assembly in the Committee Room instanter.

And then he withdrew.

Resolved, That this House do agree to a further Free Conference, as is desired by the

Council, on the subject matter of the last Free Conference.

Ordered, that Mr. M'Callum do go to the Council and acquaint them therewith.

Ordered, that the same Committee who managed the last Free Conference be a Committee to manage this further Free Conference.

Then the Managers went to the Conference.

And being returned—

Mr. Pope reported, that the Managers had been at the further Free Conference, and he stated the substance of the Conference to the House.

Mr. Pope moved that the Orders of the Day be now called.

The House divided on the Question:

YEAS.	NAYS.
Mr. Pope,	Mr. Ramsay,
Mr. Nelson,	Mr. Lord,
Mr. Green,	Mr. Macdonald,
Mr. Thornton,	Mr. Le Lacheur,
Mr. Douse,	Mr. M'Callum,
Mr. Palmer,	Mr. Brennan,
Mr. James.	Mr. Clarke,
	Mr. Binns,
	Mr. M'Nutt,
	Mr. Cooper.

So it passed in the negative.

Mr. Pope then moved that this House do now adjourn.

The House again divided:

YEAS 7.
NAYS 10.

And the names being called, they were taken down as in the last preceding division.

So it passed in the negative.

Mr. Cooper moved, that this House do come to the Resolution following:

Resolved, That this House, confiding in the zeal, prudence and discretion of George Dalrymple, Esq., Speaker of the House of Assembly, and relying on his fitness and ability for representing in the proper quarter, the wants and wishes of the Inhabitants of this Colony, and his anxious desire to obtain the

redress of those grievances under which they have long laboured, do hereby delegate and appoint him to proceed to Great Britain, in order to carry into execution, as far as his exertions can accomplish, the instructions he may receive from this House touching such matters as shall be to him confided.

Mr. *Pope* moved, in amendment, that after the word "Resolved" all be expunged, and the following inserted "That a Committee of seven Members be appointed, to correspond with the Colony Agent, or such Members of the House of Commons as they shall think fit; and that they be authorized to submit any grievances which the Inhabitants of this Colony may labour under, and to transmit any documents which they may think fit in support thereof."

The House divided on the question of amendment:

YEAS 7.
NAYS 10.

And the names being called, they were taken down as in the last preceding division.

So it passed in the negative.

The question being then put on the main Motion,

The House divided:

YEAS.	NAYS.
Mr. <i>Cooper</i> ,	Mr. <i>Nelson</i> ,
Mr. <i>Macnutt</i> ,	Mr. <i>Green</i> ,
Mr. <i>Binns</i> ,	Mr. <i>Pope</i> ,
Mr. <i>Clarke</i> ,	Mr. <i>Thornton</i> ,
Mr. <i>Brenan</i> ,	Mr. <i>Douse</i> ,
Mr. <i>M'Callum</i> ,	Mr. <i>Palmer</i> ,
Mr. <i>Le Lacheur</i> ,	Mr. <i>James</i> .
Mr. <i>Macdonald</i> ,	
Mr. <i>Lord</i> ,	
Mr. <i>Ramsay</i> .	

So it was carried in the affirmative—and Resolved, accordingly.

Then the House adjourned until to-morrow at Ten o'clock.

THURSDAY, April 2, 1835.

Prayers.

THE Order of the Day being read, for the House in Committee on the Report of the Conference had on the Bill for the management and regulation of the Post Office in this Island;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. *Pope* took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. *Pope* reported, that the Committee had come to a Resolution; which Resolution was again read at the Clerk's Table, and is as followeth;

Resolved, That this House doth adhere to the Bill intituled *An Act for the management and regulation of the Post Office in Prince Edward Island*, as sent to the Council for concurrence.

Mr. *Palmer* moved that the said Resolution, as reported from the Committee, be not received by the House, and that the following be substituted:

' Whereas by the One hundred and fourth Clause of the Bill for the regulation of the Post Office in this Island, the stealing of any Bag, or Mail of Letters, or any Letters sent by the Mail, is punishable with imprisonment: and whereas certain Bills are now under the consideration of the Legislature, which if enacted, would greatly improve the administration of Criminal Justice in this Island, and the same have undergone considerable discussion this present Session, and it appears that such Bills would tend in many essential respects to ameliorate and mitigate the severe punishment awarded by the imperfect Criminal law of this Island at present in force: Therefore, Resolved, that it is desirable, and would be of salutary consequence, to amend the said Clause, by awarding the punishment of Death, in lieu of Imprisonment as above; whereby also, such would be the means of a mutual concurrence in the before mentioned Bills, a measure now so obviously desirable.'

And a motion being made, in amendment to the said motion, that the words "One hundred and fourth Clause" be struck out,

and the words "One Hundred and fourth and One hundred and sixth Clauses" inserted: that the word "Imprisonment" be struck out, and the words "seven years' imprisonment, with hard labour and solitary confinement" inserted—and that after the word 'above,' in the twentieth line, all be expunged.

It was carried in the affirmative.

The question being then put on the said motion, as amended:

The House divided:

YEAS.

Mr. Palmer,
Mr. Cooper,
Mr. Clarke,

Mr. Thornton,
Mr. Douse,
Mr. Nelson.

NAYS.

Mr. M^cCallum,
Mr. Pope,
Mr. Le Lacheur,
Mr. James,
Mr. Binns,

Mr. Brennan,
Mr. Green,
Mr. Ramsay,
Mr. Macdonald,
Mr. Lord.

So it passed in the negative.

The said Resolution, as reported from the Committee, being again read, and the question of concurrence put thereon,

The House divided:

YEAS.

Mr. Binns,
Mr. James,
Mr. Le Lacheur,
Mr. Pope,
Mr. Brennan,

Mr. Lord,
Mr. Macdonald,
Mr. Ramsay,
Mr. Green,
Mr. M^cCallum.

NAYS.

Mr. Palmer,
Mr. Thornton,
Mr. Cooper,

Mr. Douse,
Mr. Clarke,
Mr. Nelson.

So it was carried in the affirmative.

Resolved, That a Committee of three Members be appointed, to draw up reasons to be offered to the Council, at a further Conference, for adhering to the said Bill, as sent up for concurrence.

Ordered, that Mr. Pope, Mr. Brennan and Mr. Binns do compose the said Committee.

Then the House adjourned for one hour.

And being met—

Ordered, that the Amendments made by the Council to the Bill intituled *An Act re-*

lating to Marriages, as amended in Conference, be now read a third time.

The said Amendments were accordingly read the third time.

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

Ordered, that Mr. Pope do carry back the said Bill to the Council, and acquaint them that this House hath agreed to their Amendments, as amended in Conference.

Mr. Pope, from the Committee appointed to draw up reasons to be offered to the Council, at a Conference, for adhering to the Bill intituled *An Act for the management and regulation of the Post Office in Prince Edward Island*, reported, that they had drawn up an instruction to the Managers of the Conference, which they recommend for the adoption of the House—which Instruction being again read at the Clerk's Table, was adopted by the House, and is as followeth:

That the Managers do acquaint the Committee of the Council, that this House feels compelled to adhere to the Bill for the management and regulation of the Post Office in this Island, as sent to the Council—this House having already in their amendments to the Bill to provide for the punishment of offences against the person and property, adopted the principle objected to by the Council in the present Bill, cannot therefore agree to the suggestions of the Council as communicated in Conference.

Resolved, That a further Conference be desired with the Council on the Bill intituled *An Act for the management and regulation of the Post Office in Prince Edward Island*; and that the Managers do communicate the above instruction to the Committee of the Council.

Ordered, that Mr. Pope do go to the Council, and desire the said Conference.

Ordered, that the same Committee who managed the former Conference be a Committee to manage this further Conference.

A Message from the Council, by Mr. Desbrisay.

Mr. Speaker,

The Legislative Council have passed the Bill intituled *An Act concerning the property of the Methodist Society at Charlotte Town*, without any amendment.

And also,

Mr. Speaker,

The Legislative Council do agree to a further Conference, as desired by the House of Assembly, on the Bill intituled *An Act for the management and regulation of the Post Office in Prince Edward Island*, and have appointed the same Committee who managed the former Conference to manage this further Conference—to meet in the Committee Room instanter.

And then he withdrew.

Then the names of the Managers were called over; and they went to the Conference.

And being returned—

Mr. Pope reported, that the Managers had been at the Conference, and had complied with the instructions given them by this House.

A Message from the Council, by Mr. Desbrisay.

Mr. Speaker,

The Legislative Council have passed the Bill intituled *An Act for the more effectual punishment of Offenders, by enabling the Supreme Court to add hard labour to the sentence of imprisonment*, without any amendment.

And also,

Mr. Speaker,

The Legislative Council have passed the Bill intituled *An Act to amend the Act for the Summary Trial of Common Assaults and Batteries*, with several amendments, to which they desire the concurrence of the Assembly.

And then he withdrew.

Ordered, that the Amendments made by the Council to the Bill intituled *An Act to amend the Act for the Summary Trial of Common Assaults and Batteries* be now read for the first time.

And the said Amendments were read a first time, and are as follows:

Folio 2, line 7—After the word 'Prosecutor,' insert the words 'and shall be deemed by the Justices necessary and material.'

Same folio, line 11—Strike out the words 'and which expences,' and insert the words, 'which certified statement shall be delivered to the Clerk of His Majesty's Council; and the amount so certified, after being approved of by the Lieutenant Governor, or other Administrator of the Government for the time being, in Council.'

Same folio, line 15—Strike out from the word 'or,' to the word 'aforesaid,' inclusive.

Mr. Douse, from the Committee of the whole House on the consideration of Ways

and Means, reported, according to order, the Resolutions of the said Committee; which Resolutions were again read at the Clerk's Table, and are as follows:

1. *RESOLVED*, That it is the opinion of this Committee, that for and upon all Wines, Gin, Brandy, Rum, and other distilled Spirituous Liquors (except Spirits, the manufacture of the United Kingdom,) imported or brought into this Island, there shall be imposed, levied and paid the sum of Eleven-pence per gallon, in addition to the sum imposed under the permanent Revenue Acts.

2. *RESOLVED*, That it is the opinion of this Committee, that the Duties upon Tobacco and Tea, as imposed last Session, be continued for one year from the seventh day of May next.

3. *RESOLVED*, That it is the opinion of this Committee, that the *ad valorem* Duty of Two and a half per centum, upon all Goods, Wares and Merchandise, imported into this Island, with the exception of such articles as may hereafter be exempted, be continued for one year from the seventh day of May next.

Ordered, that the question of concurrence be now separately put upon the said Resolutions.

And the First of the said Resolutions being again read;

Mr. James moved, in amendment, that the word "eleven" be struck out of the said Resolution, and the word 'eight' inserted; and the motion being seconded, and the question put thereon, it passed in the negative.

The question of concurrence being then put on the First of the said Resolutions, it was agreed to by the House.

The Second and Third of the said Resolutions being again severally read, and the question of concurrence separately put upon each, they were unanimously agreed to.

The Bill for the appointment of Sheriffs for the different Counties in this Island, was, according to order, read a second time.

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

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Palmer took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Palmer reported, that the Committee had gone through the Bill, and had made several amendments thereto.

Ordered, that the Report be received.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be *An Act*

to repeal part of an Act therein mentioned, and to authorize and regulate the appointment of a Sheriff for each of the Counties of this Island.

Mr. Brennan moved that the House do now adjourn.

The House divided on the question:

YEAS 9.

NAYS 7.

So it was carried in the affirmative.

Then the House adjourned until to-morrow at Ten o'clock.

FRIDAY, April 3, 1835.

Prayers.

THE Bill to amend the Act for establishing the times and places for holding the Supreme Court in King's and Prince Counties, was, according to order, read a second time.

Ordered, that the said Bill be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Binns took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Binns reported, that the Committee had gone through the Bill, and made several amendments thereto:

Ordered, that the Report be received.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be *An Act to amend the Act for establishing the times and places for holding the Supreme Court in King's and Prince Counties.*

Read a third time, as engrossed, the Bill intituled *An Act to repeal part of an Act therein mentioned, and to authorize and regulate the appointment of a Sheriff for each of the Counties of this Island.*

Resolved, That the said Bill do pass.

Ordered, that Mr. Palmer do carry the said Bill to the Council, and desire their concurrence.

The Amendments made by the Council to the Bill intituled *An Act to explain and amend the Act relating to Trespasses*, were, according to order, read for the third time.

Resolved, That the said Amendments do pass.

Ordered, that Mr. Palmer do carry back the said Bill to the Council, and acquaint them that this House hath agreed to their Amendments.

Mr. Pope moved to resolve, That so much of the Resolution reported on the 31st ult. from the Committee of the whole House on the Bill relative to certain Roads within the Royalty of Charlotte Town, as relates to the printing of the said Bill, be rescinded.

The House divided on the question:

YEAS.

Mr. Pope,
Mr. Thornton,
Mr. Macdonald,
Mr. Douse,
Mr. Nelson,

Mr. Green,
Mr. Ramsay,
Mr. Palmer,
Mr. Le Lacheur,
Mr. James.

NAYS.

Mr. Brennan,
Mr. Macnutt,

Mr. Cooper,
Mr. Clarke.

So it was carried in the affirmative—and Resolved, accordingly.

The Order of the Day, for the House in Committee to consider further of a Supply, being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. M'Callum took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again; which the House agreed to.

Then the House adjourned for one hour.

And being met—

Message from the Council, by Mr. Desbrisay.

Mr. Speaker,

The Legislative Council desire a Conference with the House of Assembly on the Bill intituled *An Act to authorize the sale of Lands in this Island, reserved as sites for Churches, and for Glebe and School Lands*; and have appointed the Honourables *Thomas H. Haviland* and the *Attorney General* a Committee to manage the same—to meet in the Committee Room to-morrow at Two o'clock.

And then he withdrew.

Resolved, That this House do agree to a Conference, as is desired by the Council, on the said Bill.

Ordered, that Mr. *Binns* do go to the Council and acquaint them therewith.

Ordered, that Mr. *Pope*, Mr. *Ramsay*, Mr. *Binns* and Mr. *Thornton* be a Committee to manage the said Conference.

Resolved, that this House do resolve itself into a Committee of the whole House, to consider further of a Supply.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. *M'Callum* took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. *M'Callum* reported, that the Committee had come to several Resolutions, which he was directed to submit to the House whenever it shall be pleased to receive the same—and that he was directed by the Committee to move for leave to sit again.

Ordered, that the Report be received to-morrow.

Ordered, that the said Committee have leave to sit again to-morrow.

Then the House adjourned until to-morrow at Ten o'clock.

SATURDAY, April 4, 1835.

Prayers.

READ a third time, as engrossed, the Bill intituled *An Act to amend the Act for establishing the times and places for holding the Supreme Court in King's and Prince Counties*.

Resolved, that the said Bill do pass.

Ordered, that Mr. *Binns* do carry the said Bill to the Council, and desire their concurrence.

Resolved, That a Committee be appointed to search the Journals of the Legislative Council, to ascertain what proceedings have been had on the Bills entitled as follows, viz:

An Act for the relief of the American Loyal Emigrants and Disbanded Troops in this Colony.

An Act for the management and regulation of the Post Office in this Island.

An Act to amend the Act relative to Insolvent Debtors.

Ordered, that Mr. *Pope* and Mr. *Thornton* be a Committee for that purpose; who returning, reported that they had found the following entries:

LEGISLATIVE COUNCIL CHAMBER,

Thursday, 3d April, 1835.

PRESENT:

The Honourable *Chief Justice Jarris*, PRESIDENT;

The Honourables { *George Wright,*
Thomas H. Haviland,
Charles Worrell,
The Attorney General,
John Brecken,
J. Spencer Smith.

RESOLVED, That as the Bill intituled *An Act to provide for the punishment of offences against the person and property, and to repeal the Act relating to Treasons and Felonies*, which was sent down to the House, was amended, by their substituting a term of imprisonment, not exceeding seven years, for the penalty of death, in cases of Highway Robbery, which amendment was disagreed to by this House—this House cannot therefore agree to the Bill intituled *An Act for the management and regulation of the Post Office in Prince Edward Island*, in which a punishment is introduced by the House of Assembly for the like offence, similar to that previously rejected by this House.

"On motion, *Ordered*, that the said Bill be read a second time this day three months."

LEGISLATIVE COUNCIL CHAMBER,

Friday, 3d April, 1835.

PRESENT:

The Honourable Chief Justice Jarvis, PRESIDENT;

The Honourables { George Wright,
Ambrose Lane,
Thomas H. Haviland,
Charles Worrell,
The Attorney General,
John Brecken,
J. Spencer Smith.

On motion, that the Bill intituled *An Act to amend the Act relative to Insolvent Debtors*, be read a second time,

It was moved, as an amendment, that the following Resolution be agreed to—

RESOLVED, that the advanced period of the Session precludes this House from giving that full consideration to the Bill intituled *An Act to amend the Act relative to Insolvent Debtors*, which the importance of the measures contemplated thereby entitles it to; but this House will, at an early period of the next Session, give their attention to the subject matter of the said Bill.

The question being put on the amendment, it passed in the affirmative.

LEGISLATIVE COUNCIL CHAMBER,

Friday, 3d April, 1835.

PRESENT:

The Honourable Chief Justice Jarvis, PRESIDENT;

The Honourables { George Wright,
Ambrose Lane,
Thomas H. Haviland,
Charles Worrell,
The Attorney General,
John Brecken,
J. Spencer Smith.

On motion, the House resumed the consideration of the Bill intituled *An Act for the relief of the American Loyal Emigrants, and Disbanded Troops in this Colony*.

Whereupon it was moved, that the House do come to the following Resolution:

RESOLVED, That it appears to this House, that the provisions of an Act of the Thirtieth year of the reign of His late Majesty King George the Third, intituled *An Act to empower the Lieutenant Governor to give Grants of Lands under the Great Seal of this Island, to such Loyalists and Disbanded Troops as are in the occupation thereof, by virtue of locations formerly made by the Governor and Council*, are amply sufficient to entitle that deserving class of persons termed "American Loyalists," who were previously ordered to be located by the Governor and Council, (and are

now in the actual possession of Lands within this Island, resigned for this purpose by certain proprietors of Townships within the same, in the year 1783,) to Grants or Conveyances of the same; and as it is to be presumed, that the rights and claims of those American Loyalists, who had applied for, and obtained orders for Locations of Land, but who had not settled upon the same, had then undergone full consideration; and as it further appears, by reference to the Records of the Executive Council, that nearly fifty years have elapsed since any application has been made by any of the said class of persons for locations on such Lands so resigned as aforesaid; and as several of the Townships on which Lands were so resigned have, during that period, become the property of persons (not parties to the said resignation) for valuable consideration, and large portions of other Townships have been subdivided, leased and sold in small tracts, to persons also not cognizant thereof, it is the opinion of this House, that in justice to existing interests, it would not be warranted in passing the Bill intituled *An Act for the Relief of the American Loyal Emigrants and Disbanded Troops in this Colony*; and more particularly as a Bill similar in many respects to the Bill now before this House, passed the Legislature of this Colony in the year 1810, upwards of twenty years ago, with a suspending clause, reserving the same for His Majesty's assent, which appears never to have been signified, and consequently must now be considered to have been intentionally withheld.

On motion, that the said Resolution be agreed to, the House divided:

CONTENTS.	NON-CONTENT.
The Chief Justice, George Wright, Ambrose Lane, T. H. Haviland, Charles Worrell, The Attorney General, J. Spencer Smith.	John Brecken.

And it passed in the affirmative.

On motion, that the further consideration of the said Bill be postponed until this day three months—

The House divided:

CONTENTS.	NON-CONTENT.
The Chief Justice, George Wright, Ambrose Lane, T. H. Haviland, Charles Worrell, The Attorney General, J. Spencer Smith.	John Brecken.

And it passed in the affirmative.

Mr. *Pope* moved, that the Amendments made by the Council to the Bill intituled *An Act to amend the Act for the Summary Trial of Common Assaults and Batteries*, be now read a second time

Mr. *Thornton* moved, in amendment, that the whole be expunged, and the following substituted "Whereas the Amendments made by the Council to the Bill intituled *An Act to amend the Act for the Summary Trial of Common Assaults and Batteries* relate to money matters, Therefore, Resolved, that the further consideration thereof be postponed until this day six months."

The House divided on the question of amendment:

YEAS.

Mr. <i>Thornton</i> ,	Mr. <i>Cooper</i> ,
Mr. <i>Ramsay</i> ,	Mr. <i>Nelson</i> ,
Mr. <i>M'Callum</i> ,	Mr. <i>James</i> .
Mr. <i>Clarke</i> ,	Mr. <i>Palmer</i> .
Mr. <i>Le Lacheur</i> ,	

NAYS.

Mr. <i>Binns</i> ,	Mr. <i>M'Nutt</i> ,
Mr. <i>Brenan</i> ,	Mr. <i>Pope</i> .
Mr. <i>Green</i> ,	

So it was carried in the affirmative.

The question being then put on the main motion, as amended, it was agreed to by the House.

The time appointed for the Conference on the subject of the Bill intituled *An Act to authorize the sale of Lands in this Island, reserved as sites for Churches, and for Glebe and School Lands*, having arrived;

The Managers went to the Conference. And being returned—

Mr. *Pope* reported, that the Managers had been at the Conference, and had met the Committee of the Council, who acquainted them, that this Conference was to suggest to the House, the propriety of striking the Third Clause out of the said Bill, and which they returned for that purpose; the Council having no right to amend the same, it being a Money Bill.

The House having taken the subject matter of the said Report into consideration, it was thereupon moved to resolve;

That the suggestion of the Council relative to striking the Clause alluded to out of the said Bill, be adopted.

Mr. *Cooper* moved, in amendment, that after the word "Council," all be expunged, and the words "be disagreed to" substituted.

The House divided on the Question of amendment.

YEAS.

Mr. <i>Cooper</i> ,	Mr. <i>M'Callum</i> ,
Mr. <i>Palmer</i> ,	Mr. <i>Le Lacheur</i> .

NAYS.

Mr. <i>James</i> ,	Mr. <i>Douse</i> ,
Mr. <i>Binns</i> ,	Mr. <i>Green</i> ,
Mr. <i>M'Nutt</i> ,	Mr. <i>Thornton</i> ,
Mr. <i>Pope</i> ,	Mr. <i>Clarke</i> ,
Mr. <i>Ramsay</i> ,	Mr. <i>Nelson</i> .
Mr. <i>Lord</i> ,	

So it passed in the negative.

The question being then put on the main motion, it was carried in the affirmative—and

Resolved, accordingly.

Resolved, That a further Conference be desired with the Council on the subject matter of the last Conference; and that the Managers be instructed to hand back the said Bill to the Committee of the Council, as altered in conformity with their suggestion.

Ordered, that Mr. *Pope* do go to the Council, and desire the said Conference.

Ordered, that the same Committee who managed the last Conference be a Committee to manage this further Conference.

Message from the Council, by Mr. *Desbrisay*:

Mr. *Speaker*,

The Legislative Council do agree to a further Conference, as desired by the House of Assembly, on the subject matter of the last Conference; and have appointed the same Committee who managed the last Conference to manage this further Conference—to meet in the Committee Room instanter.

And then he withdrew.

Then the names of the Managers were called over; and they went to the Conference.

And being returned—

Mr. *Pope* reported, that the Managers had been at the Conference, and had complied with the instructions given them by this House.

Mr. *Thornton*, from the Committee appointed to prepare and report the draught of

an Address to His Majesty, on the subject of the Crown Lands in this Colony, reported the draught of an Address, as prepared by the Committee.

Ordered, that the said Address be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. James took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. James reported, that the Committee had gone into the consideration of the draught Address reported from the Special Committee, had made amendments thereto, and then agreed to the same—and the said Address being again read at the Clerk's Table, was agreed to by the House, and is as followeth:

TO THE KING'S MOST EXCELLENT
MAJESTY.

Most Gracious Sovereign,

We your Majesty's faithful subjects the Representatives of Prince Edward Island, in Colonial Parliament assembled, humbly approach the Throne, with sentiments of loyalty and affection to Your Majesty's Royal person and Government. Fully sensible of the paternal solicitude with which Your Majesty continues to watch over the welfare of all your subjects, however distant their residence may be from the seat of Your Majesty's Government, we most respectfully submit to Your Majesty's gracious consideration, a subject of serious importance to the future prosperity of the Inhabitants of this Colony.

The late regulations adopted by Your Majesty's Government with regard to the sale of the Crown Lands in this Island, will much retard its improvement; inasmuch as the upset price of such lands, being Twenty Shillings per acre, far exceeds the present average price of wilderness lands of a similar quality in this Colony; as the present unoccupied tracts of Crown Lands in the Townships neither possess the advantages of water fronts, a good soil, or facilities of road communication.

That the upset prices of the Town and Pasture Lots in Georgetown and Royalty, the former consisting of one fourth of an acre, are now valued by Your Majesty's Government at from Fifteen to Thirty Pounds each, and the latter at from Ten to Fifteen Pounds each, although formerly they could be obtained on paying the fees of office, which did not exceed Three Pounds. These sudden and unexpected alterations have tended in a great measure to retard the settlement of that Town, which was rising in importance under the fostering care of Your Majesty's Government.

We would also respectfully state for Your Majesty's gracious consideration, that a tract of land consisting of about One Thousand acres, forming part of the Royalty of Georgetown, was reserved by Your Majesty's Government; and that although Your Majesty's loyal subjects had reason to expect, that the said land would have been granted in small tracts for actual settlement to persons engaged in the Fisheries, we regret that so large a portion thereof as Four hundred Acres has been granted so lately as the past year to one individual, who is a non-resident, thus defeating the principal object which Your Majesty's Government had in view, as may be inferred from the Despatch of Your Majesty's Secretary of State for the Colonies, to the Lieutenant Governor of this Island, dated the 21st November, 1831, namely—that of preventing 'large tracts of land getting into the possession of persons whose object is, not to improve it, but 'at a future day to dispose of it, when it shall have acquired an increased value from the settlement and 'improvement of the vicinity—the effect of this being 'to enable the idle or fraudulent Proprietor, not only 'to put his more industrious neighbours to great inconvenience, but also to derive a profit from their exertions, to which he has in justice not the slightest 'claim.'

The House of Assembly therefore humbly trust that Your Majesty will be graciously pleased to direct that a reduction may be made in the upset prices of the Crown Lands, in accordance with the average price of lands of a similar quality in this Island—and that no further grants of the said reserved lands in the Royalty of Georgetown be made, except in small tracts for actual settlement—thereby promoting the prosperity of the said Town and of the Island in general.

Ordered, that the said Address be engrossed,

Resolved, That the following Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to transmit to His Majesty's Ministers the Address of this House to His Majesty on the subject of the Crown Lands in this Colony:

To His Excellency Sir *BRETAS WILLIAM YOUNG*, Knight, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and its Dependencies, Chancellor and Vice Admiral of the same, &c. &c. &c.

May it please Your Excellency,

The House of Assembly have to request that your Excellency will be pleased, at your earliest convenience, to transmit to His Majesty's Ministers, the accompanying Address to His Majesty on the subject of the Crown Lands in this Colony.

Ordered, that Mr. Thornton, Mr. Pope and Mr. James be a Committee to present

the said Address to His Excellency the Lieutenant Governor, along with the Address to His Majesty.

Mr. *Douse*, from the Committee appointed to prepare the draught of an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to cause the road between the Murray Harbour Road and Orwell Bay, through Murdoch M'Leod's Farm, to be re-opened, presented the draught of an Address as prepared by the Committee; which being again read at the Clerk's Table, was agreed to by the House, and is as followeth:

To His Excellency Sir *ARETAS WILLIAM YOUNG*, Knight, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and its Dependencies, Chancellor and Vice Admiral of the same, &c. &c. &c.

“ May it please your Excellency,

The House of Assembly beg to submit to your Excellency a copy of the Petition of the Inhabitants of Townships Fifty and Fifty-seven, with the report of the Special Committee to whom the same was referred, and respectfully request that your Excellency will be pleased to give effect to the measure therein recommended.

Ordered, that the said Address be engrossed.

Ordered, that the same Committee who prepared the Address be a Committee to present the same to His Excellency, together with Copies of the Petition and Report therein referred to.

Mr. *McCallum*, from the Committee of the whole House on the consideration of Supplies for the Public Service, reported, according to order, the Resolutions of the said Committee; which Resolutions were again read at the Clerk's Table, as followeth:

1. **RESOLVED**, That it is the opinion of this Committee, that a sum not exceeding Five hundred Pounds be granted, to defray the Salary of the Treasurer of this Island for the present year.

2. **RESOLVED**, That it is the opinion of this Committee, that a sum not exceeding Two hundred and sixty Pounds be granted, to defray the Salary of the Collector of Impost and Excise for the District of Charlotte Town for the present year.

3. **RESOLVED**, That it is the opinion of this Committee, that a sum not exceeding Two hundred Pounds be placed at the disposal of the Lieutenant Governor, to defray the Salaries of Sub-Collectors of Customs for the present year.

4. **RESOLVED**, That it is the opinion of this Committee, that a sum not exceeding One hundred and fifty Pounds be granted, to pay the Commissioners of Highways for their services for the present year.

5. **RESOLVED**, That it is the opinion of this Committee, that the sum of Fifty Pounds be granted, and paid to the person who may be appointed to correspond with the Road Commissioners for the present year.

6. **RESOLVED**, That it is the opinion of this Committee, that a sum not exceeding Seventy-five Pounds be granted, and paid to the Officer appointed under the Act of 3d Will. 4. Cap. 30, for receiving the Returns from the Commanders of Regiments and Battalions of Militia, and for other services, for his salary for the present year.

7. **RESOLVED**, That it is the opinion of this Committee, That a sum not exceeding Forty Pounds be granted, to defray the salary of the Wharfinger of the Public Wharf of Charlotte Town for the present year.

8. **RESOLVED**, That it is the opinion of this Committee, that the sum of Fifty Pounds be granted, and paid to the Speaker of the House of Assembly, for his attendance this Session; and a further sum of Twenty-five Pounds to each of the other Members of this House for their attendance, also travelling charges at the rate of Eight-pence per mile in coming to and returning from this House.

9. **RESOLVED**, That it is the opinion of this Committee, that a sum not exceeding One hundred Pounds be granted, and paid to the Chief Justice, for his travelling expences, in attending the County Courts, for the present year.

10. **RESOLVED**, That it is the opinion of this Committee, that there be granted, and placed at the disposal of His Excellency the Lieutenant Governor, a sum sufficient to purchase a Bill on England for One hundred Pounds Sterling, to be paid to John Bainbridge, Esquire, late Colony Agent, for his services for the past year.

11. **RESOLVED**, That it is the opinion of this Committee, that a sum not exceeding Ninety Pounds be placed at the disposal of the Lieutenant Governor, for the maintenance and custody of Insane persons, for the present year.

12. **RESOLVED**, That it is the opinion of this Committee, that the sum of Ten Pounds be granted, and paid to John Ready, a blind person, in half-yearly payments.

13. **RESOLVED**, That it is the opinion of this Committee, that the sum of Twelve Pounds be granted, and paid to William Purcell, a blind person, in half yearly payments.

14. **RESOLVED**, That it is the opinion of this Committee, that a sum not exceeding Eight Pounds be granted, and paid to Elizabeth Le Page, of Township No. 49, towards the support of Andrew Le Page her husband, who is a Lunatic.

15. **RESOLVED**, That it is the opinion of this Committee, that a sum not exceeding Fifteen Pounds be granted, and paid to Isaiah Porrier, for the support of an orphan Idiot.

16. **RESOLVED**, That it is the opinion of this Committee, that the sum of Eight Pounds be granted, and placed at the disposal of the Reverend John M'Lennan, Belfast, for the support of James Maddox, Newtown, a blind person, in indigent circumstances.

17. **RESOLVED**, That it is the opinion of this Committee, that the sum of Ten Pounds be granted, and paid to Hercules Frieze, a blind person, residing at New London.

18. **RESOLVED**, That it is the opinion of this Committee, that a sum not exceeding Twelve Pounds ten shillings be granted, and paid to John Cunningham, for the loss of his Barn, destroyed by fire, at the request of the Board of Health for the District of St. Peter's, and for interring the body of a pauper, named Wallace, who was supposed to have died of Cholera in said Barn.

19. **RESOLVED**, That it is the opinion of this Committee, that a sum not exceeding Seven hundred Pounds be granted, and placed at the disposal of the Lieutenant Governor, for the encouragement and support of Schools for the present year.

20. **RESOLVED**, That it is the opinion of this Committee, that the sum of Fifty Pounds be granted, and paid to the Trustees of Saint Andrew's College, in aid of the funds of that Institution.

21. **RESOLVED**, That it is the opinion of this Committee, that the sum of Seven Pounds ten shillings be granted, and paid to Mrs. Hannah Bullpitt, for conducting a preparatory School in Charlotte Town.

22. **RESOLVED**, That it is the opinion of this Committee, that a sum not exceeding Fifteen Pounds be granted, and paid to the Secretary of the Board of Education, for his services for the present year, and for Stationary and other contingent expences.

23. **RESOLVED**, That it is the opinion of this Committee, that the sum of Seventy-five Pounds be granted, and paid to the Speaker of this House, to be expended in the purchase of Books for the Library of this House, under the direction of a Special Committee, to be appointed for that purpose.

24. **RESOLVED**, That it is the opinion of this Committee, that there be granted, and placed at the disposal of the Lieutenant Governor, a sum sufficient to purchase a Bill on Quebec, to pay for the Work and Maps of Colonel Bouchette, Surveyor General of Lower Canada, entitled "British Dominions in North America," as forwarded agreeably to a Resolution of the House of Assembly of last Session.

25. **RESOLVED**, That it is the opinion of this Committee, that a sum not exceeding One hundred and forty Pounds be granted, and placed at the disposal of the Lieutenant Governor, for the purpose of erecting a Fence to inclose a Garden at Government House,

and to repair the Dam leading to the premises—provided that the said Fence shall not inclose any of the erections distinguishing the Meridional line, or variation, on the said premises.

26. **RESOLVED**, That it is the opinion of this Committee, that a sum not exceeding One hundred Pounds be granted, to defray the expence of fencing the Jail yard, sinking a Well, and other necessary work, at the Court House and Jail at Georgetown.

27. **RESOLVED**, That it is the opinion of this Committee, that the sum of Twenty-five Pounds be granted, to aid in completing the Cells in the Jail at Saint Eleanor's.

28. **RESOLVED**, That it is the opinion of this Committee, that a sum not exceeding One hundred Pounds be granted, to defray the incidental repairs on Roads and Bridges for the present year.

29. **RESOLVED**, That it is the opinion of this Committee, that the sum of Five Pounds be granted, for the repairs of the Slips or Hards at Ellis River Ferry.

30. **RESOLVED**, That it is the opinion of this Committee, that the sum of Thirty Pounds be granted, and paid to George Tanton, of St. Eleanor's, for extra work performed on the Jail at that place.

31. **RESOLVED**, That it is the opinion of this Committee, that the sum of One hundred Pounds be granted, to defray the expence of conveying the Winter Mails to and from Nova Scotia.

32. **RESOLVED**, That it is the opinion of this Committee, that a sum not exceeding One hundred and eighty Pounds be granted, to defray the expence of conveying the Inland Mails for the present year.

33. **RESOLVED**, That it is the opinion of this Committee, that the sum of Twenty Pounds be granted, and paid to the Representatives of the late Richard Chappell, Post Master, deceased, for conducting the business of the Inland Mails for the past year.

34. **RESOLVED**, That it is the opinion of this Committee, that there be granted, and paid to Messrs. Macdonald and Owen, the sum of Forty-three Pounds eighteen shillings and seven-pence, being the amount of their Bill for building the Winter Mail Boat.

35. **RESOLVED**, That it is the opinion of this Committee, that the sum of Five hundred Pounds be granted, and paid to the owners of the Pocahontas Steam Boat, for conveying the Mails during the Summer Seasons of the years 1833 and 1834.

36. **RESOLVED**, That it is the opinion of this Committee, that there be granted, and placed at the disposal of the Lieutenant Governor, a sum sufficient to purchase a Bill on England, to pay John Bainbridge, Esquire, the Balance due on the Furniture lately imported for the use of the New Government House.

37. **RESOLVED**, That in order to enable George Dalrymple, Esquire, Speaker of this House, to proceed to England without delay, to represent to His Majesty's Government, and to the Imperial Parliament if necessary, the interests and sentiments of the

Inhabitants of this Colony, pursuant to a Resolution of this House, and to defray the necessary and unavoidable expences for effecting the objects aforesaid, it is the opinion of this Committee, that there be granted, and paid to him, the sum of Two hundred and Fifty Pounds.

Mr. *Brenan* moved, that the Thirty-fifth of the said Resolutions, granting the sum of Five hundred Pounds to the Owners of the *Pocahontas* Steamer, for conveying the Mails during the Summer seasons of the years 1833 and 1834, be referred back to the Committee of Supply, in order that the grant may be increased to a sum equal to the amount which ought to be paid for that service, and for which the Government of this Island is responsible.

The House divided on the Question:

YEAS.

Mr. *Brenan*,
Mr. *Cooper*,
Mr. *Palmer*,
Mr. *Thornton*,

Mr. *James*,
Mr. *M'Callum*,
Mr. *Douse*.

NAYS.

Mr. *Green*,
Mr. *Pope*,
Mr. *Macnutt*,
Mr. *Binns*,
Mr. *Ramsay*,

Mr. *Le Lacheur*,
Mr. *Macdonald*,
Mr. *Nelson*,
Mr. *Clarke*.

So it passed in the negative.

Ordered, that the question of concurrence be now separately put on the said Resolutions:

And the First to the Twenty-fourth of the said Resolutions, inclusive, being again severally read, and the question of concurrence separately put upon each, they were agreed to by the House.

The Twenty-fifth of the said Resolutions being again read, and the question of concurrence being put thereon;

The House divided:

YEAS.

Mr. *Thornton*,
Mr. *Douse*,
Mr. *Nelson*,
Mr. *Palmer*,
Mr. *M'Callum*,

Mr. *Cooper*,
Mr. *Brenan*,
Mr. *Le Lacheur*,
Mr. *Binns*.

NAYS.

Mr. *M'Null*,
Mr. *Green*,
Mr. *Pope*,

Mr. *Clarke*,
Mr. *Ramsay*,
Mr. *Macdonald*.

So it was carried in the affirmative

The Twenty-sixth to the Thirty-fifth of the said Resolutions being again severally read, and the question of concurrence separately put upon each, they were agreed to by the House.

The Thirty-sixth of the said Resolutions being again read, and the question of concurrence being put thereon;

The House divided:

YEAS 9.

NAYS 6.

And the names being called for, they were taken down as in the last preceding Division.

So it was carried in the affirmative.

The Thirty-seventh of the said Resolutions being again read,

Mr. *Douse* moved, in amendment of the said Resolution, that after the word "Committee" all be expunged, and the following substituted "that from the present state of "the funds of this Government, the sum of "Two hundred and fifty Pounds, to be paid "to George Dalrymple, Esq., to proceed to "England as a Delegate, is a gross misapplication of public money, no circumstance "connected with the state of this Colony "warranting such an appropriation."

The House divided on the question of amendment:

YEAS.

Mr. *Douse*,
Mr. *Green*,
Mr. *Nelson*,

Mr. *James*,
Mr. *Palmer*.

NAYS.

Mr. *Brenan*,
Mr. *M'Callum*,
Mr. *Le Lacheur*,
Mr. *Cooper*,
Mr. *M'Null*,
Mr. *Pope*,

Mr. *Thornton*,
Mr. *Clarke*,
Mr. *Binns*,
Mr. *Macdonald*,
Mr. *Ramsay*.

So it passed in the negative.

The Question of concurrence being then put on the said Thirty-seventh Resolution;

The House again divided:

YEAS.

Mr. Cooper,	Mr. Clarke,
Mr. Brennan,	Mr. Binns,
Mr. M'Callum,	Mr. Macdonald,
Mr. Le Lacheur,	Mr. Ramsay.
Mr. M'Null,	

NAYS.

Mr. Douse,	Mr. Palmer,
Mr. Thornton,	Mr. Green,
Mr. Nelson,	Mr. Pope.
Mr. James,	

So it was carried in the affirmative.

Then the House adjourned until to-morrow at Ten o'clock.

MONDAY, April 6, 1835.

Prayers.

UPON reading the Journals of Saturday's proceedings, Mr. Binns moved that the amendment proposed by Mr. Douse to the Thirty-seventh Resolution reported from the Committee of Supply, and the proceedings thereupon, be expunged from the Journals.

The House divided:

YEAS.

Mr. Binns,	Mr. Cooper,
Mr. Le Lacheur,	Mr. M'Callum,
Mr. Lord,	Mr. Macdonald.
Mr. Ramsay,	

NAYS.

Mr. James,	Mr. Thornton,
Mr. Green,	Mr. M'Null,
Mr. Pope,	Mr. Nelson,
Mr. Palmer,	Mr. Douse.
Mr. Clarke,	

So it passed in the negative.

Mr. Douse, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address, praying that he would cause a road leading from the Murray Harbour Road to Orwell Bay, through Murdoch M'Leod's Farm, reported the delivery thereof, and that His Excellency was pleased to say he would immediately attend to it.

The Order of the Day, for the House in Committee to consider further of a Supply, being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. M'Callum took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. M'Callum reported, that the Committee had made some progress, and had directed him to move for leave to sit again; which the House agreed to.

A Message from the Council, by Mr. Desbrisay.

Mr. Speaker,

The Legislative Council have passed the Bill intituled *An Act to authorize the sale of Lands in this Island, reserved as Sites for Churches, and for Glebe and School Lands.*

And then he withdrew.

Mr. Douse, from the Special Committee to whom was referred the Report of the second Conference had on the Amendments made by the Council to the Bill intituled *An Act to make more effectual provision for preventing the spreading of Infectious Distempers within this Island*, presented to the House the Report of the said Committee—which Report was again read at the Clerk's Table, and is as followeth:

The Special Committee to whom was referred the Report of the Conference had on the Amendments made by the Legislative Council to the Bill for making more effectual provision for preventing the spreading of Infectious Distempers within this Island, beg to report as their opinion, that the 10th and 11th folios of the said Bill, as sent to the Council, should be struck out, and the following clause inserted, viz:

“And be it further enacted, that the said Central Board of Health shall make such rules, orders and regulations, in addition to the Laws which may then be in force for preventing the spreading of any Infectious Distempers within this Island, as to the said Central Board of Health may appear imperative—subject

to the approbation of the Administrator of the Government for the time being and His Majesty's Council; and such rules, orders and regulations shall, during the prevalence of any such epidemic disease, have the force and effect of Law, and be obeyed as such; any thing to the contrary notwithstanding: and such regulations may, with approbation as aforesaid, be varied from time to time, during the continuance of this Act, as often as it may be deemed proper: and in case any Medicines have been, or hereafter shall be provided at the public expence, the same shall be distributed without delay between the said Central and District Boards of Health, in such proportions, and be disposed of under such directions as to the said Central Board shall seem proper, but with such approbation as aforesaid."

Ordered, that the Report be adopted.

And the said Amendments, as amended, were read a third time and passed.

Ordered, that Mr. *Pope* do carry back the said Bill to the Council, and acquaint them that this House hath agreed to their Amendments as amended.

The Amendments made by the Council to the Bill intituled *An Act relating to Distress for Rent, and to regulate the practice of the Supreme Court in cases of Replevin*, as amended in Conference, were read for the third time.

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

Ordered, that Mr. *Pope* do carry back the said Bill to the Council, and acquaint them that this House hath agreed to their Amendments, as amended in Conference.

Then the House adjourned for one hour.

And being met—

Resolved, that this House do again resolve itself into a Committee of the whole House, to consider further of a Supply.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. M'Callum took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. M'Callum reported, that the Committee had come to six additional Resolutions; which Resolutions being again read at the Clerk's Table, and the question separately put upon each, were agreed to by the House, and are as followeth:

1. **RESOLVED**, That it is the opinion of this Committee, that there be granted, and placed at the disposal of the Lieutenant Governor, the sum of One thousand Pounds, to defray the contingent expences of the Government for the present year.

2. **RESOLVED**, That it is the opinion of this Committee, that the sum of One thousand one hundred and seven Pounds nine shillings and three pence be granted, and placed at the disposal of His Excellency the Lieutenant Governor, to be applied for the service of Roads and Bridges for the present year, agreeably to the Report of the Committee of this House on Roads and Bridges.

3. **RESOLVED**, That it is the opinion of this Committee, that there be granted, and placed at the disposal of the Lieutenant Governor, the sum of Five hundred Pounds, to be paid, if necessary, for the conveyance of the Mails by a Steam Vessel the ensuing season, under the provisions of the Act of 4th Will. 4. Cap. 13.

4. **RESOLVED**, That it is the opinion of this Committee, that a sum not exceeding Two hundred Pounds be placed at the disposal of the Lieutenant Governor, to be applied in carrying into effect the provisions of the Acts passed for the more effectually preventing the importation and spreading of Infectious Distempers within this Island—should the same be rendered necessary.

5. **RESOLVED**, That it is the opinion of this Committee, that the sum of Twenty-five Pounds be granted, and paid to William Morris, a Member of the Board of Education, who has conducted a School in Charlotte Town during the past year.

6. **RESOLVED**, That it is the opinion of this Committee, that the sum of Five Pounds be granted, and paid to William Macneil, a blind person.

Mr. *Pope* moved to resolve, that a Committee of three Members be appointed to bring in a Bill for levying Colonial Duties of Impost for the support of His Majesty's Government in this Island, in conformity with the Resolutions reported from the Committee of Ways and Means, and to appropriate the Supplies granted this Session.

Mr. *Palmer* moved, in amendment, that after the words "Ways and Means" all be expunged, and the following substituted, "and also a Bill to appropriate the Supplies granted this Session."

The House divided on the question of amendment:

YEAS.

Mr. *Palmer*,
Mr. *Nelson*,
Mr. *Brcnan*,

Mr. *James*,
Mr. *Douse*.

NAYS.

Mr. Pope,
Mr. Lord,
Mr. Binns,
Mr. Le Lachcur,
Mr. Macnutt,
Mr. M'Callum,

Mr. Cooper,
Mr. Macdonald,
Mr. Ramsay,
Mr. Thornton,
Mr. Clarke.

So it passed in the negative.

The Question being then put on the main motion, it was carried in the affirmative—and Resolved, accordingly.

Ordered, that Mr. Pope, Mr. Thornton and Mr. Binns do compose the said Committee.

Then the House adjourned for one hour. And being met—

Mr. Pope, from the Committee appointed to prepare and bring in a Bill for levying Colonial Duties of Impost in conformity with the Report of the Committee of Ways and Means, and to appropriate the Supplies granted this Session, presented to the House a Bill, as prepared by the Committee—and the same was received, and read for the first time.

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

Then the House adjourned until to-morrow at Ten o'clock.

TUESDAY, April 7, 1835.

Prayers.

THE Bill for levying certain Colonial Duties of Impost, and for appropriating certain monies therein mentioned, was, according to order, read a second time.

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

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Pope took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Pope reported, that the Committee had gone through the Bill, and agreed to the same, with amendments.

Mr. Pope moved, by way of amendment to the Report, that the following item be struck out of the appropriation clause in the said Bill:

' And a further sum not exceeding Two hundred and Fifty Pounds, to be paid to George Dalrymple, Esq. the Delegate appointed by the House of Assembly, to proceed to England without delay, to represent to His Majesty's Government, and to the Imperial Parliament if necessary, the interests and sentiments of the Inhabitants of this Colony—to defray the necessary and unavoidable expences for effecting the objects aforesaid.'

The House divided on the Question:

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YEAS.

Mr. Pope,
Mr. Green,
Mr. Thornton,
Mr. Palmer,

Mr. Binns,
Mr. James,
Mr. Douse,
Mr. Nelson.

NAYS.

Mr. Cooper,
Mr. Ramsay,
Mr. M'Callum,
Mr. Macdonald,

Mr. Le Lachcur,
Mr. M'Nutt,
Mr. Clarke,
Mr. Lord.

It was decided in the affirmative, by the casting vote of the Speaker.

A motion being made, that the Report, as amended, be agreed to.

The House divided on the question:

YEAS 13.

NAYS 1.

So it was carried in the affirmative.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be *An Act for levying Colonial Duties of Impost for the support of His Majesty's Government in this Island, and for appropriating certain monies therein mentioned, for the service of the year of our Lord One Thousand eight hundred and thirty-five.*

Then the House adjourned for one hour.

And being met—

Mr. Cooper, from the Special Committee appointed to prepare and report the draught

of an Address to His Majesty, pursuant to a Resolution reported from the Committee of the whole House on the State of the Colony, on the 28th March, presented the draught of an Address, as prepared by the Committee.

Ordered, that the said draught Address be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Binns took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Binns reported, that the Committee had gone through the draught Address reported from the Special Committee, paragraph by paragraph, had made several amendments thereto, and then agreed to the same; and the said Address being again read at the Clerk's Table, was agreed to by the House, and is as followeth:

TO THE KING'S MOST EXCELLENT
MAJESTY.

Most Gracious Sovereign,

We the Representatives of your Majesty's faithful people of Prince Edward Island, in Colonial Parliament assembled, desirous of bringing under your Majesty's consideration the grievances under which they have long laboured, and to make known to your Majesty the most prominent of the causes which have retarded the improvement, and delayed the settlement of this naturally fertile Colony, and to point out the remedies which their experience has suggested, as being likely to prove most efficient, humbly solicit your Majesty's gracious attention to the matter of the following statement:—

The continuance of the two permanent Colonial Revenue Acts of 1785 and 1795, by which a Duty of Ten-pence per Gallon is imposed on all Wines and Spirituous Liquors imported into this Island, is a serious grievance; as the Revenue derived thereunder is placed at the sole disposal of the Executive Government, and has in many instances been applied to purposes entirely foreign to the primary and chief object of the Laws granting the same, namely the improvement of the Road communications of the Country.

The Earl of Ripon, when holding the Seals of the Colonial Department, having expressed his readiness to advise your Majesty to make over to the local Legislature the whole of the Revenues of the Colony, including the Quit Rents, whenever its financial circumstances should be such as to allow of a moderate but permanent provision being made for the necessary expences of its Government, the Legislature admitting the justice of the Civil List being borne by

the Colony, whenever its entire resources should be placed at their disposal, passed an Act intended to go into operation in September, 1837, imposing an Assessment upon Land, which it was calculated would produce an annual sum of Two thousand four hundred Pounds; and in the same Bill it was enacted, that the two permanent Revenue Acts should be repealed, and the Quit Rents no longer collected. As it was deemed essential, that the necessary expences of Government should be provided for and secured upon a permanent basis, it appeared to the Legislature, that in the present state of this Country, an equal assessment on Land was the most unobjectionable mode of raising a Revenue for such a purpose that could be adopted, as being of the most certain and unchangeable nature. It was considered, that an Impost Duty would not be equally certain; in prosperous years the amount might greatly exceed the sum required, but should there be a falling off in our Importations, there might be a considerable deficiency, which would lead to embarrassment and confusion in the Government. It was also considered just and reasonable, that the owners of the Land should be made to contribute towards the payment of the Civil List, and the internal improvements of the Colony; and a tax such as that imposed, being in the nature of a penal Assessment upon non-cultivation, would make it their interest either to improve the Lands themselves, or dispose of them to others who are willing to cultivate.

It has since been officially communicated, by a Despatch from the Right Honourable E. G. Stanley, that he could not advise that the Salaries of the officers of the Civil Government should be made dependent upon this source of Revenue, and that he saw no sufficient ground for the repeal of the two permanent Revenue Acts, but expressing his willingness, on the part of the Crown, to accept for the support of the Civil Government, a fixed sum secured upon the produce of those Acts, and to place the whole of the remainder of the Revenue, including the Quit Rents, at the disposal of the Legislature.

Desirous as we ever are to meet the wishes of your Majesty's Ministers, it becomes our duty to state our inability to comply with the recommendation contained in the last mentioned Despatch, while the Lands of the Colony remain unsettled, which we are constrained to say, we see little prospect of remedying, unless the conditions of the grants are enforced, a measure recommended in a Despatch from Lord Hobart, when Secretary of State, as far back as 1802, but which, unfortunately for the prosperity of this Island, the misrepresentations of interested but influential individuals prevented from going into operation, after it had received the sanction of all the branches of the Legislature in this Colony. The subject has ever since continued to agitate the minds of the people, and has had a most injurious effect upon both Proprietors and Ten-

ants, many of the former, particularly those who failed to avail themselves of the terms of the Proclamation of His late Majesty when Prince Regent, in 1816, granting a further term of ten years for the settlement of the lands with the required number of inhabitants, having little inducement to cultivate lands which they have reason to believe are liable to forfeiture. On the other hand the persons who had previously emigrated from Great Britain and the ancient Colonies, now the United States, to this Island, and who had settled therein, under the Constitution granted to the Colony, by your Majesty's Royal father of blessed memory, as contained in the Royal Instructions to the Governor, by which the forfeiture of the Grants was specially directed, in default of the conditions of settlement being fulfilled, considered themselves aggrieved by the indulgence granted to the Proprietors in 1816, instead of enforcing the terms of the Grants. Had the latter course been adopted, and the Lands re-granted in small tracts to persons who were willing to settle thereon, the prosperity and improvement of the country would have rapidly advanced, and the actual settlers, in place of being under the necessity of living immured in a forest, and secluded from society, would have been placed in a situation in which all would have participated in the advantages attending a state of civilization; access to schools for their children and to the exercise of religious worship would have been afforded; benefits which at present are very unequally distributed.

The term of ten years above referred to having expired, the country still remained in nearly the same state, and even up to the present period many of the Townships exhibit scarcely the most incipient symptoms of improvement, and till those to whom the Titles of the original Grantees have descended, remain in undisturbed possession of those lands, which the inhabitants with justice conceive ought to have been long since re-vested in the Crown, for the benefit and improvement of the country. To obviate the evils arising from this state of things, the Legislature of the Colony, in the year 1832, passed an Act for establishing a Court of Escheat, in order that those long disputed and agitating questions might be fairly tried, and ample justice done to all parties. This Act received the assent of Your Majesty's Representative, who declined however to proceed to the appointment of a Court, until the sentiments of Your Majesty's Ministers on the subject were ascertained. In reply to his Despatch, an answer was received from the Earl of Ripon, approving of his decision to defer the appointment of a Court, for reasons alluded to in an Address of the late House of Assembly to Your Majesty in the Session of 1833. Notwithstanding the discouraging terms of His Lordship's Despatch, we have deemed it incumbent at the earnest solicitation of a large body of our constituents, again to bring the subject under Your

Majesty's consideration. That we have not acted without the most mature deliberation, and without a thorough conviction of the necessity of this step, will appear by the Report of a Special Committee of the House to whom the subject was referred, and which was adopted by the House; a copy of which Report we have hereunto annexed, and to which we have humbly to request Your Majesty will be pleased to refer.

We consider the subject of the Civil List as intimately blended with this question; to us the most important that can occupy our attention. We submit with humility, but with that confidence which a knowledge of the truth inspires, that were an investigation instituted to ascertain what lands are liable to forfeiture, by which the claims of all parties would be fairly considered and justly set at rest, there would be none of that difficulty which the Earl of Ripon was apprehensive of, in carrying into effect a measure so essentially necessary to the future settlement of this Colony. And we would again repeat our confident assurance, that were the desired settlement to meet Your Majesty's approbation, and the entire resources of the Colony placed at the disposal of the Legislature, it would effectually enable the Province to relieve the parent state from the burden of the Civil List, and to provide permanently and securely for the expences and improvements of the Colony.

May it therefore please Your Majesty to take the premises into your most gracious consideration, and to direct that the Colonial Act of 1832, intituled 'An Act to encourage the settlement and improvement of lands in this Island, and to regulate the proceedings of a Court of Escheat therein,' may be allowed to go into immediate operation, as being the most effectual means for quieting the minds of Your Majesty's faithful subjects in this Island, and for advancing the real and substantial interests of the Colony.

Ordered, that the said Address be engrossed.

On motion of Mr. Pope, *Resolved*, That the following Address be presented to His Excellency the Lieutenant Governor:

To His Excellency Sir *ARETAS WILLIAM YOUNG*, Knight, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and its Dependencies, Chancellor and Vice Admiral of the same, &c. &c. &c.

May it please Your Excellency,

Whereas inconvenience might arise to the public service, by the House of Assembly requiring the original vouchers for payments made from the Treasury and lodged with the Colonial Secretary—to obviate which, and also the delay of taking copies thereof, the House would respectfully request that your Excellency

will be pleased to give directions, that all persons presenting accounts against the Government, relating in any way to the public expenditure, may in future be required to furnish the same in duplicate.

Ordered, that the said Address be engrossed.

Ordered, that Mr. Pope and Mr. Thornton be a Committee to wait on His Excellency with the said Address.

Then the House adjourned until to-morrow at Ten o'clock.

WEDNESDAY, April 8, 1835.

Prayers.

RESOLVED, That the following Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to transmit to His Majesty's Ministers the Address of this House to His Majesty, praying for the establishment of a Court of Escheat in this Island:

To His Excellency Sir ARETAS WILLIAM YOUNG, Knight, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and its Dependencies, Chancellor and Vice Admiral of the same, &c. &c. &c.

May it please your Excellency,

The House of Assembly having had under their consideration, among other matters, the propriety of establishing a Court of Escheat in this Colony, they have felt it their duty to prepare an humble memorial to His Majesty on the subject, setting forth some of the evils which this Island has sustained from the want of an institution of this kind, which has been found so beneficial in the other Colonies of His Majesty's North American Dominions.

The House most respectfully request that your Excellency will be pleased at your convenience to transmit the same to His Majesty's Ministers, together with the accompanying Report, in order that they may be laid at the foot of the Throne. The House also are encouraged to hope, that your Excellency's influence will be exerted to promote the object of the Address; the same being, in their humble opinion, of the utmost importance to the future welfare of this Colony.

Ordered, that the said Address be engrossed.

Ordered, that Mr. M'Callum, Mr. Macdonald, Mr. Clarke, Mr. Douse, Mr. LeLacheur and Mr. Binns be a Committee to present the said Address to His Excellency, together with the Address to His Majesty, accompanied with a Copy of the Report of the Special Committee therein referred to.

A Message from the Council, by Mr. Desbrisay.

Mr. Speaker,

The Legislative Council desire a further Conference with the House of Assembly on the General State of the Colony, and have appointed the Honourables Thomas H. Hariland and the Attorney General a Committee to manage the same—to meet in the Committee Room instanter.

And then he withdrew.

Resolved, That this House do agree to a further Conference, as is desired by the Council, on the General State of the Colony.

Ordered, that Mr. Pope do go to the Council and acquaint them therewith.

Ordered, that Mr. Pope, Mr. Binns, Mr. Cooper and Mr. Palmer be a Committee to manage the said Conference.

So the Managers went to the Conference. And being returned,

Mr. Pope reported, that the Managers had been at the Conference, and he stated the substance of the Conference to the House.

Resolved, That the following Address be presented to His Excellency the Lieutenant Governor.

To His Excellency Sir ARETAS WILLIAM YOUNG, Knight, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward and its Dependencies, Chancellor and Vice Admiral of the same, &c. &c. &c.

May it please Your Excellency;

The Committee of the House of Assembly, to whom was referred the Petition of divers Inhabitants of Tryon and its vicinity, praying that a Bridge may be erected over the De Sable River, having submitted the accompanying Report—The House of Assembly would therefore respectfully request your Excellency to cause the measure recommended in the said Report to be carried into effect.

Ordered, that the said Address be engrossed.

Ordered, that Mr. Pope, Mr. Macdonald and Mr. Lord be a Committee to present the said Address to His Excellency, together with the Report of the Special Committee therein referred to.

Read a third time, as engrossed, the Bill intituled *An Act for levying Colonial Duties of Impost for the support of His Majesty's Government in this Island, and for appropriating certain Monies therein mentioned, for the service of the Year of our Lord One thousand eight hundred and thirty-five.*

Resolved, That the said Bill do pass.

Ordered, that Mr. Pope do carry the said Bill to the Council, and desire their concurrence.

Then the House adjourned for one hour.

And being met—

Ordered, that the Officers' and other contingent Accounts, be referred to a Committee of five Members, to examine the same, and report thereon to the House.

Ordered, that Mr. M'Callum, Mr. Cooper, Mr. Thornton, Mr. Le Lacheur and Mr. Macdonald do compose the said Committee.

Ordered, that Mr. Pope have leave to introduce a Bill to provide for the payment of Interest on Warrants which are not paid at the Treasury on demand.

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

Ordered, that the said Bill be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Pope took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Pope reported, that the Committee had gone through the Bill, without making any amendment thereto.

Ordered, that the Report be received.

Ordered, that the said Bill be engrossed.

Resolved, That a Committee be appointed to search the Journals of the Legislative Council, to ascertain what proceedings have been had on the Bills intituled as follows:

An Act to repeal part of an Act therein mentioned, and to authorize and regulate the appointment of a Sheriff for each of the Counties of this Island.

An Act to amend the Act for establishing the times and places for holding the Supreme Court in King's and Prince Counties.

Ordered, that Mr. Pope and Mr. M'Nutt do compose the said Committee.

Then the House adjourned until to-morrow at Ten o'clock.

THURSDAY, April 9, 1835.

Prayers.

ORDERED, That the Clerk do notify the Reverend Louis C. Jenkins, Chaplain to this House, that he is required to return forthwith the Copy of the Royal Instructions formerly presented to this House by Charles Binns, Esquire, and which was removed from this House by the Chaplain.

Read a third time, as engrossed, the Bill intituled *An Act to provide for the payment of Interest on Warrants which are not paid at the Treasury on demand.*

Resolved, that the said Bill do pass.

Ordered, that Mr. Pope do carry the said Bill to the Council, and desire their concurrence.

Mr. Binns reported from the Joint Committee of the Council and Assembly, an Address to His Majesty, praying for an early decision on the Acts reserved for the signification of the Royal pleasure, which had been prepared by the said Joint Committee; and the said Address being again read at the Clerk's Table, was agreed to by the House and is as followeth:

TO THE KING'S MOST EXCELLENT
MAJESTY.

Most Gracious Sovereign,

We your Majesty's faithful Subjects, the Council and Assembly of Prince Edward Island, in Colonial Parliament assembled, with sentiments of loyalty and affection to your Majesty's Royal Person and Government, beg to address your Majesty on a subject which deeply affects the prosperity and welfare of this Colony.

Various Laws enacted by the Legislature of this Colony, in the years 1832, 1833 and 1834, and reserved for your Majesty's Royal allowance, were duly transmitted through your Majesty's Principal Secretary of State for the Colonies, for your Majesty's Royal pleasure thereon; and notwithstanding the repeated applications of our Colony Agent at the Colonial Office, we lament to state that no official information has yet been received regarding them. We humbly beg leave particularly to refer to the Act for ascertaining and establishing the boundary lines of Counties and Townships, and for regulating the duty of Surveyors, and to repeal a certain Act therein mentioned; an Act, as we humbly conceive, of the utmost importance to the growing interests of this Colony, the uncertainty which at present exists, with respect to boundary lines, arising chiefly from the inaccuracies of the original Survey of the several Townships, causing much dispute and litigation, and preventing many industrious and deserving Settlers from making improvements, fearing that they may afterwards be deprived of them, by an alteration in the Boundaries of the Lands upon which they may have been located, as has heretofore not unfrequently occurred:—as also an Act passed in 1832, to confirm and render valid certain Marriages heretofore celebrated in this Island, and also to declare by whom and in what manner Marriages shall be celebrated in future, and to provide for the Public Registry of the same. The delay of the signification of your Majesty's pleasure upon a measure involving in so eminent a degree the present and future interests of the Colony, and the happiness of a large body of its Inhabitants, has induced the Legislature, in its present Session, to pass another Act of similar import, which repeals the former Act—and we humbly trust that this Act may be found free from any objection which might possibly have prevented a favourable decision being signified to the Act of 1832.

From the assurances made, and communicated in a Despatch received from the Right Honourable the Earl of Ripon, your Majesty's then Principal Secretary of State for the Colonies, bearing date the 4th day of July, 1832, in reply to a former Address of the Council and Assembly to your Majesty, complaining of the embarrassment caused by the delay of the signification of your Majesty's pleasure on certain Acts previously transmitted for your Majesty's consideration, we were led to hope, that the "most prompt at-

"tention would be given to the Legislative Acts of
"Prince Edward Island in future."

We therefore humbly pray, that your Majesty will be graciously pleased to give such directions, as may cause the said Acts, and in particular the Act relating to Boundaries, as also the Act passed in the present Session relating to Marriages, to be brought under your Royal consideration, in order that if they should receive your Majesty's approval, your faithful Subjects, the Inhabitants of this Colony, may enjoy the advantages which the operation of these Acts is intended to afford them.

Ordered, that the said Address be engrossed.

Ordered, that the Committee of this House who reported said Address, be a Committee to join a Committee of the Council, to prepare and report the draught of an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to transmit the above Address to His Majesty's Ministers, to be laid at the foot of the Throne.

Resolved, That the following Address be presented to His Excellency the Lieutenant Governor:

To His Excellency Sir ARETAS WILLIAM YOUNG, Knight, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward and its Dependencies, Chancellor and Vice Admiral of the same, &c. &c. &c.

May it please Your Excellency;

The House of Assembly being of opinion that the Government ought not to pay the fees due to the Medical quarantine officer, for inspecting the Steam Boat, or other Vessel, inasmuch as the Quarantine Act provides, that the sum shall be paid by the Master, owner, or consignee of such Vessel—respectfully request your Excellency will be pleased to withhold the payment of any sums from the Public funds for such services in future.

Ordered, that the said Address be engrossed.

Ordered, that Mr. Pope, Mr. Palmer and Mr. Douse be a Committee to wait upon His Excellency with the said Address: who returning, reported the delivery thereof.

Resolved, That the Speaker, Mr. Pope, Mr. Binns, Mr. Brennan, Mr. Palmer and Mr. Nelson be a Committee to select and order, during the recess, the Books to be added to the Library—provided that the Books so ordered do not exceed in amount the sum of Seventy-five Pounds; and that the said Committee be authorized to direct such alterations to be made in that wing of the building in which the Library is

deposited, as may appear to them necessary for the better accommodation of the House.

Ordered, That the Records, Books and papers belonging to this House be carefully deposited in the Library Room, at the close of the Session, and that the key of the said room be kept by the Clerk; and that no person have access thereto without the permission of the Speaker.

Mr. *Binns*, from the Committee to whom was referred the Petition of John Macdonald, of Charlotte Town, relative to a balance due upon his contract for building the Academy in Charlotte Town, presented to the House the Report of the said Committee, which was again read at the Clerk's Table, and is as followeth:

Your Committee to whom was referred the Petition of John Macdonald, Carpenter, and Contractor for building the Central Academy in Charlotte Town, beg to report, that they have examined Daniel Brennan, Esquire, one of the Commissioners for building the said Academy, and also have inspected the Reports of the late Mr. Wallace, and of Mr. Jones, who appear to have been authorized by the Commissioners to view and report on the state of the Building; and by the last Report very little requires to be done in order to complete the Contract; and it appears that the pointing under the Water falling outside and some plastering, cannot be properly done until the Spring. It further appears to your Committee, that there is a balance of Three hundred and ten Pounds remaining unpaid of the amount of the Contract, and that certain extra work, which the Contractor values at Thirty-five Pounds nine shillings and sixpence, has been performed, and that in January last, the Commissioners agreed that Two hundred and fifty Pounds should be paid to the Contractor, retaining the balance, and your Committee cannot ascertain why it has not been done; also it appears that the Contractor is involved in debt, and subjected to several suits, for want of funds to discharge the demands of those whom he had employed under the Contract:

Your Committee would therefore recommend to the House to present an Address to His Excellency, praying that he would be pleased to order the sum of Two hundred and fifty-Pounds to be paid to the Contractor as soon as the same can be done.

Mr. *Binns* then moved that the Report be adopted, and that the following Address founded thereon be presented to His Excellency the Lieutenant Governor:

To His Excellency Sir *ARETAS WILLIAM YOUNG*, Knight, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and its Dependencies, Chancellor and Vice Admiral of the same, &c. &c. &c.

May it please Your Excellency,

The House of Assembly having taken into consideration the Petition of John Macdonald, of Charlotte Town, Carpenter, respecting his contract for building the "Central Academy" in Charlotte Town, and the accounts and documents submitted therewith to the House; and also examined Daniel Brennan, Esq. one of the Commissioners appointed for building the said Academy—from which it appears that the sum of £310 remains unpaid of the contract, and that the Contractor has performed certain extra work, which he values at £35 9s. 6d., and that there is very little work remaining to be done to complete the contract; and that the Commissioners in January last agreed that the Contractor should be paid £250, retaining the balance until he had duly finished the contract, no part of which sum has been paid; and that the Contractor is involved in suits with those whom he had employed to work for him under this contract, and is in very poor and distressed circumstances:

The House of Assembly therefore humbly pray that Your Excellency will be pleased to take the situation of the Petitioner into your consideration, and to grant him such relief in the premises as to Your Excellency shall appear just and proper.

The House divided on the question:

YEAS.

<i>Mr. Binns,</i>	<i>Mr. Nelson,</i>
<i>Mr. Clarke,</i>	<i>Mr. Douse,</i>
<i>Mr. Macdonald,</i>	<i>Mr. Lord,</i>
<i>Mr. Le Lacheur,</i>	<i>Mr. James.</i>

NAYS.

<i>Mr. Pope,</i>	<i>Mr. Palmer.</i>
<i>Mr. Thornton,</i>	

So it was carried in the affirmative.

Ordered, that the said Address be engrossed.

Ordered, that Mr. *Nelson*, Mr. *Douse* and Mr. *James* be a Committee to wait upon His Excellency the Lieutenant Governor with the said Address.

Mr. *Thornton* moved that the Clerk be directed to return to the Colonial Secretary the vouchers upon which Warrants were is-

sued upon the Treasury, as soon as copies are taken thereof.

Which was ordered.

Mr. *Pope*, from the Committee appointed to search the Journals of the Legislative Council, as to the proceedings had on the Bill to authorize and regulate the appointment of a Sheriff for each of the Counties of this Island; and on the Bill to amend the Act for establishing the times and places for holding the Supreme Court in King's and Prince Counties, reported, that they had found the following Entries:

LEGISLATIVE COUNCIL CHAMBER,

Monday, 6th April, 1835.

PRESENT:

The Honourable *Chief Justice Jarvis*, PRESIDENT;

The Honourables { *George Wright,*
Ambrose Lane,
Thomas H. Haviland,
The Attorney General,
John Brecken,
J. Spencer Smith.

On motion, that the Bill intituled *An Act to repeal part of an Act therein mentioned, and to authorize and regulate the appointment of a Sheriff for each of the Counties of this Island*, be read a second time;

It was moved, as an amendment, that the said Bill be read a second time this day three months.

The Question being put, the House divided:

CONTENTS.	NON-CONTENTS.
<i>The Chief Justice,</i>	<i>Ambrose Lane,</i>
<i>George Wright,</i>	<i>John Brecken.</i>
<i>T. H. Haviland,</i>	
<i>The Attorney General,</i>	
<i>J. Spencer Smith.</i>	

And it passed in the affirmative.

LEGISLATIVE COUNCIL CHAMBER,
Wednesday, 8th April, 1835.

PRESENT:

The Honourable *Chief Justice Jarvis*, PRESIDENT;

The Honourables { *George Wright,*
Ambrose Lane,
Thomas H. Haviland,
Charles Worrell,
The Attorney General,
John Brecken,
J. Spencer Smith.

On motion, Ordered, that the Bill intituled *An Act to amend the Act for establishing the times and places for holding the Supreme Court in King's and Prince Counties*, be read a second time this day three months.

Mr. *Pope*, from the Committee appointed to wait on His Excellency the Lieutenant Governor with the Address of the 7th inst. recommending that in future all vouchers for payments made from the Treasury be furnished in duplicate, reported the delivery thereof.

Mr. *Pope*, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address of yesterday, relative to a Bridge over De Sable River, reported the delivery thereof.

Mr. *Thornton*, from the Committee appointed to wait on His Excellency the Lieutenant Governor with the Address of the 4th instant, praying that he will be pleased to transmit to His Majesty's Ministers the Address of this House to His Majesty on the subject of the Crown Lands in this Island, reported the delivery thereof, and that His Excellency was pleased to say, he would transmit the same as requested.

Mr. *M'Callum*, from the Committee appointed to wait on His Excellency the Lieutenant Governor, with the Address of yesterday, praying that he will be pleased to transmit to His Majesty's Ministers the Address of this House to His Majesty, relative to the appointment of a Court of Escheat in this Colony, reported the delivery thereof, and that His Excellency was pleased to say, he would transmit the same as requested.

Then the House adjourned until to-morrow at Ten o'clock.

FRIDAY, April 10, 1835.

Prayers.

THE Clerk acquainted the House that he had received the following Letter from the Reverend Louis C. Jenkins, in reply to the notice served upon him yesterday:

Charlotte Town, April 10th, 1835.

Sir,

I beg leave to transmit to you a letter I received last night from the Colonial Secretary, in answer to my application for the Copy of the Royal Instructions which I left in the Council Chamber, and which that gentleman took into his own possession.

I am,

Sir,

your obedient Servant,
LOUIS C. JENKINS.

William Cullen, Esq.

Secretary's Office, April 9th, 1835.

Sir,

With reference to our conversation this morning respecting a Copy of the Royal Instructions which I took from the Council Chamber, I have to inform you, that it is now in the possession of the Lieutenant Governor. It has been so much the practice heretofore of private individuals retaining in their possession Public Documents, that I have omitted no opportunity of keeping such as I should meet with belonging to my office. When I saw the Copy of the Instructions above alluded to, I felt convinced from the writing that it was an *original Document*; and to ascertain the fact, I took it to the Lieutenant Governor, in order to compare it with others in his possession; the result left no doubt as to the fact; and consequently this Copy can belong to no private individual—the Lieutenant Governor therefore declines returning it. From the order of the House, which you submitted to me, it would appear that Mr. Binns claims it. The Lieutenant Governor is at a loss to know how it could have come into his possession. If, however, Mr. Binns can satisfy His Excellency of the latter fact, and that it is a Copy made by him, or for him, and not an original Copy, there will be no hesitation on his part in returning it.

I am,

Sir,

your obedient Servant,
J. P. COLLINS.

The Rev. L. C. Jenkins.

And the said Letters having been read—

Mr. *Binns* rose in his place, and informed the House, that the Copy of Instructions referred to, was originally the property of the late Colonel Desbrisay, many years Colonial Secretary and Registrar of this Island: that during the time he (Mr. Binns) acted as Deputy Registrar, Colonel Desbrisay made him a present of it, which he was convinced he would not have done had it been considered a public document—and that in the year 1832, he (Mr. Binns) presented it to the last House of Assembly, who did him the honour to accept of it.

Mr. *Binns* reported from the Joint Committee of the Council and Assembly, an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to transmit to His Majesty's Ministers the Joint Address of the Council and Assembly to His Majesty, relative to certain Acts of the Legislature of this Island, reserved for the Royal Allowance; which Address being again read at the Clerk's Table, was agreed to by the House, and is as followeth:

To His Excellency Sir ARETAS WILLIAM YOUNG, Knight, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and its Dependencies, Chancellor and Vice Admiral of the same, &c. &c. &c.

May it please your Excellency,

We His Majesty's loyal and faithful Subjects the Council and Assembly of Prince Edward Island, in Colonial Parliament assembled, having had under consideration the inconvenience arising from the want of a speedy decision on the several Acts passed by the Legislature of this Island, in the years 1832, 1833 and 1834, which were reserved and transmitted for His Majesty's Royal approbation, and having agreed to an humble Address to His Majesty, setting forth such inconvenience, respectfully request that your Excellency will forward the same for the purpose of being laid at the foot of the throne, at your earliest convenience; and earnestly hope, from the disposition heretofore manifested by your Excellency to promote the interests and welfare of this Colony, that you will, on the present occasion, add the weight of your influence, to obtain the object prayed for by the Council and House of Assembly.

A Message from the Council, by Mr. Desbrisay.

Mr. Speaker,

The Legislative Council have passed the Bill intituled *An Act to provide for the payment of Interest on Warrants which are not paid at the Treasury on demand.*

And also;

Mr. Speaker,

The Legislative Council have appointed the Honourables *Thomas Heath Hariland* and *John Brecken* a Committee to join a Committee of the House of Assembly, to wait upon His Excellency the Lieutenant Governor with the Address, praying that he will be pleased to forward to His Majesty's Ministers the joint Address of the Council and Assembly to His Majesty, relative to certain Acts reserved for the signification of the Royal Allowance, for the purpose of being laid at the foot of the Throne.

And then he withdrew.

Ordered, that Mr. *Palmer*, Mr. *Macdonald*, Mr. *Nelson* and Mr. *M'Callum* be a Committee to join the Committee of the Legislative Council, to wait upon His Excellency the Lieutenant Governor with the Address, praying that he will be pleased to transmit to His Majesty's Ministers the Joint Address of the Council and Assembly to His Majesty, on the subject of certain Acts reserved for the Royal Allowance—who returning, reported, that the Committee had performed the duty assigned to them, and that His Excellency was pleased to say, that he would transmit the said Address, as desired.

Mr. *M'Callum*, from the Committee appointed to examine and report on the Accounts of the Officers of this House, and the contingent expences of the present Session, reported, that they had examined the same, and recommend that the said Accounts be allowed as follows:

	£	s.	d.
William Cullen,			
for his services as Clerk to the Assembly, (including Stationary for the use of the House)	235	12	10
For expences attending the trial of the controverted Election for Queen's County—to be paid by the Clerk to the Officers, Witnesses, &c. agreeably to the Report of the Committee	16	7	3

James Douglas Haszard,

For printing and binding the Journals of the present Session—to be paid on producing a Certificate from the Clerk, of the same being completed and delivered - - - - 173 6 3

The Reverend Louis C. Jenkins, for his services as Chaplain - - 15 0 0

Solomon Desbrisay, Sergeant at Arms, 65 days' attendance, at 7s. 6d. - - .£21 7 6

His Account for sundries furnished for the use of the House - - - - 20 14 1

45 1 7

Henry W. Lobban, Messenger, 65 days' attendance, at 6s. 6d. 21 2 6

William Birch, Doorkeeper, 66 days' attendance, at 5s. 6d. - 13 3 0

John Henry White, Balance due on his Contract for printing and binding the Journals of last Session - - - - 5 0 0

£534 13 5

Mr. *Nelson* moved that the said Report be referred back to the Special Committee, to consider the propriety of increasing the pay of the Doorkeeper to six shillings per day.

The House divided on the question:

YEAS 5.
NAYS 7.

So it passed in the negative.

Ordered, that the said Report be now referred to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. *Nelson* took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. *Nelson* reported, that the Committee had come to a Resolution; which Resolution was again read at the Clerk's Table, and is as followeth:

Resolved, That the Report of the Special Committee be adopted.

The said Resolution being again read, and the question of concurrence being put thereon;

The House divided:

YEAS.

Mr. Macdonald,
Mr. Palmer,
Mr. Clarke,
Mr. Le Lacheur,
Mr. Brennan,
Mr. Binns,

Mr. Thornton,
Mr. Pope,
Mr. Lord,
Mr. Nelson,
Mr. McCallum.

NAYS.

Mr. Douse, Mr. James.
So it was carried in the affirmative.

A Message from the Council, by Mr. Desbrisay.

Mr. Speaker,

The Legislative Council desire a Conference with the House of Assembly on the Bill intituled *An Act for levying Colonial Duties of Impost for the support of His Majesty's Government in this Island, and for appropriating certain monies therein mentioned, for the service of the Year of our Lord One thousand eight hundred and thirty-five*; and have appointed the Honourables Thomas H. Haviland and John Brecken a Committee to manage the same—to meet in the Committee Room instanter.

And then he withdrew.

Resolved, That this House do agree to a present Conference, as is desired by the Council, on the subject matter of the said Bill.

Ordered, that Mr. Palmer do go to the Council and acquaint them therewith.

Ordered, that Mr. Pope, Mr. Macdonald, Mr. Binns and Mr. Thornton be a Committee to manage the said Conference.

So the Managers went to the Conference. And being returned—

Mr. Pope reported, that the Managers had been at the Conference, and had met the Committee of the Council, who acquainted them, that the Conference was to make known to this House the insuperable objection of the Council to the novel mode adopted by the House of Assembly, in sending to the Council a Bill embodying three several Revenue Laws now in force, and appropriating the Supplies therein contemplated to be produced. But in order that the Supplies required for the public service may not be lost, by the rejection of this Bill by the Council, they would suggest that the Revenue Laws be passed as heretofore, in separate Bills,

and that the Appropriation Bill form a distinct enactment, conformably to the established usage of this Colony.

Resolved, that a Committee of five Members be appointed to draw up reasons, to be offered to the Council at a further Conference, for adhering to the Revenue Bill as sent to them for concurrence.

Ordered, that Mr. Pope, Mr. Brennan, Mr. Binns, Mr. Macdonald and Mr. Thornton do compose the said Committee.

Then the House adjourned for half an hour. And being met—

Mr. Pope, from the Committee appointed to draw up reasons to be offered to the Council, at a Conference, for adhering to the Bill intituled *An Act for levying Colonial Duties of Impost for the support of His Majesty's Government in this Island, and for appropriating certain Monies therein mentioned, for the service of the Year of our Lord One thousand eight hundred and thirty-five*, reported as follows:

Your Committee appointed to draw up reasons, to be offered to the Council, in Conference, for adhering to the Revenue Bill as sent to them for concurrence, recommend that the Managers on behalf of this House be instructed to state to the Committee of the Council—

That the House of Assembly, in enacting only one Revenue Bill in the present Session, intended thereby to obviate the confusion and embarrassment which sometimes arose, occasioned by the difference of credit given for the payment of duties under the separate Revenue Acts passed in former Sessions.

The House are at a loss to account for what is termed "the insuperable objections" of the Council, to the novelty of the mode adopted by the House of Assembly in the present instance. They do not find that any objection was made by the Council to an Act passed by the Legislature of this Colony in 1785, in which the whole of the Revenue Acts were embodied into one Act, and the proceeds thereof appropriated to specific purposes.

Were other precedents necessary, your Committee are prepared to adduce several, from the practice of the Imperial Parliament, as well as from this and other of the British Colonies.

The Revenue Acts of last Session were all in their nature temporary, and limited in their operation to the services of the year in which they were passed.

These Acts being on the point of expiring, it became the duty of the House to consider, whether it would be more conducive to the public service to continue the former Revenue Acts, or to adopt some other course;

and the result of their deliberations is embodied in the Revenue Bill now under discussion.

The House would consider it a departure from the established parliamentary practice, were they to consult any other branch of the Legislature as to the mode in which the Taxes imposed upon the people were to be raised, or the proceeds thereof appropriated; and therefore they cannot, without a sacrifice of principle, concur in the suggestions of the Council.

Mr. *Pope* moved that the said Report be received, and adopted by this House.

Mr. *Palmer* moved, in amendment, that after the word "That" all be expunged, and the following substituted—"the Report be not received; and that the Bill therein referred to be referred to a Special Committee, and that they be directed to report the substance thereof in two separate Bills—the one to include the several Duties thereby contemplated to be raised, and the other for appropriating the proceeds thereof."

The House divided on the question of amendment:

YEAS.

Mr. *Palmer*,
Mr. *Douse*,

Mr. *Nelson*,
Mr. *James*.

NAYS.

Mr. *Pope*,
Mr. *Brenan*,
Mr. *Thornton*,
Mr. *M'Callum*,
Mr. *Lord*,

Mr. *Binns*,
Mr. *Macdonald*,
Mr. *Le Lacheur*,
Mr. *Clarke*,
Mr. *M'Nutt*.

So it passed in the negative.

The question being then put on the original motion, for receiving and adopting the Report of the Special Committee, it was agreed to by the House.

Resolved, That a further Conference be desired with the Council on the subject matter of the last Conference, and that the Managers do communicate to the Committee of the Council, the instructions contained in the foregoing Report.

Ordered, that Mr. *Pope* do go to the Council, and desire the said Conference.

Ordered, that the same Committee who managed the last Conference, be a Committee to manage this further Conference.

A Message from the Council, by Mr. *Desbrisay*.

Mr. Speaker,

The Legislative Council do agree to a further Conference, as is desired by the House of Assembly, on the subject matter of the last Conference; and have appointed the same Committee who managed the last Conference to manage this further Conference—to meet in the Committee Room instanter.

And then he withdrew.

Then the names of the Managers being called over; they went to the Conference.

And being returned,

Mr. *Pope* reported, that the Managers had been at the Conference, and had complied with the instructions given them by this House.

Mr. *Nelson*, from the Committee appointed to wait on His Excellency the Lieutenant Governor, with the Address relative to a Balance due to John Macdonald, Carpenter, on his contract for building the Academy in Charlotte Town, reported the delivery thereof, and that His Excellency was pleased to say, he would attend to it.

Mr. *Pope* moved that the House do come to a Resolution, as followeth, viz—

That this House being satisfied with the explanation given by *Charles Binns*, Esq. one of its Members, relative to a Copy of the Royal Instructions presented by that gentleman to the House of Assembly in the year 1832—*Resolved*, that the House do consider the said Copy of Instructions as the property of the House.

Which was agreed to.

Ordered, that a copy of the foregoing Resolution be communicated to the Colonial Secretary, in order that he may return to the Clerk of this House the said Copy of the Royal Instructions forthwith.

A Message from His Excellency the Lieutenant Governor, by George Richard Goodman, Esq. Usher of the Black Rod.

Mr. Speaker,

"His Excellency the Lieutenant Governor commands the attendance of this Honourable House in the Council Chamber instanter."

Accordingly Mr. Speaker and the House went up to attend His Excellency, when His Excellency was pleased, in His Majesty's name, to assent to the several Bills following:

An Act relating to Distress for Rent, and to regulate the practice of the Supreme Court in cases of Replevin.

An Act to make more effectual provision for preventing the spreading of Infectious Distempers within this Island.

An Act relating to Marriages.

An Act for establishing a Court of Divorce in this Island, and for repealing a certain Act therein mentioned.

An Act for vacating the seats of Members of the Assembly in certain cases therein mentioned.

An Act for the more effectual punishment of Offenders, by enabling the Supreme Court to add Hard Labour to the sentence of Imprisonment.

An Act to explain and amend the Act relating to Trespases.

An Act authorizing Commissions to be issued for taking the depositions of Witnesses out of this Island, in cases where Judgment hath been marked by default.

An Act concerning the Property of the Methodist Society at Charlotte Town.

After which, Mr. Speaker addressed His Excellency, as follows:—

May it please your Excellency,

During this long and very laborious Session, the House of Assembly have diligently applied themselves to the various subjects brought under their consideration. I regret to state that the Revenue which the House intended to raise for the services of the present year, in order to support the respectability and efficiency of His Majesty's Government, and for the internal improvement of the Colony, has been rejected by the Council—not from any objection to the Taxes which the Bill imposed, nor to any of the appropriations which it contained, but from a dislike to the mode in which it was sent to them for concurrence.

The evils arising from such a state of things are deeply to be lamented; and the House trust that your Excellency will adopt such measures to remedy the same, as the exigencies of the case render necessary. It now becomes my duty, as the organ of the House of Assembly, to present for your Excellency's assent the following Bills:

An Act to amend and render perpetual certain Laws now in force relating to Treasury Notes.

An Act to provide for the payment of Interest on Warrants which are not paid at the Treasury on demand.

An Act to prevent Hawkers and Pedlars travelling and selling within this Colony without Licence.

An Act for further explaining and amending the Act for regulating the laying out and altering of Highways, and for providing a mode of obtaining compensation for those who may thereby be injured, and to cause those who are benefited thereby to contribute towards their formation.

An Act to authorize the sale of Lands in this Island, reserved as Sites for Churches, and for Glebe and School Lands.

To each of which Bills His Excellency was pleased, in His Majesty's name, to signify his assent.

And then His Excellency was pleased to make the following Speech to both Houses:

Mr. President, and Gentlemen of His Majesty's Council;

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

As you have now brought to a close this unusually protracted Session, it only remains for me to dismiss you to your respective avocations.

I have to express my regret in proroguing you without those Supplies that are so essentially requisite to enable me to carry on the Government.

After which, the President of the Legislative Council, by His Excellency's command, said—

Gentlemen,

It is His Excellency's will and pleasure, that this General Assembly be prorogued until Monday the 25th day of May next; and this General Assembly is accordingly prorogued until Monday, the 25th day of May next.

End of the First Session.

APPENDIX

TO THE

JOURNAL

OF THE

HOUSE OF ASSEMBLY

OF

PRINCE EDWARD ISLAND,

FOR THE SESSION COMMENCING THE TWENTY-SIXTH OF JANUARY,
AND ENDING THE TENTH OF APRIL,

1835.

APPENDIX.

[A]

[SEE PAGE 51.]

PORT OF PRINCE EDWARD ISLAND.

An Account of Vessels launched and registered at this Port in the Year ended

31st December, 1834.

NAMES OF VESSELS.	OWNERS' NAMES.	TONS.
Caledonia - - - -	Messrs. Macdonald & M'Lean - -	113
Alexandria - - - -	Messrs. Macdonald - - -	79
Ageona - - - -	Absolam Gregory - - -	56
Happy Return - - - -	John Clarke - - -	50
Charlotte - - - -	Thomas Robinson - - -	87
Lady Young - - - -	Messrs. Eagan, Neals & M'Intyre	100
Charlotte - - - -	William W. Lord - - -	129
Bunbury - - - -	Messrs. Kelly, Bovyers & Nelder	153
Rebecca - - - -	Thomas B. Tremain - - -	98
Anna - - - -	Thomas B. Tremain - - -	121
John - - - -	Thomas Perkins - - -	164
Mary - - - -	Messrs. Higgins - - -	106
Emerald - - - -	Henry Cowley - - -	90
Elizabeth - - - -	Maxime Gallant - - -	34
Jane Elizabeth - - - -	Thomas Perkins - - -	153
Velocity - - - -	Andrew Duncan - - -	145
Smuggler - - - -	Jeremiah Chassong - - -	43
Mary - - - -	James Peake - - -	125
Enterprize - - - -	Messrs. Lawson - - -	121
Annandale - - - -	Joseph Wightman - - -	75
Tweed - - - -	Angus Macdonald - - -	346
Victoria - - - -	James Peake - - -	124
Sarah - - - -	Messrs. Campbell - - -	80
Pyrrha - - - -	Thomas Billing - - -	121
Welsford - - - -	J. Spencer Smith - - -	575
Time - - - -	John Nicholas - - -	155
Antelope - - - -	Messrs. Macgregor & Bovyer - -	93
Tryon - - - -	Messrs. Webster - - -	85
Sarah Isabel - - - -	Walter Burke - - -	63
Christiana - - - -	Messrs. Macdonalds - - -	119
Adonai - - - -	Messrs. Macdonalds & M'Adam	116
Mary Annabella - - - -	Messrs. Macdonalds - - -	155
Newfoundlander - - - -	Messrs. Macdonald & M'Innis	92
Angler - - - -	Messrs. Kelly & Websters	140
	Total - - - -	4297

GEORGE R. GOODMAN, Collector.

Custom House, 31st December, 1834.

PORT OF PRINCE EDWARD ISLAND.

An Account of GOODS Imported in the Year ended 5th January, 1835.

ARTICLES IMPORTED.	Great Britain.		British West Indies.		North American Colonies.		Foreign Countries.		TOTAL.	
	£	s. d.	£	s. d.	£	s. d.	£	s. d.	£	s. d.
BRANDY.....	162	18 0	.	.	175	16 6	.	.	338	14 6
CORDAGE.....	15	19 5 0	.	.	1081	4 4	.	.	2680	9 4
DRY GOODS.....	4319	3 2½	42	0 0	1483	10 3½	.	.	19194	13 6
NAILS.....	323	4 6	.	.	769	2 5	.	.	1092	6 11
MOLASSES.....	.	.	167	11 8	1379	5 9½	.	.	1546	17 5½
SAIL CLOTH ...	167	0 0	.	.	475	18 4	.	.	642	18 4
SALT.....	260	6 8	.	.	573	14 6	.	.	834	1 2
STATIONARY.....	121	14 0	.	.	158	8 9	.	.	289	2 9
SOAP.....	81	2 6	.	.	1008	1 0	.	.	1089	3 6
SUGAR.....	.	.	100	0 0	2289	8 4	.	.	2389	8 4
RUN.....	77	0 0	370	8 0	4376	14 2	.	.	5324	2 2
TEA.....	.	.	.	.	4451	8 7½	.	.	4451	8 7½
TOBACCO.....	.	.	.	.	1635	15 10	.	.	1635	15 10
WINE.....	195	14 0	.	.	639	5 10	.	.	834	19 10
IRON.....	660	6 1	.	.	637	9 8	.	.	1297	15 9
SUNDRIES.....	5282	8 2	.	.	15122	8 4	5	.	68009	16 6
Total	66803	2 1½	1179	19 8	19607	12 8½	5	0	011595	14 6

GEORGE R. GOODMAN, Collector.

Custom House, 5th January, 1835.

PORT OF PRINCE EDWARD ISLAND.

An Account of GOODS Exported in the Year ended 5th January, 1835.

ARTICLES EXPORTED.	Great Britain.			British West Indies.			North American Colonies.			Foreign Countries.			TOTAL. British Sterling.		
	£	s.	d.	£	s.	d.	£	s.	d.	£	s.	d.	£	s.	d.
OATS	-	-	-	21	10	0	516	4	1	7	-	-	5185	12	1
BARLEY	-	-	-	-	-	-	3325	8	9	-	-	-	3325	8	9
WHEAT	-	-	-	-	-	-	497	6	0	-	-	-	497	6	0
PEARL BARLEY	-	-	-	-	-	-	21	6	8	-	-	-	24	6	8
FLOUR	-	-	-	-	-	-	216	3	0	-	-	-	216	3	0
OATMEAL	-	-	-	-	-	-	549	2	9	-	-	-	549	2	9
BEEF	-	-	-	178	10	0	91	5	0	-	-	-	272	15	0
PORK	-	-	-	-	-	-	381	15	0	-	-	-	381	15	0
DRY FISH	-	-	-	-	-	-	734	5	0	-	-	-	736	1	0
PICKLED FISH	-	-	-	8	10	0	884	10	0	-	-	-	893	0	0
TIMBER	-	-	-	7223	18	7	510	0	0	-	-	-	7733	18	7
LATHWOOD	-	-	-	296	19	9	12	6	0	-	-	-	309	5	9
SPARS	-	-	-	73	0	9	48	10	6	-	-	-	122	11	3
STAVES	-	-	-	8	6	2	224	10	0	-	-	-	274	16	2
SCANTLING	-	-	-	-	-	-	628	19	0	-	-	-	628	19	0
BOARDS and PLANK	-	-	-	409	2	5	1586	18	6	-	-	-	1996	0	11
SHINGLES	-	-	-	-	-	-	497	15	9	-	-	-	510	19	9
CATTLE	-	-	-	-	-	-	3223	10	0	100	0	0	3223	10	0
SHEEP	-	-	-	-	-	-	626	6	0	25	0	0	651	6	0
PIGS	-	-	-	-	-	-	46	15	0	-	-	-	46	15	0
TURKISH	-	-	-	3	12	6	155	12	0	-	-	-	159	4	6
POTATOES	-	-	-	4	2	6	521	19	11	85	0	0	5391	2	5
SUNDRIES	-	-	-	1601	16	5	6195	19	7	36	10	0	7971	17	0
Total	£	9613	4	1491	16	6308	10	6	0	3246	10	0	11191	16	7

GEORGE R. GOODMAN, Collector.

Custom House, 5th January, 1835.

PORT OF PRINCE EDWARD ISLAND.

An Account shewing the number of Vessels and the amount of Tonnage employed in the Foreign and Coasting Trades, in the Year ended 31st December, 1834.

FOREIGN TRADE.			COASTING TRADE.		
No.	Tons.	Men.	No.	Tons.	Men.
22	3670	180	123	5706	327

19 Fishing Passes were granted last year.

GEORGE R. GOODMAN, Collector.

PORT OF PRINCE EDWARD ISLAND.

An Account shewing the number of Vessels and the amount of Tonnage transferred from this Island to other Ports, during the Year ended 5th January, 1835.

Number of Vessels.	Tonnage.
37	3958

GEORGE R. GOODMAN, Collector.

Custom House, 5th January, 1835.

PORT OF PRINCE EDWARD ISLAND.

An Account of Vessels for which Certificates have been granted at this Port, previous to their being Registered, in the year ended 31st Dec. 1834.

Names of Vessels.	Owner's Names.	Tons.
City of Gloucester. Despatch.	Thomas B. Chanter,	388
	John How.	129
	Total -	517

GEORGE R. GOODMAN, Collector.

Custom House, 31st December, 1834.

PORT OF PRINCE EDWARD ISLAND.

An Account of Duties collected under Acts passed subsequent to 18th Geo. 3d.

YEAR.		AMOUNT.				APPROPRIATION.
		£	s.	d.		
1828	.	203	11	3 $\frac{1}{4}$	.	Officer's Salaries.
1829	.	93	4	0 $\frac{1}{4}$	.	Ditto
1830	.	117	10	6	.	Ditto
1831	.	191	2	11 $\frac{1}{2}$	.	Ditto
1832	.	366	5	10 $\frac{1}{2}$	.	Ditto
1833	.	227	11	8 $\frac{1}{2}$	.	Ditto
1834	.	369	7	3 $\frac{1}{4}$	.	Ditto

GEORGE R. GOODMAN, Collector.

Custom House, 14th Feb. 1835.

[B.]

(See Page 56.)

Schedule of Contingent Accounts laid before the House of Assembly, which were passed in Council, for the Year ended 5th January, 1835.

1 Clerk of the Crown's Account, to 28th Jan. 1834.	19 Do. do.	3d July, 1834.
2 Do. do. for Hilary Term, "	20 Do. do.	6th Oct. "
3 Do. do. 22d July, "	21 Do. do.	7th Oct. "
4 Do. do. " "	22 Do. do.	24th Dec. "
5 Solicitor General's Bill, Hilary Term, "	23 Do. do.	5th Jan. 1835.
6 Do. do. 5th July, "	24 Do. Account of Licences,	9th Dec. 1834.
7 Do. do. 5th Aug. "	25 Treasurer's small Disbursements,	31st Dec. "
8 Do. do. 8th May, "	26 James D. Haszard's Account,	4th Feb. "
9 Do. do. 5th July, "	27 Do. do.	8th May, "
10 Do. do. 2d April, "	28 Do. do.	8th Dec. "
11 Sheriff's Account, for holding } Election, Charlottetown, }	29 A. Anderson, Surveyor,	June, "
	30 G. Wright, Jun.	3d Jan. 1835.
12 Sheriff's Account, 5th May, "	31 Joseph Ball, Surveyor,	3d June, 1834.
13 Do. do. 1st July, "	Accounts certified by the Lieut. Governor and Council, for which Warrants have been issued, but not yet paid—	
14 Do. do. " "	32 Expences of the last General Election.	
15 Do. do. " "	33 James D. Haszard's Account, for three Quarters, ended 31st December, 1834.	
16 Colonial Secretary's Account, 1st April, "		
17 Do. do. 3d April, "		
18 Do. do.		

No. 1.

HIS MAJESTY'S GOVERNMENT,

To DANIEL HODGSON, Clerk of the Crown,

	Dr.
	£ s d
The King v. John Kearney.—Clerk of the Crown's fees, as per annexed Bill	1 9 4
The King v. John Williams.—Clerk of Crown's fees in this cause, as per bill	2 5 2
The King v. Andrew M'Cormack, and another.—Clerk of the Crown's Fees in this cause	2 18 4
The King v. John Johnson, alias John Stone.—(First Prosecution.) Clerk of Crown's fees, as per bill	1 9 8
(Second Prosecution.) Clerk of the Crown's fees in this cause	2 7 10
The King v. Malcolm Steel.—Clerk of Crown's fees	2 7 10
The King v. Joseph Stone and Michael Searle.—Clerk of Crown's fees in this cause	2 19 2
The King v. David Simpson.—Clerk of the Crown's fees in this cause, as per bill	3 6 6
The King v. Malcolm M'Neill.—Clerk of the Crown's fees in this cause, as per bill	1 3 4
The King v. Richard Read, and others.—Clerk of the Crown's fees in this cause	3 3 2
The King v. Patrick Mulligan.—Clerk of the Crown's fees in this cause	1 10 0

DETAILED ACCOUNTS.

		£	s	d
Brought forward		24	0	2
The King v. Nicholas Robertson.—Clerk of the Crown's fees, as per bill		1	16	0
The King v. Patrick Duffey.—Clerk of the Crown's fees in this cause		1	13	2
The King v. John Hawes.—Clerk of Crown's fees		2	17	6
The King v. Joshua Porrier and another.—Clerk of the Crown's fees in this cause		1	10	2
The King v. John M'Carthy, and others.—Clerk of the Crown's fees		1	16	4
The King v. John Donegan.—Clerk of the Crown's fees, as per bill		1	3	10
The King v. Mathew Cormack and others.—Clerk of the Crown's fees, as per bill		2	11	9
The King v. Thomas Terlizzick.—Clerk of the Crown's fees in this cause		1	13	0
The King v. William M'Kay.—Clerk of the Crown's fees		1	1	2
The King v. Thomas Young.—Clerk of the Crown's fees		1	9	2
The King v. Donald M'Quarrie.—Clerk of the Crown's fees in this cause		1	11	10
The King v. Allan Macdonald, and others.—Clerk of the Crown's fees		1	16	4
The King v. John Henderson, and others.—Clerk of the Crown's fees		4	15	0
The King v. Donald Campbell.—Clerk of the Crown fees in this cause, as per bill		3	19	6
Sundry cases of Assault before Justices.	Clerk of the Crown's fees for filing Convictions	£1	11	0
	Swearing in Constables	0	13	4
	List of Constables, and fair copy for Printer	0	7	8
	Issuing Subpœnas for witnesses to give evidence before Grand Jury, as per bill 20s 6d—taxing 2s	1	2	6
		3	14	0
		Sterling	£57	13
		Exchange 1-9	6	1
		£64	1	2
Clerk of the Crown's fees, as per bill		2	3	9
		Currency	£66	4
		11	11	11

DANIEL HODGSON, C. C.

28th January, 1834.

[Clerk of the Crown's Costs in one of the cases above referred to.]

The King, at the prosecution of Malcolm M'Neill, v. David Simpson.	Clerk of Crown's costs.	£	s	d
1834. <i>Hilary Term.</i>	<i>Indictment for an Assault.</i>			
Filing Crown papers 2s. Drawing Indictment 2s. 3d. Fair copy 2s. 3d. Subpœna 4s. 6d.		0	11	0
Four copies 4s. 2 oaths to Grand Jury 2s. Crier 8d. 2 Tickets 2s. Motion & rule arraignment 2s.		0	10	8
Motion and rule trial 2s. 6 oaths on trial 6s. Crier 2s. Verdict, guilty; 1s. Crier 6d.		0	11	6
Motion and rule to record 2s. Filing Indictment and Verdict 2s. Recognizance for appearance 2s.		0	6	0
Motion and rule sentence 2s. Recording same 3s. 4d. Taxing 2s.		0	7	4
Taxed at Sterling		£2	6	6

E. J. JARVIS, Chief Justice.

DETAILED ACCOUNTS.

No. 2.

HIS MAJESTY'S GOVERNMENT,

To DANIEL HODGSON, Clerk of the Crown,

Dr.

For Disbursements in the following Crown Prosecutions. Hilary Term, 4 Will. IV.

		£	s.	d.	s.	d.	
The King	Paid Constable for bringing Prisoner to Gaol	1	3	4			
v.	Paid Sheriff serving Subpœnas, as per Bill	2	4	0 ³ / ₄			
John Kearney.	Jeffery Prendergast, a Witness	0	13	4			
	Hugh Macaulay, ditto	1	0	6			
	Joseph M'Donald	1	0	6			
	Malcolm Livingston	1	0	6			
		7			7	2 ³ / ₄	
The King	Paid Constable, bringing Prisoner to Gaol	0	15	6			
v.	Sheriff for serving Subpœnas	0	15	9			
Malcolm Steel.	Edward Hennesey, a Witness	0	9	5			
	John Collings	0	3	4			
		2			8	0	
The King	Paid Constable, apprehending Prisoners	0	0	0			
v.	Sheriff for serving Subpœnas	0	19	4 ¹ / ₄			
Joseph Stone &	Samuel Dennis, a Witness	0	12	2			
Michael Searle.	Thomas Dennis	0	3	4			
	James Spencer	0	3	4			
		1			18	2 ³ / ₄	
The King	Paid Sheriff serving Subpœnas	1	3	3			
v.	John Simpson, a Witness	0	15	0			
David Simpson.	John Lohead	0	12	4			
	Malcolm M'Neill	0	18	10			
	William M'Neill	0	15	0			
	David M'Neill	0	15	0			
		5			10	5	
The King	Paid David Downing, a Witness	1	15	0			
v.	Joseph Arsenaux	1	15	0			
Fidelle Porrier	Peter Gallant	1	13	4			
& another.	Harry Hodgson	1	15	0			
	Joseph Gallant	1	13	4			
		8			11	8	
The King	Paid James Coughlan, a Witness	1	3	4			
v.	James Allen	1	3	4			
Matthew Cormack		2			16	8	
& others.							
The King	Paid Constable bringing Prisoner to Town	6	13	4			
v.	Constable as per Bill	0	13	4			
John M'Carty	James Ahern, a Witness	3	11	8			
and others.	Peter Ahern	3	11	8			
	Michael Gavin	3	11	8			
		18			1	8	

DETAILED ACCOUNTS.

		Brought forward					
		£	s.	d.	£	s.	d.
The King	Paid Constable bringing Prisoner to Gaol	5	11	6			
"	James Yeo, a Witness	1	14	5½			
John Donegan.	James Craswell	1	14	5			
	Edgar Craswell	1	14	5			
		10			14	9½	
The King	Paid Sheriff for serving Subpœnas	1	3	0½			
"	Joseph Stewart, a Witness	0	17	2			
John Williams.	Duncan Ferguson	0	15	3			
	Henry Edmonds	0	11	8			
		3			7	1½	
The King	Paid Constable, as per Bill		1	14	9½		
John Murray.							
The King	Paid Sheriff for executing Bench Warrant	0	10	5½			
"	ditto for serving Subpœnas	1	11	3			
John Henderson	Ewen Cameron, a Witness	0	10	0			
and others.	Allan Cameron	0	10	0			
	Joseph Kennedy	0	11	8			
	Malcolm Shaw	0	13	10			
	David M'Kinnon	0	17	9			
	Alexander M'Kinnon	0	17	9			
	Thomas Thornton	0	9	2			
	Charlotte Thornton	0	9	2			
		7			1	0½	
The King	Paid Constable for searching as per Bill		0	6	8		
Smuggled Goods.							
The King	Paid Constable, bringing Prisoner to Town	1	17	9			
"	Sheriff for serving Subpœnas	1	19	4			
Donald M'Quarrie.	John M'Kinnon, a Witness	0	16	8			
	Donald M'Phail	0	16	1			
	Agnes Ferguson	0	14	5			
		6			4	3	
The King	Paid Constable for apprehending Prisoner and bringing him to Town	6	8	6			
"	Paid John O'Shaughnessey, a Witness	4	0	1			
John Johnson.	Nicholas Arsenaux	2	13	11			
	James Ramsay, Constable	2	13	4			
		15			15	10	
The King	Paid Constable for service of Warrant	0	5	6			
"	Sheriff for serving Subpœnas	1	2	6			
Richard Read	John Fortescue, a Witness	0	8	4			
& others.	James M'Lean	0	8	4			
	Sarah M'Lean	0	1	8			
		2			6	4	
The King	Paid Sheriff for serving Subpœnas	2	2	9½			
"	Donald M'Varish, a Witness	1	17	9			
Allan M'Donald	James M'Eachorn	1	17	9			
& others.		5			18	3½	

DETAILED ACCOUNTS.

		Brought forward	£	s.	d.	£	s.	d.	
The King	Paid Sheriff for serving Subpœnas		1	9	8				
v.	Donald M'Quarrie, a Witness		1	1	1				
Donald Campbell.	Thomas Fairbairn		0	12	9				
	Agnes Ferguson		0	17	9				
	Angus M'Quarrie		1	0	6				
	Charles M'Quarrie		1	1	1				
	John M'Quarrie		1	1	1				
	Peter Percival		1	1	1				
	Alexander M'Quarrie		1	1	1				
	Catherine M'Quarrie		1	1	1				
	Archibald M'Dougald		0	10	0				
			<hr/>						
The King	Paid John Murray, a Witness		1	15	0	10	17	2	
v.	Absalom Linkletter and William Linkletter		3	19	1				
Thomas Young.			<hr/>						
The King	Paid Sheriff, serving Subpœnas		0	15	2½	5	14	1	
v.	Alexander Scott, a Witness		0	7	9				
Andrew M'Cormack	Daniel Keough		0	7	9				
& another.	Duncan M'Phee		0	7	6				
	William Warren		0	7	9				
			<hr/>			2	5	11½	
The King	Paid Sheriff for serving Subpœnas		0	7	8½				
v.	James Moore, a Witness		0	7	9				
Nicholas Robertson.			<hr/>			0	15	5½	
The King	Paid Sheriff for serving Subpœnas		0	10	0				
v.	John M'Donnell, a Witness		0	3	4				
Thomas Terlizzick.			<hr/>			0	13	4	
The King	Paid Sheriff for serving Subpœnas		1	1	6½				
v.	John S. Macdonald, a Witness		0	16	8				
John Hawes.	William Crosby		0	15	1				
	Thomas Rodd		0	14	11				
			<hr/>			3	9	2½	
Paid the following Witnesses, who were Subpœnad to give Evidence before the Grand Inquest, viz:									
	Archibald M'Donald		0	6	6				
	John Kennedy		0	7	9				
	John Goodwin and Margaret Goodwin		0	11	8				
	John Affleck		0	6	6				
	Paid Sheriff for serving Subpœnas		1	6	6½				
			<hr/>			2	18	11½	
The King	Paid Sheriff for executing Bench Warrant and bringing Prisoner								
v.	to Town					6	5	1	
William M'Kay.									
The King	Paid Sheriff executing Bench Warrant					0	2	6	
v.									
Patrick Duffey.									
						<hr/>			
Currency						£	136	4	7½

DANIEL HODGSON, Prothonotary.

Charlotte Town, 1st February, 1834.

DETAILED ACCOUNTS.

No. 3.

HIS MAJESTY'S GOVERNMENT,

To DANIEL HODGSON, Clerk of the Crown,

Dr.

Costs in the following Crown Prosecutions.—Trinity Term, 4 Will. IV.

1834.

		£	s	d
The King v. Edward M'Grath (Larceny).—Clerk of Crown's fees in this cause	.	1	17	8
The King v. Jame Sheppard.—Clerk of Crown's fees in this cause	.	2	6	2
The King at prosecution George Weldon v. James Sheppard.—Clerk of Crown's fees	.	2	1	4
The King v. Patrick Bergan & another.—Clerk of Crown's fees in this cause	.	2	12	7
The King v. John Renahan & wife.—Clerk of Crown's fees	.	1	11	6
The King v. John M'Micken.—Clerk of the Crown's fees in this cause	.	2	2	6
The King v. John Smith.—Clerk of the Crown's fees, as per Bill	.	3	11	8
The King v. Harriet Swaine.—Clerk of the Crown's fees, as per Bill	.	3	7	6
The King v. James Marshall.—Clerk of the Crown's fees, as per Bill	.	4	14	4
The King v. Hector M'Eachen.—Clerk of Crown's fees, as per Bill	.	2	6	0
The King v. Sampson Rose & another.—Clerk of Crown's fees, as per Bill	.	3	19	1
The King v. Edmund Foley.—Clerk of the Crown's fees, as per Bill	.	1	14	11
The King v. Hugh Logan.—Clerk of the Crown's fees, as per Bill	.	0	17	8
The King v. Patrick Reardon.—Clerk of the Crown's fees, as per Bill	.	1	3	2
Clerk of the Crown's fees in sundry Causes	.	3	2	0
		Sterling £37 8 1		
		Exchange 1-9 4 3 1		
		Currency £41 11 2		

DANIEL HODGSON, C. C.

Charlotte Town, 22d July, 1834.

[Clerk of Crown's Costs in one of the cases above referred to.]

The King v. Edward M'Grath.

1834.

Indictment for Larceny.

		£	s	d
Filing Crown papers 2s. Drawing Indictment 2s. 3d. Fair Copy 2s. 3d. Subpœna 4s. 6d.	.	0	11	0
3 Copies 3s. 4 Oaths (Grand Jury) 4s. 4 Tickets 4s. Crier 1s. 4d.	.	0	12	4
Motion and Rule arraignment 2s. Motion and Rule trial 2s. 4 oaths on trial 4s. Crier 1s. 4d.	.	0	9	4
Motion and Rule Proclamation for discharge 2s. Filing Indictment 1s. Paid taxing 2s.	.	0	5	0
		Sterling £1 17 8		

Taxed at One pound 17s. 8d. Sterling.

E. J. JARVIS, Chief Justice.

DETAILED ACCOUNTS.

No. 4.

HIS MAJESTY'S GOVERNMENT,

To DANIEL HODGSON, Clerk of the Crown.

Dr.

Disbursements in the following Crown Prosecutions. Trinity Term, 4 Will. IV. A. D. 1834.

		£	s.	d.	£	s.	d.
The King	Paid Joseph Campbell, a witness, as per Bill	0	17	4			
v.	Joseph M'Donald ditto	0	9	8			
John Brown.	Donald M'Phee	0	11	0			
					1	18	0
The King	Paid Sheriff, serving Subpœnas	0	7	6			
v.	Ann Crawford, a Witness	0	3	4			
Edward M'Grath.	Mrs. Blatch	0	1	8			
					0	12	6
The King	Paid Sheriff, serving Subpœnas	0	14	5			
v.	Constable, apprehending Prisoner	0	2	3			
James Marshall.	B. De St. Croix, a Witness	0	8	4			
	John Jury do.	0	13	4			
	Richard Partridge	1	8	10			
	Samuel Westacott	1	8	10			
	Josiah Easter	0	5	0			
					5	1	0
The King	Paid Sheriff, serving Subpœnas	0	7	6			
v.	Nicholas Harvie, Constable, as per Bill	1	8	10½			
Harriet Swaino.	Hugh Logan, service of Warrant	0	1	1			
	B. De St. Croix, Esq. a Witness	0	3	4			
	John H. White and Wife, Witnesses	0	13	4			
					2	14	1½
The King	Paid Sheriff for serving Subpœnas	0	15	5½			
v.	Constable, apprehending Prisoner	0	13	6			
John Smith.	Henry M'Neill, a Witness	0	5	0			
	John Horne	0	10	6			
	James Casford, Junior	0	9	5			
	James Casford, Senior	0	9	5			
	William Chappell	0	5	0			
					3	8	3½
The King	Paid Sheriff, serving Subpœna	0	2	6			
v.	John Collings, a Witness	0	5	0			
James Sheppard.	George Weldon do.	0	5	0			
					0	12	6
The King	Paid Sheriff, serving Subpœnas, and executing Bench Warrant	7	14	2			
v.	John Campbell, a Witness	2	7	9			
Sampson Rose	Bready Campbell	1	16	8			
& another.	Gregory Campbell	2	7	2			
	William Mahoney	0	16	8			
					15	2	5
The King	Paid Sheriff for serving Subpœna	0	2	6			
v.							
Hector M'Eachern.							

DETAILED ACCOUNTS.

No. 5.

THE GOVERNMENT OF PRINCE EDWARD ISLAND,

To JOHN LAWSON, Solicitor General.

Hilary Term, 1834.

Sterling.

The King v. John Kearney.

		£	s	d
Assault. Bill not found.	Fee examining depositions & instructing Clerk of the Crown to draw Indictment	£1	1	0
	Fee settling and signing the same	0	10	6
		1	11	6

The King v. John Williams, for Larceny.

Acquitted.	Fee perusing depositions & instructing Clerk of the Crown to draw Indictment	£1	1	0
	Fee settling and signing same	0	10	6
	Drawing Brief	0	13	4
	Fee on Trial	3	3	0
		5	7	10

The King v. Andrew M^c Cormack and John Bradley, for Sheep Stealing.

M ^c Cormack convicted.— Bradley acquitted.	Fee perusing Affidavits & instructing Clerk of the Crown to draw Indictment	£1	1	0
	Fee settling and signing same	0	10	6
	As this was a case of much importance to the country at large, and as the evidence was very intricate and circumstantial, I was obliged to call in the assistance of Mr. Forgan. Paid him Retainer			
	Drawing Brief	1	1	0
	Copy for Mr. Forgan	0	13	4
	Fee on Trial to Solicitor General	0	6	8
	Ditto to Mr. Forgan, taking notes of evidence.	3	3	0
	Several points having been taken at the trial, and motion made in arrest of judgment—drawing brief to oppose same	1	1	0
	Fee therewith	0	16	8
		2	2	0
		10	15	2

The King v. John Johnston, alias John Stone, alias John Macdonald, for uttering base coin.

In consequence of the wrong description of the crime given in the depositions (if such they can be cal- led,) the prison- er was acquitted for want of evi- dence.	Fee perusing depositions, and instructing Clerk of the Crown to draw Indictment	£1	1	0
	Fee settling and signing do.	0	10	6
	Drawing Brief	0	16	8
	Fee on Trial	3	3	0
		5	11	2

Johnston having been acquitted on the above Indictment—

Convicted.	Fee for examining Witnesses, and instructing Clerk of the Crown to draw special Indictment for obtaining money under false pretences	£2	2	0
	Fee settling and signing do.	0	10	6
	Drawing Brief	0	13	4
	Fee on Trial	3	3	0
	Several points having been made on the Trial, and motion in arrest of judgment—drawing Brief to oppose same	0	16	8
	Fee on argument when Court refused to arrest judgment	2	2	0
		9	7	6

The King v. Malcolm Steel, for assault on John Collings, in the execution of his duty as an Officer.

Aggravated as- sault on Bailiff, putting him in fear of his life.	Fee perusing depositions and instructing Clerk of Crown to draw Indictment, long and special, containing many counts	£2	2	0
	Fee settling and signing do.	0	10	6
	Drawing Brief	0	13	4
	For attending Court, when party withdrew his traverse and submitted	1	1	0
		4	6	10

DETAILED ACCOUNTS.

		Brought forward	£	s	d
		<i>The King v. Joseph Stone and Michael Scarle, for Larceny.</i>			
Stone convicted — Scarle acquitted.	Fee perusing depositions and instructing Clerk of the Crown to draw		£1	1	0
	Indictment			0	10
	Fee settling and signing do.		0	10	6
	Drawing Brief		0	13	4
	Fee on Trial		3	3	0
			5	7	10
		<i>The King v. David Simpson, at the prosecution of Malcolm McNeill.</i>			
Assault sent down by the Comptroller for petty offences. Con- victed.	Fee perusing depositions and instructing Clerk of the Crown to draw		£1	1	0
	Indictment			0	10
	Fee settling and signing do.		0	10	6
	Drawing Brief		0	13	4
	Fee on Trial		3	3	0
			5	7	10
		<i>The King at the prosecution of David Simpson, v. Malcolm McNeill.</i>			
Bill not found.	Fee perusing depositions and instructing Clerk of the Crown to draw		£1	1	0
	Indictment			0	10
	Fee settling and signing do.		0	10	6
			1	11	6
		<i>The King v. Richard Read and others, for Riot.</i>			
Violent and out- rageous assault, but acquitted for want of evidence.	Fee perusing depositions and instructing Clerk of the Crown to draw		£1	1	0
	Indictment			0	10
	Fee settling and signing do.		0	10	6
	Drawing Brief		0	13	4
	Fee on Trial		3	3	0
			5	7	10
		<i>The King v. Patrick Mulligan, for an Assault.</i>			
The same As- sault. Con- victed.	Fee perusing depositions, and instructing Clerk of the Crown to draw		£1	1	0
	Indictment			0	10
	Fee settling and signing do.		0	10	6
	Drawing Brief		0	13	4
	Fee on Trial		3	3	0
			5	7	10
		<i>The King v. Nicholas Robertson, for Assault on Excise Officer in execution of his duty.</i>			
Acquitted.	Fee perusing depositions, and instructing Clerk of the Crown to draw		£1	1	0
	Indictment			0	10
	Fee settling and signing do.		0	10	6
	Drawing Brief		0	13	4
	Fee on Trial		3	3	0
			5	7	10
		<i>The King at the Prosecution of Thomas Hayden, v. Patrick Duffey, for Assault.</i>			
This Bill was sent in to the Grand Jury without the in- tervention of the Crown Officer.	Fee examining evidence, and instructing Clerk of the Crown to draw		£1	1	0
	Indictment			0	10
	Fee settling and signing same		0	10	6
	Motion for Bench Warrant		1	1	0
	Fee attending Court, when party submitted		1	1	0
			3	13	6
		<i>The King v. John Haves, alias John McPhee.</i>			
Horse stealing. Very serious case.	Fee perusing depositions and instructing Clerk of the Crown to draw		£1	1	0
	Indictment			0	10
	Fee settling and signing do.		0	10	6
	Drawing Brief		0	13	4
	Fee on Trial		3	3	0
			5	7	10
		<i>The King v. Joshua Porrier and another, for maliciously Maiming Cattle.</i>			
Not found.	Fee perusing depositions and instructing Clerk of the Crown to draw		£1	1	0
	Indictment			0	10
	Fee settling and signing do.		0	10	6
			1	11	6

DETAILED ACCOUNTS.

		Brought forward	£	s	d
<i>The King v. John Mc Carthy, and others.</i>					
Acquitted. Mistake of the Magistrate.	Fee perusing depositions, and instructing Clerk of the Crown to draw		£1	10	
	Indictment		0	10	6
	Fee settling and signing do.		0	13	4
	Drawing Brief		3	3	0
	Fee on Trial				
				5	7
					10
<i>The King v. John Donegan.</i>					
Larceny. Not found.	Fee perusing depositions, and instructing Clerk of the Crown to draw		£1	10	
	Indictment		0	10	6
	Fee settling and signing do.				
				1	11
					6
<i>The King v. Matthew Connick, and others.</i>					
Convicted.	Fee perusing depositions, and instructing Clerk of the Crown to draw		£2	2	
	Indictment, long and special, containing several counts		0	10	6
	Fee settling and signing do.		0	16	8
	Drawing Brief		3	3	0
	Fee on Trial				
				6	12
					2
<i>The King v. Thomas Terlizsick.</i>					
Bill, strange to law, not found.	Fee perusing presentment of Grand Jury, and instructing Clerk of		£2	2	
	Crown to draw Indictment for nuisance.—Very long and special		0	10	6
	Fee settling and signing do.				
				2	12
					6
<i>The King v. William Mc Kay, for Assault on John Collings, Bailiff, in the execution of his duty.</i>					
Assault. Con- viction.	A Bill having been found last Term—drawing Brief		£0	13	4
	Fee on Trial		3	3	0
				3	16
					4
<i>The King v. Thomas Young.</i>					
Assault.	Fee perusing depositions and instructing Clerk of the Crown to draw		£1	10	
	Indictment		0	10	6
	Fee settling and signing do.		1	1	0
	Fee attending Court, when party submitted				
				2	12
					6
<i>The King v. Donald Mc Quarric, crimen non nominandum.</i>					
Not found.	Fee perusing depositions and instructing Clerk of the Crown to draw		£1	10	
	Indictment		0	10	6
	Fee settling and signing do.				
				1	11
					6
<i>The King v. Allan Macdonald, and others.</i>					
Parties not yet in custody.	Fee perusing depositions and instructing Clerk of the Crown to draw		£1	10	
	Indictment		0	10	6
	Fee settling and signing do.		1	1	0
	Moving for Bench Warrant				
				2	12
					6
<i>The King v. John Henderson, and others, for Highway Robbery.</i>					
Convicted of Larceny only.	Fee perusing presentment of Grand Jury, and instructing Clerk of the		£1	10	
	Crown to draw Indictment		0	10	6
	Fee settling and signing do.		1	1	0
	Moving for Bench Warrant		1	1	0
	There being no depositions, paid William Forgan, Esq. for taking down		0	16	8
	evidence		0	8	4
	Drawing Brief		3	3	0
	Copy for Mr. Forgan		1	1	0
	Fee to Solicitor General on Trial		0	16	8
	Fee to Mr. Forgan taking Notes of evidence		2	2	0
	Several points having been taken at the Trial, and motion made in				
	arrest of judgment—drawing Brief to oppose same			12	1
	Fee therewith				2

DETAILED ACCOUNTS.

		Brought forward	£ s d	
<i>The King v. Donald Campbell, for Perjury</i>				
Acquitted	Fee instructing Clerk of the Crown to draw Indictment	....	£1	10
	Fee settling and signing do.	....	0	10 6
	Drawing Brief	....	0	13 4
	Fee on Trial	....	3	30
			5	7 10
The Solicitor General declined further to prosecute this Indictment, it not having been preferred on public grounds. Quashed.	The Grand Jury having found a true Bill against David Smith, for Perjury—moving for Bench Warrant	....	£1	10
			1	10
			£121	10 4
			13	10 0
			£125	0 4

This is my Bill,

JOHN LAWSON, Solicitor General.

No. 6.

ACCOUNT—the GOVERNMENT of Prince Edward Island,

To JOHN LAWSON, Solicitor General. Dr.

April, 1834.

		£ s d.
To drawing Reasons for the passing of the Statutes of 1834, 23 in number; two copies thereof for Colonial Office at home. Copy for Colonial Secretary here	11	10 0
Drafting Grant of Crown Lands to Captain Campbell	1	1 0
Drawing Conveyance by Alexander Morrison, to Governor for use of His Majesty, of that part of his farm occupied by Road from Georgetown to Cardigan Ferry. Fair copy to be executed, and attending execution thereof	1	1 0
Drawing Grant of Crown Lands to Dr. Cumming	1	1 0
Drawing Bond by Capt. Thomas, to provide Steam Vessel. Copy thereof for Governor. Copy for Capt. Thomas. Copy to be executed	3	0 0
N. B. It having been afterwards agreed that this Bond should embrace all the provisions contemplated for a future contract—therefore, drawing Bond in the shape of Contract, binding Capt. Thomas to provide and ply a Steam Vessel, and carry the Mails under certain regulations for the period of the Act. Copy to be executed: copy of the Act annexed: attending execution: copy for Capt. Thomas, contractor: copy Act annexed	3	3 0
Drawing Certificate on the narrative of Bond by President to Contractor, of the allowances to be made him in consideration of his performing his undertaking. To fair copy to be executed: attending to get same executed.	1	1 0
Advising Mr. Musick, Road Commissioner, as to certain opposition offered by Mr. Willock, in performing Statute Labour, on road from Cherry Valley to China Point. Writing him on this subject—writing Mr. Willock	1	1 0

DETAILED ACCOUNTS.

Brought forward		£	s	d
Drawing and engrossing Boad by M'Micken and Sureties for payment of fine of £5		0	16	8
Attending execution thereof		0	3	4
Writing A. Macdougall, Commissioner, on Cross road from Point Prim, advising him as to the interruption offered by Malcolm Buchanan. Copy letter to Buchanan sent him		0	6	8
Writing Buchanan, warning him against interrupting Commissioner in performing Statute Labour		0	3	4
Draft Writ, pursuant to Act of Assembly, relative to Road Compensation Act, omitted in last account		1	1	0
Draft form of docket to be used in signing Judgment		1	1	0
Draft form of Record for entering judgment, long and special		2	2	0
		<hr/>		
		28	12	0
Cr. By this sum of Capt. Thomas.		3	0	0
		<hr/>		
	Exchange 1-9	2	16	10½
		<hr/>		
	Currency	28	8	10½
		<hr/>		
	Reserved for future decision, £4 4s. Sterling	4	13	4
		<hr/>		
	Warrant to issue for	£23	15	6½
		<hr/>		

This is my Bill.

J. LAWSON, Solicitor General.

5th July, 1834.

No. 7.

ACCOUNT—The GOVERNMENT of Prince Edward Island.

To JOHN LAWSON, Solicitor General.

Dr.

1834.

Trinity Term.

The King	Fee, perusing depositions, and instructing Clerk of Crown to draw Indictment	1	1	0
		0	10	6
John Smith.	Fee, settling and signing ditto	0	18	4
	Drawing Brief	3	3	0
	Fee on Trial	<hr/>		
		5	7	10
The King	Fee, perusing depositions, and instructing Clerk of Crown to draw	1	1	0
r.	Indictment	0	10	6
Harriet Swaine.	Fee, settling and signing ditto	0	18	4
	Drawing Brief	3	3	0
	Fee on Trial	<hr/>		
		5	7	10

DETAILED ACCOUNTS.

		Brought forward	£	s	d	
The King	Fee, perusing depositions, and instructing Clerk of Crown to draw Indictment	1	1	0		
v.						
Patrick Berigan	Fee, settling and signing ditto	0	10	6		
and	Drawing Brief	0	13	4		
Thomas Baldwin.	Fee on Trial	3	3	0		
	Motion having been made in arrest of judgment—drawing Brief to oppose same	0	16	8		
	Fee on argument, when Court stayed judgment as to Berigan, on his giving Bail	2	2	0		
		8			6	6
The King at the prosecution of	Fee, perusing depositions, and instructing Clerk of Crown to draw Indictment	2	2	0		
John Collings	Fee, settling and signing ditto	0	10	6		
v.	Drawing Brief	0	13	4		
James Shepherd.	Fee, attending Court, when party withdrew his traverse and submitted	1	1	0		
		4			6	0
The King at the prosecution of	Fee, perusing depositions, and instructing Clerk of Crown to draw Indictment	2	2	0		
George Weldon	Fee, settling and signing ditto	0	10	6		
v.	Drawing Brief	0	13	4		
James Shepherd.	Fee, attending Court, when party withdrew his traverse and submitted	1	1	0		
		4			6	10
The King	Fee, perusing depositions, and instructing Clerk of Crown to draw Indictment	1	1	0		
v.						
John M'Micken.	Fee, settling and signing ditto	0	10	6		
	Drawing Brief	0	13	4		
	Fee on Trial	3	3	0		
		5			7	10
The King	Fee, perusing depositions, and instructing Clerk of Crown to draw Indictment	1	1	0		
v.						
Hector M'Eachen.	Fee, settling and signing ditto	0	10	6		
	Drawing Brief	0	13	4		
	Fee on Trial	3	3	0		
		5			7	10
The King	Fee, perusing depositions, and instructing Clerk of Crown to draw Indictment	1	1	0		
v.						
Sampson Rose and Son.	Fee, settling and signing ditto	0	10	6		
	Drawing Brief	0	13	4		
	Fee on Trial	3	3	0		
	Motion for Bench Warrant	1	1	0		
		6			8	10
The King	Fee, perusing depositions, and instructing Clerk of Crown to draw Indictment	1	1	0		
v.						
Patrick Reardon.	Fee, settling and signing ditto	0	10	6		
	Moving for Bench Warrant	1	1	0		
	Motion to extend ditto	1	1	0		
		3			13	6

DETAILED ACCOUNTS.

No. 8.

The GOVERNMENT of Prince Edward Island,

To the SOLICITOR GENERAL.

Dr

To Drafting Grant of 100 acres of Land to J. F. Holland and John Gainsford, in trust for Donald Ross	1	1	0
Altering Firewards' commission, in consequence of new Act	0	10	6
Abbreviating the Statutes passed last Session, 23 in number, and making marginal Notes	7	13	9
Perusing proof sheet of every Act as it came from the press	5	0	0
	Sterling	£ 14	4 10
	Exchange	1	11 8
		£ 15	16 6

J. LAWSON, Solicitor General.

Charlotte Town, 3 May, 1831.

No. 9.

In the matter of the Road Compensation Act.

COSTS.

Currency.

For Townships 38, 51 and 52			
Retainer to Solicitor General		2	6 3
Instructions and praecipe for Writ		0	6 3
Issuing Writ of Subpoena		0	2 6
2 Copies to serve		0	2 0
		2	17 10
For Townships 59 and 61			
Retainer to Solicitor General		2	6 3
Instructions and praecipe for Writ		0	6 3
Issuing Writ of Subpoena		0	2 6
2 Copies to serve		0	2 0
		2	17 10
For Townships 60 and 62			
Retainer to Solicitor General		2	6 3
Instructions and praecipe for Writ		0	6 3
Issuing Writ of Subpoena		0	2 6
2 Copies to serve		0	2 0
		2	17 10
		£ 8	13 6
	First charge reserved	2	17 10
		£ 5	15 8

This is my Bill

J. LAWSON, Solicitor General.

3d. July, 1831.

DETAILED ACCOUNTS.

No. 10.

The GOVERNMENT of Prince Edward Island,

To the SOLICITOR GENERAL.

Dr.

Perusing the Writ of Election, and altering it so as to make it conformable to the last Act passed on the subject of Elections, for Members to serve in General Assembly	1	1	0
Perusing Memorial of the Hon. Charles Worrell, concerning the Road Compensation Act, and giving opinion in writing on the same, paragraph by paragraph, very long and special	2	2	0
Drafting Proclamation of persons wantonly raising the cry of Fire, and ringing the Church Bell	1	1	0
Perusing 23 Acts passed in the Session of 1834, by His Excellency's order, and reporting on each specifically, whether there were any legal ground to withhold assent from them	12	1	6
			£16 5 6
			1 16 2
			£18 1 8

J. LAWSON, Solicitor General.

2d April, 1834.

No. 11.

HIS MAJESTY'S GOVERNMENT,

To DONALD MACDONALD, Esq. Sheriff, for the
expences of the Election of one Member for Charlotte
Town and Royalty.

6th January, 1834.

	£	s	d
Posting up copies of Writ of Election at Charlotte Town and Vicinity—8 miles, at 8d.	0	5	4
West River and North River—10 miles, at 8d.	0	6	8
Three Rivers, Murray Harbour and White Sands—55 miles, at 8d.	1	16	8
Wood Islands and Pinette—26 miles, at 8d.	0	17	4
Covehead, Brackley Point and Rustico—25 miles, at 8d.	0	16	8
New London and Cavendish—36 miles, at 8d.	1	4	0
Crapaud, Tryon, Bedeque, St. Eleanor's and Port Hill—60 miles, at 8d.	2	0	0
Malpeque—20 miles, at 8d.	0	13	4
Head of River, St. Peter's, St. Peter's Bay and Bay of Fortune—55 miles, at 8d.	1	16	8
Souric, and along the South Shore—10 miles, at 8d.	0	6	8
Capes, and East Point—30 miles, at 8d.	1	0	0
Three days attending Election, at 10s. per day	1	10	0
Two Poll Clerks, 3 days each, at 7s. 6d. per day	2	5	0
One day attending to proceed with Scrutiny, and declined by the party demanding same	0	10	0
Do. Two Poll Clerks, 7s. 6d. each	0	15	0
Copy Oaths, and returned with Writs—668 words, at 10d per hundred	0	5	6
			£16 8 10
			Exchange 1-9 1 16 5
			£18 5

DETAILED ACCOUNTS.

		Brought forward	£	s	d
Counsel Fee to instruct the proper mode to proceed with the Scrutiny, as their are no instructions in the Laws of the Island, or in the Laws of Great Britain	2	6	3
Two Constables attending first day, at 5s. each	0	10	0
Four do second day, at 5s. do.	1	0	0
Five do. third day, at 5 do.	1	5	0
Printer's Account	1	5	0
			£24	11	11

No. 12.

GOVERNMENT OF PRINCE EDWARD ISLAND,

To DONALD MACDONALD, Esq. High Sheriff. Dr.

June, 1833.

		£	s	d.
	To repairing Pump in Jail Yard	0	5	0
21st	11½ yards Osnaburg, for Bedtick, 1s. 4d.	0	13	½
	1 pair Blankets, 2s. Twine 1s. making Bedtick, 2s. 6d. for use of the Jail	1	7	6
24th	Sweeping Brush for Court House	0	3	0
	Paid for scrubbing Court House throughout	0	16	0
	4 quires Paper 8s. Quills 2s. Ink 1s.	0	11	0
	4 Chambers for Jail	0	4	0
27th	Paid for Sweeping 7 flues in Jail	0	7	0
	Cleaning out Well in Jail Yard	0	10	0
	1 x cut Saw File 1s. 2d. sharpening saw 1s.	0	2	2
July 2d	1 quire Paper 2s. Ink Stand 1s.	0	3	0
	Paid for cleaning Court House during the Term—14 days, 2s. 6d. per day	1	15	0
11th	1 large white wash Brush for Jail	0	4	8
	1 scrubbing Brush 2s. 2d. house cloths 5s. for Jail	0	7	2
	½ quire Paper 11d. Pasteboard 4d. for Jail Book	0	1	3
	4 Panicans 2s. 8d. 1 Padlock 4s. 8d. for Jail	0	7	4
	3 Iron Pots 9s. 2d. 1 Frying pan 5s.	0	14	2
	1 sweeping Brush 2s. 10d. Tea Kettle 7s. 6d.	0	10	4
Aug. 27th	Sweeping 7 flues in Jail 7s. glazing 9 pains Glass 1s. 6d.	0	8	6
	1 x cut Saw File 1s. 2d. sharpening saw 1s.	0	2	2
Oct. 28th	Sweeping 4 flues in Jail	0	4	0
29th	Cleaning Court House 5s. 1 cord Wood 12s. hawling do. 2s.	0	19	0
	3 quires Paper 6s. Quills 2s. Ink 1s.	0	9	0
	Paid for cleaning Court House and keeping on fires during the Term—7 days, 3s. 4d.	1	1	0
Nov. 5th	7 thumb Latches 12s. 10d. 7 doz. Screws 1s. 9d. 1 stock Lock 3s.	0	17	7
6th	3 Bell Cranks 2s. 3d. 2 Bell Cranks 1s. copper Wire 1s. 8d. Tumbuckle 10d. for the Jail	0	5	9
22d	Repairing Pump in Jail Yard	0	6	6
26th	Sweeping 9 flues in Jail	0	9	0
	Washing Blankets for Jail 5s. Door Lock for Jailor's room 6s. 6d.	0	11	6
Dec. 12th	Scrubbing Brush 2s. 3d. 2 lbs. Putty 1s. 9 panes 8 x 10 glass 4s. 6d.	0	7	9

DETAILED ACCOUNTS.

Brought forward

		£	s	d
	1 tin Quart 10d. 2 Chambers 2s. 2d. for the Jail	0	3	0
18th	Paid Easton, Mason, for repairing chimney backs and materials, in Jail	2	2	2
27th	Sweeping 9 flues in Jail	0	9	0
1834, Jan. 6	Cleaning Court House 10s. 2 cords Wood 20s.	1	10	0
7th,	3 quires Paper 6s. Quills 2s. 6d. Ink 1s. 2 Ink Stands 2s.	0	11	6
	25 Pens 2s 6d. 1 pair Candlesticks 5s. 4 lbs. Candles 4s. 6d.	0	12	0
16th	1 cord Wood	0	10	0
20th	Man attending Court House during the Term—14 days, 3s. 6d.	2	9	0
22d	Sweeping Brush for Jail	0	3	4
27th	1 x cut Saw File 1s. 2d. sharpening Saw 1s. Sweeping 9 flues in Jail	0	11	2
	Whitewashing Debtors' Room 7s. 6d. 1 barrel lime 3s. 6d.	0	11	0
Feb. 20th	Nourishment for Christopher Ward, a Criminal, while sick, by order of the Doctor	0	15	0
28th	Sweeping 8 flues in Jail	0	8	0
	Washing 1 criminal's bed and bedding, on account of vermin	0	5	0
March 27th	Sweeping 8 flues in Jail	0	8	0
April 9th	Supplies to John Johnston, a Criminal, while sick, from the 20th January to 9th April, by order of the Doctor	3	10	0
29th	Sweeping 8 flues in Jail	0	8	0
	Washing Criminals' bedding and bedticks	0	8	0
	Debtors	0	8	0
	3 cwt. Straw, for Jail	0	12	0
	Whitewashing the Jail throughout	3	11	0
	Mending Tinware 1s. 2 buckets and tub 10d.	0	1	10
	1 small Keeler 6d. 1 Tub 1s. 3d. for Jail	0	1	9
	Mending Jail Bedding	0	5	0
	22 gallons Lamp Oil, 3s. 6d.	3	18	0
	21 lbs. Soap, 7d.	0	12	3
	21 lbs. Candles, 1s. 2d.	1	4	6
	36 Brooms, 4d.	0	12	0
	10 balls Lamp Wick, 6d.	0	5	0
	6 Axe handles, 4d.	0	2	0

Service of order of the Court on the following persons for non-attendance as Grand Jurymen, viz:

		Sterling.
Thomas Owen	£0	2 3
John Wright	0	2 3
Joseph Sidney Dealey	0	2 3
Benjamin Bearisto	0	2 3
Philips Maurice Callbeck	0	2 3
Mileage, 25 miles, at 8d.	0	16 8
Richard Hayes	0	2 3
Mileage, 28 miles, at 8d.	0	18 8
William Dingwell	0	2 3
Mileage, 22 miles at 8d.	0	14 8
Joseph Coffin	0	2 3

£3 8 0

Exchange 1-9 0 7 6½

3 15 6½

DETAILED ACCOUNTS.

Brought forward

		£	s	d	£	s	d
1833.	To notifying the Members of House of Assembly to meet, viz:						
					Sterling.		
Dec. 24th,	William Macneill, Esq.				£0	2	3
	Mileage, 26 miles, at 8d.				0	17	4
	Joseph Pope				0	2	3
	Mileage, 40 miles at 8d.				1	6	8
	Thomas C. Compton				0	2	3
	Mileage, 13 miles from Mr. Pope's				0	8	8
	Samuel Green				0	2	3
	Patrick Cody				0	2	3
	Mileage, 38 miles from Mr. Green's				1	5	4
	Robert Hyndman				0	2	3
	Mileage, 20 miles from St. Eleanor's				0	13	4
	Samuel Nelson				0	2	3
	John Small Macdonald				0	2	3
	Mileage, 7 miles				0	4	8
	George Dalrymple				0	2	3
	Daniel Brenan				0	2	3
	Hugh Macdonald				0	2	3
	Mileage, 40 miles				1	6	8
	Angus Macdonald				0	2	3
	Thomas Owen				0	2	3
	Mileage, 4 miles				0	2	8
	John Willock				0	2	3
	Mileage, 5, miles at 8d.				0	3	4
	Roderick Macneil				0	2	3
	Mileage, 1 mile				0	0	8
	Charles Binns				0	2	3
	William Cooper				0	2	3
	Mileage, 50 miles, at 8d.				1	13	4
					£10 0 11		
					Exchange 1-9 1 2 3½		
						11	3 2¾
	Printer's Account, No. 1					3	18 9
	C. C. Davison's do., 2					9	9 9
	Stephen Boyer's do. 3					19	14 2
					£90 11 4¾		

DONALD MACDONALD, Sheriff.

5th May, 1834.

DETAILED ACCOUNTS.

No. 13.

GOVERNMENT,

To HUGH MACDONALD, Esq. Sheriff. Dr.

To executing a Writ of Inquiry through Townships Numbers 60 and 62, in King's County, pursuant to the Statute in such case made and provided, and expences thereon.

		£	s	d
June 21, 1834.				
To service of Notice on William Douse	-	0	2	0
Roderick Maclellan, 2s. 40 miles, £1 4s. 8d.	-	1	6	8
Malcolm M'Isaac	-	1	2	0
Widow Macneil	-	1	2	0
Archibald Bell	-	1	12	0
Malcolm Macmillan	-	1	2	0
of Subpœna on Thomas Owen, Esq. 2s. 30 miles 20s.	-	1	2	0
George Wright, jun. 2s. 3 do. 2s.	-	0	4	0
Summons on Roderick Macneil, 2s. 16 do. 10s. 8d.	-	0	12	8
Donald Nicholson, 2s. 5 do. 3s. 4d.	-	0	5	4
James Foster, 2s. 6 do. 4s.	-	0	6	0
Henry Musick, 2s. 4 do. 2s. 8d.	-	0	4	8
Louis Gay	-	0	2	0
David Irving	-	0	2	0
Thomas Beers	-	0	2	0
John M'Isaac	-	0	2	0
Philip Lane	-	0	2	0
John Acorn	-	0	2	0
Howard Gay	-	0	2	0
James Irving	-	0	2	0
Holding Inquiry, preparing and filing Inquisition	-	1	3	4
Mileage to hold the Inquiry through the line of Road—84 miles at 4d.	-	1	8	0
Paid for the use of a House to hold the Inquiry	-	0	10	0

JURORS' FEES.

Roderick Macneil, Foreman, 10s. 56 miles 28s.	-	1	18	0
Donald Nicholson, 5s. 46 do. 23s.	-	1	6	0
James Foster, 5s. 40 do. 20s.	-	1	5	0
Henry Musick, 5s. 50 do. 25s.	-	1	10	0
Louis Gay, 5s. 60 do. 30s.	-	1	15	0
David Irving, 5s. 54 do. 27s.	-	1	12	0
Thomas Beers, 5s. 54 do. 27s.	-	1	12	0
John M'Isaac, 5s. 50 do. 25s.	-	1	10	0
Philip Lane, 5s. 66 do. 33s.	-	1	18	0
John Acorn, 5s. 66 do. 33s.	-	1	18	0
Howard Gay, 5s. 70 do. 35s.	-	2	0	0
James Irving, 5s. 54 do. 27s.	-	1	12	0

£32 16 8

Thomas Owen, Esq. account as Commissioner	-	4	5	0
George Wright, jun. account as Surveyor	-	4	8	0

£41 9 8

[Surveyor 1 2 8

£40 7 0

HUGH MACDONALD, Sheriff.

Sheriff's Office, 1st July, 1834.

DETAILED ACCOUNTS.

				£	s	d
				Brought forward	40	7 0
Deduct from Malcolm M'Isaac	.....	.....	.....	£1	0	0
do. Widow M'Neil	.....	.....	.....	1	0	0
do. Archibald Bell	.....	.....	.....	1	10	0
do. Malcolm Macmillan	.....	.....	.....	1	0	0
				<hr/>	4	10 0
				<hr/>	£35	17 0
				<hr/>		

Mistake in copying—no mileage to be charged.

JOHN C. SIMS, Under Sheriff.

Sworn before me as a just Account, this 12th day of August, 1834.

DANIEL HODGSON, J. P.

No. 14.

GOVERNMENT,

To HUGH MACDONALD, Esq. Sheriff.

Dr.

To executing a Writ of Inquiry through Townships Numbers 51, 52 and 38, in King's County, pursuant to the Statute in such case made and provided, and expences thereon.

May 16, 1834.

		£	s	d.
To service of notice on the Hon. Charles Worrell, 2s.	Mileage 28, at 8d.—18s. 8d.	1	0	8
Joseph S. Dealey		0	2	0
Henry D. Morpeth, Agent to John Stewart, Esq.		0	2	0
Hillery Roberts, 2s.	40 Miles, at 8d.—26s. 8d.	1	8	8
Daniel Mahon, 2s.	6 do. at 8d.—4s.	0	6	0
Thomas Denny, 2s.	1 do. at 8d.	0	2	8
John Le Lacheur		0	2	0
Charles Phillips		0	2	0
James Richards, 2s.	6 Miles, 3s. 4d.	0	5	4
John Corville		0	2	0
of Subpœna on Thomas Owen, Esq. 2s.	30 Miles, 20s.	1	2	0
Joseph Ball, 2s.	2 Miles, 1s. 4d.	0	3	4
Summons on Joseph Coffin, 2s.	50 Miles, 33s. 4d.	1	15	4
William Dingwell, 2s.	2 Miles, 1s. 4d.	0	3	4
William M'Kie		0	2	0

DETAILED ACCOUNTS.

Brought forward

	£	s	d
John Morrow, 2s. 1 Mile 8d.	0	2	8
William Burke, 2s. 1 do. 8d.	0	2	8
George Aitkin, Three Rivers, 2s. 30 Miles, at 8d.—20s.	1	2	0
John Cameron	0	2	0
John M'Farlane	0	2	0
James M'Laren	0	2	0
Henry Gordon, 2s. 5 Miles, 3s. 4d.	0	5	4
Alexander Robinson	0	2	0
Jacob Sinsabaugh, 2s. 6 Miles, 4s.	0	6	0
To holding Inquiry, preparing and filing Inquisition	1	3	4
Mileage to hold the Inquiry, and through the line of Road, 72 Miles, at 4d.	1	4	0
Paid for the use of a house to hold the Inquisition	0	10	0

JURORS' FEES.

William Dingwell, Foreman, 10s. 85 Miles, 42s. 6d.	2	12	6
Joseph Coffin 5s. 84 do. 42s.	2	7	0
William M'Kie 5s. 84 do. 42s.	2	7	0
John Morrow 5s. 84 do. 42s.	2	7	0
William Burke 5s. 84 do. 42s.	2	7	0
George Aitkin, Three Rivers, 5s. 58 do. 29s.	1	14	0
John Cameron 5s. 58 do. 29s.	1	14	0
John M'Farlane 5s. 56 do. 28s.	1	13	0
John M'Laren 5s. 44 do. 22s.	1	7	0
Henry Gordon 5s. 57 do. 28s. 6d.	1	13	6
Alexander Robinson 5s. 55 do. 27s. 6d.	1	12	6
Jacob Sensabaugh 5s. 70 do. 35s.	2	0	0
	£35 17 10		
Thomas Owen, Esq. Account as Commissioner	3	14	0
Joseph Ball do. Surveyor	3	19	0
	£43 10 10		
Deduct 5s. each day, for Surveyor's attendance, and 2d. per mile travelling, the Act only allowing 11s. 8d. per day, and 4d. per mile, for these services	0	19	8
	£42 11 2		

JOHN C. SIMS, Under Sheriff.

Sheriff's Office, 1st July, 1834.

Sworn to before me, this 12th August, 1834, as a just Account.

DANIEL HODGSON, J. P.

DETAILED ACCOUNTS.

	£ s d
Brought forward	29 1 4
Thomas Owen, Esq. Account as Commissioner	2 7 0
George Wright, Jun. Account as Surveyor	3 11 0
	£34 19 4
Deduct off Surveyor's charges	0 17 0
	£34 2 4

HUGH MACDONALD, Sheriff.

JOHN C. SIMS, Under Sheriff.

Sheriff's Office 1st July, 1834.

Sworn before me, this 12th August, 1834, as a just Account.

DANIEL HODGSON. J. P.

No. 16.

The GOVERNMENT of Prince Edward Island,

To the COLONIAL SECRETARY.

1834.

	£ s d
Jan. 6—Writ of Election for Charlotte Town	0 6 8
Great Seal to ditto	0 9 0
Parchment to ditto	0 2 0
Lieut Governor's Fee	0 10 0
8—Bond for fuel for Jail	0 6 8
Warrant to re-issue Treasury Notes	0 6 8
Registering Orders of His Majesty in Council, relative to allowance or disallowance of Acts under 3 W. 4, c. 14—326 folios, at 1s. per folio	16 0 0
Feb. 6—Grant to J. Barry, commuted Pensioner	0 10 0
Great Seal to ditto	0 9 0
Lieut Governor's fee	0 10 0
Registering ditto	0 6 7½
March 18—Proclamation offering reward for detection of persons who rang Church Bell	0 19 0
21—Bond for C. M'Nutt, Collector of Impost	0 6 8
Commission to ditto	0 10 0
Great Seal	0 9 0
Lieut. Governor's fee	0 10 0
Registering ditto	0 5 0

DETAILED ACCOUNTS.

Brought forward		£	s	d
March 24—Grant to C. Macnamara, commuted Pensioner		0	10	0
Great Seal to ditto		0	9	0
Registering ditto		0	6	7½
Lieut. Governor's fee		0	10	0
April 1—Copy of original Grant of Lot 53, for Secretary of State		0	16	0
		£25 7 11		
Exchange			2	15 8
		£23 3 7		

J. P. COLLINS, Colonial Secretary.

No. 17.

The GOVERNMENT of Prince Edward Island,

To the CLERK of the COUNCIL.

Dr.

1834.

		£	s	d.
To the issue of Warrants, from No. 609 to No. 671, both inclusive—63 Warrants, at 6s. 7½d. each		20	16	6½
Copy of Warrant Book for House of Assembly—50 folios at 1s.		2	10	0
		23 6 6½		
Exchange			2	11 10
		£25 18 4½		

J. P. COLLINS, C. C.

April 3d, 1834.

DETAILED ACCOUNTS.

No. 18.

The GOVERNMENT,

To the CLERK of the COUNCIL.

	£	s	d
1834.			
To the issue of Warrants, from No. 672 to No. 776, being 105 Warrants, at 6s. 6½d. sterling each	34	15	7½
Exchange 1-9	3	17	3½
	£38	12	11

J. P. COLLINS, C. C.

No. 19.

The GOVERNMENT,

To the COLONIAL SECRETARY, &c.

	£	s	d	
1834.				Dr.
April 3—Warrant to Commissioners to re-issue £2000 Notes	0	6	8	
Registering ditto	0	3	0	
11—8 Firewardens' Commissions 10s.	4	0	0	
Great Seals to ditto 9s.	3	12	0	
Registering ditto 5s.	2	0	0	
Lieut. Governor's fee 10s.	4	0	0	
Warrant to Treasurer to re-issue Notes	0	6	8	
May 2—Duplicate Copy of original Grant of Lot 53, for Secretary of State	0	16	0	
5—Proclamation proroguing Assembly	0	19	0	
7—Sheriff's Commission	0	10	0	
Seal to ditto	0	9	0	
Registering ditto	0	6	7½	
Lieut. Governor's fee	0	10	0	
Preparing Sheriff's bond	0	6	8	
8—Commission to R. Drew, Firewarden	0	10	0	
Great Seal to ditto	0	9	0	
Registering	0	5	0	
Lieut. Governor's fee	0	10	0	
12—Searches for Surveyor General in Records	0	12	0	
14—Warrant to Treasurer to re-issue Notes	0	6	8	
17—Grant of 1200 acres to family of late Captain Campbell	1	7	0	
June 17—Seal to above Grant	0	9	0	
Registering ditto	0	6	7½	
President's fee	0	10	0	
26—Great Seal to document given to Mr. Thomas, relating to Steam Boat	0	9	0	

DETAILED ACCOUNTS.

£ s d

Brought forward

Engrossing 2 Copies of the following Acts of the last Session, viz:

	<i>Words.</i>	
No. 1. School Act	2150	
2. Assault and Battery Act	1800	
3. Act to regulate Mills	390	
1. Act to regulate Fish barrels	395	
5. Sheep Reeve Act	1350	
6. Act to regulate Costs	450	
7. Costs in cases of Certiorari	460	
8. Hard Labour Act	690	
9. County Jail Act	650	
10. Charlotte Town Fire Act	7750	
11. Act repealing certain Acts	440	
12. Act continuing Assembly in case of demise of the King	450	
13. Steam Boat Act	900	
14. Collectors of Impost Deputies Act	450	
15. Boundary Act	3085	
16. Compensation Act	575	
17. Treasury Note Act	100	
18. Winter Mail Act	1830	
19. Ad-valorem Duty	410	
20. Tobacco and Tea ditto	200	
21. Spirituous Liquors ditto	190	
22. Light Duty	500	
23. Appropriation Act	2500	
	28,315	
	2d Copy	28,315
		56,630
56,630 words at 1s. per 100		28 6 0
23 Great Seals to ditto		10 7 0
June 24—Grant of 400 acres to Dr. Cummings		0 18 0
Great Seal		0 9 0
Registering ditto		0 6 7½
Parchment to ditto		0 3 0
President's fee		0 10 0
28—Proclamation proroguing Assembly		0 19 0
Great Seal to Charter of Academy		0 9 0
Licut. Governor's fee		0 10 0
Registering ditto		1 4 0
July 5—Militia Commission to Dr. Jenkins		0 2 6
	Exchange	7 11 6
		£75 15 6½

J. P. COLLINS, Colonial Secretary.

DETAILED ACCOUNTS.

No. 20.

The GOVERNMENT,

To the COLONIAL SECRETARY.

Dr.

1834.

	£	s	d
July 15—Preparing bonds for 3 Mail Carriers, at 6s. 8d. each	1	0	0
Ditto bond for supplying Jail with bread	0	8	6
Aug. 19—Proclamation proroguing Assembly to Oct. 8th	0	19	0
Oct. 3—Registering Orders in Council, allowing Acts passed in 1833	1	10	0
4—Proclamation proroguing Assembly to October 29th	0	19	0
6—Commission for Supreme Court at St. Eleanor's	0	10	0
Great Seal to ditto	0	9	0
6—Registering above Commission	0	6	7½
Parchment for ditto	0	1	0
Lieut. Governor's fee	0	10	0
Commission of Assize for Prince County	0	10	0
Great Seal to ditto	0	9	0
Registering ditto	0	6	7½
Parchment for ditto	0	1	0
Lieut. Governor's fee	0	10	0
			£8 7 11
Exchange			0 18 8
			£9 6 7

J. P. COLLINS, Colonial Secretary.

No. 21.

The GOVERNMENT,

To the CLERK of the COUNCIL.

Dr.

1834.

To the issue of Warrants from No. 777 to No. 855, both inclusive, being 79 Warrants, at 6s. 7½d. each			
Two Copies Minutes of Executive Council for Secretary of State, each 54 folios	26	3	4½
	5	8	0
			£31 11 4½
Sterling Exchange			5 8 0
			£35 1 6

J. P. COLLINS, C. C.

7th October, 1834.

3

DETAILED ACCOUNTS.

No. 22.

The GOVERNMENT,

To the COLONIAL SECRETARY.

Dr.

1834.

	£	s	d
Oct. 11—Six Writs of Election, at 6s. 8d.	2	0	0
Six Seals ditto 9s.	2	14	0
Parchment	0	12	0
Lieut. Governor's fees	3	0	0
13—Proclamation against Drunkenness	0	19	0
27—Warrant to re-issue £2000 Notes	0	6	8
3 Commissions of the Peace, 15s.	2	5	0
Great Seals	1	7	0
Parchment	0	15	0
Lieut. Governor's fee	1	10	0
Nov. 6—Fire Warden Commission to Daniel Boughton	0	10	0
Great Seal	0	9	0
Registering	0	6	7½
Lieut. Governor's fees	0	10	0
Dec. 23—Commission of Assayer of Weights, &c. to Joshua Horton, St. Eleanor's	0	10	0
Great Seal	0	9	0
Registering ditto	0	6	7½
Lieut. Governor's fee	0	10	0
Proclamation calling Legislature	0	19	0
24—Commission for Supreme Court, King's County	0	10	0
Great Seal	0	9	0
Registering ditto	0	6	7½
Parchment	0	1	0
Lieut. Governor's fee	0	10	0
Commission of Assize for King's County	0	10	0
Great Seal	0	9	0
Registering ditto	0	6	7½
Parchment	0	1	0
Lieut. Governor's fee	0	10	0
			£23 12 2
Exchange			2 12 5
			£26 4 7

J. P. COLLINS, Colonial Secretary.

DETAILED ACCOUNTS.

No. 23.

The GOVERNMENT,

To the CLERK of the COUNCIL.

Dr.

1834.

	£	s.	d.
To the issue of Warrants, from No. 856 to No. 917, both inclusive, being 62 Warrants, at 6s. 7½d. each	20	10	9
Exchange	2	5	7
	£22 16 4		
One year's allowance for Stationary	8	0	0
	£30 16 4		

J. P. COLLINS, C. C.

5d January, 1835.

No. 24.

*List of Licences to Tavern or Innkeepers and Storekeepers, issued from
January 14th, 1834, to January 9th, 1835.*

1834.

		£	s.	d.
Jan. 14th	Thomas Hooper, Bedeque, Tavern,	2	0	0
20th	James Carr, French Village, Store (half year)	1	15	0
	James Maclean, Charlottetown, do.	1	15	0
27th	Harry A. Compton, St. Eleanor's, do.	1	15	0
31st	James Sharp, do. Tavern	2	0	0
	John M. O'Connor, Rollo Bay, Store (half year)	1	15	0
March 1st	Patrick O'Keefe, Charlottetown, do.	6	0	0
April 3d	Donald Martin, Lot 67, Tavern, free	0	0	0
July 1st	James Quin, Charlottetown, Tavern	5	0	0
	Martin Butler, do. Store	12	0	0
	Charles Dempsey, do. do.	12	0	0
	David Hooper, Princetown Road, Tavern	2	0	0
	Patrick O'Keefe, Charlottetown, Store (half year)	6	0	0
	John Coghlan, Sourie, do.	1	15	0
	James W. James, Charlottetown, do.	6	0	0

DETAILED ACCOUNTS.

		Brought forward	£ s d
1851.			
July 1st	Thomas Thornton, Charlottetown Royalty, Tavern	.....	2 0 0
	P. B. Doyle, Charlottetown, do.	.....	5 0 0
	Thomas Ring, Three Rivers, Store (half year)	.....	1 15 0
	Robert Hutchinson, Charlottetown, Store	.....	12 0 0
2d	John Duggan, Lot 19, New London, do. (half year)	.....	1 15 0
	Thomas Walsh, Savage Harbour, Tavern	.....	2 0 0
	Samuel Nelson, Charlottetown, Store	.....	3 10 0
	David Walker, New Annan, Tavern	.....	2 0 0
	Edward Cooke, Head of St. Peter's Bay, do.	.....	2 0 0
July 5th	John Jeffs, Charlottetown, do.	.....	5 0 0
	George Coles, do. Store	.....	3 10 0
7th	David Wilson, do. do.	.....	3 10 0
	John Costin, do. Tavern	.....	5 0 0
	Michael Cody, Lot 49, do.	.....	2 0 0
8th	Catherine Doyle, Charlottetown, do.	.....	5 0 0
	William Murphy, Hillsborough Ferry, do. Ferryman	.....	0 0 0
8th	Edward Mayhew, Lot 52, do.	.....	2 0 0
	Richard Bolt, New Glasgow Road, do.	.....	2 0 0
10th	John Alexander, Charlottetown, do.	.....	5 0 0
	Peter Praught, Lot 49, do.	.....	2 0 0
11th	John Carrol, Charlottetown Royalty, do.	.....	2 0 0
	Maria Jones, Charlottetown, do.	.....	5 0 0
	Edward Kickham, do. do.	.....	5 0 0
12th	William Feure, do. do.	.....	5 0 0
	Michael Egan, Ten Mile House, St. Peter's Road, do.	.....	2 0 0
	Richard Quin, St. Peter's Road, Spring Farm, do.	.....	2 0 0
14th	Dennis Reddin, Charlottetown, Store	.....	3 10 0
	James Hillson, Lot 19, Tavern	.....	2 0 0
	James Fitzpatrick, St. Peter's Road, do.	.....	2 0 0
18th	Henry Macneill, Charlottetown, do.	.....	5 0 0
	Thomas Barrett, Lot 19, do.	.....	2 0 0
	James Sinclair, Princetown Royalty, do.	.....	2 0 0
19th	Michael Brennan, Lot 47, do.	.....	2 0 0
23d	Edmund Delany, Lot 19, do.	.....	2 0 0
	Thomas Macavoy, Lot 52, Store	.....	1 15 0
24th	Daniel Brennan, Charlottetown, do.	.....	3 10 0
	Neil Beaton, Vernon River, do.	.....	2 0 0
25th	James Keating, Charlottetown, do.	.....	5 0 0
	Walter Smith, New Glasgow Road, do.	.....	2 0 0
26th	Catherine Koughan, Lot 49, do.	.....	2 0 0
28th	Margaret Trant, Charlottetown, do.	.....	5 0 0
29th	James Sharp, St. Eleanor's, do.	.....	2 0 0
	Patrick Kavanagh, East Point, do.	.....	2 0 0
	William Fitzpatrick, Charlottetown, do.	.....	5 0 0

DETAILED ACCOUNTS.

		£	s	d
	Brought forward			
1854	Timothy Carey, St. Andrew's, do.	2	0	0
	Roderick Macdonald, Charlottetown, do.	5	0	0
	Archibald Macdougall, do. do.	5	0	0
30th	Alexander Johnston, Princetown Road, do.	2	0	0
	John M'Gill, Charlottetown, Store	3	10	0
Aug. 1st	Thomas Hooper, Bedeque, Tavern	2	0	0
2d	James M'Naught, Crapaud, Store	3	10	0
7th	Angus Macdonald, Brudenell Point, do.	3	10	0
8th	Thomas Haslem, Lot 67, Tavern	2	0	0
	Richard Morshead, Lot 32, do.	2	0	0
11th	Phœbe Crabb, Princetown Road, do.	2	0	0
12th	John Campion, St. Andrew's, do.	2	0	0
14th	Richard Bagtall, Lot 22, do.	2	0	0
18th	Walter Phelan, Charlottetown, do.	5	0	0
	James Peake, do. Store	3	10	0
20th	Patrick Walker, do. do.	3	10	0
22d	Bridget Hayes, Morel, Tavern	2	0	0
	George Waite, Lot 17, do.	2	0	0
26th	John Wightman, Three Rivers, Store	3	10	0
28th	Jane Hadley, Georgetown, Tavern, free	0	0	0
29th	B. Hoare, Five Houses, do. free	0	0	0
Sept. 2d	James Yeo, Lot 13, do.	2	0	0
12th	William Buckley, Lot 47, do.	2	0	0
17th	George Bearisto, Princetown Royalty, do.	2	0	0
	Hector M'Eachern, Charlottetown, do.	5	0	0
20th	Patrick Mullins, Mill Cove Road, do.	2	0	0
26th	John Croker, Charlottetown Royalty, do.	2	0	0
29th	James H. Down, Charlottetown, do.	5	0	0
Oct. 29th	Patrick Fitzgerald, Cardigan River, Store (half year)	1	15	0
30th	Simon Gill, Lot 43, Tavern	2	0	0
Nov. 6th	Persis Drew, Charlottetown, Store (half year)	6	0	0
7th	Amelia Horton, St. Eleanor's, Tavern	2	0	0
	George Tanton, jun. do. do.	2	0	0
13th	Elisha Le Page, Rustico Ferry, do. free	0	0	0
22d	Edward Doran, St. Peter's Bay, Store (half year)	1	15	0
Dec. 9th	John Pippy, Charlottetown Royalty, Tavern	2	0	0
	David Stewart, Charlottetown, Store (half year)	6	0	0
	Murdoch Maclean, Orwell Bay, do. do.	1	15	0
	Benjamin Coffin, St. Peter's Road, Tavern	2	0	0
	James Smith, Lot 19, do.	2	0	0
	Charles H. Lewellin, Lot 63, Store (half year)	1	15	0
	Archibald M'Kinnon, Georgetown, Tavern,	2	0	0
	Michael Feency, Lot 32, Store (half year)	1	15	0

DETAILED ACCOUNTS.

		Brought forward	£	s	d
1834.					
Dec. 29th	Henry Wright, Charlottetown, Store (half year)	....	1	15	0
	Patrick O'Keefe, do. do. do.	....	1	15	0
	Pierce Barron, Tryon River, do. do.	....	1	15	0
	J R. Gardiner, Bedeque, do. do.	....	1	15	0
			£318	5	0
		Less per centage, at 7½ per cent	23	17	4½
			£294	7	7½

J. P. COLLINS.

No. 25.

SMALL DISBURSEMENTS.

The GOVERNMENT of Prince Edward Island,

To THOMAS H. HAVILAND, Treasurer.

Dr.

		£	s	d
1834.				
March 6th	To paid Chancellor and Registrar's fees, for Writs of Extents, as follows:			
	John M'Eachern and J. Campion	£1	5	2Stg.
	John M'Kay and L. Muttart	1	5	2
	George Wisener and James Wisener	1	5	2
	William Hubbard and D. M'Callum	1	5	2
	Archibald Macdonald and Roderick Macdonald	1	5	2
		6	5	10
		Exchange 1-9 0 14 0		
	Job Bevan, per order of Lieutenant Governor	3	3	0
7th	Joseph Campbell, per order in Council	0	19	10
20th	John Fitzpatrick, per order of Lieutenant Governor	3	4	9
April 3d	William Scantlebury	1	10	0
7th	Clear Lallow	1	5	0
14th	Samuel Williams	1	10	0
	Chancellor and Registrar's fees on Writ of Extent, W. A. Connery and Robert Thompson	1	7	10
May 1st	James Peake, per order of Lieutenant Governor	3	4	3½
12th	Thomas Macnutt, per order in Council	1	13	2½
1st	James Peake, per order of Lieutenant Governor	2	5	1½
12th	William Pepperall	1	16	0
	Robert Hill, per order in Council	1	7	6
	J. Williams	0	7	0

DETAILED ACCOUNTS.

		Brought forward	£	s	d
1831.	Richard Chappell, per order of Lieutenant Governor	....	0	0	8
15th	Martin Dogherty	....	2	0	0
	Robert Hill, per order in Council	....	0	10	0
	Samuel Batt	....	0	4	6
20th	Chancellor and Registrar's fees on Writs of Extent, in following suits:				
	Alexander Ramsay and D. Rochfort	....	£1	5	2 Stg.
	John Sullivan and D. M'Callum	....	1	5	2
	John M'Callum and Alexander Dingwell	....	1	5	2
			3	15	6
	Exchange 1-9		0	8	5
June 20th	Donald M'Rae, per order in Council	....	4	3	11
	John Macdonald	....	1	16	0
30th	Theophilus Chappell, per order of President	....	1	2	6
July 14th	John O'Brien	....	1	13	0
	Hector M'Eachern	....	0	3	4
	Alexander Anderson, per order of President	....	1	8	0
Aug. 6th	William Wriston	....	1	3	4
	Richard Chappell, public postage	....	0	13	4
Sept. 13th	Job Bevan, per order of the President	....	0	19	8
16th	Alexander M'Kay	....	3	3	0
20th	William M'Leod, Messenger, from Belfast	....	1	13	0
Oct. 1st	Robert Elliot, for board and burial of John Howat, a Lunatic	....	1	0	0
3d	Job Bevan, per order of Lieutenant Governor	....	3	0	0
13th	David West	....	0	8	6
	Robert Hill	....	1	0	0
23d	Chancellor & Registrar's fees on 2 Writs of Extent, v. Mooney & others	....	£2	10	4 stg.
	Do on 2 Writs de venditioni, &c.	....	2	10	4
Nov. 3th	George Farmer, per order	....	2	15	11
Dec. 3d	William Pepperall, do. Lieutenant Governor	....	0	13	0
4th	Robert Hill	....	1	0	0
31st	George Farmer	....	1	4	0
Omitted Aug. 18th	Contractors for Wharf, per order in Council	....	0	12	0
			1	7	0
			£67	13	11½

No. 26.

The GOVERNMENT,

To JAMES D. HASZARD, Printer.

Dr.

		£	s	d
1832.				
Aug. 21.	To Advertising Notice to persons to pay Assessment before Hilary Term, 1833	0	10	0
	Continuing do. 10 times—2s. 6d	1	5	0
	150 Handbills, notice of Assessment for 1834	0	15	0

DETAILED ACCOUNTS.

		£	s	d
		Brought forward		
1835.				
Jan 1st	Revising notice and continuing do 7 times in the Royal Gazette	0	17	6
	Printing 2 books of Receipts for Township Lands—1 quires each, bound and lettered	2	7	0
	Printing 1 book Receipts for Town Lots in Charlotte Town—bound and lettered.			
	4 quires	1	3	6
	Do. 1 book Receipts for Charlottetown Royalty—4 quires, bound and lettered	1	3	6
	Do. for Princetown Royalty—2 quires, do. do.	0	13	6
	Do. for Princetown—2 quires, do. do.	0	13	6
	Do. for Georgetown Royalty—do.	0	13	6
	Do. for Georgetown—do.	0	13	6
	2 quires Receipts, not bound	0	10	0
	Printing 300 Handbills, notice of Assessment for 1835—to distribute in the country previous to the Court	1	1	0
June 25th	1 book Township Receipts, for Patrick Cody, Esq —1 quires, bound	1	3	6
	One 2 quire book for entering payments for Land Assessment	0	5	0
	1 book Receipts, for T. Hunt, Esq. for Townships	1	3	6
	1 do. for Town Lots in Princetown	0	13	6
	1 do. for Pasture Lots in Princetown Royalty	0	13	6
	1 book for entering payments for do.	0	5	0
	1 do. for Township Receipts for Major Compton	1	3	6
	1 do. for entering payments	0	5	0
	1 book Township Receipts, for J. Pope, Esq.	1	3	6
June 25th	1 do. for entering payments	0	5	0
	1 do. for Township Receipts, for T. Fairbairn, Esq.	1	3	6
	1 do. for entering payments	0	5	0
	1 do. for Township Receipts, for William Cundall, Esq.	1	3	6
	1 do. for entering payments	0	5	0
	1 do. for Township Receipts for Allan Macdougall, Esq.	1	3	6
	1 do. for entering payments	0	5	0
	1 do. Township Receipts, for Hugh Macdonald, Esq.	1	3	6
	1 do. for Georgetown Royalty, do.	0	13	6
	1 do. for Georgetown, do	0	13	6
	1 do. for entering payments	0	5	0
	1 do. Township Receipts, for W. Macgowan, Esq.	1	3	6
	1 do. for entering payments	0	5	0
	1 do. Township Receipts, for Alexander Macdonald, Esq.	1	3	6
	1 do. for entering payments	0	5	0
	1 do. Township Receipts, for S. Desbrisay, Esq.	1	3	6
	1 do. for Charlottetown	0	13	6
	1 do. for Charlottetown Royalty	0	13	6
	1 do. for entering payments	0	5	0
	1 do Township Receipts, for J. Jardine, Esq.	1	3	6
	1 do. for entering payments	0	5	0
	2 quires of Receipts, for Towns and Royalties, distributed to each of the Deputy Receivers	0	10	0

DETAILED ACCOUNTS.

		£	s	d
	Brought forward			
1833.	Advertising notice to pay Assessment before Hilary Term, 1834, in Royal Gazette	0	10	0
	Continuing do. 29 times	2	18	0
	Advertising names of Deputy Receivers	0	7	6
	Continuing do. twice	0	3	6
Dec. 10th	Advertising notice of Office being kept open till 7th January, 1834, for Land Assessment	0	5	0
	Continuing do. 3 times	0	3	9
		£38 7 3		

Certified.

JOHN BRECKEN, Deputy Treasurer.

3d January, 1834.

No. 27.

Services performed by JAMES D. HASZARD, Printer, for the Government of Prince Edward Island, from 1st January, to 6th May, 1834.

		Dr.	£	s.	d.
1834.	COLONIAL SECRETARY'S OFFICE.				
Jan. 1st.	To 25 blank Forms for Officers' Returns	0	12	6	
	2 Jail Returns	0	2	0	
	10 blank Forms—Returns for Ecclesiastics	0	10	0	
	Subscription to the Royal Gazette, from 1st January 1832, to 1st January, 1834, for Colonial Secretary's Office	1	10	0	
	Subscription to the Royal Gazette, from 1st January, 1833, to 1st January, 1834, for Secretary of State	0	15	0	
	Subscription to the Royal Gazette, from 1st January, 1833, to 1st January, 1834, for John Bainbridge, Esq. Colony Agent	0	15	0	
	Printing 4 doz. Militia Commissions—24 on parchment, 24 on paper	0	16	0	
	4 sheets Parchment, for 24 Militia Commissions	0	18	0	
	Advertising list of Licensed Retailers	0	12	6	
	Advertising conviction for breach Trespass Act	0	3	4	
14th	Advertising Licensed Retailers, with additions	0	12	6	
	Advertising convictions under Assault and Battery Act	0	5	0	
	Do. do. under Trespass Act	0	5	0	
21st	Do. do. under several Acts	0	5	0	
Feb. 11th	Advertising conviction for selling Liquor without Licence	0	3	4	
25th	Do. do. for selling Liquor on Lord's day	0	3	4	

DETAILED ACCOUNTS.

		Brought forward	£	s	d
1831.					
March 4th	Advertising conviction for Trespass		0	3	4
	Do. list of Licensed Retailers		0	12	6
11th	Do. conviction for selling Liquor without Licence		0	3	4
18th	Do. convictions at Assault and Battery Court		0	5	0
	Advertising Proclamation respecting ringing of Church Bell		0	10	0
	Continuing do. twice		0	5	0
25th	Advertising convictions under several Acts		0	5	0
	Printing 14 labels on parchment for Despatch Bag		0	5	6
	Do. 8 doz. Grants		1	16	0
Jan. 9th	Printing 40 copies Standing Orders for Fire Wardens		0	10	0
	Do. 30 copies Fire Acts of 1814 and 1830		1	5	0
	2 quires Marriage Bonds		0	16	0
Feb.	Printing His Excellency's Speech at the opening of the Session—the Addresses of His Majesty's Council and House of Assembly in answer, and His Excellency's replies thereto		1	4	0
March 1st	50 copies of the Ram Act of 1831		0	17	6
	180 copies Road Act		2	3	0
	9 quires Overseers' Returns, 5s. 6d.		2	9	6
	Paid Binder for binding Journals of House of Assembly from 1805 to 1825, for Colonial Secretary's Office		0	6	0
	Paid Binder for binding Council Journals, from 1827 to 1834, for Colonial Secretary's Office		0	6	0
April 1st	Advertising conviction of G. Dixon, under Mill Act		0	3	4
8th	Advertising conviction for selling Liquor on Sunday		0	3	4
	Do. do. for refusing to give evidence against a Retailer—by S. Rose, Esq.		0	3	4
	To publishing Acts of the last Session of the General Assembly in the Royal Gazette, 23 in number		22	0	0
	Advertising appointment of John Macdonald, Launching Place, for protection of Herring Fishery		0	5	0
	Advertising notice of resignation of Mr. James Craswell		0	5	0
	Advertising contract for conveyance of Mails		0	5	0
	Continuing do. 5 times		0	6	3
	Printing 12 copies of His Excellency's Speech at the close of the Session—to send to England		0	8	6
10th	2 quires Treasury Warrants (Statute)		0	18	0
	2 do. do. do. (by Resolution, &c.)		0	18	0
	Printing 100 copies Ram Act passed last Session		0	17	6
	Advertising conviction of James Keating, for having unstamped Weights		0	3	4
	Printing the Acts of the last Session of the General Assembly, in book form, for the use of Magistrates and Officers of Government—64 pages—including binding, &c.		24	0	0
	Printing 28 copies new Act for better preventing accidents by Fire in Charlottetown		2	0	0
	Advertising conviction of Patrick Mullins, for selling Liquor on Sunday		0	3	4
			£75	16	1

Certified,

J. P. COLLINS, C. S.

DETAILED ACCOUNTS.

COUNCIL OFFICE.

	£	s	d
1834.			
Jan. 7th Advertising appointment of J. Brecken and J.S. Smith, Esqrs. as Members of H. M. Council	0	5	0
Continuing do. twice	0	2	6
Advertising appointment of Mr. James Moore, Wharfinger	0	5	0
Continuing do. twice	0	2	6
March 11th Advertising appointment of Charles Macnutt, Esq. Collector of Impost for Richmond Bay	0	5	0
Continuing do. twice	0	2	6
Printing the Journals of H. M. Legislative Council for the last Session—39 pages	17	10	0
To collecting Journals of the House of Assembly for several Sessions, from the year 1825 to 1829—and binding in a volume	1	5	0
Binding Journals of H. M. Council, from 1827 to 1833—in a volume	0	6	0
April 8th Advertising appointments to carry into effect Act 4th Will. 4th, cap. 8	0	5	0
Do. Board of Education	0	5	0
Do. Fire Wardens	0	5	0
Do. John M'Neil, Assessor for Georgetown	0	5	0
	<u>£21</u>	<u>8</u>	<u>6</u>

Certified,

J. P. COLLINS, C. C.

MILITIA ADJUTANT GENERAL'S OFFICE.

	£	s	d
1834.			
Jan. 7th 2 quires best Foolscap paper	0	5	0
28th 1 quire fine Cartridge paper	0	2	6
Sealing Wax	0	1	0
Feb. 6th Advertising in Royal Gazette list of Promotions	0	5	0
17th Do. do. do.	0	5	0
	<u>£0</u>	<u>18</u>	<u>6</u>

A. LANE, A. G.

TREASURER'S OFFICE.

	£	s	d
1833.			
Oct. 29th Advertising notice of Bonds remaining in Treasury being put in suit after 15th Nov.	0	5	0
Continuing do. twice	0	2	6
1834: April 15 Advertising notice to persons having Bonds at Treasury	0	5	0
Continuing do. 4 times	0	5	0
	<u>£0</u>	<u>17</u>	<u>6</u>

DETAILED ACCOUNTS.

BOARD OF EDUCATION.

		£	s	d
1834.				
Jan. 14th	Advertising notice of Quarterly Meeting of Board	0	5	0
	Continuing do. twice	0	2	6
Feb. 4th	Advertising list of Candidates passed the Board	0	5	0
April 15th	Advertising appointment of Rev. James Mackintosh, Secretary	0	5	0
	Continuing do. twice	0	2	6
		£1	0	0

COLLECTOR OF IMPOST, CHARLOTTE TOWN.

		£	s	d
1834.				
March 24th	Impost Accounts	0	4	6
April 17th	1 book for Entries—bound and ruled	0	12	6
	3 quires Bonds, and Recognizances for securing Duties	1	2	6
	4 quires Importers' Oaths	1	4	0
	2 do. Permits	0	12	0
		£3	15	6

Correct,

J. SPENCER SMITH.

COLLECTORS OF IMPOST.

		£	s	d
1834.				
	<i>Richmond Bay—C. Macnutt, Esq.</i>			
March 20	1 quire Bonds and Recognizances	0	7	6
	Impost Accounts	0	3	0
	1 book for Entries—bound and ruled	0	12	6
	2 doz. Light Receipts	0	2	0
	2 quires Impost Oaths	0	12	0
	1 quire Permits	0	6	0
	<i>Three Rivers—Hugh Macdonald, Esq.</i>			
	50 Light Receipts	0	3	9
	Blank Impost Accounts	0	1	6
	1 quire Permits	0	6	0
	1 quire Bonds and Recognizances	0	7	6
	1 book for Entries, ruled and bound	0	12	6
	1 quire Importers' Oaths	0	6	0
	<i>Bedeque—Joseph Pope, Esq.</i>			
	2 doz. Light Receipts	0	2	0
	1 quire Bonds and Recognizances	0	7	6
	1 quire Importers' Oaths	0	6	0
	1 quire Permits	0	6	0
	1 book for Entries—ruled and bound	0	12	6
	<i>Cascumpec—P. Cody, Esq.</i>			
	1 quire Importers' Oaths	0	6	0
	1 do. Permits	0	6	0
		£6	6	3

DETAILED ACCOUNTS.

SURVEYOR GENERAL'S OFFICE.

		£	s	d
1834.				
Jan. 23th	Advertising notice directing the mode for applying for Crown Lands for sale	0	7	6
	Continuing do. 13 times	1	2	9
	Printing 3 quires Petitions	1	4	0
	Printing 50 Conveyances or Grants, on fine medium paper	1	5	0
March 3d	Advertising list of Lots for sale in Princetown Royalty	0	5	0
	Continuing do. 9 times	0	11	3
		£4	15	6

Certified,

GEORGE WRIGHT, S. G.

CLERK OF THE COURT.

		£	s	d
1834.				
Feb.	To printing 80 copies List of Constables and Fence Viewers, for 1834	1	2	6
	Advertising do. in the Royal Gazette	1	5	0
		£2	7	6

Correct,

DANIEL HODGSON, C. C.

COMMISSIONERS FOR RE-PRINTING LAWS.

		£	s	d
1833.				
April 5th	To Advertising Tenders received for Printing Laws, on 8th May	0	6	8
	Continuing do. 4 times	0	6	8
		£0	13	4

ROADS, BRIDGES, &c.

		£	s	d
1884.				
March 25th	Advertising letting the making of Bridge over Four Mile Run, at Auction	0	5	0
	Handbills do.	0	5	0
	Advertising Contracts for 12th District	0	5	0
	Continuing do. twice	0	2	6
	Handbills do.	0	6	0
	Advertising Contracts for 8d District	0	5	0
	Continuing do. twice	0	2	6
	Handbills do.	0	5	0

DETAILED ACCOUNTS.

1834.	Brought forward	£	s	d
April 15th Advertising Contracts for District No. 1		0	6	8
Continuing do. to 21th June—10 times		0	15	0
Handbills do.		0	5	0
Advertising Contracts for 5th District		0	5	0
Continuing do. 4 times		0	5	0
Handbills do.		0	5	0
Advertising Contracts for 8th District		0	6	8
Continuing do. 4 times		0	6	8
Handbills do.		0	5	0
Advertising Contracts 2d District		0	6	8
Continuing do. 3 times		0	5	0
Handbills do.		0	5	0
Advertising Contracts 6th District		0	5	0
Continuing do. 3 times		0	5	9
Handbills do.		0	5	0
Advertising Contracts District No. 9		0	6	8
Continuing do. 4 times		0	6	8
Handbills do.		0	5	0
Advertising Contracts, District No. 11		0	5	0
Continuing do. 3 times		0	3	9
Handbills do.		0	5	0
Advertising Contracts, District No. 14		0	10	0
Continuing do. 4 times		0	10	0
Handbills do.		0	7	6
Advertising Contracts, District No. 13		0	6	8
Continuing do. 5 times		0	8	4
Handbills do.		0	5	0
22d Advertising Contracts for District No. 15		0	5	0
Continuing do. 3 times		0	3	9
Handbills do.		0	5	0
29th Advertising Contracts District No. 4		0	10	0
Continuing do. 6 times		0	15	0
Handbills do.		0	8	6
Printing Handbills for District No. 10		0	5	0
Advertising Contract Georgetown Wharf		0	5	0
Continuing do. 3 times		0	3	9
Handbills do.		0	5	0
		£13	13	0

DETAILED ACCOUNTS.

No. 28.

Hon. T. H. HAVILAND, Treasurer,

To JAMES D. HASZARD.

Dr.

	£	s	d
1834.			
Jan. 21st.—To advertising List of Lands in arrear for non-payment of Assessment, 59 lines	0	19	8
Continuing ditto 10 times	-	2	10 0
Large Hand Bills do. 100 copies	-	1	0 0
June 10th—Reviving Advertisement, and continuing do. in Royal Gazette twice	-	0	10 0
			£4 19 8

I certify the above to be correct,

T. H. HAVILAND.

No. 29.

GOVERNMENT.

To ALEXANDER ANDERSON.

Dr.

	£	s	d.
1834.			
June—To the running of a line of Road leading from Anderson's Road to Princetown Road, being employed 5 days, at 16s. 8d.	-	4	3 4
3 men employed five days, at 4s.	-	3	0 0
Protracting said Survey	-	0	16 8
Paid Mr. Ball, for laying down the situation of the respective properties connected with said line	-	0	11 8
To furnishing plan and return of said Survey to office, travelling to and from the same, 3 days at 16s. 8d.	-	2	10 0
			£11 1 8

I certify the above to be correct,

G. WRIGHT, Jun. Acting Surveyor General.

DETAILED ACCOUNTS.

No. 30.

GOVERNMENT of Prince Edward Island,

To GEORGE WRIGHT. Jun. Assistant Surveyor General. Dr.

		£	s	d
1834.				
To protracting a Plan of Charlotte Town on a large scale, shewing the encroachments on the Streets	-	-	-	-
		3	10	0
One day fixing the boundaries and running the lines of the Glebe on Lot 59	-	0	16	3
3 men assisting at the same, 4s. per day	-	0	12	0
2 days ascertaining and fixing the boundaries of the Glebe on Lot 43, agreeable to a warrant of Survey, 16s. 8d. per day	-	1	13	4
2 men assisting at the same, 4s. per day	-	0	8	0
Making two Plans of the same	-	0	6	8
		£7 6 8		

Approved,

GEORGE WRIGHT, Surveyor General.

Charlotte Town, January 3d, 1835.

No. 31.

GOVERNMENT,

To JOSEPH BALL.

Dr.

		£	s	d
1834.				
April—For ascertaining the quantity of Land at the disposal of the Crown, situated between Boughton and Cardigan Rivers, on Lot or Township No. 55, being employed 6 days, at 16s. 8d.	-	5	0	0
MEN EMPLOYED.				
1 men for 6 days, at 4s. each per day	-	4	16	0
To 1 day protracting and making the Return to the Surveyor General's office	-	0	16	8
		£10 12 8		

Approved,

GEORGE WRIGHT, Surveyor General.

Charlotte Town, 3d June, 1834.

DETAILED ACCOUNTS.

No. 32.

The Committee to whom was referred the Sheriff's Accounts of Expences attending the late General Election, do recommend that in lieu of the charges therein made, the following be allowed, the same being in accordance with former precedents, viz.

GEORGETOWN.

1834.	Sterling.	Currency.
	£	s d
Nov. 20th—To posting Proclamation in the Town and Royalty of Georgetown and the vicinity	-	0 5 0
Mileage to post do. 36 miles, at 8d.	1 4 0	
Posting ditto in Charlotte Town and other places	-	0 5 0
Mileage to hold Election, 30 miles at 8d.	1 0 0	
Mileage of two Poll Clerks, at 6d.	-	1 10 0
2 days holding Election, at 10s. Currency	-	1 0 0
Two Poll Clerks, 2 days each, at 7s. 6d.	-	1 10 0
Paid for use of a house to hold Election in	-	1 6 0
Printer's Bill	-	1 6 3
Stationary and other incidental expences	-	1 0 0
Oaths and three Indentures	-	0 7 6

KING'S COUNTY.

Nov. 17—Posting Proclamations in all Public places	-	0 10 0
Mileage to post do. to Hayden's, 14 miles, thence to Murray Harbour and White Sands 30, thence to Grand River and Launching Place 16—total, 60 miles, at 8d.	2 0 0	
To north side of St. Peter's Bay, 24 miles, thence to Capes and East Point, 50, thence to Bay Fortune, Rollo Bay and Sourie, 32—106 miles, at 8d.	3 10 8	
To head of East River, Pisquid, &c. 26 miles, at 8d.	0 17 4	
Mileage to Georgetown to hold Election, 30 miles, at 8d.	1 0 0	
Mileage of two Poll Clerks, 30 miles, at 6d.	-	1 10 0
Holding Election, 3 days, at 10s.	-	1 10 0
2 Poll Clerks, 3 days each, at 7s. 6d.	-	2 5 0
Paid for use of house to hold Election in	-	1 5 0
Posting Proclamation of adjourned Poll at Murray Harbour and White Sands	-	0 5 0
Mileage for ditto, 20 miles, at 8d.	0 13 4	
Ditto at St. Peter's and East Point, 40 miles, 8d.	1 6 8	
24th—From Georgetown to Murray Harbour to the adjourned Poll, 16 miles, at 8d.	0 10 8	
Holding Election, 2 days, at 10s.	-	1 0 0
Mileage of two Poll Clerks, 16 miles at 6d.	-	0 16 0

DETAILED ACCOUNTS.

1834.	Brought forward		£	s	d
			Sterling.	Currency.	
2 days attendance each, at 7s. 6d.	-	-		1	10 0
Paid for use of house to hold Election in	-	-		1	0 0
Dec. 1—From Murray Harbour to St. Peter's, to the adjourned Poll, 22 miles at 8d.			0	14	8
Holding Election, 2 days, at 10s.	-	-		1	0 0
Mileage of two Poll Clerks, 22 miles, at 6d.	-	-		1	2 0
2 days attendance, each at 7s. 6d.	-	-		1	10 0
Paid for the use of a house to hold Election in	-	-		1	0 0
Stationary and other incidental expences	-	-		2	10 0
Oaths and 5 Indentures	-	-		0	12 6
Printer's Bill	-	-		1	5 0

PRINCETOWN.

Nov. 20—Posting Proclamation in Princetown and vicinity	-	-		0	5 0
Mileage to post do. 40 miles, at 3d.	-	-	1	6	8
Posting do. in Charlotte Town and other places	-	-		0	5 0
Mileage to hold Election, 38 miles, at 8d.	-	-	1	5	4
3 days holding Election, at 10s.	-	-		1	10 0
Mileage of 2 Poll Clerks, 38 miles, at 6d.	-	-		1	18 0
3 days attendance, each at 7s. 6d.	-	-		2	5 0
Paid for use of a house to hold Election in	-	-		1	5 0
Printer's Bill	-	-		1	6 3
Stationary and other incidental Expences	-	-		1	0 0
Oaths and three Indentures	-	-		0	7 6

PRINCE COUNTY.

Nov. 17—Posting Proclamations in all Public places	-	-		0	10 0
Mileage to post do. at West part of New London, 30 miles, thence to Princetown, 14, thence to Indian River, 9, thence to Bedeque, 18, thence to St. Eleanor's, 10, thence to Mascouch, 4, thence to Ellis River, 7, thence to Egmont Bay Chapel, 14, thence to Port Hill, 14, thence to Cascumpec, 18, thence to Neal Pond and Lot One, 21—in all, 159 miles, at 8d.	-	-	5	6	0
Mileage to De Sable, 14 miles, thence to Crapaud, 6, thence to Tryon, 4, thence to Cape Traverse, 6, and thence to Seven mile Bay, 5 miles—in all 35 miles, at 3d.	-	-	1	3	4
Mileage to Princetown to hold Election, 38 miles, at 8d.	-	-	1	5	4
Holding Election, 3 days, at 10s.	-	-		1	10 0
Mileage of 2 Poll Clerks, 38 miles, at 6d.	-	-		1	18 0
Three days attendance each, at 7s. 6d.	-	-		2	5 0
Paid for use of house to hold Election in	-	-		1	5 0

DETAILED ACCOUNTS.

	Brought forward		£	s	d	£	s	d
1831.						Sterling.	Currency.	
Nov. 17—Posting Proclamation of adjourned Poll at Tryon, Bedeque and Cascumpec	-	-	-	-	-		0	10 0
Mileage to post ditto, 60 miles, at 8d.	-	-	2	0	0			
21—From Princetown to Bedeque, to the adjourned Poll, 18 miles, at 8d.	-	-	0	12	0			
Holding Election, 2 days, at 10s.	-	-					1	0 0
Mileage of 2 Poll Clerks, 18 miles, at 6d.	-	-					0	18 0
2 days attendance, each at 7s. 6d.	-	-					1	10 0
Paid for use of house to hold Election in	-	-					1	10 0
Dec. 1—From Bedeque to Cascumpec, to the adjourned Poll, 50 miles, at 8d.	-	-	1	13	4			
Holding Election, 2 days, at 10s.	-	-					1	0 0
Mileage of 2 Poll Clerks, 50 miles, at 6d.	-	-					2	10 0
2 days attendance, each at 7s. 6d.	-	-					1	10 0
Paid for use of house to hold Election in	-	-					1	0 0
Stationary and other incidental expences	-	-					2	10 0
Printer's Bill	-	-					1	5 0
Oaths and 5 Indentures	-	-					0	12 6

CHARLOTTE TOWN.

Nov. 20—To Posting Proclamations in the Town and Royalty	-	-					0	5 0
Mileage to post ditto in sundry places, 40 miles, at 8d	-	-	1	6	8			
Holding Election, 3 days, at 10s. 2 Poll Clerks, 3 days, at 7s. 6d.	-	-					3	15 0
Stationary and other incidental Expences	-	-					1	10 0
2 Constables attending 3 days each, at 5s.	-	-					1	10 0
Printer's Bill	-	-					1	10 0
Oaths and 3 Indentures	-	-					0	7 6

QUEEN'S COUNTY.

Dec. 8—To posting Proclamations in all public places	-	-					0	10 0
Mileage to post do. at Brackley Point and Rustico, 28 miles, at 8d.	-	-	0	18	8			
do. Head of Pisquid River and St. Peter's, 37 miles, at 8d.	-	-	1	4	8			
do. Head of Vernon River, 15 miles, thence to Orwell and China Point, 7, thence to Pinette and Belfast, 8, thence to Wood Islands, 14—44 miles, at 8d.	-	-					1	9 4
Mileage to North River, West River, and parts adjacent, 20 miles, at 8d.	-	-	0	13	4			
Charlotte Town Royalty, 10 miles, New Glasgow, 20, thence to Cavendish, 6 miles, thence to New London, 6—42 miles, at 8d.	-	-	1	8	0			
Holding Election, 3 days—2 Poll Clerks, 7s. 6d.	-	-					3	15 0
Posting Proclamation of adjournment of Poll, at New London and Pinette, Wood Islands, &c.	-	-					0	10 0

DETAILED ACCOUNTS.

		Brought forward									
		£	s	d	£	s	d				
1884.											
					Sterling.		Currency.				
Dec. 8.—	Mileage for do. to New London, 36 miles, do. to Pinette, &c. 36 miles	2	8	0							
	Mileage to hold adjourned Poll at New London, 36 miles,	1	4	0							
	Do. of two Poll Clerks, 6d.					1	16	0			
	Holding Election, 2 days, at 10s.—2 Poll Clerks, at 7s. 6d.					2	10	0			
	Paid for use of house to hold Election in					1	10	0			
15—	Mileage to Pinette round the East River, 35 miles, at 8d.	1	3	4							
	Ditto of two Poll Clerks, 6d.					1	15	0			
	Holding Election 2 days, at 10s.—2 Poll Clerks, at 7s. 6d.					2	10	0			
	Paid for use of House to hold Election in					1	10	0			
	Printer's Bill					1	8	9			
	2 Constables attending 3 days in Charlotte Town, at 5s.					1	10	0			
	Stationary and other incidental expences					3	0	0			
	Oaths and 5 Indentures					0	12	6			
						£39	5	4	94	4	3
	Exchange					4	7	3	43	12	7
										£137 16 10	

T. H. HAVILAND.

JOHN BRECKEN.

Charlotte Town, January 30th, 1835.

No. 33.

James D. Haszard's Quarterly Accounts for services performed for the Government of Prince Edward Island, from April, 1834, to 31st December, 1834. 3 Quarters.

1834.		Colonial Secretary's Office.					
		£	s	d.			
April 22—	To advertising proposals received for exchange on England				0	3	4
	Continuing ditto once				0	1	0
May 6th—	Advertising proclamation proroguing General Assembly to 6th May				0	7	6
	Continuing ditto twice				0	4	0
	Hand Bills do. and posting				0	12	6
	Advertising leave of absence to Mr. J. Breeding				0	5	0
	Advertising conviction of Thomas Ring before A. M'Donald, Esq. for selling						
	Liquor without Licence				0	3	4

DETAILED ACCOUNTS.

		Brought forward	£	s	d
1834.					
May 6—	Advertising Conviction of William Buckley before S. Rose, Esq. for retailing Liquor without Licence		0	3	4
13—	Advertising appointment of George Dalrymple, Esq. as Member Board of Education		0	5	0
	Advertising appointment of R. Drew, as a Fire Warden, No. 1.		0	5	0
	Advertising appointment of Magistrates for Assault and Battery Court		0	5	0
	Advertising Contract for Guard House, entrance to Government Farm		0	5	0
	Continuing do. twice		0	2	6
20—	Advertising Notice of his Honour the President transacting business on Tuesdays and Fridays		0	5	0
	Continuing do. twice		0	2	6
	Advertising appointment of Mr. George Wright, Jun. to act as Surveyor General		0	5	0
21—	Printing Act for regulating Herring Fishery		0	9	6
	Advertising appointment of Wm. Barry, for regulating Herring Fishery, Richmond Bay		0	5	0
	Advertising Levee on King's Birth Day		0	5	0
	Continuing ditto once		0	1	3
	Advertising Convictions for retailing Liquor without Licence		0	5	0
June 3—	Advertising Conviction of James Byrne and John Byrne for a Trespass		0	3	4
	Advertising Conviction for selling Liquor without a Licence		0	3	4
10—	Advertising Tenders received for Island Mails		0	5	0
	Continuing ditto twice		0	2	6
17—	Advertising Convictions in Assault and Battery Court for Queen's County		0	10	0
24—	Advertising Convictions in Assault and Battery Court for King's County		0	7	6
	Hand Bills, Ferry Slip work to Let		0	5	0
	Advertising ditto in the Gazette		0	5	0
	Continuing ditto 4 times		0	5	0
	Advertising Proclamation proroguing General Assembly to 20th July		0	7	6
	Continuing ditto twice		0	4	0
	Hand Bills do.		0	12	6
	1½ quire Tavern Licences		0	12	0
	1 quire Shop Licences		0	8	0
	Advertising Proclamation proroguing General Assembly to 21st August		0	7	6
	Continuing ditto once		0	4	0
	Hand Bills, do. and posting		0	12	6
July 1—	Advertising Conviction of Roderick M'Donald, 7 mile Bay, for breach of Road Act		0	3	4
8—	Advertising Tenders received for supplying Gaol with Bread		0	5	0
22—	Advertising List of Licensed Retailers		0	12	6
	Advertising Minute of Lords Commissioners of H. M. Treasury, respecting Coins (3½ columns)		3	10	0
29—	Advertising List of Licensed Retailers, with additions		0	12	6
Aug. 5—	Advertising Convictions under several Acts		0	5	0
	Advertising List of Licensed Retailers, with additions		0	12	6
12—	Advertising Conviction of Alexander Campbell		0	3	4
	Advertising notice to Justices of the Peace, Officers of Militia, &c. respecting Deserters		0	5	0
	Continuing ditto once		0	1	3
	Advertising Act to prevent harbouring Deserters		0	15	0
	Advertising £25 Reward, and description of Deserters		0	7	6
	Continuing do. once		0	1	9
	Hand Bills do. 50 copies		0	10	0

DETAILED ACCOUNTS.

		Brought forward			
1834.			£	s	d
Aug. 14—	Hand Bills (Quarantine), 70 copies		0	7	6
19—	Advertising Conviction of Henry Feahan		0	3	4
	Advertising Order for enforcing Quarantine		0	5	0
	Continuing do. 9 times		0	11	3
26—	Advertising appointment of Hon. Robert Hodgson, Judge of Probate, &c.		0	5	0
	Continuing do. once		0	1	3
	Advertising conviction of James Trant, for buying soldiers' necessaries		0	3	4
30—	Advertising Minute of Council extending Quarantine to vessels from Halifax		0	5	0
	Continuing do. 7 times		0	8	9
	Hand Bills do. 70 copies		0	7	0
	Advertising Proclamation, proroguing General Assembly to 8th October		0	7	6
	Continuing do. twice		0	4	0
	Hand Bills do. and posting		0	12	6
7—	Advertising Proclamation, dissolving General Assembly		0	7	6
	Continuing do. 9 times		0	18	0
	Hand Bills do.		0	12	6
Sept. 2—	Advertising Conviction of Donald Campbell		0	3	4
16—	Advertising notice of Sampson Rose's name being struck from the Commission of the Peace		0	5	0
23—	Advertising Conviction of James Rattray		0	3	4
30—	Advertising H. M. Orders in Council signifying Assent to Acts of 1833		1	15	0
	Advertising Convictions at Assault and Battery Court for Prince County		0	5	0
	Advertising Convictions of Patrick M'Guire and James Doolan		0	3	4
Oct. 7—	Advertising Convictions at Assault and Battery Court for King's County		0	5	0
14—	Advertising Proclamation against Intemperance		0	15	0
	Continuing do. twice		0	6	0
	Hand Bills do. 140 copies		1	2	6
	Printing the 3 Road Compensation Acts upon two sheets of Foolscap, with Notes, 12 copies		2	6	0
	Advertising new Commission of the Peace		1	0	0
	Continuing do. twice		0	10	0
	Advertising Conviction of Lauchlan Gillis for an offence		0	3	4
20—	Advertising order, rescinding former orders respecting Quarantine		0	5	0
	Continuing do. twice		0	2	6
28—	Advertising Convictions for Offences		0	5	0
Nov. 11—	Advertising Conviction of Patrick O'Keefe		0	3	4
	Advertising appointment of Mr. D. Boughton as a Fire Warden		0	5	0
	Continuing do. twice		0	2	6
	Advertising information wanted of Malcolm M'Donald, of Skye		0	5	0
	Advertising List of Licensed Retailers		0	12	6
Dec. 9—	Advertising Proposals received for carrying Mails by a Steam Vessel		0	5	0
	Continuing do. 4 times		0	5	0
	Advertising Tenders received for supplying Gaol with Fire Wood		0	5	0
	Continuing do. 3 times		0	3	9
	Advertising Conviction of W. Feure for an offence		0	3	4
16—	Advertising Convictions at Assault and Battery Court for King's County		0	5	0
23—	Advertising appointment of Mr. J. Horton, Assayer of Weights and Measures, for Prince County		0	5	0
	Continuing do. twice		0	2	6
23—	Advertising Proclamation convening General Assembly		0	7	6

DETAILED ACCOUNTS.

	Brought forward	
		£ s d
1834.		
Dec. 23—Continuing do. 4 times to 26th January	.	0 8 0
Hand Bills do. and posting	.	0 12 6
Advertising List of Licensed Retailers	.	0 12 6
30—Advertising notice to persons having demands against Government	.	0 5 0
		40 3 3

Certified,

J. P. COLLINS.

BOARD OF EDUCATION.

		£ s d
1834.		
May 20—Advertising Special Meeting of Board	.	0 5 0
Continuing do. once	.	0 1 3
June 7—4 quires Certificates for Masters who pass the Board	.	1 4 0
17—Advertising List of Candidates admitted	.	0 7 6
July 1—Advertising quarterly Meeting of Board	.	0 5 0
Continuing do. 4 times	.	0 5 0
Aug. 5—Advertising List of Candidates admitted	.	0 7 6
Sept. 30—Advertising quarterly Meeting of Board	.	0 5 0
Continuing ditto 4 times	.	0 5 0
Nov. 2—Advertising List of Candidates admitted	.	0 5 0
		£3 10 3

CLERK OF THE COURT'S OFFICE.

		£ s d.
1834.		
Oct. 21—Advertising appointment of Mr. W. Cones, as Deputy for Prince County	.	0 5 0
Nov. 21—Advertising List of Constables, &c. for Prince County	.	0 10 0
Hand Bills do.	.	0 7 6
Dec. 30—Advertising appointment of Mr. E. Thornton, as Deputy for King's County	.	0 5 0
		£1 7 6

Correct,

DANIEL HODGSON.

TREASURER'S OFFICE.

		£ s d
1834.		
1 Ledger £1 1s. 6d. Index for do. 1s. 6d.	.	1 3 0
1 Memorandum Book	.	0 2 0
2 Memorandum Books,	.	0 4 5
Aug. 12—Advertising notice to persons having Bonds in the Treasury	.	0 5 0
Continuing do. 3 times	.	0 3 9
		£1 18 2
1 Oblong Ledger		0 18 6
		£2 16 8

DETAILED ACCOUNTS.

LAND ASSESSMENT.

1834.	£	s	d
July 8—4 quires Township Receipts	1	0	0
Advertising notice of Assessment for 1834	0	10	0
Continuing do. 5 times	0	12	6
Sept. 14—Advertising List of persons appointed Deputy Receivers	0	5	0
Continuing do. twice	0	2	6
Oct. 24—2 Books Township Receipts, bound 4 qrs. each	2	7	0
Dec.—1 Book Charlotte Town Royalty Receipts, 4 qrs. bound	1	3	6
2 quire Georgetown Receipts	0	10	0
	£6		10 6

POST OFFICE.

1834.	£	s	d
April 28—Advertising notice of Mails being made up every Tuesday Evening	0	5	0
Continuing ditto once	0	1	3
May 12—Advertising Mails to be made up to go by the Pocahontas on Friday Evenings	0	5	0
Continuing do. 3 times	0	3	9
Sept. 2—Advertising notice of times of Mails being made up for remainder of the Season	0	5	0
Continuing do. once	0	1	3
October—Printing Hand Bills, Contract for carrying Mails between Cape Tormentine and Cumberland	0	5	0
Dec. 9—Advertising notice of Mails being made up on Monday evenings, for the winter	0	5	0
Continuing do. 3 times	0	3	9
	£1		15 0

Certified,

RICHARD CHAPPEL.

SURVEYOR GENERAL'S OFFICE.

1834.	£	s	d
May 6—Continuing notice respecting disposal of Crown Lands, &c. 32 times, 1s. 9d.	2	16	0
June 10—Advertising Sale of Crown Lands	0	5	0
Continuing ditto 4 times	0	5	0
	£3		6 0

COLLECTORS of IMPOST—Country.

1834.	£	s	d
	W. Macgowan, Esq.		
July—1 Book for making Entries	0	12	6
½ quire Permits	0	3	0
½ quire Importers' Oaths	0	3	0
2 doz. Light Receipts	0	2	0
6 blank Impost Accounts	0	3	0
	Joseph Pope, Esq.		
2 doz. Light Receipts	0	2	0
6 Impost Accounts	0	3	0

DETAILED ACCOUNTS.

1834.	Brought forward	£ s d
	George Campbell, Esq.	
1 Book for making Entries		0 12 6
1 quire Importers' Oaths		0 6 0
6 Impost Accounts		0 3 0
1 quire Bonds, Recognizances, &c.		0 8 0
	Thomas Fairbairn, Esq.	
9 Impost Accounts		0 4 6
	Charles M. Nutt, Esq.	
4 Impost Accounts		0 2 0
12 quires Blanks, for Drawback—purchasing Rum with produce—Permits, &c. a proportion of each kind to each Collector in the Country, &c.		3 12 0
		<u>£6 16 6</u>

COLLECTOR of IMPOST, Charlotte Town.

1834.		£ s d
June—1 doz Blanks, Impost Accounts		0 6 0
6 quires Blanks for Drawback—Rum, &c. being bought with Fish—Permits, &c.		1 16 0
Aug. 28th—9 Impost Accounts		0 4 6
2 quires Importer's Oaths		0 12 0
Oct. 22d—2 quires do. do.		0 12 0
1 Impost Book for making Entries		0 12 6
Nov 29th—4 quires Importers' Oaths		1 4 0
2 quires Permits		0 12 0
2 quires Bonds, Recognizances, &c.		0 16 0
20 Impost Accounts		0 10 0
1 Impost Book for making Entries		0 12 6
		<u>£7 17 6</u>

Correct,

J. SPENCER SMITH.

MILITIA ADJUTANT GENERAL.

1834.		£ s d
May 13—Advertising List of Promotions		0 10 0
Handbills, List of Promotions		0 6 0
June 24—Advertising General Order for Inspections		0 10 0
Continuing ditto twice		0 5 0
		<u>£1 11 0</u>

A. LANE, A. G. of Militia.

AD ACCOUNTS.

		Brought forward
1834.	ROADS, BRIDGES, &c.	£ s d
May—	Advertising Swamps on Union Road	0 5 0
	Continuing ditto 3 times	0 3 6
	Handbill's do.	0 5 0
June 10—	Advertising New Glasgow Bridge	0 5 0
	Continuing ditto 4 times	0 5 0
17—	Advertising Letting of Road Making, from Costello's to Mabey's	0 5 0
	Continuing ditto. once	0 1 3
	Handbills do.	0 5 0
28—	Advertising Road, North Boundary Charlotte Town Royalty	0 5 0
July 1st—	Advertising 'filling up Drains in Swamp near Dr. De. St. Croix'	0 5 0
	Continuing do. once	0 1 3
15—	Advertising Road Making in Charlotte Town Royalty	0 5 0
Aug. 12—	Advertising filling up remainder of Drains in Swamp	0 5 0
Sept. 2d—	Advertising work—repairing of Bridge on Rustico Road	0 5 0
Nov. 25—	Advertising work—Bridge over Mill River, Covehead. (Auld's)	0 5 0
	Continuing do. twice	0 2 6
		£3 8 9

[C.]

[SEE PAGE 60.]

To His Excellency Sir **ARETAS WILLIAM YOUNG**, Knight, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and its Dependencies, Chancellor and Vice Admiral of the same, &c. &c. &c.

May it please Your Excellency;

The Commissioners appointed by your Excellency, under and by virtue of a clause in the Act of 4th Will. 4th. cap. 23. for purchasing the Furniture for the hall, three rooms, office and anti-room, and the necessary Stoves for the new Government House, beg leave to report to your Excellency, that without delay they took the proper steps to ascertain what furniture and stoves would be suitable and proper for the House now occupied by your Excellency; and keeping in mind the sum to which they were limited, unanimously agreed to the inventory of the furniture, &c. a copy of which is hereto annexed (marked A).

That after some trifling delay, Bills on England were procured at the most reasonable rate of premium, and, together with the Inventory, transmitted to John Bainbridge, Esq. the Colony Agent.

That in the month of October last, the Furniture arrived in Charlotte Town, and with a few exceptions, in good order; Mr. Bainbridge at the same time forwarding the Upholsterer's and Ironmonger's bills, copies of which (marked B and C) are hereto annexed.

The Commissioners regret that the Colony Agent should have exceeded the order for the Stoves, &c. by an amount so large as he appears to have done—the sum limited for that purpose being One Hundred Pounds Sterling, and that expended One Hundred and Eighty-four Pounds, nine shillings and sixpence. Since the arrival of the Furniture from London, the Commissioners have caused the sum of Twenty-five Pounds ten shillings currency, to be expended in procuring an office table, paper case, and one dozen chairs, for the Lieutenant Governor's study.

There remains in the hands of the Commissioners the sum of One Hundred and seventy one Pounds fourteen shillings and sixpence currency, which it is estimated will purchase a bill for One hundred and twenty Pounds; and if this sum be remitted, there will then remain due to Mr. Bainbridge, about Seventy Pounds Sterling.

The Commissioners cannot but observe, that all things considered, the overcharge is not more than might reasonably have been expected. All which is respectfully submitted, by

Your Excellency's

Most obedient humble servants.

E. J. JARVIS,	} Commissioners for purchasing Furniture for the new Govern- ment House.
A. LANE,	
J. LAWSON,	
DANIEL BRENNAN,	
S. NELSON.	

[A]

INVENTORY OF FURNITURE FOR THE
NEW GOVERNMENT HOUSE.

DRAWING ROOM.

£170 Stg. }	Chintz Curtains for three windows, with fringe, pole, ornaments, &c. complete.
	Brussels Carpet, made to fit the room, and hearth rug.
	Paper Hanging, 20 pieces, or sufficient for the room, with bordering, bell ropes, &c.
	One Drawing Room Loo Table and cover.
	One do. Sofa Table do.
	Two do. Card Tables do.
	Two do. Sofas.
	One doz. do. Chairs.
	A hanging Lamp.
	Two Pier Looking Glasses.

DINING ROOM.

£145 Stg. }	Morcen Curtains for two windows, with fringe, pole, ornaments, &c. complete.
	Brussels Carpet, made to fit, and hearth rug.
	Paper hangings and bordering, bell ropes, &c.
	Mahogany Telescope Dining Table for 6 to 24 persons.
	Mahogany Sideboard.
	One and a half doz. Mahogany Chairs.
	Two Arm Chairs, to match.
	Hanging Lamp.
Pier Chimney Glass.	

CENTRE DRAWING ROOM.

£56 Stg. { Chintz Curtains for two windows, with fringe, pole, ornaments, &c. complete.
Brussels Carpet, made to fit, and hearth rug, bell ropes, &c.
Half a doz. Chairs.
Paper hangings, 15 pieces, & bordering.
Hanging Lamp.

OFFICE.

£20 Stg. { Moreen Curtains for three windows, complete.
Carpet made to fit, & rug, bell ropes, &c.

WAITING ROOM.

£15 Stg. { Moreen Curtains, 1 window complete.
Carpet made to fit, and rug.

HALL OR SALOON.

£55 Stg. { A patent Oil Floor Cloth, to cover the whole floor.
Large lamp to hang from ceiling of Saloon.
Thirty yards Stair Carpet, and Brass Rods for do.

GRATES AND STOVES.

£100 Stg. { Kitchen range, with Boiler and Oven, Roasting Jack, Fire Irons, &c. complete.
Large handsome Stove for Hall or Saloon.
Four Franklin Stoves, with grates, for the principal rooms and hall, with Fenders, Fire Irons, &c. complete.
Six common Franklin Stoves with grates.

£561 Stg.

[B]

Messrs. BAINBRIDGE and BROWN, Drs.

To THOMAS and GEORGE SEDDON,
Cabinet Manufacturers and Upholsterers to His Majesty, Gray's Inn Road, and (Alder's) London House, Aldersgate Street.

1834, August 10th.

DRAWING ROOM.

Three pair of Window Curtains, of broad red stripe Chintz, lined with green glazed calico, also drapery tags and escharpes, rimmed with silk pendant fringe, and suspended from gilt pole, cornices, with foliage centre, and end ornaments, including three brass pulley rods, six drawing brackets, pullics, hooks, &c.
Seventy-seven yards of Brussels Carpet.
Making up do.
A Brussels Hearth Rug.
Fifteen pieces of glazed figured Paper.
Six doz. of bordering, to go round do.
A pair of silk and worsted Bell Pulls and Tassels.

£ s d

A 4 ft. 6 in. Mahogany Loo Table, on massive turned pillar and triangular plinth, ball feet, and concealed castors, the whole highly polished.

A painted Baize cover to do.

A mahogany Occasional Table, on square standard end, and elliptic top, ball feet, and castors, the whole highly polished.

A painted baize cover to do.

A pair of mahogany Card Tables, on massive pillars and triangular plinths, ball feet, and castors, the whole highly polished.

Two painted baize covers to do.

Twelve mahogany Trafalgar seat chairs, with carved tops and moulded legs, the seats stuffed and covered with broad red stripe chintz, as curtains.

Two seven feet stuffed over Sofas, on mahogany carved legs, the backs, ends, squab, seats and pillows, stuffed and covered with broad red stripe chintz, trimmed with silk gimp, and rosettes.

An antique ormolu spout Lamp, with 4 burners, including round glass globes and chimnies.

Two plates of silvered glass, in moulded frames, gilt in the best manner, in mal and burnished gold, also strong panelled blind frames.

The whole 175 0 0

Twelve loose cases for the Chairs in this room, and two do. for the Sofas, of fine brown Holland, and white calico lining. Ordered by the Governor as being indispensably necessary—Extra.

7 0 0

DINING ROOM.

Two pair of Window Curtains of Scarlet cloth pressed moreen, headed with brass rings, bound with lace, and finished with a deep double twine fringe, supported by mahogany poles, with turned ornamental ends, including hooks, pullics, lines, &c.

Seventy-two yards Brussels carpet.

Making up do.

A Brussels Hearth Rug.

Fifteen pieces of figured Paper.

Five doz. of bordering to go round do.

A pair of Silk and Worsted Bell Pulls.

A set of mahogany telescope frame dining tables, on massive turned and channelled legs, with brass socket castors, the whole highly polished.

A large mahogany Sideboard, with pedestal ends, with cellaret drawer and shelves, inclosed by panelled doors, a pe-

Carried over. £182 0 0

2 s d

Brought up 182 0 0

diment shape back board on top, with carved pattern ornament—the whole highly polished.

Eighteen mahogany scroll top Chairs, with turned front feet, the seats French stuffed, and covered with morone morocco leather, finished with silk gimp, &c.

Two elbow do. to match.

A bronze antique spout Lamp, four burners, ground glass shades, and chimnies, &c. complete.

The whole 155 0 0

CENTRE DRAWING ROOM.

Two pair of Window Curtains, of shawl pattern chintz, lined with green glazed calico, headed with brass rings, escharpes at the corners, trimmed with fringe, suspended from brass pole, cornices, and ornamental ends, including lath, brackets & fixings.

Sixty-one yards of Brussels Carpet.

Making up do.

A Brussels Rug.

Two bell pulls and tassels.

Six mahogany fly Chairs with caned seats, French polished.

Thirteen pieces of figured paper.

Four and a half doz. of bordering, to go round do.

An ormolu antique lamp, with three burners, ground glass shades and chimnies, &c. complete.

The whole 56 0 0

OFFICE.

Three pair of Window Curtains of drab cloth pressed moreen, headed with brass rings, and suspended from mahogany poles, with ornamental ends, including two brackets, pullies, &c.

Fifty-two yards of Kidderminster carpet.

Making up do.

A mottled rug.

A pair of bell pulls and handles.

The whole 20 0 0

WAITING ROOM.

A pair of Window Curtains of drab cloth pressed moreen, headed with brass

Carried up £415 0 0

£ s d

Brought up 413 0 0

rings, &c. suspended from a mahogany pole, with ornamental ends, two brackets, loops, &c. included

Forty-one yards Kidderminster Carpet, and making up do.

A mottled rug.

The whole 15 0 0

HALL OR SALOON.

134 4-9 yards of floor cloth, 30 yards Brussels stair carpet, 36 stair rods, 6 doz. stair eyes, a 20 inch hexagon shape Lantern, with 4 light burners and chimnies, 15 feet iron chain, ceiling hook, &c. including 1 gross of cottons and mandrel; also 12 extra chimnies. The whole. 60 0 0

A Close case, containing papers and borders. 0 7 0

Do. do. 3 Lamps. 0 8 0

A Skeleton do. Dining Tables, 6 Drawing Room chairs, 6 fly do. including 5 mats, paper, hay, &c. 2 11 0

Do. do. Sideboard, glass, lamp, globes, and chimnies, including 5 mats, paper, hay, &c. 1 17 0

Do. do. Occasional Table, Card Tables, including 5 mats, paper, hay, &c. 1 8 6

Do. do. Loo Table, two elbow Chairs, 2 small do. including 4 mats, paper, hay, &c. 1 14 0

Do. do. Sofa curtains, bell pulls, and hay. 1 4 6

Do. do. Sofa, 5 rugs, stair carpet, including 5 mats, paper, hay, &c. 1 11 0

Do. do. 6 mahogany chairs, window cornices, paper, hay, &c. 0 17 0

Do. do. 8 Dining Room chairs, hay, &c. 1 10 0

Do. do. 8 Dining Room chairs, gilt pole, hay, &c. 1 10 0

A Close case do. 2 Pier Glasses and frames. 1 6 6

Do. do. a Hall Lantern. 1 6 6

Do. do. Floor cloth. 1 16 6

A Bale 2 Brussels carpets; 2 mats, 0 3 6

Do. a do. and 2 Kidderminster do. 2 mats, &c. 0 3 6

£507 14 6

		£	s	d	£	s	d
	Brought up	8	2	0	111	13	0
One fender, as before, for Office.	- - - - -	2	14	0			
Four pairs of burnished steel Standards, and fitting and fixing do. 4 fenders.	- - - - -	3	0	0			
Three extra large Japanned Fenders, with pierced Fenders, brass top and bottom mouldings, and deep bottom plates.	- - - - -	3	3	0			
One do. do. for Anti-room.	- - - - -	2	14	0			
One pair Standards for do. and fitting do.	- - - - -	0	15	0			
Two green Japanned Fenders, with brass top and bottom mouldings, and bottom plates.	- - - - -	1	0	0			
One strong cast Fender, for air Stove.	- - - - -	1	7	0			
A strong wood case for the above, various battens and package.	- - - - -	1	8	0			
					<u>24</u>	<u>3</u>	<u>0</u>
No. 43. Four sets highly polished steel Fire Irons.	- - - - -	9	12	0			
One set do. do.	- - - - -	1	11	6			
Three sets Fire Irons, for upper rooms.	- - - - -	3	0	0			
Two do. do. for Attics.	- - - - -	0	18	0			
One do. do. for hot air Stove.	- - - - -	0	9	0			
An extra large Kitchen Fender, with bright top, and sliding top bar.	- - - - -	1	10	0			
One set of Fire Irons, for Kitchen.	- - - - -	0	15	0			
Strong wood case for the above, 6 3 x 1 8 x 9, weight 1 cwt. 3 qr. 9 lb.	- - - - -	0	16	0			
					<u>18</u>	<u>11</u>	<u>6</u>
No. 44. A large best Town made patent brass lifting Pump, fixed on plank, complete.	- - - - -	7	10	0			
1 large square shank Cock for do.	- - - - -	0	11	0			
Strong brass Boss for do.	- - - - -	0	3	6			
1 very large round way stop Cock, ring key.	- - - - -	1	1	0			
A strong wood case for the above, with strong battens and package.	- - - - -	1	2	0			
					<u>10</u>	<u>7</u>	<u>6</u>
No. 45. 3 wire Guards, model of air Stove, &c.	- - - - -	2	5	0			
Strong wood case and package.	- - - - -	0	10	6			
					<u>2</u>	<u>15</u>	<u>6</u>
No. 46. 36 feet extra strong 1½ inch patent Lead Pipe.	- - - - -	3	12	0			
48 feet do. 1½ inch do.	- - - - -	3	12	0			
60 do. do. ¾ do. do.	- - - - -	3	0	0			
Strong wood case for do.	- - - - -	1	2	0			
					<u>11</u>	<u>6</u>	<u>0</u>
No. 47. 112 lb. Plumber's fine Solder.	- - - - -	4	4	0			
2 strong Spits for Smoke Jack, with strong iron wheels.	- - - - -	1	2	0			
A strong wood case for do.	- - - - -	0	7	0			
					<u>5</u>	<u>13</u>	<u>0</u>
					<u>£184</u>	<u>9</u>	<u>6</u>

The Commissioners for purchasing the Furniture, &c. for the new Government House,

In account with His Majesty's Government of Prince Edward Island.

Dr.	£ s d	Cr.
To this sum received from Treasurer.	1000 0 0	
	<hr/>	
	£1000 0 0	
	<hr/>	
		£ s d
		By Bills for Three hundred and fifty Pounds Sterling, at 22½ per cent premium.
		476 7 9
		Ditto do. 75 at 25 per cent.
		104 3 4
		Ditto do. 100 at do. do.
		138 17 9
		Ditto do. 60 at do. do.
		83 6 8
		Cash paid Mr. Dogherty for Chairs, Table, &c.
		25 10 0
		Balance in Commissioners' hands.
		171 14 6
		<hr/>
		£1000 0 0
		<hr/>

Dr. JOHN BAINBRIDGE, Esq.

In account with the Commissioners for purchasing Furniture, &c. Cr.

Dr.	£ s d	Cr.
To this sum remitted him	585 0 0	
Balance	189 16 6	
	<hr/>	
	£774 16 6	
	<hr/>	
		£ s d
		By amount of Furniture, &c. as per accounts, package, freights, charges, &c.
		774 16 6
		<hr/>
		£774 16 6
		<hr/>
Balance brought down	189 16 6	
To meet this balance there is on hand		
£171 14s 6d		
Bill on England for	120 0 0	
	<hr/>	
Leaving due Mr. Bainbridge	£69 16 6	
	<hr/>	

E. J. JARVIS, }
 A. LANE, } Commissioners
 J. LAWSON, } for purchasing
 DANIEL BRENNAN, } Furniture for
 S. NELSON, } the new Govern-
 ment House.

Charlotte Town, 10th Feb. 1835.

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