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JOURNAL,
OF THE
LEGISLATIVE COUNCIL,
OF
UPPER CANADA.



FOURTH SESSION OF THE ELEVENTH PROVINCIAL PARLIAMENT.



HIS EXCELLENCY SIR JOHN COLBORNE, K.C.B.

LIEUTENANT GOVERNOR.

BY ORDER OF THE HONORABLE THE LEGISLATIVE COUNCIL.

TORONTO:

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

1834.

JOURNAL, &c.

SIR JOHN COLBORNE, K. C. B., LIEUTENANT GOVERNOR.

PROCLAMATION.

UPPER CANADA.

J. COLBORNE,

Lieutenant Governor.

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

To our beloved and faithful Legislative Councillors, of our Province of Upper Canada, and to our Knights, Citizens, and Burgesses of our said Province; to our Provincial Parliament at our Town of York, on the Twenty-first day of March instant, to be commenced, held, called and elected, and to every of you:

GREETING.

WHEREAS, on the Thirteenth day of February last, We thought fit to Prorogue our Provincial Parliament to the Twenty-first day of March instant, at which time, at our Town of York, you were held and constrained to appear.

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

Proclamation for Proroguing the Parli- ament to Thursday the 2nd May, 1833.

IN TESTIMONY WHEREOF, We have caused these our Letters to be made Patent, and the Great Seal of our said Province to be hereunto affixed: Witness our trusty and well beloved SIR JOHN COLBORNE, K. C. B. Lieutenant Governor of our said Province, and Major General commanding our Forces therein, at York, this Twenty-first day of March, in the year of our Lord, one thousand eight hundred and thirty-three, and in the Third year of our reign.

J. C.

By Command of His Excellency,

HENRY J. BOULTON,
Attorney General.

D. CAMERON,
Secretary.

By a further Proclamation of His Excellency SIR JOHN COLBORNE, K.C.B., Lieutenant Governor of the Province of Upper Canada, dated the Thirtieth day of April, in the year of our Lord one thousand eight hundred and thirty-three, the meeting of the Legislative Council and House of Assembly stands further Prorogued to Saturday the Eighth day of June, next ensuing.

Proclamation for Proroguing the Parli- ament to Saturday the 8th day of June, 1833.

By a further Proclamation of His Excellency SIR JOHN COLBORNE, K.C.B., Lieutenant Governor of the Province of Upper Canada, dated the Thirty-first day of May, in the year

Proclamation for Proroguing the Parli- ament to Tuesday the 16th July, 1833.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

of our Lord, One Thousand Eight Hundred and Thirty-three, the meeting of the Legislative Council and House of Assembly stands further Prorogued to Tuesday the Sixteenth day of July, next ensuing.

Proclamation for Proroguing the Parliament to Tuesday the 13th August, 1833.

By a further Proclamation of His Excellency SIR JOHN COLBORNE, K.C.B., Lieutenant Governor of the Province of Upper Canada, dated the Eleventh day of July, in the year of our Lord, One Thousand Eight Hundred and Thirty-three, the meeting of the Legislative Council and House of Assembly stands further Prorogued to Tuesday the Thirteenth day of August, next ensuing.

Proclamation for Proroguing the Parliament to Friday the 20th September, 1833.

By a further Proclamation of His Excellency SIR JOHN COLBORNE, K.C.B., Lieutenant Governor of the Province of Upper Canada, dated the Third day of August, in the year of our Lord, One Thousand Eight Hundred and Thirty-three, the meeting of the Legislative Council and House of Assembly stands further Prorogued to Friday the Twentieth day of September, next ensuing.

Proclamation for Proroguing the Parliament to Monday the 25th October, 1833.

By a further Proclamation of His Excellency SIR JOHN COLBORNE, K.C.B., Lieutenant Governor of the Province of Upper Canada, dated the Fourteenth day of September, in the year of our Lord, One Thousand Eight Hundred and Thirty-three, the meeting of the Legislative Council and House of Assembly stands further Prorogued to Monday the Twenty-eighth day of October, next ensuing.

PROCLAMATION.

UPPER CANADA.

J. COLBORNE,

Lieutenant Governor.

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

Proclamation for calling the Parliament together on Tuesday the 19th day of November, 1833, for the actual despatch of public business.

To our beloved and faithful Legislative Councillors of our Province of Upper Canada, and to our Knights, Citizens and Burgesses, of our said Province; to our Provincial Parliament at our Town of York, on the Twenty-eighth day of October instant, to be commenced, held, called and elected, and to every of you:

GREETING.

WHEREAS by our Proclamation bearing date the Fourteenth day of September last, We thought fit to Prorogue our Provincial Parliament to the Twenty-eighth day of October instant, at which time, at our Town of York, you were held and constrained to appear.

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

IN TESTIMONY WHEREOF, We have caused these our Letters to be made Patent, and the Great Seal of our said Province to be hereunto affixed: Witness our trusty and well beloved SIR JOHN COLBORNE, K.C.B., Lieutenant Governor of our said Province, and Major General commanding our Forces therein, at York, this Fourteenth day of October, in the year of our Lord, One Thousand Eight Hundred and Thirty-three, and in the Fourth year of our reign.

J. C.

By Command of His Excellency,

S. P. JARVIS,

Clk. Crown in Chancery.

D. CAMERON,

Secretary.

LEGISLATIVE COUNCIL.

UPPER CANADA.

Tuesday, 19th November, 1833.

THIS being the day appointed for the meeting of the Provincial Legislature,—
At Two of the clock, P. M., the House met.

House meets.

PRESENT,

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> ROBINSON,
<i>The Honorable</i> Mr. CROOKSHANK,	“ “ McDONELL,
<i>The Hon. & Ven. The</i> ARCHDEACON OF YORK,	“ “ ELMSLEY,
<i>The Honorable Messrs.</i> WELLS,	“ “ BALDWIN,
“ “ CAMERON,	“ “ ADAMSON.
“ “ MARKLAND,	<i>The Hon. & Rt. Rev.</i> BISHOP MACDONELL.
“ “ ALLAN,	

Members present.

Prayers were read.

His Honor the Speaker informed the House that Stephen Jarvis, Esq. had been appointed by His Excellency the Lieutenant Governor, Gentleman Usher of the Black Rod attending this House, in the room of William Lee, Esquire, now deceased.

Speaker reports the appointment of Stephen Jarvis, Esq. as Gentleman Usher of the Black Rod.

At Three of the clock, P. M., His Excellency the Lieutenant Governor being seated on the Throne, His Honor the Speaker of the Legislative Council commanded the Gentleman Usher of the Black Rod to inform the Members of the Assembly, that it was His Excellency's pleasure that they do forthwith attend at the Bar of this House; who being come thereto, His Excellency the Lieutenant Governor was pleased to open the Session by a gracious Speech to both Houses.

His Excellency comes to the House and commands the attendance of the Assembly.

Parliament convened.

The House of Assembly having withdrawn, His Excellency was pleased to retire.

His Excellency retires.

His Honor the Speaker informed the House that he was in possession of a copy of His Excellency's Speech; which he read, and it was again read by the Clerk; and is as follows:

Speaker reports a copy of His Excellency's Speech. Same read.

*Honorable Gentlemen of the Legislative Council, and
Gentlemen of the House of Assembly:*

I feel assured that I have every reason to congratulate you on the favorable prospects of the several Districts, with whose interests you are particularly connected, and on the progressive advances which the Province is making in all that constitutes a flourishing community.

The Speech.

Although the recent Emigration has not proved so extensive as you were led to anticipate from the number of settlers located last year, yet the country cannot but derive essential benefit from the property invested by the Emigrants of this season, which far exceeds the capital transferred to the Province during any corresponding period.

The information you have acquired of the statistical changes rapidly taking place, and of the energy displayed by the inhabitants of several Districts, in profiting by Lakes and Rivers to improve their communications, enables you to judge correctly of the capacity and actual resources of the Colony; and I am persuaded that you will concur with me in the opinion, that were they sufficiently known and appreciated, the Parent State would be encouraged to regard this fertile country as an asylum for a large portion of her present redundant population, and to adopt an extensive system of emigration, which, with prudent regulations, could not fail to ameliorate the condition of the laboring classes, promote the welfare of the Province, and increase her own commercial prosperity.

Friday, 22nd November, 1833.

FOURTH SESSION 11th PROVINCIAL PARLIAMENT, 4th WILLIAM IV. 3

I shall transmit to you the Report I have received from the Arbitrators appointed under the British Act of the Third of George the Fourth, to ascertain the proportion of duties which Upper Canada is entitled to claim. You will perceive from the award of the majority of the Arbitrators, that it has been determined that one-third of the Duties levied in Lower Canada on goods introduced by sea, shall be paid to this Province for the four years, from the first of July, one thousand eight hundred and thirty-two.

Gentlemen of the House of Assembly :

I have directed the Accounts of the current year, and Estimates, to be prepared for your examination ; and also, in compliance with an address last Session, the Detailed Accounts of the Casual and Territorial Revenue, from the first of January, one thousand eight hundred and thirty-one, the period to which they were last completed, for your information.

Honorable Gentlemen, and Gentlemen :

The important subject of public Education, which has in several Sessions occupied much of your attention, demands your early notice and consideration, particularly the questions which relate to the revision of the system of Township Schools—the application of the proceeds of sales of School Lands for the support of superior District Schools, and the requisite extension of the Royal Charter under which the University is at present established. With respect to these points and to the immediate course you may suggest to ensure the opening of the University, sanctioned by a Charter framed on more comprehensive principles than that which has been granted, there can be no doubt, that as the Province is fully prepared to reap the benefits which were intended to be conferred on it by the establishment of King's College, His Majesty will readily give effect to any measures proposed by you regarding its future government, and the appropriation of School Lands, that may tend to promote the purposes of the Institution, or add to the advantages which the Colony, under the blessing of Providence, enjoys, by facilitating the diffusion of Education among all classes.

Committee appointed to draft an address to Lieut. Governor thanking him for his Speech.

Members composing same.

House adjourns.

Ordered, that a Committee be appointed to draft an Address to His Excellency the Lieutenant Governor thanking him for His Speech at the opening of the Session ; and,

Ordered, that the Honorable Messieurs Wells, Markland, and Robinson, be appointed a Committee for that purpose.

On motion made and seconded, the House adjourned to Friday next, at one of the clock P. M.

FRIDAY, 22nd NOVEMBER, 1833.

House meets.

The House met pursuant to adjournment.

PRESENT :

Members present,

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> ALLAN,
<i>The Honorable</i> Mr. CROOKSHANK,	“ “ ROBINSON,
<i>The Hon. & Ven.</i> The ARCHDEACON OF YORK,	“ “ McDONELL,
<i>The Honorable Messrs.</i> WELLS,	“ “ BALDWIN,
“ “ MARKLAND,	<i>The Hon. & Rt. Rev.</i> BISHOP MACDONELL.

Prayers were read.

The Minutes of Tuesday last were read.

Speaker acquaints the House that a Member waits to be introduced.

His Honor the Speaker acquainted the House that there was a Member without ready to be introduced :

Introduction of the Hon. Mr. Stewart.

When the Honorable Mr. Thomas Alexander Stewart was introduced between the Honorable Mr. Allan, and the Honorable and Right Reverend Bishop McDonell.

Presents his Writ of Summons. Same read.

Then the Honorable Mr. Stewart presented to the Speaker his Writ of Summons, who delivered it to the Clerk, and is as follows :

Saturday, 23rd November, 1833.

SIR JOHN COLBORNE, K. C. B., *Lieutenant Governor.*

UPPER CANADA.

J. COLBORNE,

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

The Writ.

To our trusty and well beloved Thomas Alexander Stewart; and to all to whom these presents shall come;

GREETING :

KNOW YE, that as well for the special trust and confidence that We have manifested in you, as for the purpose of obtaining your advice and assistance in all weighty and arduous affairs which may the state and defence of our said Province of Upper Canada, and the Church thereof, concern: We have thought fit to Summon you to the Legislative Council of our said Province: And we do therefore command you the said Thomas Alexander Stewart, that all difficulties and excuses whatsoever laying aside, you be and appear for the purposes aforesaid, at the Legislative Council of our said Province at all times whensoever and where-soever our Provincial Parliament may be therein hereafter convoked and holden; and this you are in no wise to omit.

IN TESTIMONY WHEREOF, We have caused these our Letters to be made Patent, and the Great Seal of our said Province to be hereunto affixed: Witness our trusty and well beloved SIR JOHN COLBORNE, K.C.B., Lieutenant Governor of our said Province, and Major General commanding our Forces therein, at York, this Twentieth day of November, in the year of our Lord, One Thousand Eight Hundred and Thirty-three, and in the Fourth year of our reign.

J. C.

By His Excellency's Command.

ROBERT S. JAMESON,
Attorney General

D. CAMERON,
Secretary.

Then the Honorable Mr. Stewart came to the Table and took the oath prescribed by Law, which was administered by Grant Powell, Esquire, one of the Commissioners appointed to administer the oath to the Members of the Legislative Council; and took his seat accordingly.

Oath prescribed by Law administered to him.

He takes his seat.

The Honorable Mr. Wells, from the Select Committee appointed to draft an Address to His Excellency the Lieutenant Governor in answer to His Excellency's Speech at the opening of this Session, reported a draft thereof, which he read in his place.

Report of the Select Committee appointed to draft an address to Lieut. Governor, thanking him for his Speech.

Draft read 1st time.

Ordered, that the Report be received; and,

The said draft was again read by the Clerk; and it was,

Read 2nd time.

Ordered, that the House be forthwith put into a Committee of the whole to take the same into consideration.

The House was then put into a Committee of the whole accordingly.

Committed.

The Honorable Mr. Wells took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Address, had made some amendments thereto, and recommended the same to the adoption of the House.

Amendments reported.

Ordered, that the Report be received; and,

Adopted.

Ordered, that the said Address be engrossed and read a third time to-morrow.

On motion made and seconded the House adjourned.

House adjourns.

SATURDAY, 23d NOVEMBER, 1833.

The House met pursuant to adjournment.

House meets.

Saturday, 22rd November, 1833.

FOURTH SESSION, 11th PROVINCIAL PARLIAMENT, 4th WILLIAM IV.

PRESNT :

Members present. *The Honorable JOHN B. ROBINSON, SPEAKER,* *The Honorable Mr. BALDWIN,*
The Honorable Mr. CROOKSHANK, *The Hon. & Rt. Rev. BISHOP MACDONELL,*
The Hon. & Ven. The ARCHDEACON OF YORK, *The Honorable Mr. STEWART.*
The Honorable Mr. McDONELL,

Prayers were read.

Address to Lieut. Governor thanking him for his Speech, read third time and passed.

The Minutes of yesterday were read.

Same sig. ed.

Pursuant to the order of the day, the Address to the Lieutenant Governor in answer to His Excellency's Speech at the opening of the Session was read a third time and passed :

Whereupon the Speaker signed the same, and it is as follows :—

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

MAY IT PLEASE YOUR EXCELLENCY.

The Address.

We, His Majesty's most dutiful and loyal Subjects, the Legislative Council of the Province of Upper Canada, in Provincial Parliament assembled, beg leave to offer our respectful thanks for Your Excellency's Speech from the Throne.

In the assurance we feel of the progressive advances of the Province in all that constitutes a flourishing community, and of the favorable prospects of its several Districts, we have cause for much congratulation ; and although the recent Emigration has not proved so extensive as we were led to expect, yet the great excess of Capital transferred to the Province above that of any corresponding period, and invested by the Emigrants of this season, cannot fail to produce essential benefit.

Our information of the Statistical changes rapidly taking place, and of the energy displayed by the Inhabitants of the Province in profiting by her Lakes and Rivers to improve their communications, enables us to appreciate the resources of the Colony, and we concur with Your Excellency in believing, that were they sufficiently known, the Parent State would be encouraged to regard this fertile Country as an asylum for a large portion of her redundant population, which by an extensive system of Emigration, under proper management, might be rendered the means of increasing her own commercial prosperity, of promoting the welfare of the Province, and ameliorating the condition of her laboring classes.

We shall receive with satisfaction the Report of the Arbitrators appointed under the British Act 3^d Geo. 4th, to ascertain the proportion of duties which Upper Canada is entitled to claim, and shall not fail to give it our best consideration.

Upon the important subject of Education we shall take an early occasion to deliberate ; especially on the necessity of extending the Royal Charter establishing an University, on the application of the proceeds of sales of School Lands for the support of superior District Schools, and on the revision of the system of Township Schools.

In pursuing this subject, in considering what course we can best suggest to ensure the immediate opening of the University of King's College, under any modification that may be judged necessary, and in proposing measures for the future government and appropriation of School Lands, we shall be accompanied by the grateful assurance, that His Majesty will readily give effect to any system that can tend to facilitate the diffusion of Education among all classes, and add to the advantages which, under the blessing of Divine Providence, this Colony now enjoys.

(Signed,)

JOHN B. ROBINSON,
SPEAKER.

Legislative Council Chamber,
23^d day of November, 1833.

25th & 26th November, 1833.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Ordered, that a Select Committee of two Members be appointed to wait upon His Excellency the Lieutenant Governor to know when His Excellency would be pleased to receive this House with its Address ; and,

Committee appointed to know when it would be received.

Ordered, that the Honorable Messrs. Baldwin, and McDonell, do compose the same.

Members composing same.

The Honorable Mr. Baldwin, from the above mentioned Committee, reported that they had waited upon His Excellency the Lieutenant Governor, and that His Excellency had been pleased to appoint the hour of one of the clock on Monday next for receiving this House with its Address in answer to His Excellency's Speech from the Throne.

Their report.

On motion made and seconded the House adjourned until Monday next, at one of the clock P. M.

House adjourns.

MONDAY, 25th NOVEMBER, 1833.

The House met pursuant to adjournment.

House meets.

PRESENT :

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> ALLAN,
<i>The Honorable Messrs.</i> POWELL,	" " GORDON,
" " WELLS,	" " McDONELL,
" " CAMERON,	" " ELMSLEY,
" " MARKLAND,	" " BALDWIN,

Members present.

Prayers were read.

The Minutes of Saturday last were read.

At one of the clock, P. M. the House proceeded to the Government House with the Address in answer to His Excellency's Speech from the Throne ; and having returned,

The House proceeds with its Address to the Government House, and returns.

His Honor the Speaker reported, that His Excellency had been pleased to give an answer thereto, of which he had obtained a copy, which he read ; and it was again read by the Clerk as follows :

Speaker reports Lieut. Governor's answer thereto. Same read.

GENTLEMEN ;

I return you my thanks for this Address, and for your assurances that you will take into consideration the subjects to which I have directed your attention.

The answer.

His Honor the Speaker gave notice that he would, on to-morrow, bring in a Bill for enabling His Majesty's Attorney and Solicitor General for this Province to practice as Attornies, although they may not have served under articles to any practicing Attorney in this Province.

Speaker's notice of bringing in Provincial Attorney and Solicitor General's relief bill.

On motion made and seconded the House adjourned.

House adjourns.

TUESDAY, 26th NOVEMBER, 1833.

The House met pursuant to adjournment.

House meets.

PRESENT :

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> GORDON,
<i>The Honorable Messrs.</i> CROOKSHANK,	" " McDONELL,
" " WELLS,	" " BALDWIN,
" " ALLAN,	

Members present.

Prayers were read.

The Minutes of yesterday were read.

Pursuant to notice, His Honor the Speaker brought in a Bill for enabling His Majesty's Attorney and Solicitor General for this Province to practice as Attornies, although they may not have served under articles to any practicing Attorney in this Province.

Provincial Attorney and Solicitor General's relief bill brought in.

The said Bill was then read ; and it was,

Read 1st time.

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

On motion made and seconded the House adjourned until tomorrow at two of the clock P. M.

House adjourns.

C

27th, 28th & 29th, November, 1833.

FOURTH SESSION, 11th PROVINCIAL PARLIAMENT, 4th WILLIAM IV.

WEDNESDAY, 27th NOVEMBER, 1833.

At a quarter of an hour before three of the clock, P. M. there were,

PRESENT :

Members present. *The Honorable* JOHN B. ROBINSON, SPEAKER, *The Honorable Messrs.* McDONELL,
The Honorable Mr. GORDON, " " BALDWIN.

No quorum. His Honor the Speaker declared the House adjourned for want of a quorum.

THURSDAY, 28th NOVEMBER, 1833.

House meets. The House met pursuant to adjournment.

PRESENT :

Members present. *The Honorable* JOHN B. ROBINSON, SPEAKER, *The Honorable Messrs.* GORDON,
The Honorable Messrs. CROOKSHANK, " " McDONELL,
" " WELLS, " " BALDWIN,
" " ALLAN, " " HAMILTON,

Prayers were read.

The Minutes of yesterday and Tuesday were read.

Report of the Com-
missioners on the
Parliament Buildings
presented;

The Honorable Mr. McDonell, one of the Commissioners appointed by the Provincial Statute 3d, Wm. 4th, Chap. 51. Reported as follows:—

The Report.

The Commissioners appointed to Superintend the completion of the Parliament House having discharged that duty, (so far as respects the interior of the Building,) with the exception of furnishing the same, beg leave to suggest, that it would be convenient if the proper distribution of the several apartments, particularly in the Basement Story, should engage the early attention of the respective Houses, as the Commissioners cannot presume to make any final arrangement in that respect.

(Signed,)

ALEXANDER McDONELL,
JAMES FITZGIBBON,
DAVID A. MACNAB.

26th November, 1833.

Provincial Attorney
and Solicitor Gene-
ral's relief bill read
2nd time.

Pursuant to the order of the day, the Bill for enabling His Majesty's Attorney and Solicitor General for this Province to practice as Attornies, although they may not have served under articles to any practicing Attorney in this Province, was read a second time; and it was,

Ordered, that the House be put into a Committee of the whole, tomorrow, to take the same into consideration.

Petitions of Geo.
Keefer and others;
and Wm. C. Chace
and others, brought
up.

The Honorable Mr. Hamilton brought up the Petition of George Keefer, and others, Trustees of the Grantham Academy; and also the Petition of William C. Chace, and others, Inhabitants of the District of Niagara; which were laid on the table.

House adjourns.

On motion made and seconded the House adjourned.

FRIDAY, 29th NOVEMBER, 1833.

House meets. The House met pursuant to adjournment.

PRESENT :

Members present. *The Honorable* JOHN B. ROBINSON, SPEAKER, *The Honorable Messrs.* GORDON,
The Honorable Mr. CROOKSHANK, " " McDONELL,
The Hon. & Ven. The ARCHDEACON OF YORK, " " ELMSLEY,
The Honorable Messrs. WELLS, " " BALDWIN,
" " ALLAN, " " HAMILTON,
" " ROBINSON,

Prayers were read.

Friday, 29th November, 1833.

SIR JOHN COLBORNE, K. C. B., *Lieutenant Governor.*

The Minutes of yesterday were read.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill for enabling His Majesty's Attorney and Solicitor General for this Province to practice as Attornies, although they may not have served under articles to any practicing Attorney in this Province. Provincial Attorney and Solicitor General's relief bill committed.

The Honorable Mr. Crookshank took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and had made some amendments thereto, and recommended the same as amended to the adoption of the House. Reported.

Ordered, that the Report be received ; and, Adopted.

Ordered, that the said Bill be engrossed and the same read a third time on Monday next.

Pursuant to the Fifth standing Order, the House was called. Call of the House.

PRESENT :

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> GORDON,	
<i>The Honorable</i> Mr. CROOKSHANK,	" " McDONELL,	Members present.
<i>The Hon. & Ven. The</i> ARCHDEACON OF YORK,	" " ELMSLEY,	
<i>The Honorable Messrs.</i> WELLS,	" " BALDWIN,	
" " ALLAN,	" " HAMILTON,	
" " ROBINSON,		

ABSENT :

THE HONORABLE MESSIEURS	McGILL,(Sick.)	
" "	CLARK,	
" "	DICKSON,(Sick.)	
" "	POWELL,(Sick.)	
" "	CAMERON,	Members absent.
" "	MARKLAND,	
" "	DUNN,(from the Province.)	
" "	SIR WILLIAM CAMPBELL, (Sick.)	
" "	JONES,	
" "	BURNHAM,	
" "	BOSWELL,	
" "	ADAMSON,	
" "	JAMES KERBY,(Sick.)	
" "	JOHN KIRBY,	
" "	CROOKS,	
THE HON. AND RT. REV.	BISHOP MACDONELL, ..(Sick.)	
THE HONORABLE MESSIEURS.	GRANT,	
" "	LLOYD,	
" "	NELLES,	
" "	STEWART.	

On motion made and seconded it was,

Ordered, that the Report of the Commissioners appointed by Statute 3d, Wm. 4th, Chap. 51. be referred to a Select Committee of three Members to report thereon ; and, Report of Commissioners on Parliament Buildings referred to a Select Committee.

Ordered, that the Honorable Messrs. Gordon, Baldwin, and Hamilton, be appointed a Committee for that purpose. Members composing same.

The Honorable and Venerable the Archdeacon of York brought up the Petition of William Turner, M. D., now resident at Fort Erie, in the Township of Bertie, in the District of Niagara ; which was laid on the table. Petition of William Turner, M. D. presented.

The Honorable Mr. Gordon brought up the Petition of James G. Bethune, and others; Inhabitants of the District of Newcastle ; which was laid on the table. Petition of James G. Bethune, and others presented.

On motion made and seconded, the House adjourned until Monday next, at one of the clock, P. M. House adjourns.

5th & 6th December, 1833.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

THURSDAY, 5th DECEMBER, 1833.

The House met pursuant to adjournment.

House meets.

PRESENT :

The Honorable JOHN B. ROBINSON, SPEAKER, *The Honorable Messrs.* ROBINSON,
The Hon. & Ven. The ARCHDEACON OF YORK, " " GORDON,
The Honorable Messrs. WELLS, " " HAMILTON,
" " ALLAN,

Members present.

Prayers were read.

The Minutes of Monday, Tuesday, and Wednesday last were read.

Pursuant to the order of the day, the Petition of Samuel Street, and others, Inhabitants of the District of Niagara, praying for an Act Incorporating Petitioners under the name and style of the Erie and Ontario Rail Road Company, with a capital of seventy-five thousand pounds, was read.

Petition of Samuel Street and others, read.

The Honorable Mr. Hamilton brought up the Petition of Joseph Smith, sen'r., and others, Inhabitants of the District of Niagara ; which was laid on the table.

Petition of Joseph Smith Sen. and others brought up.

On motion made and seconded the House adjourned until tomorrow at three of the clock, P. M.

House adjourns.

FRIDAY, 6th DECEMBER, 1833.

The House met pursuant to adjournment.

House meets.

PRESENT :

The Honorable JOHN B. ROBINSON, SPEAKER, *The Honorable Messrs.* ELMSLEY,
The Honorable Messrs. WELLS, " " BALDWIN,
" " ALLAN, " " HAMILTON,
" " GORDON,

Members present.

Prayers were read.

The Minutes of yesterday were read.

A Deputation from the Commons House of Assembly brought up a Bill entitled, "An Act to extend the limits assigned to the respective Gaols in this Province"—also a Bill entitled, "An Act to authorise the persons therein named to hold or convey Lands in the Townships of Waterloo and Woolwich,"—and also a Bill entitled, "An Act to regulate line Fences and water courses," to which they requested the concurrence of this House.

Gaol limits Bill. Waterloo and Woolwich land conveyance bill, and Line Fence bill brought up.

The same Deputation brought up, and delivered at the Bar of this House, a Message in the following words: and then withdrew.

Message from Assembly,

MR. SPEAKER,

The Commons House of Assembly request a conference with the Honorable the Legislative Council on the subject of the distribution and occupation of the apartments in the Parliament Buildings.

requesting a conference on the subject of the distribution and occupation of the apartments in the Parliament Buildings.

(Signed.)

ARCHIBALD McLEAN,
SPEAKER,*Commons House of Assembly,*

28th day of November, 1833.

A Deputation from the Commons House of Assembly brought up a Bill entitled, "An Act to repeal part of an Act passed in the third year of His Majesty's Reign, entitled, 'An Act granting to His Majesty a sum of money to defray the expense of erecting a Penitentiary in this Province, and for other purposes therein mentioned,'"—and also, a Bill entitled, "An Act to incorporate sundry persons under the style and title of the President, Directors and Company, of the Gore Bank," to which they requested the concurrence of this House, and then withdrew.

Penitentiary erection partial repeal bill, and Gore Bank corporation bill brought up.

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Friday, 6th December, 1833.

FOURTH SESSION 11th PROVINCIAL PARLIAMENT, 4th WILLIAM IV.

Messages from His Excellency the Lieutenant Governor.

Several Messages from His Excellency the Lieutenant Governor were delivered by Mr. Secretary Rowan, who being retired, the Speaker read the same, and they were again read by the Clerk as follows:

J. COLBORNE,

Transmitting the award of the Arbitrators, relative to duties levied at Quebec.

The Lieutenant Governor transmits to the Legislative Council the award of the Arbitrators relative to the proportion of duties levied at Quebec to be assigned to Upper Canada; and also, a Report from the Arbitrator appointed on the part of this Province, in which he adverts to the proportion of duties upon all Merchandize Imported by Sea into Lower Canada that the Upper Province is entitled to claim under the British Statute, 3d, Geo. 4th, Chap. 119, and under the Imperial Statutes passed since; and the loss incurred by the Province from the Arbitrators not being empowered to bring forward this claim.

In forwarding the accompanying copies of the correspondence of the Arbitrators, the Lieutenant Governor cannot but draw the attention of the House to the able statements of Mr. Markland, and to his zeal and diligence in supporting the interests of the Province.

Government House,
5th December, 1833.

J. COLBORNE.

Transmitting the report of the Trent River Bridge Commissioners.

The Lieutenant Governor transmits to the Legislative Council, the Report of the Commissioners appointed by an Act passed last Session for erecting a Bridge over the River Trent.

Government House,
5th December, 1833.

J. COLBORNE.

Transmitting certain communications on the subject of the Huron Tract.

The Lieutenant Governor transmits, for the consideration of the Legislative Council, the accompanying communications respecting the expediency of forming into a County the Townships of the London District comprehended in the Huron Tract.

Government House,
30th November, 1833.

COPY.

Canada Company's Office,
York 26th April, 1833.

Sir,

I find that there exists now no means of Registering Deeds for Lands granted in the Huron Tract, as all the Townships composing the Counties of Oxford and Middlesex, in the London District, are specially named in the Statute, and as those in the Huron Tract are not included, they are not at present attached to any County.

It is therefore our intention now to advertize in the Gazette that we mean to apply to the Legislature, at its next meeting, to form the Townships contained in the Huron Tract into a separate County, attached to the London District, unless it should please His Excellency the Lieutenant Governor to recommend the subject himself to their consideration.

As such intended applications are required to be advertized six months previous to the meeting of the Legislature the notice ought to be given immediately, and I, therefore, request you will have the goodness to communicate to me His Excellency's pleasure, at your earliest convenience.

I have the honor to be, &c.

(Signed,)

THOMAS MERCER JONES,
Commissioner.

To
COLONEL ROWAN,
&c. &c. &c.

Friday, 6th December, 1833.

SIR JOHN COLBORNE, K. C. B., *Lieutenant Governor.*

COPY.

Canada Company's Office,
York 18th November, 1833.

SIR,

As the meeting of the Legislature of this Province is now about to take place, I beg you will have the goodness to call the attention of His Excellency the Lieutenant Governor to the letter which I had the honor of addressing you on the 26th April last, and to your reply to it, written by His Excellency's directions on the seventh of the following month.

The subject of the correspondence was the erection of the Townships in the Huron Tract into a separate County, and I have now taken the liberty of again requesting His Excellency's attention to it, lest, from the extent of other public business pressing more particularly on His Excellency's attention, the subject which I have now reference to should have been overlooked, and it is one of great importance to the interests of the Settlers generally throughout that tract of country.

I have the honor to be, &c.

(Signed,)

To

COLONEL ROWAN,
&c. &c. &c.

THOMAS MERCER JONES,
Commissioner.

J. COLBORNE.

The Lieutenant Governor transmits to the Legislative Council the Report of the Commissioners appointed last Session to Superintend the Improvement of the Internal Navigation of the Newcastle District; also a Petition to the Legislature from the Commissioners, requesting further aid to enable them to complete the Navigation as far as Cameron's Falls.

Government House,

5th December, 1833.

Transmitting the report of the Commissioners for improving the internal navigation of the District of Newcastle.

J. COLBORNE.

The Lieutenant Governor transmits to the Legislative Council a copy of a Despatch from the Secretary of State for the Colonies, with reference to a joint Address to the King on the subject of the Tax imposed in the Lower Province on Emigrants.

Government House,

5th December, 1833.

Transmitting a copy of a despatch on the Lower Canada Emigrant tax act.

COPY. No. 21.

Downing Street,

2nd August, 1833.

SIR,

I have the honor to acknowledge the receipt of your Despatch, No. 15, of the 21st March last, enclosing a joint Address from the Legislative Council and Assembly of Upper Canada, respecting the Tax which has been imposed by the Legislature of Lower Canada on Emigrants arriving in the Ports of that Province.

I have duly laid this Address at the foot of the Throne; as the Act imposing the Tax adverted to expires on the first of May next, I shall abstain from offering any opinion on the representations which have been made upon it in the present Address from the Council and Assembly of Upper Canada.

MAJOR GENERAL

SIR JOHN COLBORNE, K. C. B.

&c. &c. &c.

I have the honor to be, &c.

(Signed,)

E. G. STANLEY.

A true copy,

(Signed,)

WM. ROWAN.

J. COLBORNE.

The Lieutenant Governor acquaints the Legislative Council that the Bill entitled, "An Act to protect the interests of Captain Alexander Shaw," passed in the month of January, 1832, by the Legislative Council and Assembly, and reserved for the signification of His Ma-

Acquainting Legislative Council that His Majesty has assented to Shaw's relief bill.

Friday, 6th, December, 1833.

FOURTH SESSION, 11th PROVINCIAL PARLIAMENT, 4th WILLIAM IV.

jesty's pleasure in conformity with the King's instructions, and by the advice of the Law Officers of the Crown, has received His Majesty's Royal confirmation, and is accordingly finally enacted,

Government House,

5th December, 1833.

J. COLBORNE,

Transmitting a letter from Mr. Justice Sherwood, forwarding certain presentments from the Grand Inquest of the District of Niagara.

The Lieutenant Governor transmits to the Legislative Council a letter from Mr. Justice Sherwood, forwarding a presentment from the Grand Inquest of the District of Niagara, in which is pointed out the inconvenience resulting from an Act passed in the year 1824; and also a Presentment relative to an Act passed in the 4th Geo. 4th, entitled "An Act to incorporate certain persons therein mentioned under the style and title of the Welland Canal Company."

Government House,

5th December, 1833.

J. COLBORNE,

Transmitting a report of the Commissioners for completing the Parliament Buildings.

The Lieutenant Governor transmits to the Legislative Council, a Report of the Commissioners appointed by an Act of last Session granting a further sum of money for the completion of the Parliament Buildings.

Government House,

5th December, 1833.

J. COLBORNE,

Transmitting a copy of a letter from the President of the Welland Canal Company.

The Lieutenant Governor transmits to the Legislative Council, a copy of a letter from the President of the Welland Canal Company with reference to the Address of the second of January last, requiring a return of the expenditure in detail, in compliance with an Act passed in the first year of His present Majesty's Reign.

Government House,

5th December, 1833.

COPY.

York, 7th February, 1833.

SIR,

In reply to your letter conveying a copy of an Address to His Excellency the Lieutenant Governor from the Honorable the Legislative Council, requiring accounts of the expenditure on the Welland Canal, I have the honor to acquaint you, that such accounts as I have the power to give, without a reference to the documents &c. kept at the Company's Office at St. Catharines, are already in the possession of that Honorable Body. It is now too late a period, I presume, to obtain other accounts from St. Catharines.

I have the honor to be, &c.

Lieut. Col. ROWAN,

(Signed,)

JOHN H. DUNN,

Civil Secretary.

President, W. C. C.

&c. &c. &c.

A true copy,

(Signed,)

WM. ROWAN.

J. COLBORNE,

Transmitting a report from the Commissioners of the Burlington Bay Canal.

The Lieutenant Governor transmits to the Legislative Council, the accompanying Report from the Commissioners of the Burlington Bay Canal.

Government House,

6th December, 1833.

Gaol limits bill. Waterloo and Woolwich land conveyance bill, and line fence bill, read 1st time.

The Bill entitled, "An Act to extend the limits assigned to the respective Gaols in this Province,"—also the Bill entitled, "An Act to authorise the persons therein named to hold or convey certain Lands in the Townships of Waterloo and Woolwich, in the District of Gore,"—and also, the Bill entitled, "An Act to regulate line Fences and water courses," were then severally read; and it was,

Saturday, 7th December, 1833.

SIR JOHN COLBORNE, K. C. B., *Lieutenant Governor.*

Ordered, that the same be read a second time tomorrow.

On motion made and seconded it was,

Ordered, that a conference be acceded to with the Commons House of Assembly on the subject of the distribution and occupation of the apartments in the Parliament Buildings; and,

Ordered, that the Honorable Messrs. Baldwin and Hamilton be appointed the Conferrees on the part of this House for that purpose; and,

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council accede to a Conference with the Commons House of Assembly on the subject of the distribution and occupation of the apartments in the Parliament Buildings, and have appointed the Honorable Messrs. Baldwin and Hamilton to be the Conferrees on their part, who will be ready to meet a Committee on the part of the Commons House of Assembly tomorrow, at the hour of two of the clock P. M., in the Committee Room of the Legislative Council, for that purpose.

The Bill entitled, "An Act to repeal part of an Act passed in the third year of His Majesty's reign entitled, 'An Act granting to His Majesty a sum of money to defray the expense of erecting a Penitentiary in this Province, and for other purposes therein mentioned,'" was read; and it was,

Ordered, that the same be read a second time tomorrow.

The Bill entitled, "An Act to Incorporate sundry persons under the style and title of the President, Directors and Company, of the Gore Bank," was read; and it was,

Ordered, that the same be read a second time this day sennight.

On motion made and seconded, it was,

Ordered, that an Address be presented to the Lieutenant Governor, thanking His Excellency for his several Messages of this day, and assuring His Excellency that this House will not fail to give their best consideration to the subjects recommended by His Excellency therein; and,

Ordered, that the Honorable Messrs. Allan, and Baldwin, do present the same.

The Honorable Mr. Elmsley brought up the Petition of Henry Ruttan, Esquire, Sheriff of the District of Newcastle; which was laid on the table.

The Honorable Mr. Baldwin brought up the Petition of George Boswell, and others, inhabitants of the District of Newcastle; also the Petition of John D. Smith, and others, inhabitants of the village of Port Hope, in the District of Newcastle and its vicinity; also the Petition of J. G. Bethune, and others, Commissioners for improving the internal Navigation of the District of Newcastle; and also the Petition of Alexander Fletcher, and others, inhabitants of the Township of Darlington, in the District of Newcastle; which were laid on the table.

On motion made and seconded the House adjourned.

SATURDAY, 7th DECEMBER, 1833.

The House met pursuant to adjournment.

PRESENT:

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> GORDON,
<i>The Honorable Messrs.</i> WELLS,	" " ELMSLEY,
" " ALLAN,	" " BALDWIN,
" " ROBINSON,	

Prayers were read.

The Minutes of yesterday were read.

The Honorable Mr. Allan, from the Select Committee appointed to present an Address to the Lieutenant Governor thanking His Excellency for his several Messages of yesterday, reported the delivery thereof.

Pursuant to the order of the day, the Petition of Joseph Smith, senior, and others, inhabitants of the District of Niagara, praying for an Act authorising His Excellency the Lieutenant Governor to appoint Commissioners with power to settle and determine the boundary

E

A conference with Assembly on the subject of the distribution of the apartments in Parliament Buildings, acceded to. Conferrees appointed.

Assembly acquainted of same.

Penitentiary erection partial repeal bill, read 1st time.

Gore Bank corporation bill read 1st time.

Address of thanks ordered to be presented to Lieut. Governor for his Messages of to-day.

Members appointed therefor.

Petition of Henry Ruttan brought up.

Petitions of George Boswell and others; Of John D. Smith and others; Of J. G. Bethune and others; And of Alexander Fletcher and others, brought up.

House adjourns.

House meets.

Members present.

Report of the select Committee appointed to present an address of thanks to Lieut. Governor.

Petition of Joseph Smith, sen. and others, read.

Wednesday, 11th, December, 1833.

SIR JOHN COLBORNE, K. C. B., *Lieutenant Governor.*

The Honorable Mr. Gordon took the Chair.

A message being announced the Chairman left the Chair and the House formed.

A deputation from the Commons House of Assembly brought up a bill, entitled "An Act to form certain Townships in the London District into a County, and to attach certain Townships to the Counties of Middlesex and Kent, in London and Western Districts," to which they requested the concurrence of this House, and then withdrew. Huron County formation bill brought up.

The House was then again put into a Committee of the whole upon the Bill entitled, "An Act to regulate line Fences and water courses." Line-fence bill re-committed.

The Honorable Mr. Gordon took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the said bill into consideration, had made some progress therein, and recommended that the same be referred to a Select Committee to report thereon. Reported, and referred to a select Committee.

Ordered, that the report be received ; and,

Ordered, that the Honorable Messieurs Markland, Allan, Gordon, and Baldwin, be appointed a Committee for that purpose. Members composing same.

The Bill entitled, "An Act to form certain Townships in the London District into a County, and to attach certain Townships to the Counties of Middlesex and Kent, in London and Western Districts," was read ; and it was, Huron County formation bill read first time.

Ordered, that the same be read a second time tomorrow.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill entitled, "An Act to repeal part of an Act passed in the third year of His Majesty's reign entitled, 'An Act granting to His Majesty a sum of money to defray the expense of erecting a Penitentiary in this Province, and for other purposes therein mentioned,'" Penitentiary erection partial repeal bill committed.

The Honorable Mr. Baldwin took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the said Bill into consideration, and had made an amendment thereto, which they recommended to the adoption of the House. Amendment reported.

Ordered, that the Report be received ; and,

The said amendment was then read by the Clerk as follows :—

Press. 1, Line 3 from the bottom.—After the words "passing of" expunge "this" and insert "the said." Read first time.
The amendment.

The said amendment being read a second time, and the question of concurrence put thereon, it was agreed to by the House ; and it was, Read second time, and adopted.

Ordered, that the same be engrossed, and the said Bill as amended read a third time tomorrow.

Pursuant to the order of the day, the Bill entitled, "An Act to repeal an Act passed in the eighth year of His late Majesty's reign entitled, 'An Act to require the Justices of the several Districts of this Province to publish a statement of their District Accounts, and to make further provision for publishing District Accounts, and disposing of the District funds,'" was read a second time ; and it was, Justices accounts publishing bill read second time.

Ordered, that the House be put into a Committee of the whole, tomorrow, to take the same into consideration.

Pursuant to the order of the day, the Bill entitled "An Act to afford relief to persons confined on mesne process," was read a second time ; and it was, Mesne process relief bill read second time.

Ordered, that the House be put into a Committee of the whole, on Friday next, to take the same into consideration ; and,

Ordered, that the Members in Town be Summoned to attend in their places on that day. Members summoned.

The Honorable Mr. Gordon brought up the Petition of Donald MacDonell, Sheriff of the Eastern District—and also the Petition of J. W. Powell, and others, inhabitants of the County of Norfolk, in the London District ; which were laid on the table. Petitions of Donald MacDonell, and of J.W. Powell & others, brought up.

On motion made and seconded the House adjourned until tomorrow, at two of the clock P. M. House adjourns.

Thursday, 12th December, 1833.

FOURTH SESSION, 11th PROVINCIAL PARLIAMENT, 4th WILLIAM IV.

THURSDAY, 12th DECEMBER, 1833.

House Meets.

The House met pursuant to adjournment.

PRESENT :

Members present. *The Honorable JOHN B. ROBINSON, SPEAKER.* *The Honorable Messrs. ALLAN,*
The Honorable Messrs. CROOKSHANK, " " *GORDON,*
 " " *WELLS,* " " *BALDWIN,*
 " " *MARKLAND,*

Prayers were read.

The Minutes of yesterday were read.

Penitentiary erection
partial repeal bill,
as amended, read
third time and passed.

Pursuant to the order of the day, the Bill entitled, "Act to repeal part of an Act passed in the third year of His Majesty's Reign, entitled, 'An Act granting to His Majesty a sum of money to defray the expense of erecting a Penitentiary in this Province, and for other purposes therein mentioned,'" was as amended read a third time; and,

The question being put, whether this Bill as amended should pass, it was carried in the affirmative :

Amendment signed.

Whereupon the Speaker signed the amendment; and it was,

Sent to Assembly
for concurrence.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed this Bill with an amendment, to which they desire the concurrence of the Commons House of Assembly.

Petitions of
Richard Bullock
and others;

Pursuant to the order of the day, the Petition of Richard Bullock, and others, inhabitants of the Newcastle District, praying for an Act authorising the construction of a Canal by the most eligible and convenient route from Port Hope to Bewdly—also the Petition of Martin Fraliak, and others, inhabitants of the Gore of land lying between the Townships of Ernestown and Fredericksburgh, praying for an Act to establish the survey lately made by John Smith McDonald—also the Petition of William P. Patrick, and Joseph Easton, Executors of the last Will and Testament of the late Thomas Stoyell, praying for an Act empowering Petitioners to sell and dispose of all the Property belonging to him at the time of his death—also the Petition of the Chiefs of the Mississauga Tribe of Indians, residing at the Rice Lake, in the District of Newcastle, praying for an Act prohibiting the killing of Maskenongie in the said Lake during certain months of the year—also the Petition of John Poore, and others, inhabitants of certain Townships in the District of Gore, praying for an Act to form such Townships into a separate District, and that Guelph may be constituted the District Town thereof—also the Petition of the President, Directors and Company, of the Bank of Upper Canada, praying for an Act increasing the Capital Stock of the Institution to at least five hundred thousand pounds—also the Petition of Richard Tunks, and others, Freeholders of the Townships of Westminster and London, praying for an Act authorising the said Richard Tunks to erect a dam at a certain part of the River Thames—and also the Petition of John O'Grady, a Prisoner confined for debt in the York Gaol, praying for an Act authorising the Judges of the Court of King's Bench to afford him relief; were severally read.

Of Martin Fraliak
and others;

Of Wm. P. Patrick
and another;

Of the Chiefs of the
Mississauga Tribe of
Indians, residing at
the Rice Lake.

Of John Poore
and others.

Of the President,
Directors and Com-
pany of the Bank of
Upper Canada.

Of Richard Tunks
and others.

And of John O'Grady,
read.

Sophiasburgh survey
bill read second time.

Pursuant to the order of the day, the Bill entitled, "An Act to establish the present survey of certain side lines in the second Concession west of Green Point, in the Township of Sophiasburgh," was read a second time; and it was,

Ordered, that the House be put into a Committee of the whole, tomorrow, to take the same into consideration.

K. B. Judges Inde-
pendency bill
read second time.

Pursuant to the order of the day, the Bill entitled, "An Act to render the Judges of the Court of King's Bench in this Province independent of the Crown," was read a second time; and it was,

Ordered, that the House be put into a Committee of the whole, tomorrow, to take the same into consideration.

Huron County
formation bill
read second time.

Pursuant to the order of the day, the Bill entitled, "An Act to form certain Townships in the London District into a County, and to attach certain Townships to the Counties of Middlesex and Kent, in London and Western Districts," was read a second time; and it was,

Monday, 16th December, 1833.

FOURTH SESSION 11th PROVINCIAL PARLIAMENT, 4th WILLIAM IV.

Petitions of
Donald MacDonell,
And of J. W. Powell
and others, read.

Pursuant to the order of the day, the Petition of Donald MacDonell, Sheriff of the Eastern District, praying for an Act allowing to all Sheriffs of this Province a salary of one hundred pounds per annum—and also the Petition of J. W. Powell, and others, inhabitants of the County of Norfolk, in the London District, praying for an Act to erect the said County into a separate District, and authorising a loan of money for the purpose of building a Gaol and Court House therein; were severally read.

Sophiasburgh survey
bill committed.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill entitled, "An Act to establish the present Survey of certain side lines in the second Concession West of Green Point, in the Township of Sophiasburgh."

The Honorable Mr. Baldwin took the Chair.

After some time the House resumed.

Reported, and
referred to a select
Committee.

The Chairman reported that the Committee had taken the said Bill into consideration, and recommended that the same be referred to a Select Committee, with power to send for persons and papers, and to report thereon.

Ordered, that the report be received; and,

Members composing
same

Ordered, that the Honorable Messrs. Markland, and Elmsley, be appointed a Committee for that purpose.

K. B. Judges inde-
pendency bill
committed.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill entitled, "An Act to render the Judges of the Court of King's Bench in this Province independent of the Crown."

The Honorable Mr. Crookshank took the Chair.

After some time the House resumed.

Reported, and leave
asked to sit again.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again on Wednesday next.

Ordered, that the report be received, and leave granted accordingly.

Leave granted.

Huron County for-
mation bill committed.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill entitled, "An Act to form certain Townships in the London District into a County, and to attach certain Townships to the Counties of Middlesex and Kent, in London and Western Districts."

The Honorable Mr. Allan took the Chair.

After some time the House resumed.

Reported and leave
asked to sit again.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again on Tuesday next.

Ordered, that the report be received, and leave granted accordingly.

Leave granted.

House adjourns.

On motion made and seconded, the House adjourned until Monday next, at the hour of one of the clock, P. M.

MONDAY, 16th DECEMBER, 1833.

House meets.

The House met pursuant to adjournment.

PRESENT:

Members present.

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> ALLAN,
<i>The Honorable Messrs.</i> CLARK,	" " GORDON,
" " WELLS,	" " ELMSLEY,
" " MARKLAND,	" " BALDWIN,

Prayers were read.

The Minutes of Friday were read.

Justices account-
publishing bill
re-committed.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill entitled, "An Act to repeal an Act passed in the eighth year of His late Majesty's reign entitled, 'An Act to require the Justices of the several Districts of this Province to publish a statement of their District Accounts, and to make further provision for publishing District Accounts, and disposing of the District funds.'"

The Honorable Mr. Markland took the Chair.

A Message being announced, the Chairman left the Chair, and the House formed.

Monday, 16th December, 1833.

SIR JOHN COLBORNE, K. C. B., *Lieutenant Governor.*

A Deputation from the Commons House of Assembly brought up some Bills, to which they requested the concurrence of this House, and then withdrew.

The House was then again put into a Committee of the whole upon the Bill entitled, "An Act to repeal an Act passed in the eighth year of His late Majesty's reign entitled, 'An Act to require the Justices of the several Districts of this Province to publish a statement of their District Accounts, and to make further provision for publishing District Accounts, and disposing of the District funds.'" Justices accounts publishing bill re-committed.

The Honorable Mr. Markland took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and recommended that a Conference be desired with the Commons House of Assembly on the subject matter thereof. Reported, and a conference recommended.

Ordered, that the Report be received; and,

Ordered, that a Conference be desired with the Commons House of Assembly on the subject matter of the said Bill; and, Conference ordered.

Ordered, that the Honorable Messrs. Clark and Gordon, be appointed the Conferrees on the part of this House for that purpose; and, Conferrees appointed.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council request a Conference with the Commons House of Assembly on the subject matter of the Bill sent up from that House, entitled, "An Act to repeal an Act passed in the eighth year of His late Majesty's reign entitled, 'An Act to require the Justices of the several Districts of this Province to publish a statement of their District Accounts, and to make further provision for publishing District Accounts, and disposing of the District funds'" and have appointed the Honorable Messrs. Clark and Gordon, to be the Conferrees on the part of this House, who will be ready to meet a Committee on the part of the Commons House of Assembly, on Wednesday next, at the hour of two of the clock P. M., in the Committee Room of the Legislative Council, for that purpose. Assembly acquainted of same.

His Honor the Speaker reported to the House, that a Deputation from the Commons House of Assembly had brought up a Bill entitled, "An Act to authorise the construction of a Road from Hamilton, in the Gore District, to Port Dover, in the London District,"—also a Bill entitled, "An Act to Incorporate certain persons under the style and title of the Cobourg Rail Road Company,"—and also a Bill entitled, "An Act to provide for the maintenance and government of the Provincial Penitentiary, erected near Kingston, in the Midland District," to which they requested the concurrence of this House. Speaker reports receipt of Hamilton and Port Dover road bill; Cobourg rail-road Corporation bill, and Provincial Penitentiary's maintenance bill, from the Assembly.

The said Bills were then severally read; and it was, Read 1st time.

Ordered, that they be read a second time tomorrow.

Pursuant to the order of the day, the Petition of Alexander MacDonell, of Saint Catharines, in the District of Niagara, praying for an Act incorporating certain persons for the purpose of improving the land and surplus water of the Welland Canal Company, was read. Petition of Alex'r. McDonell read.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill entitled, "An Act to Incorporate sundry persons under the style and title of the President, Directors and Company, of the Gore Bank." Gore Bank Corporation bill committed.

The Honorable Mr. Wells took the Chair.

A Message being announced the Chairman left the chair, and the House formed.

Several Messages from His Excellency the Lieutenant Governor were delivered by Mr. Secretary Rowan, who being retired, the Speaker read the same, and they were again read by the Clerk as follows:— Messages from the Lieutenant Governor.

J. COLBORNE,

The Lieutenant Governor transmits to the Legislative Council the accompanying Report of the Commissioners appointed by an Act passed at the last Session of the Legislature entitled, "An Act granting to His Majesty a sum of money, to be raised by Debenture, for the improvement of the Navigation of the River Saint Lawrence." Transmitting a report of the Commissioners for improving the navigation of the River St. Lawrence.

Government House,

16th December, 1833.

G

Monday, 16th December, 1833.

FOURTH SESSION 11th PROVINCIAL PARLIAMENT, 4th WILLIAM IV.

J. COLBORNE.

Transmitting a report of the Commissioners for erecting a Penitentiary in this Province.

The Lieutenant Governor transmits to the Legislative Council the accompanying Report of the Commissioners appointed by an Act passed at the last Session of the Legislature entitled, "An Act granting to His Majesty a sum of money to defray the expense of erecting a Penitentiary in this Province, and for other purposes therein mentioned."

Government House,

16th December, 1833.

J. COLBORNE,

Transmitting a report of the Commissioners for erecting a Light-house on Nine Mile Point.

The Lieutenant Governor transmits to the Legislative Council the accompanying Report of the Commissioners appointed by an Act passed at the last Session of the Legislature entitled, "An Act granting a sum of money to defray the expense of erecting a Light House on Nine Mile Point, at the entrance of the Harbour at Kingston."

Government House,

16th December, 1833.

J. COLBORNE,

Transmitting a report of the Commissioners for completing the Welland Canal.

The Lieutenant Governor transmits to the Legislative Council the Report of the Commissioners appointed by an Act of the last Session, for affording further aid towards the completion of the Welland Canal.

Government House,

10th December, 1833.

Gore Bank corporation bill re-committed.

The House was then again put into a Committee of the whole upon the Bill entitled, "An Act to incorporate sundry persons under the style and title of the President, Directors and Company, of the Gore Bank."

The Honorable Mr. Wells took the Chair.

After some time the House resumed.

Reported, and leave asked to sit again.

The Chairman reported that the Committee had taken the said bill into consideration, had made some progress therein, and asked leave to sit again on Monday next.

Leave granted.

Ordered, that the Report be received, and leave granted accordingly.

Belleville Police bill read second time.

Pursuant to the order of the day, the Bill entitled, An Act to establish a Board of Police in the Town of Belleville," was read a second time; and it was,

Ordered, that the House be put into a Committee of the whole, tomorrow, to take the same into consideration.

Norfolk division bill read 2nd time.

Pursuant to the order of the day, the Bill entitled, "An Act to erect the County of Norfolk into a separate District, and authorise a loan of money for the purpose of building a Gaol and Court House therein," was read a second time; and it was,

Ordered, that the House be put into a Committee of the whole, tomorrow, to take the same into consideration.

On motion made and seconded, it was,

Address of thanks ordered to be presented to the Lieut. Governor for his Messages of to-day. Committee appointed for that purpose.

Ordered, that an Address be presented to the Lieutenant Governor, thanking His Excellency for his several Messages of this day; and,

Ordered, that the Honorable Messrs. Wells, and Gordon, be appointed a Committee to present the same.

Petition of Robert Richardson and others, brought up.

The Honorable Mr. Markland brought up the Petition of Robert Richardson, and others, interested in the Midland District School Society; which was laid on the table.

House adjourns.

On motion made and seconded the House adjourned until tomorrow, at eleven of the clock A. M.

Tuesday, 17th December, 1833.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

TUESDAY, 17th DECEMBER, 1833.

The House met pursuant to adjournment.

House meets.

PRESENT:

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> ROBINSON,	
<i>The Honorable Messrs.</i> CLARK,	" " GORDON,	Members present:
" " WELLS,	" " ELMSLEY,	
" " MARKLAND,	" " BALDWIN,	

Prayers were read.

The Minutes of yesterday were read.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill entitled, "An Act to form certain Townships in the London District into a County, and to attach certain Townships to the Counties of Middlesex and Kent, in London and Western Districts,"

Huron County formation bill re-committed.

The Honorable Mr. Clark took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the said Bill into consideration, and had made some amendments thereto, which they recommended to the adoption of the House.

Amendments reported.

Ordered, that the report be received; and,

The said amendments were then read by the Clerk as follows:—

Read first time.

In the title, line 3.—After the word "in" insert "the"

The amendments.

In the Bill, line 2 from the bottom.—After "Warwick" expunge "Brock" and insert "Brooke."

The said amendment being read a second time, and the question of concurrence put on each, they were severally agreed to by the House; and it was,

Read second time, and adopted.

Ordered, that the forty-fourth rule be dispensed with as it regards this Bill, and that the amendments thereto be engrossed, and the said Bill as amended read a third time this day.

Forty-fourth rule dispensed with.

Pursuant to the order of the day, the Bill entitled, "An Act to authorise the construction of a Road from Hamilton, in the Gore District, to Port Dover, in the London District," was read a second time; and it was,

Hamilton and Port Dover road bill read second time.

Ordered, that the same be referred to a Select Committee of two Members, to Report thereon by amendment or otherwise; and,

And referred to a select Committee.

Ordered, that the Honorable Messrs. Gordon, and Wells, be appointed a Committee for that purpose.

Members composing same.

Pursuant to the order of the day, the Bill entitled, "An Act to incorporate certain persons under the style and title of the Cobourg Rail Road Company," was read a second time; and it was,

Cobourg Rail-road Corporation bill read second time.

Ordered, that the same be referred to a Select Committee of two Members to report thereon by amendment or otherwise; and,

And referred to a select Committee.

Ordered, that the Honorable Messrs. Markland, and Baldwin, be appointed a Committee for that purpose.

Members composing same.

Pursuant to the order of the day, the Bill entitled, "An Act to provide for the maintenance and government of the Provincial Penitentiary, erected near Kingston, in the Midland District," was read a second time; and it was,

Provincial Penitentiary's maintenance bill read second time.

Ordered, that the House be put into a Committee of the whole, tomorrow, to take the same into consideration.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill entitled "An Act to establish a Board of Police in the Town of Belleville."

Belleville Police bill committed.

The Honorable Mr. Gordon took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the said bill into consideration, had made some progress therein, and recommended that it be referred to a Select Committee to report thereon by amendment or otherwise.

Reported, and referred to a select Committee.

Ordered, that the report be received; and,

Wednesday, 18th December, 1833.

FOURTH SESSION, 11th PROVINCIAL PARLIAMENT, 4th WILLIAM IV.

Members composing same.	Ordered, that the Honorable Messrs. Clark, and Elmsley, be appointed a Committee for that purpose.
Norfolk division bill, committed.	Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill entitled, "An Act to erect the County of Norfolk into a separate District, and authorise a loan of money for the purpose of building a Gaol and Court House therein." The Honorable Mr. Elmsley took the Chair. After some time the House resumed.
Reported Committee had risen.	The Chairman reported that the Committee had taken the said Bill into consideration, and had risen. Ordered, that the Report be received.
Huron County formation bill, as amended, read third time and passed.	Pursuant to the order of the day, the Bill entitled, "An Act to form certain Townships in the London District into a County, and to attach certain Townships to the Counties of Middlesex and Kent, in London and Western Districts," was as amended read a third time; and, The question being put, whether this Bill as amended should pass, it was carried in the affirmative :
Amendments signed, and sent to Assembly for concurrence.	Whereupon the Speaker signed the amendments; and it was, Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed this Bill with amendments, to which they desire the concurrence of the Commons House of Assembly.
Petitions of Louis T. Desjardins :	The Honorable Mr. Gordon brought up the Petition of Louis Thomas Desjardins, eldest brother of Peter Desjardins, late of the District of Gore in this Province, deceased; which was laid on the table.
And of W. B. Jarvis and others, brought up.	The Honorable Mr. Markland brought up the Petition of W. B. Jarvis, and others, inhabitants of the Town of York, and its vicinity; which was laid on the table. On motion made and seconded it was,
Provincial Arbitrators report relative to duties, and the reports on the St. Lawrence navigation, the Welland Canal, and the Penitentiary, ordered to be printed.	Ordered, that the Report and Documents of the Arbitrators relative to the proportion to be assigned to Upper Canada of Duties levied at the Port of Quebec, transmitted to this House by His Excellency the Lieutenant Governor on the sixth instant; and the Reports on the Saint Lawrence Navigation, the Welland Canal, and the Penitentiary, transmitted by His Excellency yesterday, be Printed for the use of Members.
House adjourns.	On motion made and seconded the House adjourned.

WEDNESDAY, 18th DECEMBER, 1833.

House meets. The House met pursuant to adjournment.

PRESENT :

Members present.	<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> ALLAN,
	<i>The Honorable Messrs.</i> CLARK,	" " GORDON,
	" " WELLS,	" " ELMSLEY,
	" " MARKLAND,	" " BALDWIN,

Prayers were read.

The Minutes of yesterday were read.

Gaol limits bill re-committed.	Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill entitled "An Act to extend the limits assigned to the respective Gaols in this Province." The Honorable Mr. Wells took the Chair. After some time the House resumed.
Reported, and leave asked to sit again.	The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again this day.
Leave granted.	Ordered, that the report be received, and leave granted accordingly.
Petition of Ogden Creighton brought up.	The Honorable Mr. Baldwin brought up the Petition of Ogden Creighton; which was laid on the table.

Thursday, 19th December, 1833.

SIR JOHN COLBORNE, K. C. B., *Lieutenant Governor.*

A Deputation from the Commons House of Assembly brought up a bill, entitled "An Act to enable the Executors named in the Will of the late Thomas Stoyell to carry the provisions of the said Will into effect," to which they requested the concurrence of this House, and then withdrew. Stoyell's Estate bill brought up.

The said bill was read; and it was,

Ordered, that the same be read a second time to-morrow. Read first time.

On motion made and seconded the House adjourned until tomorrow at eleven of the clock, A. M. House adjourns.

THURSDAY, 19th DECEMBER, 1833.

The House met pursuant to adjournment. House meets.

PRESENT:

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> MARKLAND,	Members present.
<i>The Honorable Messrs.</i> CLARK,	" " GORDON,	
" " POWELL,	" " ELMSLEY,	
" " WELLS,	" " BALDWIN,	

Prayers were read.

The Minutes of yesterday were read.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill entitled "An Act to extend the limits assigned to the respective Gaols in this Province." Gaol limits bill re-committed.

The Honorable Mr. Wells took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again tomorrow. Reported and leave asked to sit again.

Ordered, that the report be received, and leave granted accordingly. Leave granted.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill entitled, "An Act to afford relief to persons confined on Mesne Process." Mesne Process relief bill re-committed.

The Honorable Mr. Elmsley took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again tomorrow. Reported and leave asked to sit again.

Ordered, that the report be received, and leave granted accordingly. Leave granted.

The Honorable and Right Reverend Bishop MacDonell enters. A Member enters.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill entitled, "An Act to render the Judges of the Court of King's Bench in this Province independent of the Crown." K. B. Judges Independence bill re-committed.

The Honorable Mr. Markland took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again on Monday next. Reported and leave asked to sit again.

Ordered, that the report be received, and leave granted accordingly. Leave granted.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill entitled, "An Act to provide for the maintenance and government of the Provincial Penitentiary, erected near Kingston, in the Midland District." Provincial Penitentiary's maintenance bill committed.

The Honorable Mr. Elmsley took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and recommended the same without amendment to the adoption of the House. Reported.

The Honorable Mr. Allan enters. A Member enters.

Ordered, that the above report be received; and,

Ordered, that the said Bill be read a third time tomorrow. Adopted.

H

Friday, 20th December, 1833.

FOURTH SESSION, 11th PROVINCIAL PARLIAMENT, 4th WILLIAM IV.

Stoyell's Estate bill
read 2nd time.

Pursuant to the order of the day, the Bill entitled, "An Act to enable the Executors named in the Will of the late Thomas Stoyell to carry the provisions of the said Will into effect," was read a second time; and it was,

And referred to a
select Committee.

Ordered, that the same be referred to a Select Committee of two Members, to Report thereon; and,

Members composing
same.

Ordered, that the Honorable Messrs. Clark, and Allan, be appointed a Committee for that purpose.

Petitions of
Robert Richardson
and others;
Of J.L.T. Desjardins;
And of W. B. Jarvis
and others, read.

Pursuant to the order of the day, the Petition of Robert Richardson, and others, interested in the Midland District School Society, praying an amendment to the Act incorporating the said Society—also the Petition of Jean Louis Thomas Desjardins, eldest brother of Peter Desjardins, late of the District of Gore in this Province, deceased, praying for an Act vesting the Estate of the said Peter Desjardins in the hands of Trustees for the benefit of the next of kin of the said Peter Desjardins, or of enabling petitioner to hold the same for that purpose—and also, the Petition of W. B. Jarvis, and others, inhabitants of the Town of York, and its vicinity, praying for an Act to incorporate the said Town, were then severally read.

Delivery of an address
of thanks for His
Excellency's Messa-
ges of the 16th inst.
reported.

The Honorable Mr. Wells from the Select Committee appointed to present an Address to the Lieutenant Governor thanking His Excellency for his several Messages of the sixteenth instant, reported that they had done so.

Report of the select
Committee upon
Hamilton and Port
Dover road bill
presented.

The Honorable Mr. Wells, from the Select Committee to whom was referred the Bill entitled, "An Act to authorise the construction of a Road from Hamilton, in the Gore District, to Port Dover, in the London District," presented their Report.

Ordered, that the report be received; and,

Read.

The same was then read by the Clerk as follows:—

The report.

The Committee to whom was referred the Bill entitled, "An Act to authorise the construction of a Road from Hamilton, in the Gore District, to Port Dover, in the London District," respectfully Report:

That they are fully satisfied, from the information they have procured, that the new line of Road proposed to be opened by the said Bill will, if carried into execution, prove an essential public benefit; and as provision is made in the Bill to protect the rights of individuals who may be affected thereby, your Committee have no hesitation in recommending its adoption by your Honorable House.

All which is respectfully submitted.

(Signed,)

JOSEPH WELLS,
CHAIRMAN.

19th December, 1833.

Ordered, that the House be put into a Committee of the whole, on Monday next, to take the last mentioned Bill, and Report thereon, into further consideration.

Petitions of
the President, &c. of
the Commercial Bank
of the Midland
District;
Of Eleanor Swayzie;
Of J. Muirhead
and others;
And of E. Malcolm
and others,
brought up.

The Honorable Mr. Markland brought up the Petition of the President, Directors and Company, of the Commercial Bank of the Midland District; which was laid on the table.

The Honorable Mr. Gordon brought up the Petition of Eleanor Swayzie, Widow of John Swayzie, Esquire, deceased—also the Petition of J. Muirhead, and others, inhabitants of the District of Niagara—and also, the Petition of Eliakim Malcolm, and others, inhabitants of the Counties of Norfolk and Oxford, in the London District; which were laid on the table.

House adjourns.

On motion made and seconded the House adjourned until eleven of the clock A. M. tomorrow.

FRIDAY, 20th DECEMBER, 1833.

House meets.

The House met pursuant to adjournment.

PRESENT:

Members present.

The Honorable JOHN B. ROBINSON, SPEAKER,
The Honorable Messrs. CLARK,
" " WELLS,
" " MARKLAND,
" " ALLAN,

The Honorable Messrs. GORDON,
" " ELMSLEY,
" " BALDWIN.
The Hon. & Rt. Rev. BISHOP MACDONELL.

Friday, 20th December, 1833.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Prayers were read.

The Minutes of yesterday were read.

Pursuant to the order of the day, the Bill entitled, "An Act to provide for the maintenance and government of the Provincial Penitentiary, erected near Kingston, in the Midland District," was read a third time and passed;

Provincial Penitentiary's maintenance bill read third time and passed.

Whereupon the Speaker signed the same; and it was,

Bill signed.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council has passed this Bill without amendment.

And Assembly acquainted of same.

On motion made and seconded, it was,

Ordered, that a Message be sent to the Assembly to acquaint them, that the Legislative Council supposing it was by accident that they did not receive a Message from the Assembly before the time appointed for the Conference requested upon the Bill entitled, "An Act to repeal an Act passed in the eighth year of His late Majesty's reign entitled, 'An Act to require the Justices of the several Districts of this Province to publish a statement of their District Accounts, and to make further provision for publishing District Accounts and disposing of the District funds,'" now again renew their request of a Conference upon the said Bill, and have appointed the hour of two of the clock on Monday next for a Conference, to be held in the Committee Room of the Legislative Council, when the same Members of the Legislative Council will be ready to meet a Committee of Conference from the House of Assembly, in case the Conference shall be acceded to.

Message to the Assembly, requesting a conference upon Justices Accounts publishing bill.

Pursuant to the order of the day, the Petition of Ogden Creighton, praying for an Act incorporating him along with certain other persons for the purpose of constructing a Rail Road from the Welland Canal to the Niagara River, was read.

Petition of Ogden Creighton read.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill entitled, "An Act to extend the limits assigned to the respective Gaols in this Province."

Gaol limits bill re-committed.

The Honorable Mr. Wells took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and had made some amendments thereto, which they were ready to submit whenever the House would be pleased to receive the same.

Amendments reported.

Ordered, that the Report be received on Monday next.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill entitled, "An Act to afford relief to persons confined on Mesne Process."

Mesne process relief bill re-committed.

The Honorable Mr. Markland took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and had made some amendments thereto, which they were ready to submit whenever the House would be pleased to receive the same.

Amendments reported.

Ordered, that the Report be received on Monday next.

The Honorable Mr. Gordon brought up the Petition of Charles Askin, and others, Magistrates, Merchants and Inhabitants, of the Western District; which was laid on the table.

Petition of Charles Askin and others, brought up.

The Honorable Mr. Markland from the Select Committee to whom was referred the Petition of William Henry Draper, Esquire, Agent for Messieurs Forsyth, Richardson and Company, Merchants of Montreal, presented their Report, together with a Bill founded thereon.

Report of the select Committee upon the petition of William H. Draper, presented.

Ordered, that the Report be received; and,

The same was then read by the Clerk as follows:—

Read.

The Select Committee to whom was referred the Petition of William Henry Draper, Esquire, Agent for Messrs. Forsyth, Richardson and Company, Merchants of Montreal, have inspected the Probate of the Will of the late John White, Esq., to which is annexed a Codicil in the terms set forth in the Petition. It has been further shewn to them that the late Honorable Peter Russell the Executor and Devisee in trust has no heir living in this Province, and that it is not yet certainly ascertained who is his heir-at-law, though it is believed to be a collateral relation, resident in Ireland, and a female.

The report.

Monday, 23d December, 1833.

FOURTH SESSION 11th PROVINCIAL PARLIAMENT, 4th WILLIAM IV.

From a schedule of the debts of the late Mr. White, exhibited to the Committee, it appears that he died indebted to Forsyth, Richardson and Company, and to Samuel Shepherd, Esquire, the creditors mentioned in his Will, in the sum of sixteen hundred pounds, and twelve hundred pounds, respectively; and that his debts in all amounted to three thousand, two hundred and forty-nine pounds, nineteen shillings, and three pence, Provincial Currency, of which a small proportion only has been paid.

It is, therefore, manifestly just and proper to afford the relief prayed, by substituting another trustee or trustees, who may carry the intentions of the testator into effect, and for this purpose the Committee report a Bill.

Legislative Council Committee Room,
Twentieth day of December, 1833.

White's Trustee bill
read first time.

The Bill to appoint trustees to carry into effect the provisions of the Will of John White, Esquire, deceased, was then read; and it was,

Ordered, that the same be read a second time on Monday next.

House adjourns.

On motion made and seconded, the House adjourned until eleven of the clock, A. M. on Monday next.

MONDAY, 23d DECEMBER, 1833.

House meets.

The House met pursuant to adjournment.

PRESENT:

Members present.

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> ALLAN,
<i>The Honorable Messrs.</i> CLARK,	" " GORDON,
" " WELLS,	" " ELMSLEY,
" " MARKLAND.	" " BALDWIN,

Prayers were read.

The Minutes of Friday last were read.

Gore Bank corpora-
tion bill re-committed.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill entitled, "An Act to Incorporate sundry persons under the style and title of the President, Directors and Company, of the Gore Bank."

The Honorable Mr. Wells took the Chair.

Reported committee
had risen.

After some time the House resumed.

The Chairman reported that the Committee had taken the said bill into consideration, and had risen.

Ordered, that the Report be received.

King's Bench Judges
independency bill
re-committed.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill entitled, "An Act to render the Judges of the Court of King's Bench in this Province independent of the Crown."

The Honorable Mr. Markland took the Chair.

After some time the House resumed.

Reported, and leave
asked to sit again.

The Chairman reported that the Committee had taken the said bill into consideration, had made some progress therein, and asked leave to sit again tomorrow.

Leave granted.

Ordered, that the Report be received, and leave granted accordingly.

Hamilton and Port
Dover road bill, and
report thereon,
committed.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill entitled, "An Act to authorise the construction of a Road from Hamilton, in the Gore District, to Port Dover, in the London District," together with the Report of the Select Committee thereon.

The Honorable Mr. Clark took the Chair.

A Message being announced the Chairman left the chair, and the House formed.

Bill brought up from
the Assembly.

A Deputation from the Commons House of Assembly brought up a Bill, to which they requested the concurrence of this House.

The same Deputation brought up, and delivered at the Bar of this House, a Message in the following words: and then withdrew.

Monday, 23d December, 1833.

SIR JOHN COLBORNE, K. C. B., *Lieutenant Governor.*

MR. SPEAKER,

The Commons House of Assembly has acceded to the request of the Honorable the Legislative Council, on the subject matter of the Bill sent up from this House entitled, "An Act to repeal an Act passed in the eighth year of His late Majesty's reign entitled, 'An Act to require the Justices of the several Districts of this Province to publish a statement of their District Accounts, and to make further provision for publishing District Accounts, and disposing of the District funds,'" and have appointed a Committee of four of its Members, who will be ready to meet the Conferrees on the part of the Honorable the Legislative Council at the time and place appointed.

And a message, acceding to a conference upon Justices Accounts publishing bill.

(Signed,)

ARCHIBALD McLEAN,

SPEAKER,

Commons House of Assembly,
21st day of December, 1833.

The House was then again put into a Committee of the whole upon the Bill entitled, "An Act to authorise the construction of a Road from Hamilton, in the Gore District, to Port Dover, in the London District," together with the Report of the Select Committee thereon.

Hamilton and Port Dover road bill, and report thereon, re-committed.

The Honorable Mr. Clark took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and had made an amendment thereto, which they recommended to the adoption of the House.

Amendment to the bill reported.

Ordered, that the report be received; and,

The said amendment was then read by the Clerk as follows:—

Read first time.

Press. 2, line 2.—After "Highway" insert "Provided always, that it shall not be lawful to lay out the said Public Highway so as to lead the same through any orchard or garden, or to remove any building, without the consent of the owner first had and obtained, any thing in this Act contained to the contrary notwithstanding."

The amendment.

The said amendment being read a second time, and the question of concurrence put thereon, it was agreed to by the House; and it was,

Read second time, and adopted.

Ordered, that it be engrossed, and the said Bill as amended read a third time tomorrow.

His Honor the Speaker reported to the House, that a Deputation from the Commons House of Assembly had brought up a Bill entitled, "An Act to incorporate certain persons therein mentioned under the name and style of the Erie and Ontario Rail Road Company," to which they requested the concurrence of this House.

Speaker reports the receipt of Erie and Ontario Rail-road Corporation bill from Assembly.

The said Bill was then read; and it was,

Read 1st time.

Ordered, that the same be read a second time tomorrow.

On motion made and seconded it was,

Ordered, that the Committee of Conference on the part of this House be instructed, that the Legislative Council have requested this Conference with the House of Assembly upon the Bill sent up from that House, entitled, "An Act to repeal an Act passed in the eighth year of His late Majesty's reign entitled, 'An Act to require the Justices of the several Districts of this Province to publish a statement of their District Accounts, and to make further provision for publishing District Accounts, and disposing of the District funds'" for the purpose of acquainting them, that it appears to the Legislative Council that the third and ninth sections of the Bill, taken in connexion with each other, would have the effect of restraining the Justices of the Peace from making any order for the payment of money, however indispensable it might be, for which they could not cite the authority of some Statute allowing them in express terms to apply the District revenue for the specific purpose mentioned in the order. Until the Legislature shall have first carefully enumerated all the expenses for which provision must necessarily be made out of the District funds, it seems to the Council that it must be embarrassing to attempt such a limitation of the power of the Justices as this Bill imposes, because as there are no Provincial Statutes which profess to designate all the specific expenses which the Justices may defray, it will not be in their power always to quote

Instructions to the Conferrees upon Justices Accounts publishing bill.

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the authority of an express law. There are some charges, such as fees and allowances to Officers, for which the express authority of Statutes could be cited, but this is not the case with respect to some of the principal expenses daily incurred, and which are of undoubted necessity. The Statute 59th Geo. 3d, Chap. 7th, speaks in general terms of "defraying the public expenses of the District," and in the eighteenth section it is enacted, that the Justices may make orders for the payment of the District funds for any purpose mentioned in that Act, and for any other uses and purposes to which the public stock of the District is or shall be applicable by law. This Statute does not pretend to enumerate expressly the several objects to which the funds may be applied; and the first assessment Act, 33d, Geo. 3d, although it did enumerate expressly some of the principal objects, contained besides these general words, "and other necessary charges within the several Districts of the Province."

If this Act were still in force the Justices could not quote express authority under it for many necessary charges, and as the law now is it would be still less in their power. That those charges, however, should not be paid the Legislative Council has no idea could have been intended, although the use of the words, "expressly authorised to be allowed and paid," in the ninth clause seems to imply it, and might leave the Justices in difficulty in that respect.

The Legislative Council further remark, that by this Bill duties are thrown upon the Treasurers of Districts, which will require much labor and attention, and for which no recompense is allowed to them: as those Officers receive no salary it does not seem to the Council that considerable additional duties should be exacted from them without annexing an adequate allowance for the service.

The Honorable Mr. Wells from the Committee of the whole House upon the Bill entitled "An Act to extend the limits assigned to the respective Gaols in this Province," reported, pursuant to order, the amendments made thereto; and,

The same were then read by the Clerk as follows:—

In the title.—After "Province" insert "and to afford to Plaintiffs the means in some cases of more effectually compelling the payment of debts due to them by Defendants in execution."

In the Bill, last line.—After "limits" insert "4—And whereas it is expedient to afford to Plaintiffs more effectual means of compelling Defendants to a just application of their effects in satisfaction of their debts than are now provided by law, Be it further enacted by the authority aforesaid, that whenever the Plaintiff in any action shall have reason to believe that the Defendant being a debtor in execution, and admitted to the limits before or after the passing of this Act, hath the means at his disposal or within his control of satisfying the debt for which he is in execution, or a considerable portion thereof, it shall be competent to him to apply to the Court of King's Bench in term, or to a Judge thereof in vacation, or to the District Court, or a Judge thereof, in like manner, when such execution shall have issued from a District Court, shewing his grounds for such belief upon affidavit, and if upon the return of any summons or rule to shew cause that may thereupon issue, which summons or rule shall be served personally upon the Debtor, it shall appear to the satisfaction of the Court or Judge that the Debtor has the means at his disposal, or within his control, of satisfying the debt, or a considerable portion thereof, or that he had such means at the time of the service upon him of any notice by the Plaintiff of an intended application under this Act, it shall be competent to such Court or Judge, upon a view of the facts disclosed, and upon a consideration of any other matters which such Court or Judge thereof may require to have stated upon affidavit in relation to such application, either by way of answers by either party to such interrogatories as the other party may desire or the Court may direct to be filed, or otherwise, to make an order or rule upon the Sheriff directing him to apprehend the Defendant, and keep him in custody within the walls of the Gaol of his District, and such Defendant shall, when committed upon such order, remain imprisoned in execution in the same manner as if he had not before obtained the benefit of the limits."

Amendments to
Gaol limits bill
presented.

Read first time.

The amendments.

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SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

"5.—Provided always nevertheless, and be it further enacted by the authority aforesaid, that it shall nevertheless be competent to the Defendant, after he shall have been so imprisoned in close custody under this Act, to apply to the Court from which the execution issued, or to a Judge thereof in vacation, for a rule or summons upon the Plaintiff to shew cause why he should not be allowed the benefit of the limits upon giving the security required by law, which application shall be supported by affidavit, shewing that such Defendant has made or tendered just and reasonable satisfaction to the Plaintiff in respect to the grounds upon which he was taken from the limits and committed to close custody; and that the Court or Judge upon the return of such rule or order served on the Plaintiff or his Attorney, or otherwise, as under the circumstances such Court or Judge shall direct or shall deem sufficient, may make a rule or order allowing to the Defendant the benefit of the limits upon his giving the security required by law, if it shall appear reasonable and just so to do under all the circumstances of the case."

"6.—Provided always, and be it further enacted by the authority aforesaid, that upon the occasion of such an application as last herein mentioned, the Court or Judge may require information upon affidavit, or by way of answers to interrogatories in the same manner as herein directed in respect to any application to be made for depriving a Defendant of the benefit of the limits; and provided also, that after such second admission, or any future admission of a Defendant to the limits under the authority of this Act, similar proceedings may be adopted, by reason of any new facts discovered, for again depriving the Defendant of the benefit of the limits, or for again admitting him to the limits, as the case may require."

"7.—And be it further enacted by the authority aforesaid, that when a Defendant in execution, and upon the limits, shall refuse or neglect, upon demand made by the Plaintiff or his Attorney, either verbally or in writing, to deliver to him, within such time as shall appear reasonable under the circumstances to the Court or Judge to whom application shall be made under this Act, an account or schedule, in writing under the hand of such Defendant and verified by his oath, of all his real and personal estate, debts and effects of every description, such refusal or neglect, if not accounted for to the satisfaction of the Court or Judge, may in their or his discretion be taken as sufficient ground for making a rule or order as in this Act mentioned for committing such Defendant to close custody within the Gaol as aforesaid."

The said amendments being read a second time, and the question of concurrence put on each, they were severally agreed to by the House; and it was,

Read second time, and adopted.

Ordered, that they be engrossed, and the said Bill as amended read a third time tomorrow.

The Honorable Mr. Markland, from the Committee of the whole House upon the Bill entitled "An Act to afford relief to persons confined on mesne process," Reported, pursuant to order, the amendment made thereto.

Amendment to Mesne process relief bill presented.

The said amendment was then read by the Clerk as follows:—

Read first time.

After the third clause insert "4.—And be it further enacted by the authority aforesaid, that the Defendant shall not be entitled to a weekly allowance under this Act for any time during which the Plaintiff shall be delayed in his proceeding in consequence of any indulgence granted to the Defendant by rule of Court or order of a Judge; nor shall any order be made for such weekly allowance unless the Defendant shall make an affidavit, to be filed among the papers in the cause, that he does not believe the demand of the Plaintiff to be just, and that for that cause, and no other, he resists payment of the same, and refuses to confess judgment for the sum sworn to."

The amendment.

"5.—And whereas it is expedient to afford further relief in respect to destitute persons arrested for small sums, be it therefore further enacted by the

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authority aforesaid, that when the sum sworn to shall not exceed ten pounds, it shall and may be lawful for the Defendant, at the expiration of thirty days after having been committed to prison, to apply to the Court from whence the process issued, in term time, or to a Judge thereof in vacation, setting forth on affidavit that he is not worth the sum for which he has been arrested, and that he hath not, directly or indirectly, sold or otherwise disposed of any goods, debts, monies, or other personal estates, in order to defraud his creditors, or any of them; and that if upon the return of a summons or of a rule to shew cause, which may be thereupon issued, and upon answers to any interrogatories which the Plaintiff shall be at liberty to file, no good cause shall appear to the contrary, the Court or Judge shall discharge such Defendant from imprisonment upon his filing common appearance, and the Plaintiff may proceed in his action as in non-bailable actions where the Defendant has appeared."

Read second time and adopted.

The said amendment being read a second time, and the question of concurrence put thereon, it was agreed to by the House; and it was,

Ordered to be engrossed, and the said Bill as amended read a third time tomorrow.

White's Trustee bill read second time.

Pursuant to the order of the day, the Bill to appoint trustees to carry into effect the Will of John White, deceased, was read a second time; and it was,

Ordered, that the House be put into a Committee of the whole, tomorrow, to take the same into consideration.

Petitions of the President, &c. of the Commercial Bank of the Midland District; Of Eleanor Swayzie; Of J. Muirhead and others; Of E. Malcolm and others, and of Chas. Askin, and others, read.

Pursuant to the order of the day, the Petition of the President, Directors and Company, of the Commercial Bank of the Midland District, praying for an Act increasing their Capital Stock to at least two hundred and fifty thousand pounds: also the Petition of Eleanor Swayzie, Widow of Isaac Swayzie, deceased, praying for an Act absolving the estate of the said Isaac Swayzie, and his heirs and executors, from any further responsibility on account of any arrearages due from the same to the Government: also the Petition of J. Muirhead, and others, inhabitants of the District of Niagara, (with a similar prayer to the last,)—also, the Petition of Eliakim Malcolm, and others, inhabitants of the Counties of Norfolk and Oxford, in the London District, praying against the passing of any Act for dividing the said Counties: and also, the Petition of Charles Askin, and others, Magistrates, Merchants and Inhabitants, of the Western District, praying for an Act granting a sum of money for the purpose of erecting a Light House near the mouth of the River Detroit, were severally read.

Petition of James K. Andrews, and others, brought up.

The Honorable Mr. Clark brought up the Petition of James K. Andrews, and others, inhabitants of the County of Halton; which was laid on the table.

Report of the select Committee upon Waterloo and Woolwich land conveyance bill presented.

The Honorable Mr. Allan, from the Select Committee to whom was referred the Bill entitled, "An Act to authorise the persons therein named to hold or convey certain lands in the Townships of Waterloo and Woolwich, in the District of Gore," presented their Report.

Ordered, that the Report be received; and,

Read.

The same was then read by the Clerk as follows:—

The report.

The Select Committee to whom was referred the Bill entitled, "An Act to authorise the persons therein named to hold or convey certain Lands in the Townships of Waterloo and Woolwich, in the District of Gore," beg leave to report:

That having had before them the Petition upon which the Bill was introduced into the House of Assembly, and having ascertained that the Petitioners are the same description of persons, and similarly circumstanced with Daniel Erb and others, for whose relief a Bill was passed in the Session of 1823, do recommend that the Bill be adopted.

(Signed,)

WILLIAM ALLAN,
CHAIRMAN.

Legislative Council Committee Room,
23d day of December, 1833.

On motion made and seconded, it was,

Ordered, that the House be put into a Committee of the whole tomorrow on the said Bill, and the above report thereon.

Report of the Committee of conference upon Justices Accounts publishing bill.

The Honorable Mr. Gordon from the Committee of Conference upon the Bill entitled, "An Act to repeal an Act passed in the eighth year of His late Majesty's reign entitled, 'An

Monday, 30th December, 1833.

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White's Trustee bill committed.	Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill to appoint trustees to carry into effect the Will of John White, deceased. The Honorable Mr. Gordon took the Chair. After some time the House resumed.
Reported.	The Chairman reported that the Committee had gone through the said Bill, and recommended the same without amendment to the adoption of the House.
Adopted.	Ordered, that the Report be received ; and, Ordered, that the said Bill be engrossed, and the same read a third time on Monday next.
Waterloo and Woolwich land conveyance bill, and the report of the select Committee, re-committed.	Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill entitled, "An Act to authorise the persons therein named to hold or convey certain Lands in the Townships of Waterloo and Woolwich," together with the report of the Select Committee thereon. The Honorable Mr. Markland took the Chair. After some time the House resumed.
Reported.	The Chairman reported that the Committee had gone through the said Bill, and recommended the same without amendment to the adoption of the House.
Adopted.	Ordered, that the report be received ; and, Ordered, that the said Bill be read a third time on Monday next.
Petition of George Clive and others, brought up.	The Honorable Mr. Gordon brought up the Petition of George Clive, and others, inhabitants of the Town of Kingston, in the Midland District ; which was laid on the table.
House adjourns.	On motion made and seconded, the House adjourned until Monday next at the hour of one of the clock, P. M.

MONDAY, 30th DECEMBER, 1833.

House meets. The House met pursuant to adjournment.

PRESENT :

Members present.	<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs,</i> ELMSLEY,
	<i>The Honorable Messrs.</i> CLARK,	" " BALDWIN,
	" " ALLAN,	" " ADAMSON.
	" " GORDON,	

Prayers were read.

The Minutes of Tuesday last were read.

White's Trustee bill read third time and passed.	Pursuant to the order of the day, the Bill to appoint Trustees to carry into effect the provisions of the Will of John White Esq. deceased, was read a third time and passed ; and it was,
Title ordered.	Ordered, that the title be "An Act to appoint Trustees to carry into effect the provisions of the Will of John White, Esquire, deceased."
Bill signed.	Whereupon the Speaker signed the Bill ; and it was,
And sent to Assembly for concurrence.	Ordered, to be sent to the Commons House of Assembly, by the Master in Chancery, for the concurrence of that House.
Waterloo and Woolwich Land conveyance bill read third time and passed.	Pursuant to the order of the day, the Bill entitled, "An Act to authorise the persons therein named to hold or convey certain lands in the Townships of Waterloo and Woolwich," was read a third time and passed.
Same signed, and Assembly acquainted thereof.	Whereupon the Speaker signed the same ; and it was, Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council has passed this Bill without amendment.
Petitions of James K. Andrews, and others, and of George Clive and others, read.	Pursuant to the order of the day, the Petition of James K. Andrews, and others, inhabitants of the County of Halton, praying for an Act to divide the said County—and also the Petition of George Clive, and others, inhabitants of the Town of Kingston, praying that the management of the Provincial Penitentiary may be such as not to interfere with the honest and industrious manufacturers of said Town ; were severally read.
King's Bench Judges independency bill re-committed.	Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill entitled, "An Act to render the Judges of the Court of King's Bench in this Province independent of the Crown."

Tuesday, 31st December, 1833.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

The Honorable Mr. Adamson took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and had made an amendment thereto, which they were ready to submit whenever the House would be pleased to receive the same. Amendment reported.

The Honorable Mr. Markland enters. A Member enters.

Ordered, that the above Report be received tomorrow.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill entitled, "An Act to incorporate certain persons therein mentioned under the name and style of the Erie and Ontario Rail Road Company." Erie and Ontario Rail-road Corporation bill committed.

The Honorable Mr. Elmsley took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and recommended that the same be referred to a Select Committee to report thereon. Reported, and referred to a select Committee.

The Honorable Mr. Wells enters. A Member enters.

Ordered, that the above Report be received; and,

Ordered, that the Honorable Messrs. Clark, Gordon, and Elmsley, be appointed a Committee for that purpose. Members composing same.

On motion made and seconded the House adjourned. House adjourns.

TUESDAY, 31st DECEMBER, 1833.

The House met pursuant to adjournment. House meets.

PRESENT:

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> McDONELL,	
<i>The Honorable Messrs.</i> CLARK,	" " BALDWIN,	Members present.
" " MARKLAND,	" " ADAMSON.	
" " GORDON,		

Prayers were read.

The Minutes of yesterday were read.

Pursuant to the order of the day, the Honorable Mr. Markland, from the Committee of the whole upon the Bill entitled "An Act to render the Judges of the Court of King's Bench in this Province independent of the Crown," presented their Report; and, Amendment to King's Bench Judges independency bill presented.

The the Amendment to the Bill was then read by the Clerk as follows:—

Line 9.—After "same" expunge the remainder of the Bill, and insert "that the Judges of His Majesty's Court of King's Bench for this Province shall hold their offices during their good behaviour, notwithstanding the Commissions which have been heretofore granted to them, or either of them, may specify that the office is to be held during the pleasure of His Majesty, and that from and after the passing of this Act the Commissions of the Judges of the said Court shall be made to them respectively to hold during their good behaviour; and that the Commissions of Judges of the said Court for the time being shall be, continue, and remain in full force during their good behaviour, notwithstanding the demise of His Majesty, or of any of His Heirs and Successors: any law, usage or practice, to the contrary thereof in anywise notwithstanding: Provided always, that it may be lawful for the Governor, Lieutenant Governor, or Person Administering the Government of this Province, to remove any Judge or Judges of the said Court upon the address of the Legislative Council and Assembly; and in case any Judge so removed shall think himself aggrieved thereby, it shall and may be lawful for him, within six months, to appeal to His Majesty in His Privy Council; and such a motion shall not be final until determined by His Majesty in His Privy Council." Read first time.

" 2. And be it further enacted by the authority aforesaid, that when any Judge of the said Court shall die, or shall resign his office, or be removed in the manner authorised by this Act, it shall and may be lawful for the Governor, Lieutenant

Friday, 3d January, 1834.

SIR JOHN COLBORNE, K. C. B., *Lieutenant Governor.*

On motion made and seconded it was,

Ordered, that an Address be presented to the Lieutenant Governor, respectfully thanking His Excellency for his several Messages of this day, transmitting Population returns—a return of Debentures redeemed and outstanding—and a Presentment from the Grand Jury of the District of Niagara, pointing out the necessity of a second Circuit in that District, together with reports of the Judges to whom the same had been referred; and assuring His Excellency that this House will not fail to give the latter subject its most serious consideration; and,

Ordered, that the Honorable Messrs. Gordon, and Adamson, do present the same.

The Honorable Mr. Gordon brought up the Petition of George Patterson, and others, Frecholders, occupiers of land, and inhabitants of certain Townships in the Districts of Bathurst and Ottawa; also the Petition G. A. Clark, and others, inhabitants of the Town of Brantford, in the District of Gore; and also the Petition of Samuel Street and David Thorburn, of the District of Niagara; which were laid on the table.

The Honorable the Speaker reported to the House that he had received a communication from the Honorable the Speaker of the Legislative Council of Lower Canada, enclosing a certain order of that House, which he read; and they were again read by the Clerk as follows:

Quebec, 12th November, 1833.

SIR,

Agreeably to the directions of the Honorable the Legislative Council of Lower Canada, as expressed in the order herewith enclosed, I have the honor to forward to you a complete copy of the Journals of that House up to the last Session; and I have to add my request that you will be pleased to present the same, with the order enclosed, to the Honorable the Legislative Council of the Province of Upper Canada for their acceptance.

I have the honor to be,

Sir,

Your most obedient and humble Servant,

(Signed)

J. SEWELL,

SPEAKER,

of the Legislative Council, of Lower Canada.

To

The Honorable, the SPEAKER,
of the Legislative Council of Upper Canada.

Extract from the Journals of the Legislative Council of the Province of Lower Canada.

TUESDAY, 2nd APRIL, 1833.

Ordered, that the Honorable the Speaker of this House be authorised to transmit complete sets of the Journals of this House to the Honorable the Speakers of the Legislative Councils and Assemblies of the Provinces of Upper Canada, Nova Scotia, New Brunswick, Prince Edward's Island, and Newfoundland, respectively, accompanied with an intimation that the Journals of the said Councils and Assemblies, respectively, would be deemed acceptable additions to the Library of this House.

Attest.

(Signed,)

Wm. SMITH.

C. L. C.

On motion made and seconded the House adjourned.

FRIDAY, 3d JANUARY, 1834.

The House met pursuant to adjournment.

PRESENT:

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> GORDON,
<i>The Honorable Mr.</i> CLARK,	" " McDONELL,
<i>The Hon. & Ven. The</i> ARCHDEACON OF YORK,	" " BALDWIN,
<i>The Honorable Messrs.</i> WELLS,	" " ADAMSON,
" " ALLAN,	" " CROOKS.

Address of thanks ordered to be presented to the Lieut. Governor for the foregoing messages.

Members appointed to present the same.

Petitions of George Patterson and others; Of G. A. Clark and others; and of Samuel Street and another, brought up.

The receipt of a Communication from the Speaker of the Legislative Council of Lower Canada, reported by the Speaker of this House

Order of the Legislative Council of Lower Canada authorising their Speaker to transmit complete sets of the Journals of that House to the Speaker of this Council.

House adjourns.

House meets.

Members present.

Prayers were read.

L

Monday, 6th January, 1834.

FOURTH SESSION, 11th PROVINCIAL PARLIAMENT, 4th WILLIAM IV.

The Minutes of yesterday were read.

Report of Select Committee appointed to present Lieutenant Governor with an address of thanks for his messages of yesterday.

The Honorable Mr. Gordon from the Select Committee appointed to present an Address to the Lieutenant Governor, thanking His Excellency for His several Messages of yesterday, reported the delivery thereof.

House adjourns.

On motion made and seconded, the House adjourned until Monday next at the hour of one of the clock, P. M.

MONDAY, 6th JANUARY, 1834.

House meets.

The House met pursuant to adjournment.

PRESENT :

Members present.	<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> BALDWIN,
	<i>The Honorable Messrs.</i> CLARK,	" " HAMILTON,
	" " WELLS,	" " BOSWELL,
	" " MARKLAND,	" " ADAMSON,
	" " ALLAN,	" " CROOKS,
	" " GORDON,	" " STEWART,

Prayers were read.

The Minutes of Friday last were read.

Petition of George Patterson and others, of G. A. Clark and others, and of Samuel Street and another read.

Pursuant to the order of the day, the Petition of George Patterson, and others, Freeholders, occupiers of land, and inhabitants of certain Townships in the Districts of Bathurst and Ottawa, praying for an Act forming them into a new District, having By-town for its capital: also the Petition of G. A. Clark, and others, inhabitants of Brantford, praying for an Act extending the limits of said town, and for establishing a Police within the same: and also the Petition of Samuel Street, and David Thorburn, of the District of Niagara, praying for an Act authorising any two or more of the present Arbitrators to act in investigating and awarding damages sustained by individuals whose property may be injured by the operations of the Welland Canal Company; were severally read.

Petitions of Simon Campbell Fraser and others;

The Honorable Mr. Allan brought up the Petition of Simon Campbell Fraser, and others, inhabitants of certain Townships in the District of Gore; which was laid on the table.

Of John Debew.

The Honorable Mr. Hamilton brought up the Petition of John Debew, of the Township of Thorold, in the District of Niagara: and also the Petition of the Reverend Thomas Green, and others, Trustees of the Niagara District School; which were laid on the table.

And of the Reverend Thomas Green and others, brought up.

Hastings division bill.

A Deputation from the Commons House of Assembly brought up a bill, entitled "An Act to erect the County of Hastings into a separate District,"—and also a Bill entitled "An Act to incorporate certain persons under the style and title of the President, Directors and Company, of the Bank of Cobourg," to which they requested the concurrence of this House, and then withdrew.

And Cobourg Bank corporation bill, brought up from the Assembly.

Hastings division bill read 1st time.

The Bill entitled "An Act to erect the County of Hastings into a separate District," was read; and it was,

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

Cobourg Bank corporation bill read 1st time

The Bill entitled "An Act to incorporate certain persons under the style and title of the President, Directors and Company, of the Bank of Cobourg," was read; and it was,

Ordered, that the same be read a second time on Friday next.

Messages from the Lieutenant Governor.

Several Messages from His Excellency the Lieutenant Governor were delivered by Mr. Secretary Rowan, who being retired, the Speaker read the same, and they were again read by the Clerk as follows:—

J. COLBORNE,

Transmitting a report of the Commissioners for improving the Harbor of York,

The Lieutenant Governor transmits to the Legislative Council the accompanying Report of the Commissioners appointed by an Act of last Session for superintending the construction of works to improve and preserve the Harbour of York.

Government House,

6th January, 1834.

Tuesday, 7th January, 1834.

FOURTH SESSION 11th PROVINCIAL PARLIAMENT, 4th WILLIAM IV.

Prayers were read.

The Minutes of yesterday were read.

Speaker reports that Mr. John F. Taylor had taken the oath prescribed by law.

His Honor the Speaker reported to the House that Mr. John F. Taylor, Deputy Clerk of the Legislative Council, had taken and subscribed the oath prescribed by law.

Report of the select Committee upon Stoyell's Estate bill, presented.

The Honorable Mr. Clark, from the Select Committee to whom was referred the Bill entitled "An Act to enable the Executors named in the Will of the late Thomas Stoyell to carry the provisions of the said Will into effect," presented their report.

Ordered, that it be received ; and,

Read.

The same was then read as follows :—

The Report.

The Committee to whom was referred the Bill sent up from the Assembly entitled, "An Act to enable the Executors named in the Will of the late Thomas Stoyell to carry the provisions of the said Will into effect," have had before them a copy of the Will of the late Thomas Stoyell, and find that the Will is correctly set forth in the Bill. The Testator, as the Bill recites, has devised the reversion in a certain block of land in York, after the life estate of his wife, who is now dead, "to be disposed of in the following manner:—one half "for the benefit of the Indian Methodist Mission, and the other half to the Methodist Episcopal "Conference of Upper Canada."

Having moreover devised a specified half lot of land to his wife, in fee simple, and having bequeathed fifty pounds to his eldest brother, the Testator proceeds as follows :— "also the remainder part of my property, after the payment of my brother, to be distributed "by my Executors for charitable purposes, with the exception of putting the property under "good repair on Lot, &c. (the one hundred acres devised to his wife as above mentioned,) the "remainder to be distributed as above stated, leaving my Executors and Executrix, Rhoda "Stoyell, William P. Patrick, and Joseph Easton, to perform and fulfil as is desired."

It appears that the Testator had lands which are not particularly alluded to in the Will ; and it is assumed in the Bill referred to us, that these lands were intended to pass, and will pass, under the general term "*the remainder part of my property*," so that in common with the personality they should be distributed in the discretion of his Executors for charitable purposes. Whether this view of the Will is correct or not is the first point to be considered, because if such be not the legal effect of the Will, then the heir of the Testator would be entitled to the land ; and although it is stated that there are no heirs, except such as are incapable of inheriting on the ground of alienage, yet the Committee are of opinion that this latter fact should not be assumed by the Legislature, but should be left to be established in the ordinary legal manner by inquest of office. In that case the King would become entitled by defect of heirs, and could, and most probably would, in virtue of His prerogative, dispose of the estate in such a manner as to carry what appeared to be the intention of the Testator into effect. If, however, the Legislative Council should be of opinion that all the real estate not specified in the Will was intended to pass under the clause referred to, then this consideration would not arise, but it would remain to be considered whether it would be proper to adopt as reasons for passing this Act those which are assigned in the preamble, namely, that the Executors are advised by Counsel that they have no authority under the Will to intermeddle with the real estate, and that the limitation of the lands and tenements after the death of Rhoda Stoyell is void. Whether the Executors are rightly advised in these respects or not the Committee will not venture to decide ; and perhaps, if the Bill is entertained, the Legislative Council will deem it more expedient to assign as the reason, that the Will does not make convenient provision for carrying its charitable objects into effect.

The Committee have to remark, that no provision is made in the Will for paying the debts of the Testator, and how far it may be necessary to attend to this injustice to creditors, so as not to preclude them from a remedy upon the real estate, is submitted to the consideration of the House. The Committee beg further to remark, that provision is not made for securing a succession of Trustees in case those named should die before the trusts shall be executed ; the heir of the survivor might not be a person capable of performing them.

The fact set forth in the Bill, of the Episcopal Methodists having since this Will was made ceased to be a separate body, and of their now forming, together with other Methodists in this Province, one body, under the appellation of the Wesleyan Methodist Conference of

Wednesday, 8th January, 1834.

SIR JOHN COLBORNE, K. C. B., *Lieutenant Governor:*

British North America, has been so publicly stated that your Committee have not thought it necessary to make inquiry on the subject. Whether that change ought to have any effect upon the appropriation of the estate devised by this Will, will remain to be considered.

All which is respectfully submitted.

(Signed,)

THOMAS CLARK,
CHAIRMAN.

Legislative Council Committee Room,
7th day of January, 1834.

Ordered, that the foregoing Report, together with the Bill, be committed to a Committee of the whole House tomorrow.

His Honor the Speaker gave notice that he would, on Monday next, bring in a Bill for amending the law respecting real property.

The Honorable Mr. Hamilton from the Select Committee appointed to present an Address to the Lieutenant Governor, thanking His Excellency for His several Messages of yesterday, reported the delivery thereof.

On motion made and seconded the House adjourned.

Notice of bringing in real estate law amendment bill.

Report of Select Committee appointed to present an address of thanks for his Excellency's messages of yesterday.

House adjourns.

WEDNESDAY, 8th JANUARY, 1834.

The House met pursuant to adjournment.

House meets.

PRESENT :

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> BALDWIN,
<i>The Honorable Messrs.</i> CLARK,	" " HAMILTON,
" " DICKSON,	" " BOSWELL,
" " MARKLAND,	" " ADAMSON,
" " GORDON,	" " STEWART,

Members present.

Prayers were read.

The Minutes of yesterday were read.

Pursuant to the order of the day, the Petition of Simon Campbell Fraser, and others, inhabitants of certain Townships in the District of Gore, praying for an Act forming such Townships into a separate District, having Guelph as the new District town thereof—also the Petition of John Debew, of the Township of Thorold, in the District of Niagara, praying for a compensation from the Welland Canal Company, to be paid him in the shape of damages sustained by Petitioner—also the Petition of the Reverend Thomas Creen, and others, Trustees of the Niagara District School, praying for an Act granting one thousand pounds for the erection of suitable buildings for the said District School—also the Petition of J. Muirhead, and others, inhabitants of the District of Niagara, praying for an Act authorising the Niagara Canal Company to improve the said Canal, so as to render the same navigable for ships—and also the Petition of J. Muirhead, and others, inhabitants of the District of Niagara, praying for an Act authorising the construction of a Rail Road between Lakes Erie and Ontario ; were severally read.

Petitions of Simon Campbell Fraser and others ; Of John Debew, of the Rev. Thomas Creen and others, and two of J. Muirhead and others read.

On motion made and seconded it was,

Ordered, that the last mentioned Petition of J. Muirhead, and others, be referred to the Select Committee upon the Bill entitled, "An Act to incorporate certain persons therein mentioned under the name and style of the Erie and Ontario Rail Road Company."

Petition last mentioned referred to the select Committee upon Erie and Ontario Rail-road Corporation bill.

Pursuant to the order of the day, the bill entitled "An Act to erect the County of Hastings into a separate District," was read a second time; and it was,

Hastings division bill read 2nd time.

Ordered, that the House be put into a Committee of the whole, tomorrow, to take the same into consideration.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill entitled, "An Act to enable the Executors named in the Will of the late Thomas Stoyell to carry the provisions of the said Will into effect," together with the report of the Select Committee on same.

Stoyell's Estate bill, and the report of the Select Committee, committed.

M

Thursday, 9th January, 1834.

FOURTH SESSION 11th PROVINCIAL PARLIAMENT, 4th WILLIAM IV.

The Honorable Mr. Markland took the Chair.

Message from the Assembly.

A Message being announced, the Chairman left the Chair, and the House formed.

According to the amendments made by the Legislative Council to Huron County formation bill.

A Deputation from the Commons House of Assembly returned the bill, entitled "An Act to form certain Townships in the London District into a County, and to attach certain Townships to the Counties of Middlesex and Kent, in London and Western Districts," and acquainted this House that the Commons House of Assembly had concurred in the amendments made thereto by the Legislative Council; the Deputation then withdrew.

Stoyell's Estate bill, and the report of the select Committee thereon, re-committed.

The House was then again put into a Committee of the whole upon the Bill entitled, "An Act to enable the Executors named in the Will of the late Thomas Stoyell to carry the provisions of the said Will into effect," together with the report of the Select Committee on same.

The Honorable Mr. Markland took the Chair.

Message from the Assembly.

A message being announced the Chairman left the Chair and the House formed.

Bill brought up.

A Deputation from the Commons House of Assembly brought up a Bill, to which they requested the concurrence of this House, and then withdrew.

Stoyell's Estate bill, and the report of the select Committee thereon, re-committed.

The House was then again put into a Committee of the whole upon the Bill entitled, "An Act to enable the Executors named in the Will of the late Thomas Stoyell to carry the provisions of the said Will into effect," together with the report of the Select Committee on same.

The Honorable Mr. Markland took the Chair.

After some time the House resumed.

Reported and leave asked to sit again.

The Chairman reported that the Committee had taken the said Bill and report of the Select Committee into consideration, had made some progress therein, and asked leave to sit again tomorrow.

Leave granted.

Ordered, that the report be received, and leave granted accordingly.

Speaker reports the receipt of Mesne Process privilege bill from the Assembly.

His Honor the Speaker reported to the House, that a Deputation from the Commons House of Assembly had brought up a Bill entitled, "An Act to declare that certain persons therein described shall not be privileged from arrest on mesne process," to which they requested the concurrence of this House.

Read first time.

The said Bill was then read; and it was,

Ordered, that the same be read a second time tomorrow.

House adjourns.

On motion made and seconded the House adjourned.

THURSDAY, 9th JANUARY, 1834.

The House met pursuant to adjournment.

House meets.

PRESENT:

Members present.

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> BALDWIN,
<i>The Honorable Messrs.</i> CLARK,	" " HAMILTON,
" " DICKSON,	" " BOSWELL,
" " CROOKSHANK,	" " ADAMSON,
" " GORDON,	

Prayers were read.

The Minutes of yesterday were read.

King's Bench Judges independency bill, as amended, read 3rd time, but not passed.

Pursuant to the order of the day, the Bill entitled, "An Act to render the Judges of the Court of King's Bench in this Province independent of the Crown," was, as amended, read a third time; and it was,

Ordered, that the Bill do not now pass; and,

Ordered, that the amendments to the same be amended as follows:—

Amendments to same amended.

Press. 2, line 6.—After "resigned" insert "or been removed in the manner authorised by this Act."

The amendments.

" 7.—After "been" insert "so"

Ordered, that the above amendments be engrossed, and the said Bill as amended read a third time tomorrow, and,

Members summoned.

Ordered, that the Members in Town be Summoned to attend in their places on that day.

Thursday, 9th January, 1834.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill entitled "An Act to erect the County of Hastings into a separate District." Hastings division bill committed.

The Honorable Mr. Crookshank took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the said bill into consideration, and had risen. Reported committee had risen.

Ordered, that the Report be received.

The Honorable Mr. Allan enters. A Member enters.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill entitled "An Act to enable the Executors named in the Will of the late Thomas Stoyell to carry the provisions of the said Will into affect," as also the report of the Select Committee on same. Stoyell's Estate bill, and the report of the select Committee thereon re-committed.

The Honorable Mr. Clark took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and had made some amendments thereto, which they were ready to submit whenever the House would be pleased to receive the same. Amendments reported.

Ordered, that the Report be received tomorrow.

Pursuant to the order of the day, the Bill entitled "An Act to declare that certain persons therein described shall not be privileged from arrest on mesne process," was read a second time; and it was, Mesne process privilege bill read second time.

Ordered, that the House be put into a Committee of the whole, tomorrow, to take the same into consideration.

The Honorable Mr. Adamson brought up the Petition of Lewis Bright, first Messenger to the Honorable the Legislative Council; which was laid on the table. Petitions of Lewis Bright.

The Honorable Mr. Baldwin brought up the Petition of Donald McDermid, of Martintown, in the County of Glengary; which was laid on the table. Of Donald McDermid

The Honorable Mr. Gordon brought up the Petition of George T. Burke, and others, inhabitants of Richmond, and its vicinity, in the District of Bathurst; which was laid on the table. And of George T. Burke, and others, brought up.

The Honorable Mr. Gordon from the Joint Committee appointed on the subject of the occupation and distribution of the apartments in the Parliament buildings, presented their Report. Report of the joint Committee upon the occupation and distribution of the apartments in the Parliament Buildings, presented.

Ordered, that it be received; and,

The same was then read as follows:—

The joint Committee of the Legislative Council and the House of Assembly appointed to consider of the distribution proper to be made of the apartments contained in the Parliament building, beg leave to report: Read.

That having examined the several apartments, they are of opinion that the most obvious and proper division is to assign to the exclusive use of the Legislative Council all those on the west side of the main stair case, and to the exclusive use of the House of Assembly all on the east side. The Library, of course, must remain for the joint use of both Houses. The Report.

It is necessary to consider what accommodations can be assigned to the person who may be placed in charge of the building; all that the Committee can recommend is, that the large room in the basement story, under the Legislative Council Chamber, and the two small rooms in front of it, shall be assigned for the present for that purpose, as they do not seem to be required for the immediate use of the Legislative Council; and that there be added to them any apartments in the basement story which the House of Assembly can spare.

In this arrangement of the building no Joint Committee Room is provided, but for the present the Library can be used for that purpose.

Considering, however, the want of such an apartment, the insufficiency of the present room for the Library, and the inadequate provision for the person who is to have charge of the building, the Committee think it proper to suggest, that for the satisfactory accommodation of the Legislature it may be found expedient to erect a plain range of buildings behind the Parliament House, at such a distance from it as not to obstruct the light of the windows, and connected with the present building by one or more covered passages. No cellar story

Friday, 10th January, 1834.

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would be required in this addition, which might be a plain building of sufficient height for two stories. The lower story would give a convenient apartment to each House for a Library, and such use might be made of the upper story as would leave the lower part of the present building at the disposal of the Legislature for the accommodation of a Housekeeper, if it be thought proper to appoint one. The present Library would then form a good Joint Committee Room.

(Signed,)

JAMES GORDON,

Chairman, Committee Legislative Council.

(Signed,)

G. S. BOULTON,

Chairman, Committee House of Assembly.

Committee Room of the Legislative Council,

8th day of January, 1834.

House adjourns.

On motion made and seconded the House adjourned.

FRIDAY, 10th JANUARY, 1834.

House meets.

The House met pursuant to adjournment.

PRESENT:

Members present.

The Honorable JOHN B. ROBINSON, SPEAKER,

The Honorable Messrs. BALDWIN,

The Honorable Messrs. DICKSON,

" " BOSWELL,

" " POWELL,

" " ADAMSON,

" " McDONELL,

" " STEWART.

Prayers were read.

The Minutes of yesterday were read.

Third reading
King's Bench Judges
independency bill, as
amended, postponed.

The order of the day being read for a third reading of the Bill entitled, "An Act to render the Judges of the Court of King's Bench in this Province independent of the Crown," as amended by this House; it was,

Ordered, to be postponed, and that the said Bill, as amended, be read a third time presently.

Cobourg Bank corpora-
tion bill read
2nd time.

Pursuant to the order of the day, the Bill entitled "An Act to incorporate certain persons under the style and title of the President, Directors and Company, of the Bank of Cobourg," was read a second time; and it was,

Ordered, that the House be put into a Committee of the whole, on Tuesday the twenty-first day of January, instant, to take the same into consideration, together with the Message of His Excellency the Lieutenant Governor, and the document accompanying same, on the subject of the Acts passed for increasing the Capital Stock of the Bank of Upper Canada, and for establishing the Commercial Bank of the Midland District.

A Member enters.

The Honorable Mr. Allan enters.

Mesne process
privilege bill
committed.

Pursuant to the order of the day, the House was put into a Committee of the whole upon Bill entitled "An Act to declare that certain persons therein described shall not be privileged from arrest on mesne process."

The Honorable Mr. Dickson took the Chair.

After some time the House resumed.

Members enter.

The Honorable Messrs. Clark, Wells, Crookshank, Hamilton, and Gordon, enter.

Reported and leave
asked to sit again.

The Chairman reported that the Committee had taken the last mentioned bill into consideration, had made some progress therein, and asked leave to sit again tomorrow.

Leave granted.

Ordered, that the Report be received, and leave granted accordingly.

Members enter.

The Honorable Mr. Elmsley, and the Hon. and Right Rev. Bishop MacDonell enter.

King's Bench Judges
independency bill,
as amended, read
third time,

Pursuant to order, the Bill entitled, "An Act to render the Judges of the Court of King's Bench in this Province independent of the Crown," was, as amended, read a third time; and,

And passed.

The question being put, whether this Bill, as amended, should pass, it was carried in the affirmative;

Whereupon the Speaker signed the amendments; and it was,

Friday, 10th January, 1834.

SIR JOHN COLBORNE, K. C. B., *Lieutenant Governor.*

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed this Bill, with amendments, to which they desire the concurrence of the Commons House of Assembly.

And sent to Assembly for concurrence.

A Deputation from the Commons House of Assembly brought up a Bill entitled "An Act to incorporate certain persons by the name of the Bath School Society, and for other purposes therein mentioned," and also a Bill entitled, "An Act relating to the survey of the Gore between Fredericksburgh and Ernestown, in the Midland District," to which they requested the concurrence of this House and then withdrew.

Bath School Society's Corporation bill, And Fredericksburgh and Ernestown Survey bill, brought up from the Assembly.

The Bill entitled "An Act to incorporate certain persons by the name of the Bath School Society, and for other purposes therein mentioned," was read; and it was,

Bath School Society's Corporation bill read first time.

Ordered, that the same be read a second time tomorrow.

The Bill entitled, "An Act relating to the survey of the Gore between Fredericksburgh and Ernestown, in the Midland District," was read; and it was,

Fredericksburgh and Ernestown survey bill read first time.

Ordered, that the same be read a second time on Monday next.

The Honorable Mr. Clark, from the Committee of the whole upon the Bill entitled "An Act to enable the Executors named in the Will of the late Thomas Stoyell to carry the provisions of the said Will into effect," reported, pursuant to order, the amendments made thereto.

Amendments to Stoyell's Estate bill presented.

The amendments were then read as follows:—

Read first time.

Press. 2, line 11.—After "life" expunge to the words "and whereas" in the eighteenth line, and insert "and whereas it is expedient to supply the want of convenient provision in the said Will for carrying the charitable intentions of the Testator into effect."

The amendments.

Last Press.—Expunge the fifth clause, and insert, "5. And whereas in the said Will no provision is made for the payment of any debts due by the said Thomas Stoyell, now deceased, in his life time, and it is just that such debts, if any there be, should, in default of other assets, be paid out of the proceeds of the real estates hereby vested in such Trustees as aforesaid, before the same, or any part thereof, shall be applied to the charitable uses mentioned in the said Will: Be it therefore enacted by the authority aforesaid, that notwithstanding any thing in this Act contained, the Estates hereby vested in the said Trustees shall, so long as the same, or any part thereof respectively, shall remain unsold, be held liable to satisfy any execution that may issue against the lands and tenements which were of the said Thomas Stoyell at the time of his decease, in the same manner as if this Act had not been passed; and that after the sale of the said Estates, or any of them, in pursuance of the provisions of this Act, the monies arising therefrom, after deducting the reasonable expenses attending the trust, shall be held to be assets for the satisfaction of the debts due by the said late Thomas Stoyell, deceased, and shall be so applied after the personal Estate and effects of the said Thomas Stoyell shall have been exhausted, before the same, or any part thereof, shall be appropriated to the charitable purposes mentioned in this Act.

"6. And be it further enacted by the authority aforesaid, That notwithstanding any thing hereinbefore contained, the real Estates declared to be vested in such Trustees as aforesaid under this Act, shall be and are so vested with a saving to our Lord the King, His Heirs and Successors, and to all Bodies politic and corporate, and their successors, and to all and every other person and persons, his and their heirs, all such estate, right, title, interest, claim and demand, as they, or any or either of them had, or could or ought to have out of, in, or to the said lands, tenements, hereditaments and premises, hereby conveyed to, or vested in the said William Poyntz Patrick and Joseph Easton, and their heirs and assigns as aforesaid, in case this present Act had not been passed."

The said amendments being read a second time, and the question of concurrence put on each, they were severally agreed to by the House; and it was,

Read second time, and adopted.

Monday, 13th January, 1834.

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Ordered that they be engrossed, and the said Bill, as amended, read a third time on Monday next.

On motion made and seconded, it was,

Gore Bank corporation bill ordered to be restored to the order of the day.

Ordered that the House be again put into a Committee of the whole upon the bill entitled "An Act to incorporate sundry persons under the style and title of the President, Directors and Company, of the Gore Bank," and that the same do stand upon the order of the day for Tuesday the twenty-first day of January, instant, and,

Members summoned.

Ordered, that the Members in Town be Summoned to attend in their places on that day.

Message from Assembly concurring in the amendments made by the Legislative Council to Mesne Process relief bill.

A deputation from the Commons House of Assembly returned the Bill, entitled, "An Act to afford relief to persons confined on Mesne Process," and acquainted this House that the Commons House of Assembly had acceded to the amendments made by the Legislative Council in and to the same; the deputation then withdrew.

Report of the Select Committee upon Erie and Ontario Rail-road Corporation Bill, and the petition of J. Muirhead, and others, relative thereto, presented.

The Honorable Mr. Clark, from the Select Committee to whom was referred the Bill entitled, "An Act to incorporate certain persons therein mentioned under the name and style of the Erie and Ontario Rail Road Company;" and the petition of J. Muirhead, and others, inhabitants of the District of Niagara, upon the subject of this Bill, presented their report.

Read.

Ordered, that it be received; and the same was then read as follows:—

The Report.

The Select Committee to whom was referred the Bill, entitled, "An Act to incorporate certain persons therein mentioned under the name and style of the Erie and Ontario Rail Road Company;" and the petition of J. Muirhead, and others, inhabitants of the District of Niagara, upon the subject of this bill, respectfully report—

That they have gone through the Bill, and given that and the Petition their best consideration, and have agreed to recommend the Bill for the adoption of the Legislative Council.

Which is respectfully submitted.

(Signed,)

T. CLARK.

CHAIRMAN.

Committee Room of the Legislative Council,

10th day of January, 1834.

On motion made and seconded it was,

Ordered, that the House be again put into a Committee of the whole, on Monday next, to take the said Bill into further consideration.

Two petitions of Sheldon Hawley, and others, presented.

The Honorable Mr. Gordon brought up two Petitions of Sheldon Hawley, and others, inhabitants of the Township of Murray; which were laid on the table.

House adjourns.

On motion made and seconded, the House adjourned until Monday next, at the hour of one of the Clock P. M.

MONDAY, 13th JANUARY, 1834.

House meets.

The House met pursuant to adjournment.

PRESENT:

Members present.

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> BALDWIN,
<i>The Honorable Messrs.</i> DICKSON,	" " HAMILTON,
" " POWELL,	" " BOSWELL,
" " ALLAN,	" " ADAMSON,
" " McDONELL,	" " STEWART,

Prayers were read.

The Minutes of Friday last were read.

Stoyell's Estate bill, as amended, read third time and passed.

Pursuant to the order of the day, the Bill entitled, "An Act to enable the Executors named in the Will of the late Thomas Stoyell to carry the provisions of the said Will into effect," was, as amended, read a third time, and

The question being put, whether this Bill, as amended, should pass, it was carried in the affirmative;

Amendments signed.

Whereupon the Speaker signed the amendments; and it was,

Monday, 13th January, 1834.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed this Bill with amendments, to which they desire the concurrence of the Commons House of Assembly.

Sent to Assembly for concurrence.

Pursuant to the order of the day, the Petition of Lewis Bright, first Messenger of the Honorable the Legislative Council, praying to be allowed to occupy the vacant rooms belonging thereto; also, the Petition of Donald McDermid, of Martintown, in the County of Glengary, praying that his pension may be restored to him; also, the Petition of George T. Burke, and others, inhabitants of Richmond, and its vicinity, in the Bathurst District, praying to be incorporated with others, as a Joint Stock Company, for the purpose of rendering navigable the River Goodwood; also, the Petition of Sheldon Hawley, and others, inhabitants of the Township of Murray, praying for an Act authorising the improvement of the several roads in this Province; and also, the Petition of Sheldon Hawley, and others, inhabitants of the Township of Murray, praying for an Act authorising the improvement of the River Trent, were severally read.

Petitions of Lewis Bright, Of Donald McDermid Of George T. Burke, and others, And two petitions of Sheldon Hawley, and others, read.

The Honorable Mr. Stewart brought up the petition of John Smith, and others, inhabitants of Peterboro,' and adjoining Townships; which was laid on the table.

Petition of J. Smith, and others, brought up.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill entitled "An Act to declare that certain persons therein described shall not be privileged from arrest on mesne process."

Mesne process privilege bill recommitted.

The Honorable Mr. Dickson took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and had made some amendments thereto, which they were ready to submit whenever the House would be pleased to receive the same.

Amendments reported.

The Honorable Messrs. Clark and Gordon, enter.

Members enter.

Ordered, that the above Report be received tomorrow.

Pursuant to the order of the day, the Bill entitled, "An Act to incorporate certain persons by the name of the Bath School Society, and for other purposes therein mentioned," was read a second time, and it was

Bath School Society's Corporation Bill read second time.

Ordered, that the House be put into a Committee of the whole, tomorrow, to take the same into consideration.

The Honorable Mr. Markland enters.

A Member enters.

Pursuant to notice, His Honor the Speaker brought in a Bill for amending the Law respecting real property.

Real Estate law amendment Bill brought in.

The said Bill was then read; and it was,

Read first time.

Ordered, that the same be read a second time on Friday next, and,

Ordered, that in the mean time it be printed for the use of Members.

Ordered to be printed.

Pursuant to the order of the day, the Bill entitled, "An Act relating to the survey of the Gore between Fredericksburgh and Ernestown, in the Midland District," was read a second time; and it was,

Fredericksburgh and Ernestown Survey Bill, read second time.

Ordered, that the House be put into a Committee of the whole, tomorrow, to take the same into consideration.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the bill entitled "An Act to incorporate certain persons therein mentioned under the name and style of the Erie and Ontario Rail-road Company."

Erie and Ontario Rail Road Corporation Bill recommitted.

The Honorable Mr. Adamson took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again on Friday next.

Reported and leave asked to sit again.

Ordered, that the report be received, and leave granted accordingly; and,

Leave granted,

Ordered, that the said bill, in the mean time, be printed for the use of Members.

And Bill ordered to be printed.

On motion made and seconded the House adjourned.

House adjourns.

Tuesday, 14th January, 1834.

FOURTH SESSION 11th PROVINCIAL PARLIAMENT, 4th WILLIAM IV.

TUESDAY, 14th JANUARY, 1834.

House meets.

The House met pursuant to adjournment.

PRESENT :

Members present.	<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> BALDWIN,
	<i>The Honorable Messrs.</i> CLARK,	“ “ HAMILTON,
	“ “ DICKSON,	“ “ BOSWELL,
	“ “ POWELL,	“ “ ADAMSON,
	“ “ MARKLAND,	“ “ CROOKS,
	“ “ GORDON,	“ “ STEWART.

Prayers were read.

The Minutes of yesterday were read.

A Member enters.

The Honorable Mr. Wells enters.

Amendments to Mesne Process privilege Bill presented.

Pursuant to the order of the day, the Honorable Mr. Dickson, from the Committee of the whole upon the Bill entitled “An Act to declare that certain persons therein described shall not be privileged from arrest on mesne process,” reported the amendments made thereto.

Read first time.

The amendments were then read as follows :—

In the title—Line 2.—After “process” insert “except in the cases therein mentioned.”

In the Bill—Line 1.—After “whereas” expunge the whole of the preamble, and insert “the privilege from arrest on mesne process, which is enjoyed by Barristers, Attorneys, and other officers attendant upon Courts of Justice, may tend in some cases to the obstruction of Justice, and it would be more consistent with the honor of the profession of the law, if the same were abolished, except in those cases in which it may be necessary to maintain such privilege from a regard to the interests of suitors.”

The amendments.

“ “ 13.—After “process” expunge the remainder of the bill, and insert “Provided always, nevertheless, that no practicing Barrister or Attorney, or other officer attendant upon any Court of Record in this Province, shall be liable to be arrested under the provisions of this Act during any term or sittings of such Court, whether such Court shall at the time be actually sitting or not, nor while going to or returning from such Court, without the leave of the Court from whence the process shall issue, or of a Judge thereof, upon disclosure of such facts on affidavit as shall satisfy such Court or Judge that there is reasonable cause for desiring to arrest such Barrister, Attorney, or other officer : And provided always, that it shall be competent to the Court from whence any Capias may have issued upon which any Barrister or Attorney shall be arrested, or for any Judge thereof in vacation, to discharge such Barrister or Attorney, upon his entering a common appearance, provided it shall be made appear to the satisfaction of the Court or Judge that such Barrister or Attorney, at the time of his arrest, was engaged to perform some professional service in which his personal attendance was necessary for the interests of his Client or Clients.”

Read second time, and adopted.

The said amendments being read a second time, and the question of concurrence put on each, they were severally agreed to by the House ; and it was,

Ordered, that they be engrossed, and the said Bill as amended read a third time tomorrow.

Bath School Society's Corporation Bill committed.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the bill entitled “An Act to Incorporate certain persons by the name of the Bath School Society, and for other purposes therein mentioned.”

The Honorable Mr. Hamilton took the Chair.

Message from the Assembly.

A Message being announced the Chairman left the chair, and the House formed.

Bills brought up.

A Deputation from the Commons House of Assembly brought up some Bills, to which they requested the concurrence of this House, and then withdrew.

Tuesday, 14th January, 1834.

SIR JOHN COLBORNE, K. C. B., *Lieutenant Governor.*

The House was then again put into a Committee of the whole upon the Bill entitled, "An Act to incorporate certain persons by the name of the Bath School Society, and for other purposes therein mentioned."

Bath School Society's Corporation Bill re-committed.

The Honorable Mr. Hamilton took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and recommended that it be referred to a Select Committee to report thereon by amendment or otherwise.

Reported and referred to a Select Committee

Ordered, that the Report be received; and,

Ordered, that the said Bill be referred to a Select Committee, to report thereon by amendment or otherwise, and

Ordered, that the Honorable Messieurs Markland and Boswell, do compose the same.

Members composing same.

His Honor the Speaker reported to the House, that a Deputation from the Commons House of Assembly had brought up a Bill entitled, "An Act to define the limits of the Town of Port Hope, and to establish a Police therein;" also, a Bill entitled, "An Act to incorporate the Village of Prescott, and to establish an elective Police therein;" and also, a Bill entitled, "An Act to establish a Police in the Town of Cornwall, in the Eastern District," to which they requested the concurrence of this House.

Speaker reports the receipt of Port Hope Police Bill, Prescott Police Bill, And Cornwall Police Bill, from the Assembly.

The said Bills were then severally read, and it was

Read first time.

Ordered, that they be read a second time tomorrow.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill entitled, "An Act relating to the survey of the Gore between Fredericksburgh and Ernestown, in the Midland District."

Fredericksburgh and Ernestown survey bill committed.

The Honorable Mr. Gordon took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the said Bill into consideration had made same progress therein, and recommended that it be referred to a Select Committee, with power to send for persons and papers, and to report thereon by amendment or otherwise.

Reported, and referred to a Select Committee.

Ordered, that the Report be received; and,

Ordered, that the said Bill be referred to a Select Committee, with power to send for persons and papers, and to report thereon by amendment or otherwise; and,

Ordered that the Honorable Messieurs Dickson and Stewart do compose the same.

Members composing same.

The Honorable Mr. Clark, from the Select Committee to whom was referred the Bill entitled "An Act to establish a Board of Police in the Town of Belleville," presented their report.

Report of the Select Committee upon Belleville Police bill presented.

Ordered, that it be received; and,

The same was then read as follows:—

Read.

The Select Committee to whom was referred the Bill entitled, "An Act to establish a Board of Police in the Town of Belleville," beg leave to report their having gone through the Bill, and recommended it to the adoption of the Legislative Council, with the following amendments, viz. :—

The Report.

Press 2, Line 13.—Expunge the sixth Clause and insert, "6. And be it further enacted by the authority aforesaid, that the first election of Members of the said Corporation shall be holden on the first Monday in the month of April, next, at some place within each Ward, respectively, to be appointed by the Sheriff of the Midland District, who shall give public notice thereof, at least six days before the said Election; and that the Sheriff shall appoint a fit and proper person to preside at the first Election for each of the said Wards, which persons so appointed, shall hold the said Election for each Ward, respectively, and shall declare the two persons in each Ward who shall have the greatest number of votes, duly elected Members of the said Corporation, and shall give notice thereof to the persons so elected, within six days after such Election."

Tuesday, 14th January, 1834.

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- Press 2, Line 22.—After the words "holden in," insert the words "each Ward of."
 After the word "choosing," expunge the words "a Member or."
 " " " 23.—After the word "such," expunge "Corporation" and insert "Ward."
 " " " 25.—Expunge the words "Coroner is," and insert "persons appointed by the Sheriff are."
 " 4, " 1.—Expunge "Coroner," and insert "person appointed by the Sheriff of the said Midland District as aforesaid, to preside at the Election for the Ward in which such person or persons against whose return such complaint shall have been made, may have been elected."
 " " " 5 & 6.—Expunge the words "the Coroner or Bailiff, as the case may be," and insert, "such person so appointed as aforesaid."
 " " " 9.—Expunge "to the Coroner or Bailiff, (as the case may be.)"
 " " " 25.—Expunge the words "Coroner or Bailiff," and insert "person presiding at such Election."
 " 5, " 11.—After the word "falsely," insert "he or."
 " " " 16.—Expunge "Coroner or Bailiff, as the case may be," and insert, "Sheriff, after the first Election or Corporation after every subsequent Election."
 " " " 21.—Expunge the words "any Coroner of the District," and insert "either of the persons appointed by the Sheriff as aforesaid."
 " " " 25.—After the words "Election the," expunge "Coroner shall preside after the first Election, and the Bailiff so to be appointed as aforesaid, to whom the said precept shall be directed after every subsequent Election, and" and insert "person to whom such precept shall be directed shall preside, and."
 " 6, " 1.—Expunge the words "the Coroner or Bailiff, as the case may be."
 " 7, " 2.—Expunge the words "any Coroner of the District," and insert "either of the persons appointed by the Sheriff."
 " " " 13.—Expunge "vegetables," and insert "victuals."
 " 8, " 22.—Expunge the twenty-first Clause, and insert "And be it further enacted by the authority aforesaid, that every Town Lot shall be for the purposes of this Act valued at twenty-five pounds, and every part of a Lot upon which a Dwelling-house shall be erected, shall be deemed and taken to be, and shall be assessed as a Town Lot."

(Signed,)

T. CLARK.
CHAIRMAN.

Committee Room of the Legislative Council,
13th day of January, 1834.

On motion made and seconded it was,

Ordered, that the House be again put into a Committee of the whole, tomorrow, to take the last mentioned bill into further consideration; as also the report of the Select Committee thereon.

The Honorable Mr. Markland, from the Select Committee to whom was referred the Bill entitled, "An Act to regulate Line-fences and Water-courses," presented their report.

Ordered, that it be received; and the same was then read as follows:—

The Select Committee to whom was referred the Bill, entitled, "An Act to regulate Line-fences and Water-courses," respectfully report,

That Your Committee have taken the said Bill into consideration, and submit the following amendments to the adoption of Your Honorable House, viz. :—

Press 1, Line 19.—After "repair," expunge "an equal," and insert "a fair."

" " " 25.—After "time," insert "and place."

After "satisfied," expunge "of" and insert "that."

After "other," insert "party or."

" " " 26.—Expunge "having," and insert "have."

After "place," insert "to."

Report of the Select Committee upon Line Fence bill, presented.

Read.

The report.

Wednesday, 15th January, 1834.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Press 2, Line 9.—At the end of the second Clause insert, “ Provided always, nevertheless, that when by reason of any material change of circumstances, in respect to the improvement and occupation of adjacent lots or parcels of Land, an award which has been made under this Act, shall cease in the opinion of either of the parties to be equitable between them, it shall be in the power of either to obtain another award of Fence Viewers by the same mode of proceeding as is herein before directed; and that if the Fence Viewers who shall have been called upon to make such subsequent award, shall find no reason for making an alteration, the whole cost of such reference shall be borne by the party at whose instance it shall have been made.”

“ 6, “ 13.—After the word “ thereof,” expunge the remainder of the Clause, and insert “ to be ascertained and set forth in writing, by three Fence Viewers, in case the parties shall not agree between themselves, and the amount of said value to be recovered according to the proportions so estimated, in the same manner and form as hereinbefore provided, respecting the making and keeping in repair division or line fences.”

“ “ “ 20.—After “ aforesaid” insert “ nor.”

“ 7, “ 13.—After “ party” insert “ shall be.”

“ 8, “ 8.—Expunge “ is or shall be entitled,” and insert “ ought.”

“ “ “ 10.—Expunge the word “ proportion,” and insert “ apportion.”

On motion made and seconded, it was,

Ordered that the House be again put into a Committee of the whole tomorrow, to take the last mentioned Bill into further consideration, as also the report of the Select Committee thereon.

On motion made and seconded the House adjourned.

House adjourns.

WEDNESDAY, 15th JANUARY, 1834.

The House met pursuant to adjournment.

House Meets.

PRESENT :

The Honorable JOHN B. ROBINSON, SPEAKER,

The Honorable Messrs. BALDWIN,

The Honorable Messrs. CLARK,

“ “ HAMILTON,

“ “ DICKSON,

“ “ BOSWELL,

“ “ CROOKSHANK,

“ “ ADAMSON,

“ “ GORDON,

“ “ CROOKS,

“ “ McDONELL,

Members present.

Prayers were read.

The Minutes of yesterday were read.

Pursuant to the order of the day, the Bill entitled “ An Act to declare that certain persons therein described shall not be privileged from arrest on mesne process,” was, as amended, read a third time, and

Mesne Process privilege bill, as amended, read third time and passed.

The question being put, whether this Bill, as amended, should pass, it was carried in the affirmative.

Whereupon the Speaker signed the amendments; and it was,

Amendments signed.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed this Bill with amendments, to which they desire the concurrence of the Commons House of Assembly.

Sent to the Assembly for concurrence.

Pursuant to the order of the day, the Petition of John Smith, and others, inhabitants of Peterboro, and adjoining Townships, praying for an Act authorising the improvement of the River Trent, was read.

Petition of J. Smith, and others, read.

Pursuant to the order of the day, the Bill entitled, “ An Act to define the limits of the Town of Port Hope, and to establish a Police therein;” also, the Bill entitled, “ An Act to incorporate the Village of Prescott, and to establish an elective Police therein;” and also, the

Port Hope Police bill, Prescott Police bill,

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And Cornwall Police bill read second time.

Bill entitled, "An Act to establish a Police in the Town of Cornwall, in the Eastern District," were severally read a second time, and

On motion made and seconded it was,

And referred to a Select Committee.

Ordered, that they be referred to a Select Committee to report thereon by amendment or otherwise, and

Members composing same.

Ordered, that the Honorable Messieurs Gordon and Boswell, do compose the same.

Belleville Police bill re-committed.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill entitled, "An Act to establish a Board of Police in the Town of Belleville," as also the report of the Select Committee thereon.

The Honorable Mr. Gordon took the Chair.

After some time the House resumed.

Amendments reported.

The Chairman reported that the Committee had gone through the said Bill, and had made some amendments thereto, which they recommended to the adoption of the House.

Ordered, that the Report be received; and,

Read first time.

The amendments were then read as follows:—

The amendments.

Press. 2, line 13.—Expunge the sixth clause, and insert "6. And be it further enacted by the authority aforesaid, that the first Election of Members of the said Corporation shall be holden on the first Monday in the month of April next, at some place within each Ward respectively, to be appointed by the Sheriff of the Midland District, who shall give public notice thereof at least six days before the said Election; and that the Sheriff shall appoint a fit and proper person to preside at the first Election for each of the said Wards, which persons so appointed shall hold the said Election for each Ward respectively, and shall declare the two persons in each Ward who shall have the greatest number of votes, duly elected Members of the said Corporation, and shall give notice thereof to the persons so elected within six days after such Election."

" " " 22.—After the words "holden in," insert the words "each Ward of."

" " " 22.—After the word "choosing" expunge the words "a member or."

" " " 23.—After the word "such" expunge "Corporation," and insert "Ward."

" " " 25.—Expunge the words "Coroner is," and insert "persons appointed by the Sheriff are."

" 4, " 1.—Expunge "Coroner," and insert "person appointed by the Sheriff of the said Midland District, as aforesaid, to preside at the Election for the Ward in which such person or persons against whose return such complaint shall have been made, may have been elected."

" " lines 5 & 6.—Expunge the words "the Coroner or Bailiff (as the case may be)" and insert "such person so appointed as aforesaid."

" " " 9.—Expunge "to the Coroner or Bailiff, (as the case may be)."

" " " 25.—Expunge the words "Coroner or Bailiff," and insert "person presiding at such Election."

" 5, " 11.—After the word "falsely," insert "he or."

" " " 16.—Expunge "Coroner or Bailiff, as the case may be," and insert "Sheriff after the first Election or Corporation after every subsequent Election."

" " " 21.—Expunge the words "any Coroner of the District," and insert "either of the persons appointed by the Sheriff as aforesaid."

" " " 25.—After the words "Election the" expunge "Coroner shall preside after the first Election, and the Bailiff so to be appointed as aforesaid to whom the said precept shall be directed after every subsequent Election and," and insert "person to whom such precept shall be directed shall preside and."

" 6, " 1.—Expunge the words "the Coroner or Bailiff, as the case may be."

" 7, " 2.—Expunge the words "any Coroner of the District" and insert "either of the persons appointed by the Sheriff."

" " " 13—Expunge "Vegetables" and insert "victuals."

Thursday, 16th January, 1834.

SIR JOHN COLBORNE, K. C. B., *Lieutenant Governor.*

Press 8, Line 22—Expunge the twenty first clause, and insert “and be it further enacted by the authority aforesaid that every Town lot shall for the purposes of this act be valued at £25, and every part of a lot upon which a dwelling house shall be erected shall be deemed and taken to be and shall be assessed as a Town lot.”

The said amendments being read a second time, and the question of concurrence put on each, they were severally agreed to by the House; and it was, Read second time, and adopted.

Ordered, that they be engrossed, and the said Bill, as amended, read a third time to-morrow.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill entitled “An Act to regulate line fences, and water courses, together with the report of the Select Committee thereon. Line Fence bill re-committed.

The Honorable Mr. Gordon took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and had made some Amendments thereto, which they were ready to submit whenever the House would be pleased to receive the same. Amendments reported.

Ordered, that the report be received to-morrow.

The Honorable Mr. Gordon brought up the Petition of the Rev. Angus McDonell, Curate, and others the Church Wardens and Parishioners of the Catholic Parish of L'Assomption in the Western District of this Province, which was laid on the table. Petition of the Rev. Angus McDonell brought up.

On motion made and seconded the House adjourned. House adjourns.

THURSDAY, 16th JANUARY, 1834.

The House met pursuant to adjournment. House meets.

PRESENT:

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs,</i> HAMILTON,	Members present.
<i>The Honorable Messrs.</i> GORDON,	“ “ BOSWELL,	
“ “ McDONELL,	“ “ ADAMSON,	
“ “ BALDWIN,	“ “ CROOKS.	

Prayers were read.

The Minutes of yesterday were read.

Pursuant to the order of the day, the Bill entitled “An Act to establish a Board of Police in the Town of Belleville,” was, as amended, read a third time, and it was Belleville Police bill, as amended, read 3rd time, but not passed,

Ordered, that the Bill do not now pass, and

Ordered, that the amendments be amended as follows:—

In the last amendment, line 1.—After the word “clause,” expunge the remainder. Amendments amended.

The Honorable Messieurs Clark and Wells enter. The amendment.

Ordered that the question for passing the last mentioned Bill as amended, be put presently. Members enter.

Pursuant to the order of the day, the Honorable Mr. Gordon, from the Committee of the whole upon the Bill, entitled, “An Act to regulate Line-fences and Water-courses,” reported the amendments made thereto. Amendments to Line Fence bill presented.

The amendments were then read as follows:—

Press 1, Line 19.—After “repair,” expunge “an equal,” and insert “a fair.” Read first time.

“ “ “ 25.—After “time,” insert “and place.” The amendments.

After “satisfied,” expunge “of” and insert “that.”

After “other,” insert “party or.”

“ “ “ 26.—Expunge “having,” and insert “have.”

After “place,” insert “to.”

Press 2, Line 9.—At the end of the second Clause insert, “Provided always, nevertheless, that when by reason of any material change of circumstances, in respect to the improvement and occupation of adjacent lots or parcels of Land, an award which has been made under this Act, shall cease in the

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opinion of either of the parties to be equitable between them, it shall be in the power of either to obtain another award of Fence Viewers by the same mode of proceeding as is herein before directed; and that if the Fence Viewers who shall have been called upon to make such subsequent award, shall find no reason for making an alteration, the whole cost of such reference shall be borne by the party at whose instance it shall have been made."

Press 6, Line 13.—After the word "thereof," expunge the remainder of the Clause, and insert "to be ascertained and set forth in writing, by three Fence Viewers; in case the parties shall not agree between themselves, and the amount of said value to be recovered according to the proportions so estimated; in the same manner and form as hereinbefore provided, respecting the making and keeping in repair division or line fences."

" " " 20.—After "aforesaid" insert "nor."

" 7, " 13.—After "party" insert "shall be."

" 8, " 8.—Expunge "is or shall be entitled," and insert "ought."

" " " 10.—Expunge the word "proportion," and insert "apportion."

Read second time,
and adopted.

The said amendments being read a second time, and the question of concurrence put on each, they were severally agreed to by the House; whereupon it was,

Further amendments
moved.

Moved and seconded, that this Bill be further amended, and

Read first time.

The further amendments in and to the same, were then read as follows:—

The further amend-
ments.

In the Title.—After "courses," insert "and to repeal so much of an Act passed in the thirty-third year of the reign of His late Majesty King George the Third, entitled, "An Act to provide for the nomination and appointment of Parish and Town Officers within this Province, as relates to the office of Fence Viewers.

In the Bill, Press, 6, Line 2.—After "suit," insert "to be recovered upon information and complaint before any one of the Justices of the Peace for the District in which such Fence Viewer was chosen, and to be levied by distress, under a Warrant issued by such Justice."

Press 9, Line 11.—After "longer," insert "21. And be it further enacted by the authority aforesaid, that so much of the fifth Clause of an Act of the Parliament of this Province, passed in the thirty-third year of the reign of King George the Third, entitled, "An Act to provide for the nomination and appointment of Parish and Town Officers within this Province," as provides that persons chosen to be Overseers of Highways and Roads, shall also serve the office of Fence Viewers, shall be and the same is hereby repealed; and that whatever duties were before the passing of this Act directed to be performed by such Overseers of Highways and Roads in relation to fences, shall hereafter be performed by the persons chosen to be Fence Viewers, under the authority of this Act."

Further amendments
read second time
and adopted.

The said further amendments being read a second time, and the question of concurrence put on each, they were severally agreed to by the House; and it was,

Ordered, that the whole of the amendments be engrossed, and the said Bill as amended read a third time tomorrow.

Belleville Police bill,
as amended, passed.

Pursuant to order, the question was put, whether the Bill entitled, "An Act to establish a Board of Police in the Town of Belleville," as amended, should now pass, which was carried in the affirmative.

Amendments signed,

Whereupon the Speaker signed the amendments; and it was,

and sent to the
Assembly for con-
currence.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed this Bill with amendments, to which they desire the concurrence of the Commons House of Assembly.

Long Point Isthmus
Pier construction bill
brought up.

A Deputation from the Commons House of Assembly brought up a Bill entitled "An Act for the construction of Piers at the Isthmus of Long Point, on Lake Eric, to which they requested the concurrence of this House and then withdrew.

Friday, 17th January, 1834.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

The said Bill was read, and it was

Read first time.

Ordered, that the same be read a second time tomorrow.

A Deputation from the Commons House of Assembly brought up a Bill, entitled "An Act to incorporate certain persons under the style and title of the President, Directors, and Company of the Port Hope and Rice Lake Canal Company," to which they requested the concurrence of this House and then withdrew.

Port Hope, and Rice Lake, Canal Company's Corporation bill brought up.

The said Bill was read, and it was

Read first time.

Ordered, that the same be read a second time tomorrow.

A Deputation from the Commons House of Assembly brought up and delivered at the Bar of this House, a message in the following words, and then withdrew.

Message from the Assembly.

MR. SPEAKER,

The Commons House of Assembly request that the Honorable the Legislative Council will grant leave to the Honorable James Crooks, and the Honorable John H. Dunn, to appear and give evidence before a Select Committee of this House, appointed to investigate and report upon the expenditure of £5000, loaned to the Desjardin's Canal Company, for the purpose of completing the said Canal.

Requesting that the Honorable Messieurs Dunn & Crooks, may be permitted to attend a select committee of that House.

(Signed,)

ARCHIBALD McLEAN,
SPEAKER,

Commons House of Assembly,
16th January, 1834.

Ordered, that the Honorable John H. Dunn, and the Honorable James Crooks, have leave to attend a Select Committee of the Commons House of Assembly, as desired by that House in their message of this day, if they think fit, and

Leave granted.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Honorable John H. Dunn, and the Honorable James Crooks, have leave to attend a Select Committee of the Commons House of Assembly, as desired by that House in their message of this day, if they think fit.

Assembly acquainted thereof.

On motion made and seconded the House adjourned.

House Adjourns.

FRIDAY, 17th JANUARY, 1834.

The House met pursuant to adjournment.

House Meets.

PRESENT :

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> BURNHAM,	Members present.
<i>The Honorable Messrs.</i> CLARK,	" " HAMILTON,	
" " CROOKSHANK,	" " BOSWELL,	
<i>The Hon. & Ven. The</i> ARCHDEACON OF YORK,	" " ADAMSON,	
<i>The Honorable Messrs.</i> GORDON,	" " CROOKS,	
" " McDONELL,	" " STEWART.	

Prayers were read.

The Minutes of yesterday were read.

Pursuant to the order of the day, the Bill entitled, "An Act to regulate Line-fences and Water-courses," was, as amended, read a third time, and it was

Line fence bill as amended, read third time but not passed.

Ordered, that the Bill do not now pass, and

Ordered, that the amendments be amended as follows:—

In the first amendment, last line.—After the words "Fence Viewers," insert "being discharged by Overseers of Highways and Roads."

Amendments amended.
The Amendment.

Ordered, that the question for passing this Bill, as amended, be put presently.

Pursuant to order, the question was then put, whether the said Bill, as amended, should pass, which was carried in the affirmative.

Bill as amended passed.

Whereupon the Speaker signed the amendments; and it was,

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed this Bill, with amendments, to which they desire the concurrence of the Commons House of Assembly.

Amendments signed and sent to assembly for concurrence.

Friday, 17th January, 1834.

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Real Estate law
amendment Bill
read 2nd time.

Pursuant to the order of the day, the Bill for amending the law respecting Real Property, was read a second time, and it was

Ordered, that the House be put into a Committee of the whole, on Monday next, to take the same into consideration.

Erie and Ontario Rail
Road Corporation Bill
discharged from the
order of the day.

The order of the day being read for the House to be again put into a Committee of the whole upon the Bill, entitled, "An Act to incorporate certain persons therein mentioned under the name and style of the Erie and Ontario Rail-road Company," it was

Ordered to be discharged, and that the same do stand upon the order of the day for Tuesday next.

Petition of the Rev.
Angus McDonell and
others, read.

Pursuant to the order of the day, the Petition of the Reverend Angus Macdonell, Curate, and others, the Church-Wardens and Parishioners of the Catholic Parish of L'Assomtion, in the Western District of this Province, praying for an Act constituting his Lordship the Catholic Bishop, and certain other persons therein mentioned, a Corporation to receive and hold lands for certain purposes therein specified, was read.

Long Point Isthmus
Pier construction bill
read second time.

Pursuant to the order of the day, the Bill entitled, "An Act for the construction of Piers at the Isthmus of Long Point, on Lake Erie," was read a second time, and it was

4th rule dispensed
with.

Ordered, that the forty-fourth rule be dispensed with as it regards this Bill, and that the House be put into a Committee of the whole presently to take the same into consideration.

Bill committed.

The House was then put into a Committee of the whole accordingly.

The Honorable Mr. Burnham took the Chair.

After some time the House resumed.

Members enter.

The Honorable Messieurs Wells and Allan enter.

Reported and leave
asked to sit again.

The Chairman reported that the Committee had taken the last mentioned Bill into consideration had made some progress therein and asked leave to sit again on Monday next.

Leave granted,

Ordered, that the Report be received, and leave granted accordingly.

Port Hope and Rice
Lake Canal Com-
pany's Corporation
bill read second time.

Pursuant to the order of the day, the Bill entitled "An Act to incorporate certain persons under the stile and title of the President Directors and company of the Port Hope and Rice Lake Canal Company, was read a second time and it was.

Ordered, that the House be put into a Committee of the whole, on Monday next, to take the same into consideration.

Report of the Select
Committee upon
Port Hope Police bill
Prescott Police Bill,
And Cornwall Police
bill presented.

The Honorable Mr. Gordon from the Select Committee to whom was referred the Bill entitled, "An Act to define the limits of the Town of Port Hope, and to establish a Police therein;" also, the Bill entitled, "An Act to incorporate the Village of Prescott, and to establish an elective Police therein;" and also, the Bill entitled, "An Act to establish a Police in the Town of Cornwall, in the Eastern District," presented their report.

Ordered, that it be received; and,

Read.

The same was then read as follows:—

The report.

The Select Committee to whom was referred the Bill entitled "An Act to define the limits of the Town of Port Hope, and to establish a Police therein," the Bill entitled "An Act to incorporate the Village of Prescott and to establish an elective Police therein," and the Bill entitled "An Act to establish a Police in the Town of Cornwall in the Eastern District," beg leave respectfully to report.

That they have carefully examined these Bills and recommended the two first mentioned, to the adoption of Your Honorable House without amendment; and also recommend to the adoption of Your Honorable House, the Bill entitled "An Act to establish a police in the Town of Cornwall in the Eastern District," with the following amendments, viz:—

Press 1 Line 24—After the word "Pounds," insert "or upwards,"

" 2 " 2.—After the word "paid" expunge the remainder of the clause and insert "within one year next before the Election one years rent for the dwelling house or dwelling houses, if they shall within one year have changed their place of residence within the said Ward in which they shall have resided at the rate of six pounds per annum or upwards."

" 6 " At the end of the fifteenth clause insert, "Provided that no person having been elected a Member of the said corporation during his absence from the said Town or who at the time of the Election shall openly give notice

Monday, 20th January, 1834.

SIR JOHN COLBORNE, K. C. B., *Lieutenant Governor.*

to the Officer presiding that he will not accept the office, shall be subject to the penalty herein stated, for his refusal to act as a Member of the said Corporation."

Press 7, Line 4.—After the word "Bailiff" insert "of the Ward for which the Member whose Office shall have become vacant was chosen."

" " " 5—After the word "Election," insert "for the said Ward, giving notice of the time and place of holding the said Election."

" 8 " 25—After the word "shillings" insert "and to fix upon and appoint such days and hours, for the purpose of selling butcher's meat, butter, eggs, poultry, fish, and vegetables, and to make such other orders and regulations relative thereto as they shall deem expedient."

" 9 " 12—After the word "After" expunge the word "its" and insert the word "every."

" 12 " 11—After "thing" insert "herein contained."

" Last Line—After "Town" insert "and that except in case of the votes being equal it shall not be lawful for the person presiding at any Election under this act to vote at such Election."

" 13 " After the last clause, insert "And be it further enacted by the authority aforesaid, that if any action or suit shall be brought against any person or persons, for any thing done in pursuance of this act, such action or suit shall be brought within six Calender Months next after the fact committed, and not afterwards, and the Defendant or Defendants in such action or suit may plead the general issue only, and give this act and the special matter in evidence on the trial."

All which is respectfully submitted.

(Signed,)

JAMES GORDON,
CHAIRMAN.

Legislative Council Committee Room,
17th day of January, 1834.

On motion made and seconded, it was,

Ordered that the House be put into a Committee of the whole on Monday next, for the purpose of taking into consideration the bill entitled "An Act to define the limits of the Town of Port Hope and to establish a Police therein," together with the report of the select Committee thereon.

On motion made and seconded it was,

Ordered, that the House be put into a Committee of the whole, on Monday next, for the purpose of taking into consideration the Bill entitled, "An Act to incorporate the Village of Prescott, and to establish an elective Police therein;" together with the report of the Select Committee thereon.

On motion made and seconded, it was,

Ordered, that the House be put into a Committee of the whole on Monday next, for the purpose of taking into consideration the Bill entitled "An Act to establish a Police in the Town of Cornwall in the Eastern District," together with the report of the Select Committee thereon.

On motion made and seconded the House adjourned until Monday next, at the hour of one of the clock, P. M. House adjourns.

MONDAY, 20th JANUARY, 1834.

The House met pursuant to adjournment. House meets.

PRESENT:

The Honorable JOHN B. ROBINSON, SPEAKER, *The Honorable Messrs.* HAMILTON,
The Honorable Messrs. DICKSON, " " " " BOSWELL,
" " POWELL, " " " " ADAMSON,
" " ALLAN, " " " " CROOKS,
" " GORDON, " " " " STEWART,
" " BURNHAM, " " " "

Members present.

Q

Tuesday, 21st January, 1834.

FOURTH SESSION 11th PROVINCIAL PARLIAMENT, 4th WILLIAM IV.

Prayers were read.

The Minutes of Friday last were read.

His Honor the Speaker announced to the House that since the last setting day the Legislative Council had been deprived of one of its Members by the decease of the Honorable Sir William Campbell, (late Speaker thereof) and that he understood the funeral was to take place this day at two of the clock, P.M.

Speaker reports the decease of the Honorable Sir William Campbell.

House Adjourns.

On motion made and seconded, the House adjourned until to-morrow at eleven of the Clock P. M.

TUESDAY, 21st JANUARY, 1834.

House meets.

The House met pursuant to adjournment.

PRESENT :

Members present.	<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> BURNHAM,
	<i>The Honorable Messrs.</i> CLARK,	" " HAMILTON,
	" " DICKSON,	" " BOSWELL,
	" " POWELL,	" " ADAMSON,
	" " GORDON,	" " STEWART.
	" " McDONELL,	

Prayers were read.

The Minutes of yesterday were read.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill for amending the law respecting real property.

The Honorable Mr. Dickson took the Chair.

A Message being announced the Chairman left the chair, and the House formed.

The Honorable Messrs. Crookshank, Wells, Allan, Elmsley, Baldwin and Crooks enter.

A Deputation from the Commons House of Assembly brought up a Bill to which they requested the concurrence of this House, and then withdrew.

A Deputation from the Commons House of Assembly returned the Bill entitled "An Act to repeal part of an Act passed in the third year of His Majesty's reign entitled "An Act granting to His Majesty a sum of money to defray the expense of erecting a Penitentiary in this Province, and for other purposes therein mentioned," and also the Bill entitled "An Act to authorise the construction of a road from Hamilton in the Gore District, to Port Dover in the London District," and acquainted this House that the Commons House of Assembly had concurred in the amendments made to these Bills by the Legislative Council,—the Deputation then withdrew.

The Honorable Mr. Robinson, and the Honorable and Right Reverend Bishop McDonell enter.

The House was then again put into a Committee of the whole upon the Bill for amending the law respecting real property.

The Honorable Mr. Dickson took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again to-morrow.

Ordered, that the report be received, and leave granted accordingly.

His Honor the Speaker reported to the House, that a Deputation from the Commons House of Assembly had brought up a Bill entitled "An Act to provide for the Summary punishment of petty trespasses, and other offences," to which they requested the concurrence of this House.

The said Bill was then read; and it was,

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

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the bill entitled "An Act for the construction of Piers at the Isthmus of Long Point on Lake Erie,"

Real estate law amendment bill committed.

Message from the Assembly. Members enter.

Bill brought up.

Message from the Assembly concurring in the amendments made to Penitentiary erection partial repeal bill, and Hamilton and Port Dover road Bill.

Members enter.

Real estate law amendment bill re-committed.

Reported and leave asked to sit again.

Leave granted,

Speaker reports the receipt of Petty trespass summary punishment bill from the Assembly.

Read first time.

Long Point Isthmus Pier construction bill re-committed.

Tuesday, 21st January, 1834.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

The Honorable Mr. Burnham took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and recommended the same without amendment to the adoption of the House. Reported.

Ordered, that the Report be received; and, Adopted.

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

On motion made and seconded, it was

Ordered that the House do now proceed with the item upon the Order of the day that relates to the Bill entitled "An act to incorporate sundry persons under the stile and title of the President Directors and Company of the Gore Bank." Gore Bank Corporation bill recommitted.

Whereupon the House was again put into a Committee of the whole to take the said Bill into further consideration.

The Honorable Mr. Wells took the chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the said bill into consideration, had made some progress therein and recommended that it be referred to a Select Committee to report thereon. Reported and referred to a Select Committee

Ordered, that the Report be received; and,

Ordered, that the said Bill be referred to a Select Committee, to report thereon, and

Ordered that the Honorable Messieurs Hamilton, Boswell and Crooks do compose the same. Members composing same.

It was moved and seconded that the House do now proceed with the item upon the order of the day, that relates to the bill entitled "An Act to incorporate certain persons therein mentioned under the name and style of the Erie and Ontario rail-road Company." Motion for proceeding with Erie and Ontario rail road Corporation Bill.

In amendment thereto it was moved and seconded that after the word "Persons," the whole be expunged, and the words, "under the style and title of the President Directors and Company of the Bank of Cobourg," inserted instead thereof. Motion in Amendment thereto.

The question of concurrence being put on the amendment it was carried in the affirmative, and it was then Question put and carried.

Ordered that the House do now proceed with the item upon the order of the day that relates to the Bill entitled "An Act to incorporate certain persons under the stile and title of the President Directors and Company of the Bank of Cobourg."

Whereupon the House was put into a Committee of the whole to take the said Bill into consideration—as also the message of His Excellency the Lieutenant Governor, and the Document accompanying same, on the subject of the Acts passed for increasing the Capital Stock of the Bank of Upper Canada, and for establishing the Commercial Bank of the Midland District. Cobourg Bank Corporation Bill, and the Message of His Excellency relative to the Banks, committed.

The Honorable Mr. Elmsley took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the said Bill, and the other Documents into consideration, had made some progress in the Bill and recommended that it be referred to the select Committee upon the Bill entitled "An Act to incorporate sundry persons under the stile and title of the President Directors and Company of the Gore Bank," to report thereon. Reported and referred to the Select Committee upon Gore Bank Corporation Bill.

Ordered, that the Report be received; and,

Ordered, that the said Bill be referred to the Select Committee, upon the Bill entitled "An Act to incorporate sundry persons under the style and title of the President, Directors and Company, of the Gore Bank," to report thereon, and

On motion made and seconded it was,

Ordered, that the Honorable Mr. Burnham, be added to the Committee just named. Hon. Mr. Burnham, added to the Committee.

The Honorable Mr. Crooks gave notice, that on Thursday next he would bring in a Bill for amending the Charter of the Niagara Canal Company. Notice of bringing in Niagara Canal Company's Charter Amendment Bill.

On motion made and seconded, it was

Ordered, that the House do now proceed with the item upon the order of the day, that relates to the Bill entitled, "An Act to incorporate certain persons therein mentioned, under the name and style of the Erie and Ontario Rail Road Company."

Wednesday, 22nd January, 1834.

FOURTH SESSION, 11th PROVINCIAL PARLIAMENT, 4th WILLIAM IV.

Erie and Ontario rail
road Corporation bill
recommitted.

Whereupon the House was again put into a Committee of the whole, to take the said Bill into further consideration.

The Honorable Mr. Elmsley took the Chair.

After some time the House resumed.

Reported and leave
asked to sit again.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again tomorrow.

Leave granted.

Ordered, that the report be received, and leave granted accordingly.

On motion made and seconded, it was

Ordered, that the Bill last named do stand as the first item upon the order of the day for tomorrow.

House adjourns.

On motion made and seconded the House adjourned.

WEDNESDAY, 22nd JANUARY, 1834.

House meets.

The House met pursuant to adjournment.

PRESENT:

Members present.	<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> BURNHAM,
	<i>The Honorable Messrs.</i> CLARK,	“ “ ELMSLEY,
	“ “ DICKSON,	“ “ BALDWIN,
	“ “ POWELL,	“ “ HAMILTON,
	“ “ GORDON,	“ “ STEWART.
	“ “ McDONELL,	

Prayers were read.

The Minutes of yesterday were read.

Erie and Ontario rail
road Corporation Bill
re-committed.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill, entitled, “An Act to incorporate certain persons therein mentioned under the name and style of the Erie and Ontario Rail-road Company.”

The Honorable Mr. Elmsley took the Chair.

After some time the House resumed.

Members enter.

The Honorable and Venerable the Archdeacon of York, and the Honorable and Right Reverend Bishop McDonell, enter.

Reported and leave
asked to sit again.

The Chairman reported that the Committee had taken the above mentioned Bill into consideration, had made some further progress therein, and asked leave to sit again on Friday next.

Members enter.

The Honorable Messieurs Crooks and Boswell, enter.

Leave granted.

Ordered, that the above Report be received, and leave granted accordingly.

Long Point Isthmus
Pier construction bill,
read 3d time and
passed.

Pursuant to the order of the day, the Bill entitled, “An Act for the construction of Piers at the Isthmus of Long Point, on Lake Erie,” was read a third time, and passed.

Bill signed.

Whereupon the Speaker signed the same; and it was,

And Assembly ac-
quainted of same.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed this Bill, without amendment.

Port Hope and Rice
Lake Canal Company
Corporation Bill com-
mitted.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill, entitled “An Act to incorporate certain persons under the style and title of the President, Directors, and Company of the Port Hope and Rice Lake Canal Company.”

The Honorable Mr. Burnham took the Chair.

After some time the House resumed.

Reported and referred
to a Select Committee

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and recommended that the same be referred to a Select Committee to report thereon.

Ordered, that the report be received, and

Ordered, that the said Bill be referred to a Select Committee to report thereon, and

Members composing
same.

Ordered, that the Honorable Messieurs Burnham and Crooks do compose the same.

On motion made and seconded, it was

Ordered, that the House do now proceed with the item upon the order of the day, that relates to the Bill entitled, “An Act to provide for the summary punishment of Petty Trespasses and other offences.”

Thursday, 23rd January, 1834.

SIR JOHN COLBORNE, K. C. B., *Lieutenant Governor.*

Whereupon the said Bill was read a second time, and it was
 Ordered, that on Monday next, the House be put into a Committee of the whole,
 to take the same into consideration, and
 Ordered, that in the mean time, it be printed for the use of Members.
 On motion made and seconded, the House adjourned.

Petty trespass summary/punishment bill, read 2nd time.

Ordered to be printed.

House adjourns.

THURSDAY, 23rd JANUARY, 1834.

The House met pursuant to adjournment.

House meets.

PRESENT:

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs,</i> HAMILTON,	
<i>The Honorable Messrs.</i> DICKSON,	" " BOSWELL,	Members present.
" " GORDON,	" " ADAMSON,	
" " McDONELL,	" " CROOKS.	
" " BURNHAM,	" " STEWART,	
" " BALDWIN,		

Prayers were read.

The Minutes of yesterday were read.

The Honorable Mr. Crooks brought up the Petition of Manuel Overfield, and others, inhabitants of Dundas, in the District of Gore; which was laid on the table.

Petition of Manuel Overfield and others brought up

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill, entitled, "An Act to define the limits of the Town of Port Hope, and to establish a Police therein;" as also, the report of the Select Committee on same.

Port Hope Police Bill committed.

The Honorable Mr. Gordon took the chair.

After some time the House resumed.

The Honorable Messieurs Clark and Powell, enter.

Members enter.

The Chairman reported that the Committee had gone through the above mentioned bill, and recommended the same without amendment to the adoption of the House.

Reported.

Ordered, that the Report be received, and

Adopted.

Ordered, that the said Bill be read a third time tomorrow.

Pursuant to the order of the day the House was put into a Committee of the whole upon the Bill entitled "An Act to incorporate the Village of Prescott and to establish an Elective Police therein, together with the report of the Select Committee on same.

Prescott Police bill committed.

The Honorable Mr. Boswell, took the Chair.

After some time the House resumed.

The Honorable Mr. Allan enters.

A Member enters.

The Chairman reported that the Committee had gone through the last mentioned Bill, and recommended the same without amendment to the adoption of the House.

Reported.

Ordered, that the Report be received; and,

Adopted.

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

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill entitled "An Act to establish a Police in the Town of Cornwall, in the Eastern District," as also the Report of the Select Committee thereon.

Cornwall Police bill committed.

The Honorable Mr. Allan took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the said Bill into consideration, and had made some amendments thereto, which they recommended to the adoption of the House.

Amendments reported.

Ordered, that the report be received; and,

The amendments were then read as follows:—

Read 1st. time.

Press 1 Line 24.—After the word "Pounds," insert "or upwards."

" 2 " 2.—After the word "paid," expunge the remainder of the Clause and insert "within one year next before the Election, one years rent for the dwelling-house or dwelling-houses, if they shall within one year have changed their

The Amendments.

R

Friday, 24th January, 1834.

FOURTH SESSION, 11th PROVINCIAL PARLIAMENT, 4th WILLIAM IV.

place of residence within the said Ward in which they shall have resided, at the rate of six pounds per annum or upwards."

Press 6.—At the end of the fiftieth clause insert " Provided that no person having been elected a Member of the said Corporation during his absence from the said Town, or who at the time of the Election shall openly give notice to the Officer presiding that he will not accept the office, shall be subject to the penalty herein before stated, for his refusal to act as a Member of the said Corporation."

Press 7, Line 4.—After the word " Bailiff " insert " of the Ward for which the Member whose Office shall have become vacant was chosen."

" " " 5—After the word " Election," insert " for the said Ward, giving notice of the time and place of holding the said Election."

" 8 " 25—After the word " shillings " insert " and to fix upon and appoint such days and hours, for the purpose of selling butcher's meat, butter, eggs, poultry, fish, and vegetables, and to make such other orders and regulations relative thereto as they shall deem expedient."

" 9 " 12—After the word " After " expunge the word " its " and insert the word " every."

" 12 " 11—After " thing " insert " herein contained."

" Last Line—After " Town " insert " and that except in case of the votes being equal it shall not be lawful for the person presiding at any Election under this act to vote at such Election."

" 13 " After the last clause, insert " And be it further enacted by the authority aforesaid, that if any action or suit shall be brought against any person or persons, for any thing done in pursuance of this act, such action or suit shall be brought within six Calendar Months next after the fact committed, and not afterwards, and the Defendant or Defendants in such action or suit may plead the general issue only, and give this act and the special matter in evidence on the trial."

read 2nd time and adopted.

The said amendments being read a second time, and the question of concurrence put on each, they were severally agreed to by the House, and it was

Ordered, that they be engrossed, and the said Bill, as amended, read a third time to-morrow.

The order of the day being read for the House to be again put into a Committee of the whole upon the Bill for amending the law respecting Real Property, it was

Real estate law amendment bill discharged from the order of the day.

Ordered, to be discharged, and that the same do stand upon the order of the day for to-morrow.

Niagra Canal Company's Charter Amendment bill, brought in,—read 1st time.

Pursuant to notice, the Honorable Mr. Crooks brought in a Bill for amending the Charter of the Niagara Canal Company.

The said Bill was read; and it was,

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

On motion made and seconded the House adjourned.

House Adjourns.

FRIDAY, 24th JANUARY, 1834.

House Meets.

The House met pursuant to adjournment.

PRESENT:

Members present.	<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> BURNHAM,
	<i>The Honorable Messrs.</i> CLARK,	" " BALDWIN,
	" " DICKSON,	" " HAMILTON,
	" " POWELL,	" " BOSWELL,
	" " CROOKSHANK,	" " CROOKS,
	" " ALLAN,	" " STEWART,
" " McDONELL,		

Prayers were read.

The Minutes of yesterday were read.

Friday, 24th January, 1834.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Pursuant to the order of the day, the bill entitled "An Act to define the limits of the Town of Port Hope," was read a third time, and it was,

Port Hope Police bill read 3d. time but not passed.

Ordered, that this bill do not now pass, but that the House be again put into a Committee of the whole on Monday next, to take the said Bill into further consideration.

Ordered to be re-committed.

The order of the day being read for a third reading of the bill entitled "An Act to Incorporate the Village of Prescott, and to establish an Elective Police therein," it was,

Ordered to be discharged, and that the same do stand upon the order of the day for Monday next.

Prescott Police Bill discharged from the order of the day.

Pursuant to the order of the day, the bill entitled "An Act to establish a Police in the Town of Cornwall, in the Eastern District," was, as amended, read a third time, and it was,

Cornwall Police bill as amended, read 3rd time.

Ordered, that the amendments be amended as follows :

Amendments amended.

In the last amendment—last line.—After "trial," insert "And be it further enacted by the authority aforesaid, that a certain Act passed in the fifty-ninth year of the reign of His Majesty King George the Third, entitled "An Act to empower the Commissioners of the Peace for the Eastern District, in their Court of General Quarter Sessions Assembled, to establish and regulate the time for holding a Market in the Town of Cornwall, in the said District," be and the same is hereby repealed."

The Amendment.

Ordered, that the above amendment be engrossed, and the same read a third time this day.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill for amending the law respecting Real Property.

Real estate law Amendment bill. re-committed.

The Honorable Mr. Dickson took the Chair.

A message being announced the Chairman left the Chair, and the House formed.

A Deputation from the Commons House of Assembly brought up some Bills to which they requested the concurrence of this House, and then withdrew.

Bills brought up.

The House was then again put into a Committee of the whole upon the Bill for amending the law respecting Real Property.

Real estate law Amendment bill, re-committed.

The Honorable Mr. Dickson took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the said Bill into consideration, had made further progress therein, and asked leave to sit again on Tuesday next.

Reported and leave asked to sit again.

Ordered, that the report be received, and leave granted accordingly.

Leave granted.

His Honor the Speaker reported to the House, that a Deputation from the Commons House of Assembly had brought up a Bill entitled "An Act to incorporate certain persons therein mentioned, under the style and title of the Richmond Canal Company;" also a Bill entitled, "An Act to grant further relief to Bail in certain cases, and to regulate the manner of putting in and perfecting Bail in vacation;" and also, a Bill entitled, "An Act to extend to certain persons the Civil and Political Rights of Natural-born Subjects," to which they requested the concurrence of this House.

Speaker reports the receipt of Richmond Canal Company's Corporation bill. Bails relief bill. And Merrick and others Naturalization bill from the Assembly.

The said Bills were then severally read, and it was

Ordered, that they be read a second time, on Monday next.

Read 1st time.

Pursuant to order, the further amendment to the Bill, entitled, "An Act to establish a Police in the Town of Cornwall, in the Eastern District," was read a third time, and the Bill, as amended, passed.

Further amendment to Cornwall Police bill read 3d time. Bill as amended passed.

Whereupon the Speaker signed the amendments; and it was,

Amendments signed.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed this Bill, with amendments, to which they desire the concurrence of the Commons House of Assembly.

sent to the Assembly for concurrence.

The order of the day being read, for the House to be again put into a Committee of the whole upon the Bill, entitled, "An Act to incorporate certain persons therein mentioned under the name and style of the Erie and Ontario Rail-road Company," it was,

Ordered to be discharged, and that the same do stand upon the order of the day for Monday next.

Erie and Ontario, rail-road Corporation Bill discharged from the order of the day.

Pursuant to the order of the day, the Bill for amending the Charter of the Niagara Canal Company, was read a second time; and it was,

Niagara Canal Company's Charter amendment bill read 2d time.

Monday, 27th January, 1834.

FOURTH SESSION 11th PROVINCIAL PARLIAMENT, 4th WILLIAM IV.

Ordered, that the House be put into a Committee of the whole, on Wednesday next, to take the same into consideration.

Petition of Joseph Ryerson and others, brought up.

The Honorable Mr. Crooks brought up the Petition of Joseph Ryerson, and others, inhabitants of the County of Norfolk, in the London District; which was laid on the table.

House adjourns.

On motion made and seconded the House adjourned until Monday next, at the hour of one of the clock, P. M.

MONDAY, 27th JANUARY, 1834.

House meets.

The House met pursuant to adjournment.

PRESENT :

Members present.

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> BURNHAM,
<i>The Honorable Messrs.</i> DICKSON,	" " ELMSLEY,
" " POWELL,	" " BALDWIN,
" " WELLS,	" " HAMILTON,
" " ALLAN,	" " BOSWELL,
" " McDONELL,	" " STEWART.

Prayers were read.

The Minutes of Friday were read.

Prescott Police Bill read 3d time and passed.

Pursuant to the order of the day, the Bill entitled "An Act to incorporate the village of Prescott, and to establish an elective Police therein," was read a third time, and passed.

Bill signed.

Whereupon the Speaker signed the same; and it was,

And Assembly acquainted of same.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House that the Legislative Council have passed this Bill without amendment.

Petty trespass summary punishment bill, committed.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill entitled "An Act to provide for the summary punishment of Petty trespasses, and other offences."

The Honorable Mr. Allan took the Chair.

After some time the House resumed.

Reported and leave asked to sit again.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again on Wednesday next.

Leave granted,

Ordered, that the report be received, and leave granted accordingly.

Port Hope Police bill recommitted.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the bill entitled "An Act to define the limits of the Town of Port Hope, and to establish a Police therein."

The Honorable Mr. Wells took the chair.

After some time the House resumed.

Amendments reported.

The Chairman reported that the Committee had gone through the said Bill, and had made some amendments thereto, which they recommended to the adoption of the House.

Ordered, that the Report be received; and,

Read 1st time

The said amendments were then read by the Clerks as follows:

The Amendments

Press. 2, line 19.—Expunge "March" and insert "April."

" " " 22.—After "and," expunge "two Bailiffs or Constables," and insert "a Bailiff or Constable."

Read 2d time and adopted.

The said amendments being read a second time, and the question of concurrence put on each, they were severally agreed to by the House; and it was,

Ordered, that they be engrossed, and the said Bill as amended read a third time tomorrow.

Richmond Canal Company's Corporation Bill read 2d. time

Pursuant to the order of the day, the Bill entitled "An Act to incorporate sundry persons therein mentioned under the style and title of the Richmond Canal Company," was read a second time; and it was,

Ordered, that the House be put into a Committee of the whole, tomorrow, to take the same into consideration.

Wednesday, 29th January, 1834.

FOURTH SESSION, 11th PROVINCIAL PARLIAMENT, 4th WILLIAM IV.

sent to assembly for
concurrence.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House that the Legislative Council have passed this Bill with amendments, to which they desire the concurrence of the Commons House of Assembly.

Real estate law
amendment bill re-
committed.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill for amending the Law respecting Real Property.

The Honorable Mr. Dickson took the chair.

After some time the House resumed.

Reported and leave
asked to sit again.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some further progress therein, and asked leave to sit again tomorrow.

Leave granted,

Ordered, that the report be received; and leave granted accordingly.

A Member enters.

The Honorable Mr. Allan enters.

Richmond Canal
Company's Corpora-
tion Bill Committed.

Pursuant to the order of the day the House was put into a Committee of the whole upon the Bill entitled "An Act to incorporate certain persons therein mentioned, under the style and title of the Richmond Canal Company.

The Honorable Mr. Hamilton took the chair.

After some time the House resumed.

Reported and leave
asked to sit again.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again tomorrow.

Leave granted.

Ordered, that the report be received, and leave granted accordingly.

Bail's relief bill.
committed.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill, entitled, "An Act to grant further relief to Bail in certain cases, and to regulate the manner of putting in and perfecting Bail in vacation."

The Honorable Mr. Allan took the Chair.

After some time the House resumed.

Reported.

The Chairman reported that the Committee had gone through the said Bill, and recommended the same without amendment to the adoption of the House.

Ordered, that the Report be received, and

Ordered, that the said Bill be read a third time tomorrow.

Merrick and others
Naturalization Bill
committed.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill, entitled, "An Act to extend to certain persons the Civil and Political Rights of Natural-born Subjects."

The Honorable Mr. Burnham, took the Chair.

After some time the House resumed.

Reported and referred
to a Select Committee

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and recommended that it be referred to a Select Committee, with power to send for persons and papers, and to report thereon.

Ordered, that the Report be received; and,

Ordered, that the said Bill be referred to a Select Committee, with power to send for persons and papers, and to report thereon, and,

Members composing
same.

Ordered, that the Honorable Messieurs McDonell and Baldwin do compose the Committee for that purpose.

House adjourns.

On motion made and seconded the House adjourned.

WEDNESDAY, 29th JANUARY, 1834.

House meets.

The House met pursuant to adjournment.

PRESENT:

Members present.

The Honorable JOHN B. ROBINSON, SPEAKER,

The Honorable Messrs. McDONELL,

" " BALDWIN,

" " HAMILTON.

The Honorable Messrs. BOSWELL,

" " BURNHAM,

" " CROOKS,

" " STEWART,

Prayers were read.

The Minutes of yesterday were read.

Wednesday, 29th January, 1834.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Pursuant to the order of the day, the Bill entitled, "An Act to grant further relief to Bail in certain cases, and to regulate the manner of putting in and perfecting Bail in vacation," was read a third time and passed.

Bails relief bill read 3d time and passed.

Whereupon the Speaker signed the same, and it was

Bill signed.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed this Bill without amendment.

And Assembly acquainted thereof.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill for amending the Charter of the Niagara Canal Company."

Niagara Canal Company's Charter Amendment bill committed.

The Honorable Mr. McDonell took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and had made some amendments thereto, and recommended it to the adoption of the House.

Reported.

Adopted.

Ordered, that the Report be received; and,

Ordered, that the said Bill be engrossed, and the same read a third time tomorrow.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill entitled "An Act to provide for the summary punishment of petty trespasses, and other offences."

Petty trespass summary punishment bill recommitted.

The Honorable Mr. Burnham took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some further progress therein, and asked leave to sit again on Monday next.

Reported and leave asked to sit again.

Ordered, that the report be received, and leave granted accordingly.

Leave granted.

Pursuant to the order of the day, the Honorable Mr. Hamilton, from the Committee of the whole upon the Bill, entitled, "An Act to incorporate certain persons therein mentioned under the name and style of the Erie and Ontario Rail-road Company," reported the amendments made thereto.

Amendments to Erie and Ontario rail road Corporation Bill presented.

The same were then read by the Clerk as follows:—

Read 1st time

Press 2, Line 3.—After "expedient" insert, "Provided always, nevertheless, that the real estate to be held by the said Company, shall be only such as shall be required to be held by them for the purpose of making, using and preserving the said Rail Road, and for objects immediately connected therewith."

The Amendments

Expunge the second Clause, and insert "2. And be it further enacted by the authority aforesaid; that the said Company and their Agents or Servants, shall have full power, under this Act, to lay out, construct, make and finish, a double or single iron or wooden Rail Road or Way, at their own costs and charges, on and over any part of the Country lying between the River Welland and the Niagara River, at or below Queenston, and to take, carry, and transport thereon, passengers, goods and property, either in carriages used and propelled by the force of Steam, or by the power of Animals, or by any Mechanical or other power, or by any combination of power which the said Company may choose to employ; and that the said Company shall in like manner and for the like purposes, have power to make and use a double or single Rail Road or Way, of iron or wood, to lead from the River Welland to Lake Erie, or to the Niagara River, below Lake Erie; and also to continue their Rail Road or Way from Queenston to Lake Ontario, if they shall undertake and contract for the making of the said last mentioned Rail Road, before any other Company shall be chartered by the Legislature for that purpose."

Press 2, Line 9.—Expunge "Directors of the,"

" " " 10.—Expunge "may be" and insert "are hereby,"

" " " 11.—Expunge from "Lands" to "upon."

" " " 12.—Expunge "or private easements,"

" " " 13.—Expunge "and privileges,"

" " " 15.—After "case" insert "of"

" " " 16.—Expunge "Directors" and insert "Company."

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Press 2, Line 17.—Expunge from “time” to “for.”

“ “ “ 18.—Expunge “Directors” and insert “Company.”

“ “ “ 21.—Expunge “Directors” and insert “Company.”

“ 3, “ 1.—Expunge “Directors” and insert “Company” in two places.

“ “ “ 10.—After “provided” insert “4 And be it further enacted by the authority aforesaid, that whatever sum of money may be finally awarded to any person or persons for compensation for property required to be occupied, or for damages occasioned by the interference of the said Company, with his or their property, rights or privileges, shall be paid within three months from the time of the same being awarded, and in case the said Company shall fail to pay the same within that period then their right to assume any such property, or commit any act in respect of which such sum of money was awarded, shall wholly cease, and it shall be lawful for the proprietor to resume his occupation of such property, and to possess fully his rights and privileges in respect thereof, free from any claim or interference of the said Company.”

“ “ “ 11.—Expunge “the Directors of.”

“ 4, “ 1.—Expunge from “same,” and insert “all such.”

“ “ “ 10.—Expunge “tunnels, culverts, sluices.”

“ “ “ 12.—Expunge “the tunnels, culverts or sluices, respectively.”

“ “ “ 19.—Expunge “hereinafter,” and insert “herein.”

“ “ “ 24.—Expunge “by them.”

“ 5, “ 8.—Expunge “receiving, moving or transporting,” and insert “being used for the transportation of.”

“ “ “ 11.—Expunge “and all other articles whatsoever.”

“ “ “ 13.—After “Company,” add “to be used therewith, and shall have power to regulate the time and manner in which goods and passengers shall be transported, taken and carried on the same, as well as the manner of collecting all tolls and dues on account of transportation and carriage, and shall have power to erect and maintain such toll houses and other buildings for the accommodation and proper transaction of their business as to them may seem necessary.”

Expunge the eighth Clause.

“ 6, Expunge the eleventh Clause.

“ 8, “ 19.—After “shall,” insert “elect by ballot one of their number to be their President, and shall.”

“ 9, “ 11.—After “Company” insert “Provided always, that nothing herein contained shall extend to authorise the said Company to carry on the business of Banking.”

“ 12, “ 2.—After “way,” insert between the Welland River and the River Niagara, at or below Queenston.”

“ “ “ 4.—After “void,” add “and that nothing in this Act contained, shall extend to prevent the Legislature from granting a Charter at any time hereafter, to any Company or Companies, for constructing any Rail Road or Way, in any other part of the Country between the Lakes Erie and Ontario, so as the same shall not impede the completion of any Rail Road or Way, actually begun and in progress under the direction of the Company hereby incorporated, within three years after the passing of this Act.”

“23. And be it further enacted by the authority aforesaid, that this Act shall not be construed to give any power to the said Company, to erect ways or works of any description, upon or over the River Welland, so as to interfere in any manner with the free use and Navigation thereof.”

“24. And be it further enacted by the authority aforesaid, that notwithstanding the privileges hereby conferred, the Legislature may at any time hereafter make such addition to this Act, or such alteration of any of

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SIR JOHN COLBORNE, K. C. B., *Lieutenant Governor.*

its provisions as they may think proper for affording just protection to the public, or to any person or persons, body politic or corporate, in respect to their estate, property or rights, or any interest therein, or any advantage, privilege or convenience, connected therewith, or in respect to any way or right of way, public or private, that may be affected by any of the powers given by this Act."

"25. And be it further enacted by authority aforesaid, that if any action or suit shall be brought against any person or persons for any matter or thing done in pursuance of this act, such action or suit shall be brought within six calendar Months next after the fact Committed and not afterwards, and the Defendant or Defendants in such action or suit may plead the general issue only and give this act and the special matter in evidence on the trial."

The said amendments being read a second time, and the question of concurrence put on each, they were severally agreed to by the House, and it was Read 2d time and adopted.

Ordered that they be engrossed, and the said Bill as amended read a third time tomorrow.

Pursuant to the order of the day the Petition of the Honorable William Allan and Thomas Mercer Jones Esquire, Commissioners of the Canada Company, praying for an Act authorising the said Company to Improve the Harbour at Goderich, and empowering them to levy reasonable Tolls for the purpose of defraying the expenses thereof was read. Petition of the Hon. Wm. Allan and Thos M. Jones, Esq. read.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill for amending the law respecting real Property. Real estate law Amendment bill. re-committed.

The Honorable Mr. Hamilton took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the Bill and had made some amendments thereto, and recommended it to the adoption of the House. Reported. Adopted.

Ordered, that the report be received, and

Ordered, that the said Bill be engrossed, and the same read a third time on Friday next.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill, entitled, "An Act to incorporate certain persons therein mentioned under the style and title of the Richmond Canal Company." Richmond Canal Company's Corporation Bill recommitted.

The Honorable Mr. Hamilton took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and had made some amendments thereto, which they recommended to the adoption of the House. Amendments reported.

Ordered, that the report be received, and

The said amendments were then read by the Clerk, as follows.

Press 13, Line 23.—After "shillings" insert "And be it further enacted by the authority aforesaid that whatever sum of money may be finally awarded to any person or persons, for compensation for property required to be occupied or for damages occasioned by the interference of the said Company, with his or their property, rights or privileges, shall be paid within three Months from the time of the same being awarded, and in case the said Company shall fail to pay the same within that period then their right to assume any such property or commit any act in respect of which sum of money was awarded shall wholly cease, and it shall be lawful for the proprietor to resume his occupation of such property, and to possess fully his rights and privileges in respect thereof, free from any claim or interference of the said Company." Read 1st. time. The Amendments.

Press 22, last line—After "notwithstanding," insert "And be it further enacted by the authority aforesaid, that notwithstanding the privileges hereby conferred the Legislature may at any time hereafter make such addition to this Act or such alteration of any of its provisions as they may think proper for affor-

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ding just protection to the public or to any person or persons, body politic or corporate, in respect to their estate, property or rights, or any interest therein, or any advantage, privilege or convenience connected therewith, or in respect to any way or right of way public or private, that may be affected by any of the powers given by this act."

read 2nd time and adopted.

The said Amendments being read a second time and the question of concurrence put on each they were severally agreed to by the House and it was.

Ordered, that they be engrossed and the said Bill as amended read a third time on Friday next.

Report of select committee upon Cobourg rail road Corporation Bill, presented.

The Honorable Mr. Baldwin from the Select Committee to whom was referred the Bill entitled "An Act to incorporate certain persons under the style and title of the Cobourg rail road Company" presented their report.

Ordered that it be received, and

Read.

The same was then read by the Clerk as follows;

The Report.

The Select Committee to whom was referred the Bill sent up from the Commons House of Assembly entitled "An Act to incorporate certain persons under the style and title of the Cobourg rail road Company," beg leave to Report.

That your Committee having examined the said Bill and procured such information respecting its usefulness and locality as lay within their reach, recommend the same to the adoption of your Honorable House, with similar Amendments to those lately made to the Bill entitled "An Act to incorporate certain persons therein mentioned under the name and style of the Erie and Ontario Rail road Company."

All which is respectfully submitted.

(Signed.)

A BALDWIN,

CHAIRMAN.

Legislative Council Committee Room,

29th day of January, 1834.

Ordered, that the House be put into a Committee of the whole, tomorrow, to take the said bill, and the above report into consideration.

House Adjourns.

On motion made and seconded, the House adjourned.

THURSDAY, 30th JANUARY, 1834.

House meets.

The House met pursuant to adjournment.

PRESENT:

Members present.

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> BALDWIN,
<i>The Honorable</i> Mr. CROOKSHANK,	" " HAMILTON,
<i>The Hon. & Ven. The</i> ARCHDEACON OF YORK,	" " BOSWELL,
<i>The Honorable Messrs.</i> ALLAN,	" " CROOKS,
" " McDONELL,	" " STEWART,
" " BURNHAM,	

Prayers were read.

The Minutes of yesterday were read.

Niagara Canal Company's Charter Amendment bill discharged from the order of the day.

The order of the day being read for reading the Bill for amending the Charter of the Niagara Canal Company, the third time, it was

Ordered, to be discharged, and that the House be again put into a Committee of the whole tomorrow, to take the same into further consideration.

Erie and Ontario rail-road Corporation bill as amended read 3d time.

Pursuant to the order of the day, the Bill entitled, "An Act to incorporate certain persons therein mentioned, under the name and style of the Erie and Ontario Rail Road Company," was as amended, read a third time, and

The question being put whether this Bill as amended should pass, it was carried in the affirmative.

Amendments signed.

Whereupon the Speaker signed the amendments, and it was

Thursday, 30th January, 1834.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House that the Legislative Council have passed this Bill with amendments, to which they desire the concurrence of the Commons House of Assembly.

And sent to Assembly for concurrence.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill entitled "An Act to incorporate certain persons under the style and title of the Cobourg Rail-road Company," together with the report of the Select Committee thereon.

Cobourg rail road Corporation Bill committed.

The Honorable Mr. Hamilton took the chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and had made some amendments thereto, which they recommended to the adoption of the House.

Amendments reported.

Ordered, that the Report be received; and,

The said amendments were then read by the Clerk as follows:

Read 1st time

Press 2, Line 2.—After "expedient" insert, "Provided always, nevertheless, that the real

The Amendments

estate to be held by the said Company, shall be only such as shall be required to be held by them for the purpose of making, using and preserving the said Rail Road, and for objects immediately connected therewith."

" " Expunge the second Clause, and insert "2. And be it further enacted by the authority aforesaid, that the said Company and their Agents or Servants, shall have full power, under this Act, to lay out, construct, make and finish, a double or single iron or wooden Rail Road or Way, at their own costs and charges, on and over any part of the Country lying between the Rice Lake and Lake Ontario, at or near Cobourg, and to take, carry, and transport thereon, passengers, goods and property, either in carriages used and propelled by the force of Steam, or by the power of Animals, or by any Mechanical or other power, or by any combination of power, which the said Company may choose to employ.

" " Line 3.—Expunge "Directors of the,"

" " " 9.—Expunge "may be" and insert "are hereby,"

" " " ".—Expunge from "Lands" to "upon," in the tenth line.

" " " 11.—Expunge "or private easements and privileges."

" " " 15.—Expunge "Directors" and insert "Company."

" " " 16.—Expunge from "time" to "for" in the seventeenth line.

" " " 17.—Expunge "Directors" and insert "Company."

" " " 20.—Expunge "Directors" and insert "Company."

" " " 26.—Expunge "Directors" and insert "Company."

" 3, " 1.—Expunge "Directors," and insert "Company."

" " " 10.—After "provided" insert "4 And be it further enacted by the authority aforesaid, that whatever sum of money may be finally awarded to any person or persons for compensation for property required to be occupied, or for damages occasioned by the interference of the said Company, with his or their property, rights or privileges, shall be paid within three months from the time of the same being awarded, and in case the said Company shall fail to pay the same within that period, then their right to assume any such property, or commit any act in respect of which such sum of money was awarded, shall wholly cease, and it shall be lawful for the proprietor to resume his occupation of such property, and to possess fully his rights and privileges in respect thereof, free from any claim or interference of the said Company."

" " " 11.—Expunge "the Directors of."

" 4, " 1.—Expunge from "same" to "works," and insert "all such."

" " " 8.—Expunge "tunnels, culverts, sluices."

" " " 11.—Expunge "the tunnels, culverts, sluices, respectively."

" 5, " 3.—Expunge "hereinafter," and insert "herein."

" " " 7.—Expunge "by them."

" " " 15.—Expunge "receiving, moving, or."

" " " 16.—Expunge "transporting," and insert "being used for the transportation of."

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Press 5 Line 18.—After “passengers,” expunge “and all other articles whatsoever.”

“ “ “ 20.—After “Company,” insert “to be used therewith, and shall have power to regulate the time and manner in which goods and passengers shall be transported, taken and carried on the same, as well as the manner of collecting all tolls and dues on account of transportation and carriage, and shall have power to erect and maintain such toll houses and other buildings for the accommodation and proper transaction of their business as to them may seem necessary.”

“ “ Expunge the eighth Clause.

“ 6, Expunge the eleventh Clause.

“ 8, “ 18.—After “shall,” insert “elect by ballot one of their number to be their President, and shall.”

“ “ “ 21.—Expunge “twenty” and insert “ten.”

“ 9, “ 1.—Expunge “twenty” and insert “forty.”

“ “ “ “.—Expunge from “pounds” to “4000” in the fourth line, and insert “to be held in.”

“ “ “ 8.—After “Company” insert “Provided always, that nothing herein contained shall extend to authorise the said Company to carry on the business of Banking.”

“ 11, “ 20.—After “void,” insert “23. And be it further enacted by the authority aforesaid, that notwithstanding the privileges hereby conferred, the Legislature may at any time hereafter make such addition to this Act, or such alteration of any of its provisions, as they may think proper for affording just protection to the public, or to any person or persons, body politic or corporate, in respect to their estate, property or rights, or any interest therein, or any advantage, privilege, or convenience connected therewith, or in respect to any way or right of way, public or private, that may be affected by any of the powers given by this Act.”

“ 24. And be it further enacted by the authority aforesaid, that if any action or suit shall be brought against any person or persons, for any matter or thing done in pursuance of this Act, such action or suit shall be brought within six calendar months next after the fact committed, and not afterwards, and the Defendant or Defendants in such action or suit, may plead the general issue only, and give this Act and the special matter in evidence on the trial.”

Read second time
and adopted.

The said amendments being read a second time, and the question of concurrence put on each, they were severally agreed to by the House; and it was,

Ordered, that they be engrossed, and the said Bill as amended, read a third time tomorrow.

Petition of Marcus
Merrick and another
brought up.

The Honorable Mr. Baldwin brought up the Petition of Marcus Merrick, and another, of Hamilton, in the District of Gore; which was laid on the table.

House adjourns.

On motion made and seconded the House adjourned.

FRIDAY, 31st JANUARY, 1834.

House meets.

The House met pursuant to adjournment.

PRESENT:

Members present.

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> BALDWIN,
<i>The Hon. & Ven. The</i> ARCHDEACON OF YORK,	“ “ BOSWELL,
<i>The Honorable Messrs.</i> McDONELL,	“ “ CROOKS,
“ “ ALLAN,	“ “ STEWART.
“ “ BURNHAM,	

Prayers were read.

The minutes of yesterday were read.

Friday, 31st January, 1834.

SIR JOHN COLBORNE, K. C. B., *Lieutenant Governor.*

Pursuant to the order of the day, the Bill for amending the law respecting Real Property, was read a third time, and passed ; and it was, Real estate law amendment bill read 3d time and passed.

Ordered, that the title be, "An Act to amend the law respecting Real Property, and to render the proceedings for recovering possession thereof, in certain cases less difficult and expensive". Title ordered.

Whereupon the Speaker signed the Bill ; and it was, Bill signed.

Ordered, to be sent to the Commons House of Assembly, by the Master in Chancery, for the concurrence of that House. And sent to the Assembly for concurrence.

Pursuant to the order of the day, the Bill entitled, "An Act to incorporate certain persons therein mentioned, under the style and title of the Richmond Canal Company," was as amended, read a third time ; and, Richmond Canal Company's Corporation Bill read 3d time, as amended, and passed.

The question being put, whether this Bill as amended should pass, it was carried in the affirmative.

Whereupon the Speaker signed the amendments ; and it was, Amendments signed,

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed this Bill with amendments, to which they desire the concurrence of the Commons House of Assembly. And sent to Assembly for concurrence.

Pursuant to the order of the day, the Bill entitled "An Act to incorporate certain persons under the style and title of the Cobourg Rail-road Company," was, as amended, read a third time ; and, Cobourg Rail-road Corporation bill, as amended, read third time and passed.

The question being put whether this Bill, as amended, should pass, it was carried in the affirmative.

Whereupon the Speaker signed the amendments ; and it was, Amendments signed.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House that the Legislative Council have passed this Bill, with amendments, to which they desire the concurrence of the Commons House of Assembly. And sent to the Assembly for concurrence.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill for amending the Charter of the Niagara Canal Company. Niagara Canal Company's Charter amendment bill re-committed.

The Honorable Mr. Allan took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and had made some further amendments thereto, and recommended the bill to the adoption of the House. Further amendments reported.

Ordered, that the Report be received ; and, Adopted.

Ordered, that the said bill be engrossed, and the same read a third time on Monday next.

The Honorable Mr. Boswell, from the Select Committee to whom was referred the Bill entitled "An Act to incorporate sundry persons under the style and title of the President, Directors and Company, of the Gore Bank," reported that the Committee had prepared certain amendments to the Bill, which they were ready to submit whenever the House would receive them. Report of the Select Committee upon Gore Bank Corporation bill presented.

Ordered, that the report be now received ; and, Read.

The same was then read by the Clerk as follows : The Report.

The Select Committee to whom was referred the Bill entitled "An Act to incorporate sundry persons under the style and title of the President Directors and Company of the Gore Bank," beg leave to report.

That your Committee have carefully examined the Bill, and recommend the same, with the following amendments, to the adoption of your Honorable House :

In the title—line 2.—After "the," insert "District of."

In the Bill—Press. 1, line 1.—Expunge "Gore."

" " " 2.—After "District," insert "of Gore."

" " " 21.—After "the," insert "District of."

" 2, " 1.—After "Company of the," insert "District of."

" " " 5.—Expunge "sixteen," and insert "eight."

" " " 6.—After "Brockville," insert "Kingston."

" 3 " 18.—Expunge "Gore," and after "District" insert "of Gore."

" " " 23.—Expunge "subscribed as aforesaid."

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- Press 5, Line 10.—Expunge “Gore,” and after “District” insert “of Gore.”
 “ 7, “ 23.—After “same” insert “either in person or by proxy.”
 “ 8, “ 22.—Expunge “Gore,” and after “District” insert “of Gore.”
 “ “ “ 25.—Expunge “Province” and insert “District.”
 “ 12, “ 17.—After “before” expunge the remainder of the Bill, and insert
 “two years shall have expired after this Act shall have become
 a law.”

All which is respectfully submitted.

(Signed)

WALTER BOSWELL,
CHAIRMAN.

*Legislative Council Committee Room,
31st day of January, 1834.*

Ordered, that the House be again put into a Committee of the whole on Monday next, to take the said bill into consideration, as also the report of the Select Committee thereon.

The Honorable Mr. Boswell, from the Select Committee to whom was referred the Bill entitled “An Act to incorporate certain persons under the style and title of the President, Directors and Company, of the Bank of Cobourg,” reported that the Committee had prepared certain amendments to the Bill, which they were ready to submit whenever the House would be pleased to receive them.

Ordered, that the Report be now received ; and,

The same was then read by the Clerk as follows :

The Select Committee to whom was referred the bill entitled “An Act to incorporate certain persons under the style and title of the President, Directors and Company, of the Bank of Cobourg,” beg leave to report :

That your Committee have carefully examined the bill, and recommend the same, with the following amendments, to the adoption of your Honorable House :

In the title—line 2.—Expunge “Cobourg” and insert “the District of Newcastle.”

In the bill—Press. 2, line 6.—Expunge “Cobourg,” and after “Bank” insert “of the District of Newcastle.”

“ “ “ 12.—Expunge “Cobourg,” and after “Bank” insert “of the District of Newcastle.”

“ 9, “ 15.—Expunge “Province” and insert “District.”

“ 11, “ 5.—After the word “before” expunge the remainder of the clause, and insert “two years shall have expired after this Act shall have become a law.”

All which is respectfully submitted.

(Signed.)

WALTER BOSWELL,
CHAIRMAN.

*Legislative Council Committee Room,
31st day of January, 1834.*

The same Committee also presented their report on the subject matter of the Despatch from the Secretary of State, referred to them, together with the two last mentioned Bills, which was received, and is as follows:—

The Select Committee to whom was referred the Bill, entitled, “An Act to incorporate sundry persons under the style and title of the President, Directors, and Company of the Gore Bank ;” and also, the Bill entitled, “An Act to incorporate certain persons under the style and title of the President, Directors, and Company of the Bank of Cobourg,” beg further to report,

That they have not overlooked the suggestions of the Lords Commissioners of His Majesty's Treasury, in regard to Banking generally in this Province, as submitted to them, which as they appear to Your Committee to be inapplicable to the circumstances of the Colony, and involving principles of great magnitude and importance, recommend that Your Honorable House will address His Majesty's Government at Home, on the subjects which they embrace.

(Signed)

WALTER BOSWELL,
CHAIRMAN.

*Legislative Council Committee Room,
31st day of January, 1834.*

Report of the Select Committee upon Cobourg Bank Corporation Bill, presented.

Read.

The Report.

Report of the same Committee upon the Despatch relative to the U. C. and Kingston Banks, presented and read.

The report.

Monday, 3rd February, 1834.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Ordered, that the House be again put into a Committee of the whole, on Monday next, to take the last mentioned Bill into consideration, together with the Report of the Select Committee thereon.

Ordered, that the House be put into a Committee of the whole on Monday next, on the report of the Select Committee on the subject of the Secretary of State's Despatch.

On motion made and seconded, the House adjourned until Monday next, at two of the clock P. M. House Adjourns.

MONDAY, 3rd FEBRUARY, 1834.

The House met pursuant to adjournment.

House meets.

PRESENT :

The Honorable JOHN B. ROBINSON, SPEAKER,
The Honorable Messrs. CLARK,
" " DICKSON,
" " ALLAN,
" " McDONELL,
" " BURNHAM,
" " ELMSLEY,

The Honorable Messrs. BALDWIN.
" " BOSWELL,
" " ADAMSON,
" " CROOKS.
The Hon. & Rt. Rev. BISHOP MACDONELL.
The Honorable Mr. STEWART.

Members present.

Prayers were read.

The minutes of Friday last were read.

The order of the day being read, for a third reading of the Bill for "amending the Charter of the Niagara Canal Company," it was

Niagara Canal Company's Charter Amendment bill discharged from the order of the day.

Ordered, that it be discharged, and that the House be again put into a Committee of the whole on Wednesday next, to take the said Bill into further consideration.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill entitled "An Act to provide for the summary punishment of petty trespasses, and other offences."

Petty trespass summary punishment bill re-committed.

The Honorable Mr. Allan took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and had made some amendments thereto, which they recommended to the adoption of the House.

Amendments reported.

Ordered, that the report be received ; and,

The said amendments were then read by the Clerk, as follows.

Read 1st. time.

Press 6, Lines 2, 4 & 5.—Expunge "A. B.," and insert "E. F.," in three places.

The Amendments.

" 8, Line 21.—Expunge "affirmative," and insert affirmance."

The said amendments being read a second time, and the question of concurrence put on each, they were severally agreed to by the House; and it was,

Read 2d time and adopted.

Ordered, that they be engrossed, and the said Bill as amended read a third time tomorrow.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill, entitled, "An Act to incorporate sundry persons under the style and title of the President, Directors, and Company of the Gore Bank," together with the report of the Select Committee thereon.

Gore Bank Corporation Bill recommitted.

The Honorable Mr. Boswell took the Chair.

A message being announced the Chairman left the Chair, and the House formed.

A Deputation from the Commons House of Assembly brought up a Bill to which they requested the concurrence of this House.—The same Deputation returned the Bill entitled, "An Act to incorporate certain persons therein mentioned, under the style and title of the Richmond Canal Company," and acquainted this House that the Commons House of Assembly had acceded to the amendments made by the Legislative Council, in and to the same; the Deputation then withdrew.

A Bill brought up.

Amendments to Richmond Canal Company's Corporation bill concurred in by the Assembly.

The House was then again put into a Committee of the whole upon the Bill, entitled, "An Act to incorporate sundry persons under the style and title of the President, Directors,

Gore Bank Corporation Bill recommitted.

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and Company of the Gore Bank," together with the report of the Select Committee thereon.

The Honorable Mr. Boswell took the Chair.

A message being announced the Chairman left the Chair, and the House formed.

Amendments to Port Hope Police bill concurred in by the Assembly.

A Deputation from the Commons House of Assembly returned the Bill, entitled, "An Act to define the limits of the Town of Port Hope, and to establish a Police therein," and acquainted this House that the Commons House of Assembly had acceded to the amendments made by the Legislative Council in and to the same; the Deputation then withdrew.

Gore Bank Corporation bill recommitted.

The House was then again put into a Committee of the whole upon the Bill, entitled, "An Act to incorporate sundry persons under the style and title of the President, Directors, and Company of the Gore Bank," together with the report of the Select Committee thereon.

The Honorable Mr. Boswell took the Chair.

Message from the Assembly requesting the evidence upon which White's Trustee bill was founded.

A message being announced the Chairman left the Chair, and the House formed.

A Deputation from the Commons House of Assembly brought up and delivered at the bar of this House a Message in the following words:—

MR. SPEAKER,

The Commons House of Assembly request that the Honorable the Legislative Council will communicate to that House the evidence upon which the bill entitled "An Act to appoint Trustees to carry into effect the provisions of the Will of John White, Esquire, deceased," was passed.

(Signed)

ARCHIBALD McLEAN,

SPEAKER.

*Commons House of Assembly,
3rd day of February, 1834.*

Bill brought up.

The same Deputation brought up a Bill, to which they requested the concurrence of this House, and then withdrew.

Gore Bank Corporation bill recommitted.

The House was then again put into a Committee of the whole upon the bill entitled "An Act to incorporate sundry persons under the style and title of the President, Directors and Company, of the Gore Bank," together with the report of the Select Committee thereon.

The Honorable Mr. Boswell took the Chair.

After some time the House resumed.

Reported and leave asked to sit again.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some further progress therein, and asked leave to sit again on Monday next.

Leave granted,

Ordered, that the report be received, and leave granted accordingly.

Amendments to Cornwall Police bill concurred in by the Assembly.

A Deputation from the Commons House of Assembly returned the bill entitled "An Act to establish a Police in the Town of Cornwall, in the Eastern District," and acquainted this House that the Commons House of Assembly had acceded to the amendments made by the Legislative Council in and to the same;—the Deputation then withdrew.

Speaker reports the receipt of Wolf destruction bill,

His Honor the Speaker reported to the House, that a Deputation from the Commons House of Assembly had brought up a bill entitled "An Act to encourage the destruction of Wolves"; and also a Bill entitled "An Act to revive and extend the provisions of an Act passed in the tenth year of His late Majesty's reign, entitled 'An Act to authorise the detention of Debtors in certain cases;'" to which they requested the concurrence of this House.

and debtors detention revival bill from the Assembly.

Read 1st time

The said Bills were then severally read; and it was,

Ordered, that they be read a second time to-morrow.

Cobourg Bank Corporation bill discharged from the order of the day.

The order of the day being read, for the House to be again put into a Committee of the whole upon the bill entitled "An Act to incorporate certain persons under the style and title of the President, Directors and Company, of the Bank of Cobourg," together with the report of the Select Committee thereon; it was,

Ordered, to be discharged, and that the same do stand upon the order of the day for Monday next.

Petition of Marcus Merrick and another read.

Pursuant to the order of the day, the Petition of Marcus Merrick, and another, of Hamilton, in the District of Gore, praying for an Act conferring upon them the rights and privileges of Natural-born British Subjects, was read.

Report of the Select Committee upon Port Hope and Rice Lake Canal Company's Corporation bill presented.

The Honorable Mr. Burnham, from the Select Committee to whom was referred the Bill entitled "An Act to incorporate certain persons under the style and title of the President, Directors and Company, of the Port Hope and Rice Lake Canal Company," reported that

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SIR JOHN COLBORNE, K. C. B., *Lieutenant Governor.*

the Committee had prepared certain amendments to the Bill, which they were ready to submit, whenever the House would be pleased to receive the same.

Ordered, that the Report be now received; and,

The same was then read by the Clerk as follows:

Read.

The Select Committee to whom was referred the Bill entitled "An Act to incorporate certain persons under the style and title of the President, Directors and Company, of the Port Hope and Rice Lake Canal Company," beg leave to report:

The Report.

That they have carefully examined the said Bill, and recommend the same, with the following amendments, to the adoption of your Honorable House:—

Press. 5.—At the end of the fifth clause insert "Provided, nevertheless, that the said Company shall not at any time, nor in any way, take from the Rice Lake any greater quantity of water than is necessary for the purpose of the said Canal, for navigation only; and shall not lower the depth of water in the Rivers Otonabie and Trent, so as in any way to affect their navigation, or the machinery thereon erected, or that may be hereafter erected on either of the said Rivers."

" 7.—At the end of the seventh clause insert "And provided always, that the damages so awarded shall be paid by the said Company within three months after such award shall have been made; and in default thereof, the owner or owners may re-enter, possess, and enjoy the same, as if this Act had not been passed."

Press. 11, line 17.—After the word "such" insert "person or persons as shall be appointed by them for that purpose, and such."

" 13, " 3.—Expunge "one" and insert "four."
Expunge "six hundred."

" " " 9.—Expunge "forty" and insert "eighty."

" 14, " 8 & 9.—After the word "as," expunge "two thousand five hundred," and insert "five thousand."

" " " 15.—Expunge "two hundred and fifty," and insert "five hundred."

" 19, " 2.—After "provided," add to the Bill "36. And be it further enacted by the authority aforesaid, that the said Company, to entitle themselves to the benefit and advantages to them granted by this Act, shall, and they are hereby required, to make and complete the said Canal within seven years from and after the passing of this Act."

"37. And be it further enacted by the authority aforesaid, that it shall and may be lawful for any person or persons possessing lands, through which the said Canal shall pass and divide, to erect a bridge or bridges at his or their own expense, to connect the same; Provided always, that such bridge or bridges shall not present greater obstacles to the navigation of the said Canal, than the bridges erected thereon by the said Company.

"38. And be it further enacted by the authority aforesaid, that notwithstanding the privileges hereby conferred on the said Company, the Legislature may, at any time hereafter, make such alterations of any of its provisions as they may think proper, for affording just protection to the public, or to any person or persons in respect to their estate or property, or any interest therein, or advantage, privilege or convenience, connected therewith."

"39. And be it further enacted by the authority aforesaid, that nothing in this Act contained, shall extend or be construed to extend to authorise the said Company to carry on the business of Banking."

"40. And be it further enacted by the authority aforesaid, that the Locks on the said Canal shall not be less than ten feet in width, and eighty feet in length, and the quantity of water in said Locks not less than three feet in depth over the mitre sill."

"41. And be it further enacted by the authority aforesaid, that this Act shall be deemed and taken to be a public Act, and as such shall be

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judicially noticed by all Judges, Justices of the Peace, and other persons, without being specially pleaded."

(Signed.)

Z. BURNHAM,
CHAIRMAN.

Ordered, that the last mentioned Bill, and the report of the Select Committee thereon, be referred to a Committee of the whole House, tomorrow.

Report of the Select Committee upon Bath School Society's Corporation Bill, presented.

The Honorable Mr. Boswell, from the Select Committee to whom was referred the Bill entitled, "An Act to incorporate certain persons by the name of the Bath School Society, and for other purposes therein mentioned," presented their report.

Ordered, that it be received; and,

Read.

The same was then read by the Clerk as follows:

The Report.

The Select Committee to whom was referred the Bill entitled "An Act to incorporate certain persons by the name of the Bath School Society, and for other purposes therein mentioned," beg leave to report:

That they have carefully examined the several provisions contained in the said Bill, and recommend the same without any amendment, to the adoption of your Honorable House.

All which is respectfully submitted.

Legislative Council Committee Room,
31st day of January, 1834.

Ordered, that the last mentioned Bill, and the report of the Select Committee thereon, be referred to a Committee of the whole House, tomorrow.

House Adjourns.

On motion made and seconded the House adjourned until tomorrow, at eleven of the clock A. M.

TUESDAY, 4th FEBRUARY, 1834.

House meets.

The House met pursuant to adjournment.

PRESENT:

Members present.

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> McDONELL,
<i>The Honorable Messrs.</i> CLARK,	" " BURNHAM,
" " DICKSON,	" " BOSWELL,
" " CROOKSHANK,	" " ADAMSON,

Prayers were read.

The minutes of yesterday were read.

Petty trespass summary punishment bill as amended, read third time.

Pursuant to the order of the day, the Bill entitled "An Act to provide for the summary punishment of petty trespasses and other offences," was, as amended, read a third time; and it was,

Further amendment ordered. The further amendment.

Ordered, that it be further amended as follows:—

Press. 1, line 22.—After "nature" insert "the committing of which damage, injury or spoil, is not made felony by any law in force in this Province, nor made punishable either as a felony or otherwise by the provisions of any Act of the Parliament of this Province, in relation to such particular offence."

Ordered, that the further amendment be engrossed, and the said Bill, as further amended, read a third time this day.

Wolf destruction bill read second time.

Pursuant to the order of the day, the Bill entitled "An Act to encourage the destruction of Wolves," was read a second time; and it was,

Ordered, that the House be put into a Committee of the whole to-morrow, to take the same into consideration.

Debtors detention revival bill read second time.

Pursuant to the order of the day, the Bill entitled "An Act to revive and extend the provisions of an Act passed in the tenth year of His late Majesty's reign, entitled 'An Act to authorise the detention of Debtors in certain cases;'" was read a second time; and it was,

Ordered, that the House be put into a Committee of the whole tomorrow, to take the same into consideration.

Tuesday, 4th February, 1834.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill entitled "An Act to incorporate certain persons under the style and title of the President, Directors and Company, of the Port Hope and Rice Lake Canal Company," and the Report of the Select Committee thereon.

Port Hope and Rice Lake Canal Company's Corporation bill re-committed.

The Honorable Mr. Burnham, took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the Bill, and had made some amendments thereto, which they were ready to submit whenever the House would be pleased to receive the same.

Amendments reported.

Ordered, that the report be received tomorrow.

A Deputation from the Commons House of Assembly returned the Bill entitled, "An Act to establish a Board of Police in the Town of Belleville"; and also the Bill, entitled "An Act to enable the Executors named in the Will of the late Thomas Stoyell to carry the provisions of the said Will into effect," and acquainted this House that the Commons House of Assembly had concurred in the amendments made by the Legislative Council, in and to the same;—the Deputation then withdrew.

Amendments to Belleville Police bill, and Stoyell's Estate bill, concurred in by the Assembly.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill, entitled, "An Act to incorporate certain persons by the name of the Bath School Society, and for other purposes therein mentioned," and the report of the Select Committee thereon.

Bath School Society's Corporation bill re-committed.

The Honorable Mr. Boswell took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some further progress therein, and asked leave to sit again tomorrow.

Reported and leave asked to sit again.

Ordered, that the report be received, and leave granted accordingly.

Leave granted.

On motion made and seconded, it was,

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council, in compliance with the desire of the Commons House of Assembly, transmits the Report of the Select Committee of this House, shewing the evidence on which the Bill entitled "An Act to appoint Trustees to carry into effect the Will of John White, deceased," was founded.—The Documents referred to in that Report remaining in the hands of the Petitioner, W. H. Draper, Esquire.

Assembly furnished with the evidence upon which White's Trustee bill was founded.

Pursuant to order, the Bill entitled "An Act to provide for the summary punishment of petty trespasses, and other offences," was, as further amended, read a third time; and,

Petty trespass summary punishment bill, as further amended, read third time and passed.

The question being put, whether this Bill as amended should pass, it was carried in the affirmative.

Whereupon the Speaker signed the amendments; and it was,

Amendments signed.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed this Bill with amendments, to which they desire the concurrence of the Commons House of Assembly.

And sent to the Assembly for concurrence.

The Honorable Mr. McDonell, from the Select Committee to whom was referred the Bill entitled, "An Act to extend to certain persons the Civil and Political Rights of Natural born Subjects," presented their report.

Report of the Select Committee upon Merrick and others' Naturalization bill, presented.

Ordered, that it be received; and,

The same was then read by the Clerk as follows:

Read.

Your Committee appointed to report on the Bill extending to certain persons therein named, the Civil and Political Rights of Natural-born Subjects, beg leave to report:

The Report.

That they have perused the Petition, and had communication with the Members of the House of Assembly who introduced the measure, who assured Your Committee, that the individuals named in the Bill are of reputable and moral habits.

The object of their petition embraces a more extended sphere of Naturalization than has hitherto been considered good policy to adopt, and if passed into a law would form such a precedent as hereafter would multiply applications of a similar kind, and cause conflicting

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opinions on the duties and obligations arising out of the present Statutes on that subject ;—
wherefore Your Committee cannot recommend the adoption of the Bill.

All which is respectfully submitted to Your Honorable House.

(Signed)

ALEX'R. McDONELL,

CHAIRMAN.

February 4th, 1834.

Ordered, that the last mentioned Bill, and the report of the Select Committee thereon,
be referred to a Committee of the whole House, tomorrow.

House adjourns.

On motion made and seconded, the House adjourned until tomorrow, at two of the
clock P. M.

WEDNESDAY, 5th FEBRUARY, 1834.

House meets.

The House met pursuant to adjournment.

PRESENT :

Members present.

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> BURNHAM,
<i>The Honorable Messrs.</i> CLARK,	“ “ BOSWELL,
“ “ DICKSON,	“ “ ADAMSON,
“ “ CROOKSHANK,	“ “ CROOKS,
“ “ McDONELL,	<i>The Hon. & Rt. Rev.</i> BISHOP MACDONELL.

Prayers were read.

The Minutes of yesterday were read.

Niagara Canal Com-
pany's Charter
amendment bill
re-committed.

Pursuant to the order of the day, the House was again put into a Committee of the whole
upon the Bill for amending the Charter of the Niagara Canal Company.

The Honorable Mr. Dickson took the Chair.

A Message being announced the Chairman left the Chair, and the House formed.

Bills brought up.

A Deputation from the Commons House of Assembly brought up some Bills, to which
they requested the concurrence of this House, and then withdrew.

Niagara Canal Com-
pany's Charter
Amendment bill
re-committed.

The House was then again put into a Committee of the whole, upon the Bill for amend-
ing the Charter of the Niagara Canal Company.

The Honorable Mr. Dickson took the Chair.

A Message being announced the Chairman left the Chair, and the House formed.

Bills brought up.

A Deputation from the Commons House of Assembly brought up some Bills, to which
they requested the concurrence of this House, and then withdrew.

Niagara Canal Com-
pany's Charter
amendment bill
re-committed.

The House was then again put into a Committee of the whole, upon the Bill for amend-
ing the Charter of the Niagara Canal Company.

The Honorable Mr. Dickson took the Chair.

A Message being announced the Chairman left the Chair, and the House formed.

A Bill brought up.

A Deputation from the Commons House of Assembly brought up a Bill, to which they
requested the concurrence of this House, and then withdrew.

Niagara Canal Com-
pany's Charter
amendment bill
re-committed.

The House was then again put into a Committee of the whole, upon the Bill for amend-
ing the Charter of the Niagara Canal Company.

The Honorable Mr. Dickson took the Chair.

After some time the House resumed.

Further amendments
reported.

The Chairman reported that the Committee had gone through the Bill, and had made
some further amendments thereto, and recommended the Bill to the adoption of the House.

Adopted.

Ordered, that the report be received ; and,

Ordered, that the said Bill be engrossed, and the same read a third time on Friday next.

A Member enters.

The Honorable and Venerable the Archdeacon of York enters.

Speaker reports the
receipt of Sandwich
Catholic's Corporation
bill.

His Honor the Speaker reported to the House, that a Deputation from the Commons
House of Assembly had brought up a Bill, entitled, "An Act to incorporate certain persons
for the management of certain lots of Land, in the Township of Sandwich, belonging to the
Roman Catholic Congregation of the Parish of L'Assomption, in the Western District, and
for vesting the same in the said Corporation;" also, a Bill entitled, "An Act to afford relief to
a religious denomination called "Christians;" also, a Bill entitled, "An Act to incorporate
certain persons therein mentioned, under the style and title of the President, Directors, and

Of Christians relief
bill.

Of Credit Harbor
Company's Corpora-
tion bill.

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SIR JOHN COLBORNE, K. C. B., *Lieutenant Governor.*

Company of the Credit Harbour;" also, a Bill entitled, "An Act for imposing a tax on lands adjoining Canboro' and Simcoe road;" also, a Bill entitled, "An Act to alter and amend the Charter, and increase the Stock of the Welland Canal Company, and to authorise His Majesty's Receiver General to subscribe Stock in the said Company, on behalf of this Province;" also, a Bill entitled, "An Act to attach certain Townships in the District of Newcastle, to the Counties of Northumberland and Durham, respectively;" and also, a Bill entitled, "An Act to repeal part of and amend the laws now in force in this Province, respecting the appointment and duties of certain Township Officers," to which they requested the concurrence of this House.

Of Canboro' and Simcoe Land Tax bill. Of Welland Canal Company's increase Stock bill. Of Newcastle District Townships annexment bill; and of Township Officers Law amendment bill, from the Assembly.

The said Bills were then severally read; and it was,

Read 1st. time.

Ordered, that they be read a second time tomorrow.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill, entitled, "An Act to encourage the destruction of Wolves."

Wolf destruction Bill committed.

The Honorable Mr. Crookshank took the Chair.

After some time the House resumed.

House resumes.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill, entitled, "An Act to revive and extend the provisions of an Act passed in the tenth year of His late Majesty's reign, entitled, 'An Act to authorise the detention of Debtors in certain cases.'"

Debtors detention revival bill, committed

The Honorable Mr. Clark took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and recommended the same, without amendment, to the adoption of the House.

Reported.

Ordered, that the Report be received; and,

Adopted.

Ordered, that the said Bill be read a third time tomorrow.

Pursuant to the order of the day, the Honorable Mr. Burnham, from the Committee of the whole upon the Bill, entitled, "An Act to incorporate certain persons under the style and title of the President, Directors and Company, of the Port Hope and Rice Lake Canal Company," presented the amendments made thereto.

Amendments to Port Hope and Rice Lake Canal Company's Corporation bill presented.

The same were then read by the Clerk as follows:

Read 1st time.

Press. 5.—At the end of the fifth clause insert "Provided, nevertheless, that the said Company shall not at any time, nor in any way, take from the Rice Lake any greater quantity of water than is necessary for the purpose of the said Canal, for navigation only; and shall not lower the depth of water in the Rivers Otonabie and Trent, so as in any way to affect their navigation, or the machinery thereon erected, or that may be hereafter erected on either of the said Rivers."

The Amendments.

" 7.—At the end of the seventh clause insert "And provided always, that the damages so awarded shall be paid by the said Company within three months after such award shall have been made; and in default thereof, the owner or owners may re-enter, possess, and enjoy the same, as if this Act had not been passed."

Press 11, line 14.—Expunge "damage" and insert "tonnage."

" " " 17.—After the word "such" insert "person or persons as shall be appointed by them for that purpose, and such."

" 13, " 3.—Expunge "one" and insert "four."
Expunge "six hundred."

" " " 9.—Expunge "forty" and insert "eighty."

" 14, " 8 & 9.—After the word "as," expunge "two thousand five hundred," and insert "five thousand."

" " " 15.—Expunge "two hundred and fifty," and insert "five hundred."

" 17, " 18.—After the word "five" insert "yards."

" 19, " 2.—After "provided," add to the Bill "36. And be it further enacted by the authority aforesaid, that the said Company, to entitle themselves to the benefit and advantages to them granted by this Act, shall, and they are hereby required, to make and complete the said Canal within seven years from and after the passing of this Act."

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"37. And be it further enacted by the authority aforesaid, that it shall and may be lawful for any person or persons possessing lands, through which the said Canal shall pass, to erect a bridge or bridges, at his or their own expense, to connect the parts of such land which shall be divided by the said Canal; Provided always, that such bridge or bridges shall not present greater obstacles to the navigation of the said Canal, than the bridges erected thereon by the said Company."

"38. And be it further enacted by the authority aforesaid, that notwithstanding the privileges hereby conferred on the said Company, the Legislature may, at any time hereafter, make such alterations of any of its provisions as they may think proper, for affording just protection to the public, or to any person or persons in respect to their estate or property, or any interest therein, or advantage, privilege or convenience, connected therewith."

"39. And be it further enacted by the authority aforesaid, that nothing in this Act contained, shall extend or be construed to extend to authorise the said Company to carry on the business of Banking."

"40. And be it further enacted by the authority aforesaid, that the Locks on the said Canal shall not be less than seven feet in width, and sixty feet in length, and the quantity of water in said Locks not less than three feet in depth over the mitre sill."

The said amendments being read a second time, and the question of concurrence put on each, they were severally agreed to by the House; and it was,

Ordered, that they be engrossed, and the said Bill as amended, read a third time tomorrow.

On motion made and seconded, the House adjourned until tomorrow, at two of the clock P. M.

THURSDAY, 6th FEBRUARY, 1834.

The House met pursuant to adjournment.

PRESENT:

Members present.

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> BURNHAM,
<i>The Honorable Messrs.</i> CLARK,	" " BALDWIN,
" " DICKSON,	" " BOSWELL,
" " ALLAN,	" " ADAMSON,
" " McDONELL,	" " CROOKS,

Prayers were read.

The Minutes of yesterday were read.

Pursuant to the order of the day, the Bill entitled, "An Act to revive and extend the provisions of an Act passed in the tenth year of His late Majesty's reign, entitled 'An Act to authorise the detention of Debtors in certain cases,'" was read a third time, and passed.

Whereupon the Speaker signed the same, and it was,

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed this Bill without amendment.

Pursuant to the order of the day, the Bill entitled "An Act to incorporate certain persons under the style and title of the President, Directors and Company, of the Port Hope and Rice Lake Canal Company," was, as amended, read a third time, and,

Whereupon the Speaker signed the amendments; and it was,

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House that the Legislative Council have passed this Bill, with amendments, to which they desire the concurrence of the Commons House of Assembly.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill, entitled, "An Act to incorporate certain persons by the name of the Bath School Society, and for other purposes therein mentioned," and the report of the Select Committee thereon.

Read 2d time and adopted.

House adjourns.

House meets.

Debtors' detention revival bill, read 3d time and passed.

Same signed.

And Assembly acquainted thereof.

Port Hope and Rice Lake Canal Company's Corporation bill, as amended, read third time and passed.

Amendments signed.

And sent to the Assembly for concurrence.

Bath School Society's Corporation Bill, re-committed.

Thursday, 6th February, 1834.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

The Honorable Mr. Allan took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and had made some amendments thereto, which they recommended to the adoption of the House. Amendments reported

Ordered, that the report be received; and, Adopted.

The said amendments were then read by the Clerk, as follows: Read first time.

Press. 3, line 18.—After the word "first," expunge "day," and insert "Monday in." The Amendments.

" " " 19.—Expunge "of."

" " " " After the word "first," expunge "day of," and insert "Monday in."

Press. 4.—After the last clause in the bill, insert "And be it further enacted by the authority aforesaid, that no person shall be eligible to the office of President, Secretary, or Trustee, in the said Society, or be capable of being chosen or appointed to be a Teacher in any School or Academy under their superintendence, who is not a natural-born Subject of His Majesty, or a Subject naturalized by Act of the British Parliament, or by an Act of the Legislature of this Province."

"And be it further enacted by the authority aforesaid, that it shall not be lawful for the said Corporation to hold Stock, Property or Effects, for the purposes aforesaid, to a larger amount than five thousand pounds."

"And be it further enacted by the authority aforesaid, that the Legislature of this Province, may at any time hereafter, make such alterations in this Act as to them may seem expedient."

The said amendments being read a second time, and the question of concurrence put on each, they were severally agreed to by the House; and it was, Read second time, and adopted.

Ordered, that they be engrossed, and the said Bill as amended, read a third time tomorrow.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill, entitled, "An Act to extend to certain persons, the Civil and Political Rights of Natural-born Subjects," and the Report of the Select Committee thereon. Merrick and others Naturalization bill, re-committed.

The Honorable Mr. McDonell took the Chair.

A Message being announced the Chairman left the Chair, and the House formed.

The Honorable and Right Reverend Bishop McDonell enters. A Member enters.

A Deputation from the Commons House of Assembly brought up a Bill, to which they requested the concurrence of this House, and then withdrew. A Bill brought up.

The House was then again put into a Committee of the whole, upon the Bill entitled, "An Act to extend to certain persons the Civil and Political Rights of Natural-born Subjects," and the Report of the Select Committee thereon. Merrick and others Naturalization bill re-committed.

The Honorable Mr. McDonell took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the Bill, and had made some amendments thereto, which they were ready to submit whenever the House would be pleased to receive them. Amendments reported.

Ordered, that the Report be received tomorrow.

His Honor the Speaker reported to the House, that a Deputation from the Commons House of Assembly had brought up a Bill, entitled, "An Act to incorporate certain persons under the style and title of the London and Gore Rail Road Company," to which they requested the concurrence of this House. Speaker reports the receipt of London and Gore Rail-road Company's Corporation bill from the Assembly.

The said Bill was then read; and it was, Read first time.

Ordered, that the same be read a second time tomorrow.

A Deputation from the Commons House of Assembly brought up a Bill, entitled, "An Act to incorporate certain persons under the style and title of the Upper Canada Glass Manufacturing Company," to which they requested the concurrence of this House, and then withdrew. Upper Canada Glass Company's Corporation bill brought up.

The said Bill was read; and it was, Read first time.

Ordered, that the same be read a second time tomorrow.

Pursuant to the order of the day, the Bill, entitled, "An Act to incorporate certain persons for the management of certain lots of Land, in the Township of Sandwich, belonging to Sandwich Catholic's Corporation bill, read second time.

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the Roman Catholic Congregation of the Parish of L'Assomption, in the Western District, and for vesting the same in the said Corporation," was read a second time; and it was,

Ordered, that the House be put into a Committee of the whole tomorrow, to take the same into consideration.

Christians relief bill,
read second time.

Pursuant to the order of the day, the Bill entitled, "An Act affording relief to a religious denomination called "Christians," was read a second time.

Credit Harbor Com-
pany's Corporation
bill, read 2d time;

Pursuant to the order of the day, the Bill entitled, "An Act to incorporate certain persons therein mentioned, under the style and title of the President, Directors, and Company of the Credit Harbour," was read a second time; and it was,

And referred to a
Select Committee;
Members composing
same.

Ordered, that the same be referred to a Select Committee to report thereon; and,

Ordered, that the Honorable Messieurs Adamson and Baldwin, do compose the Committee for that purpose.

Canboro and Simcoe
land tax bill, read 2nd
time.

Pursuant to the order of the day, the Bill entitled, "An Act for imposing a tax on lands adjoining Canboro' and Simcoe road," was read a second time; and it was,

And referred to a
Select Committee.
Members composing
same.

Ordered, that the same be referred to a Select Committee to report thereon; and,

Ordered, that the Honorable Messieurs Clark and McDonell, do compose the Committee for that purpose.

Welland Canal Com-
pany's increase stock
bill read second time.

Pursuant to the order of the day, the Bill entitled, "An Act to alter and amend the Charter, and increase the Stock of the Welland Canal Company, and to authorise His Majesty's Receiver General to subscribe Stock in the said Company, on behalf of this Province," was read a second time; and it was,

And referred to a
Select Committee.
Members composing
same.

Ordered, that the same be referred to a Select Committee to report thereon; and,

Ordered, that the Honorable Messieurs Dickson and Burnham, do compose the Committee for that purpose.

Newcastle District
Townships annex-
ment bill read second
time.

Pursuant to the order of the day, the Bill entitled, "An Act to attach certain Townships in the District of Newcastle, to the Counties of Northumberland and Durham, respectively," was read a second time; and it was,

Ordered, that the House be put into a Committee of the whole to-morrow, to take the same into consideration.

Township Officers
law amendment bill
read second time.

Pursuant to the order of the day, the Bill entitled, "An Act to repeal part of and amend the laws now in force in this Province, respecting the appointment and duties of certain Township Officers," was read a second time; and it was,

Ordered, that the House be put into a Committee of the whole tomorrow, to take the same into consideration.

House Adjourns.

On motion made and seconded, the House adjourned until tomorrow, at two of the clock P. M.

FRIDAY, 7th FEBRUARY, 1834.

House meets.

'The House met pursuant to adjournment.

PRESENT :

Members present.

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> BURNHAM,
<i>The Honorable Messrs.</i> CLARK,	" " BALDWIN.
" " DICKSON,	" " BOSWELL,
" " ALLAN,	" " ADAMSON,
" " McDONELL,	" " CROOKS,

Prayers were read.

'The minutes of yesterday were read.

Niagara Canal Com-
pany's Charter
amendment bill
read third time and
passed.
Title ordered.

Pursuant to the order of the day, the Bill for amending the Charter of the Niagara Canal Company, was read a third time, and passed, and it was,

Ordered, that the title be, "An Act to extend the provisions of the Charter granted to the Niagara Canal Company."

Bill signed.

Whereupon the Speaker signed the Bill; and it was,

And sent to the As-
sembly for concu-
rence.

Ordered, that the same be sent to the Commons House of Assembly, by the Master in Chancery, for the concurrence of that House.

Friday, 7th February, 1834.

SIR JOHN COLBORNE, K. C. B., *Lieutenant Governor.*

Pursuant to the order of the day, the Bill entitled, "An Act to incorporate certain persons by the name of the Bath School Society, and for other purposes therein mentioned," was as amended, read a third time; and,

Bath School Society's Corporation Bill, as amended, read 3d time, and passed.

The question being put whether this Bill as amended should pass, it was carried in the affirmative.

Whereupon the Speaker signed the amendments; and it was,

Amendments signed,

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House that the Legislative Council have passed this Bill, with amendments, to which they desire the concurrence of the Commons House of Assembly.

And sent to Assembly for concurrence.

Pursuant to the order of the day, the Honorable Mr. McDonell from the Committee of the whole upon the Bill entitled "An Act to extend to certain persons the Civil and Political rights of Natural-born Subjects," presented the amendments made thereto; and,

Amendments to Merrick and others Naturalization Bill presented.

The same were then read by the Clerk as follows:

Read first time.

Press. 1.—After the word "Averill," insert "the younger," in three places.

The amendments,

" " line 5.—After "is," expunge "just and."

" 2, " 2.—After the word "Province," insert "without being absent therefrom more than two months at any one time during the said seven years."

Press. 2.—After the word "Averill," insert "the younger," in two places.

The said amendments being read a second time, and the question of concurrence put on each, they were severally agreed to by the House; and it was,

Read second time and adopted.

Ordered, that they be engrossed, and the said Bill as amended, read a third time on Monday next.

Pursuant to the order of the day, the Bill entitled, "An Act to incorporate certain persons under the style and title of the London and Gore Rail-road Company," was read a second time; and it was,

London and Gore Rail-road Company's Corporation bill, read second time,

Ordered, that the same be referred to a Select Committee to report thereon; and,

And referred to a Select Committee.

Ordered, that the Honorable Messieurs Crooks and Baldwin, do compose the Committee for that purpose.

Members composing same.

Pursuant to the order of the day, the Bill, entitled, "An Act to incorporate certain persons under the style and title of the Upper Canada Glass Manufacturing Company," was read a second time; and it was,

Upper Canada Glass Company's Corporation bill, read 2d time.

Ordered, that the House be put into a Committee of the whole on Monday next, to take the same into consideration.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill, entitled, "An Act to incorporate certain persons for the management of certain lots of Land, in the Township of Sandwich, belonging to the Roman Catholic Congregation of the Parish of L'Assomption, in the Western District, and for vesting the same in the said Corporation."

Sandwich Catholic's Corporation bill, committed.

The Honorable Mr. Baldwin took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again on Monday next.

Reported and leave asked to sit again.

Ordered, that the Report be received, and leave granted accordingly.

Leave granted.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill, entitled, "An Act to attach certain Townships in the District of Newcastle, to the Counties of Northumberland and Durham, respectively."

Newcastle District Townships annexment bill, committed.

The Honorable Mr. Adamson took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and recommended the same without amendment, to the adoption of the House.

Reported.

Ordered, that the Report be received; and,

Adopted.

Ordered, that the said Bill be read a third time on Monday next.

The Honorable and Right Reverend Bishop McDonell enters.

A Member enters.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill, entitled, "An Act to repeal part of and amend the laws now in force in this Province, respecting the appointment and duties of certain Township Officers."

Township Officers Law amendment bill, committed.

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The Honorable Mr. Clark took the Chair.

After some time the House resumed.

Reported.

The Chairman reported that the Committee had gone through the said Bill, and recommended the same, without amendment, to the adoption of the House.

Adopted.

Ordered, that the Report be received; and,

Ordered, that the said Bill be read a third time on Monday next.

On motion made and seconded, it was,

Select Committee upon Welland Canal Company's increase of stock Bill discharged

Ordered, that the Select Committee to whom was referred the Bill, entitled, "An Act to alter and amend the Charter, and increase the Stock of the Welland Canal Company, and to authorise His Majesty's Receiver General to subscribe Stock in the said Company, on behalf of this Province," be discharged; and that the House be put into a Committee of the whole, on Monday next, to take the said Bill into consideration.

Report of the Select Committee upon Credit Harbor Company's Corporation Bill presented.

The Honorable Mr. Baldwin, from the Select Committee to whom was referred the Bill entitled, "An Act to incorporate certain persons therein mentioned, under the style and title of the President, Directors and Company, of the Credit Harbour," presented their Report.

Ordered, that it be received; and,

Read.

The same was then read by the Clerk, as follows:

The Report.

The Select Committee to whom was referred the Bill sent up from the Assembly, entitled, "An Act to incorporate certain persons therein mentioned, under the style and title of the President, Directors and Company, of the Credit Harbour," have examined the same, and beg leave to recommend the following amendments for the adoption of your Honorable House. Press 3, Line 3.—From "Land" expunge to "it," in line four.

" " " 19.—After "named," insert "Provided always, that the Commissioners aforesaid, shall not be authorised to select, nor the said Company to take possession of a greater portion of Land than one acre, with a front of not more than one hundred feet on the water, for the purpose of the erection of Wharves and Store-houses."

All which is respectfully submitted.

(Signed.)

A. BALDWIN,
CHAIRMAN.

Legislative Council Committee Room,

7th day of February, 1834.

Ordered, that the last mentioned Bill, together with the report of the Select Committee thereon, be referred to a Committee of the whole House, on Monday next.

House Adjourns.

On motion made and seconded, the House adjourned until Monday next, at the hour of two of the clock, P. M.

MONDAY, 10th FEBRUARY, 1834.

House meets.

The House met pursuant to adjournment.

PRESENT:

Members present.

The Honorable JOHN B. ROBINSON, SPEAKER,

The Honorable Messrs. CLARK,

" " DICKSON,

" " CROOKSHANK,

The Hon. & Ven. The ARCHDEACON OF YORK,

The Honorable Messrs. WELLS,

" " ALLAN,

" " JONES,

The Honorable Messrs. McDONELL,

" " BURNHAM,

" " ELMSLEY,

" " BOSWELL,

" " ADAMSON,

" " CROOKS.

The Hon. & Rt. Rev. BISHOP MACDONELL.

Prayers were read.

The minutes of Friday last were read.

Merrick and others Naturalization bill, as amended, read 3d. time and passed.

Pursuant to the order of the day, the Bill entitled, "An Act to extend to certain persons the Civil and Political Rights of Natural-born Subjects," was as amended, read a third time; and,

The question being put, whether this Bill as amended should pass, it was carried in the affirmative.

Monday, 10th February, 1834.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Whereupon the Speaker signed the amendments ; and it was,

Amendments signed.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed this Bill, with amendments, to which they desire the concurrence of the Commons House of Assembly.

And sent to the Assembly for concurrence.

Pursuant to the order of the day, the Bill entitled, "An Act to attach certain Townships in the District of Newcastle, to the Counties of Northumberland and Durham, respectively," was read a third time, and passed.

Newcastle District Townships annexment bill read third time and passed.

Whereupon the Speaker signed the same ; and it was,

Same signed.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed this Bill without amendment.

And Assembly acquainted thereof.

Pursuant to the order of the day, the Bill entitled, "An Act to repeal part of and amend the laws now in force in this Province, respecting the appointment and duties of certain Township Officers," was read a third time, and passed.

Township Officers Law amendment Bill read third time and passed.

Whereupon the Speaker signed the same ; and it was,

Same signed.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed this Bill, without amendment.

And Assembly acquainted thereof.

The Honorable Mr. Baldwin enters.

A Member enters.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill entitled, "An Act to incorporate sundry persons under the style and title of the President, Directors and Company, of the Gore Bank," and the Report of the Select Committee thereon.

Gore Bank Corporation bill recommitted.

The Honorable Mr. Boswell took the Chair.

After some time the House resumed.

House resumes.

The order of the day being read, for the House to be again put into a Committee of the whole, upon the Bill entitled "An Act to incorporate certain persons under the style and title of the President, Directors and Company, of the Bank of Cobourg," and the Report of the Select Committee thereon ; together with a further Report of the same Committee on the Message of His Excellency the Lieutenant Governor, and the Document therein referred to, relative to the Upper Canada and Kingston Banks ; it was,

Cobourg Bank Corporation bill, &c. discharged from the order of the day.

Ordered, that the same be discharged.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill entitled, "An Act to incorporate certain persons under the style and title of the Upper Canada Glass manufacturing Company."

Upper Canada Glass Company's Corporation bill, committed.

The Honorable Mr. Wells took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some further progress therein, and asked leave to sit again tomorrow.

Reported and leave asked to sit again.

Ordered, that the report be received, and leave granted accordingly.

Leave granted.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill, entitled, "An Act to incorporate certain persons for the management of certain lots of Land, in the Township of Sandwich, belonging to the Roman Catholic Congregation of the Parish of L'Assomption, in the Western District, and for vesting the same in the said Corporation."

Sandwich Catholic's Corporation bill re-committed.

The Honorable Mr. Baldwin took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and recommended the same without amendment, to the adoption of the House.

Reported.

Ordered, that the Report be received ; and,

Adopted.

Ordered, that the said Bill be read a third time tomorrow.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill, entitled, "An Act to alter and amend the Charter, and increase the Stock of the Welland Canal Company, and to authorise His Majesty's Receiver General to subscribe Stock in the said Company, on behalf of this Province."

Welland Canal Company's increase Stock Bill committed.

The Honorable Mr. Adamson took the Chair.

After some time the House resumed.

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Reported and leave
asked to sit again.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again tomorrow.

Leave granted.

Ordered, that the Report be received, and leave granted accordingly.

Petition of the
President and Direc-
tors of the Tay
Navigation Company
brought up.

The Honorable Mr. Adamson, brought up the Petition of the President and Directors of the Tay Navigation Company; which was laid on the Table.

House adjourns.

On motion made and seconded, the House adjourned until tomorrow, at two of the clock P. M.

TUESDAY, 11th FEBRUARY, 1834.

House meets.

The House met pursuant to adjournment.

PRESENT:

Members present.

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs,</i> McDONELL,
<i>The Honorable Messrs,</i> CLARK,	“ “ BURNHAM,
“ “ DICKSON,	“ “ BOSWELL,
<i>The Hon. & Ven. The</i> ARCHDEACON OF YORK,	“ “ ADAMSON,
<i>The Honorable Messrs.</i> WELLS,	“ “ CROOKS,
“ “ ALLAN,	<i>The Hon. & Rt. Rev.</i> BISHOP MACDONELL.

Prayers were read.

The minutes of yesterday were read.

Sandwich Catholics
Corporation bill
read third time, and
passed.

Pursuant to the order of the day, the Bill entitled, “An Act to incorporate certain persons for the management of certain lots of Land in the Township of Sandwich, belonging to the Roman Catholic Congregation of the Parish of L’Assomption, in the Western District, and for vesting the same in the said Corporation,” was read a third time, and passed.

Bill signed.

Whereupon the Speaker signed the same; and it was,

And Assembly
acquainted thereof.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed this Bill, without amendment.

Credit Harbour Com-
pany's Corporation
Bill committed.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill, entitled, “An Act to incorporate certain persons therein mentioned, under the style and title of the President, Directors and Company of the Credit Harbour,” together with the Report of the Select Committee thereon.

The Honorable Mr. Wells took the Chair.

A Message being announced the Chairman left the Chair, and the House formed.

Amendments to
Line Fence Bill;
To Petty Trespass
Summary Punishment
Bill;
To Erie and Ontario
Rail-road Corporation
Bill;
And to Gaol Limits
Bill, concurred in
by the Assembly.

A Deputation from the Commons House of Assembly returned the Bill, entitled, “An Act to regulate Line-fences and Water-courses;” also, the Bill entitled, “An Act to provide for the summary punishment of Petty Trespasses and other offences;” also, the Bill entitled, “An Act to incorporate certain persons therein mentioned, under the name and style of the Erie and Ontario Rail Road Company;” and also, the Bill entitled, “An Act to extend the limits assigned to the respective Gaols in this Province,” and acquainted this House that the Commons House of Assembly had concurred in the amendments made by the Legislative Council in and to the same.

A Bill brought up.
Message from the
Assembly.

The same Deputation brought up a Bill, to which they requested the concurrence of this House; and they delivered at the Bar of this House a Message in the following words, and then withdrew.

MR. SPEAKER,

Requesting that the
Hon. John H. Dunn
may be permitted to
attend a Select Com-
mittee of that House.

The Commons House of Assembly request that the Honorable the Legislative Council will grant leave to the Honorable John H. Dunn, to appear and give evidence, before a Select Committee of this House, appointed to examine and report on the Report of the Commissioners for constructing a Bridge over the River Trent.

(Signed)

ARCHIBALD McLEAN,

SPEAKER.

*Commons House of Assembly,
7th day of February, 1834.*

Credit Harbour Com-
pany's Corporation
Bill re-committed.

The House was then again put into a Committee of the whole, upon the Bill entitled, “An Act to incorporate certain persons therein mentioned, under the style and title of the

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SIR JOHN COLBORNE, K. C. B., *Lieutenant Governor.*

President, Directors and Company, of the Credit Harbour," and the Report of the Select Committee thereon.

The Honorable Mr. Wells took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again tomorrow. Reported and leave asked to sit again.

Ordered, that the Report be received, and leave granted accordingly. Leave granted.

His Honor the Speaker reported to the House, that a Deputation from the Commons House of Assembly had brought up a Bill, entitled, "An Act to extend the limits of the Town of York, and to incorporate the same under the style and title of the City of York, and the Liberties thereof," to which they requested the concurrence of this House. Speaker reports the receipt of York Corporation bill from the Assembly.

The same was then read; and it was, Read first time.

Ordered, that it be read a second time on Thursday next; and,

Ordered, that in the mean time it be Printed for the use of Members. Ordered to be printed.

On motion made and seconded, it was

Ordered, that the Honorable John H. Dunn have leave to attend a Select Committee of the Commons House of Assembly, as desired by that House in their Message of this day, if he thinks fit; and, Leave given to the Hon. John H. Dunn to attend a Select Committee of the Assembly.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Honorable John H. Dunn has leave to attend a Select Committee of the Commons House of Assembly as desired by that House in their Message of this day, if he thinks fit. And that House acquainted thereof.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill, entitled, "An Act to incorporate certain persons under the style and title of the Upper Canada Glass Manufacturing Company." U. C. Glass Company's Corporation bill re-committed.

The Honorable Mr. Wells took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the Bill, and had made an amendment thereto, which they recommended to the adoption of the House. Amendment reported.

Ordered, that the Report be received; and, Adopted.

The amendment was then read by the Clerk as follows:—

Press. 6, Line 9.—After the last clause, add "And be it further enacted by the authority aforesaid, that it shall and may be lawful for the Legislature of this Province, at any time hereafter, to amend or alter the provisions of this Act; and that the Charter hereby granted shall not be held to be forfeited by nonuser before the first day of January, one thousand eight hundred and thirty-six." Read first time.

The said amendment being read a second time, and the question of concurrence put thereon, it was agreed to by the House; and it was, The Amendment.

Ordered, that it be engrossed, and the Bill as amended, read a third time on Thursday next. Read second time, and adopted.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill, entitled, "An Act to alter and amend the Charter, and increase the Stock of the Welland Canal Company, and to authorise His Majesty's Receiver General to subscribe Stock in the said Company, on behalf of this Province." Welland Canal Company's increase stock Bill recommitted.

The Honorable Mr. Adamson took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and recommended the same without amendment, to the adoption of the House. Reported.

Ordered, that the Report be received; and, Adopted.

Ordered, that the said Bill be read a third time on Thursday next.

His Honor the Speaker gave notice that he would, on Thursday next, bring in a Bill relating to the practice of the several District Courts. Notice of bringing in District Court Witnesses bill.

The Honorable Mr. Clark, from the Select Committee to whom was referred the Bill entitled, "An Act for imposing a tax on lands adjoining Canboro' and Simcoe road," Reported Report of the Select Committee upon Canboro and Simcoe land tax bill.

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that the Committee had carefully examined the provisions contained in the Bill, and recommended the same without any amendment to the adoption of the House.

Ordered, that the report be received; and,

Ordered, that the House be put into a Committee of the whole on Thursday next, to take the last mentioned bill into consideration.

House Adjourns.

On motion made and seconded, the House adjourned until Thursday next, at two of the clock P. M.

THURSDAY, 13th FEBRUARY, 1834.

House meets.

The House met pursuant to adjournment.

PRESENT:

Members present.	<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> BURNHAM,
	<i>The Honorable Messrs.</i> CLARK,	" " BALDWIN.
	" " DICKSON,	" " HAMILTON,
	<i>The Hon. & Ven. The</i> ARCHDEACON OF YORK,	" " BOSWELL,
	" " ALLAN,	" " CROOKS,
	" " McDONELL,	<i>The Hon. & Rt. Rev.</i> BISHOP MACDONELL,

Prayers were read.

The Minutes of Tuesday last were read.

Upper Canada Glass Company's Corporation bill, read 3rd time (as amended)

Pursuant to the order of the day, the Bill entitled, "An Act to incorporate certain persons under the style and title of the Upper Canada Glass manufacturing Company," was as amended, read a third time; and it was,

Amendment to the amendment ordered.

Ordered that the amendment be amended as follows:

The Amendment.

Line 3.—After "Act," expunge the remainder.

Bill, as amended passed.

The question being put whether this Bill as amended should pass, it was carried in the affirmative.

Amendment signed.

Whereupon the Speaker signed the amendment; and it was,

And sent to the Assembly for concurrence.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House that the Legislative Council have passed this Bill, with an amendment, to which they desire the concurrence of the Commons House of Assembly.

Replevin bill, brought up.

A Deputation from the Commons House of Assembly brought up a Bill, entitled "An Act to facilitate the remedy by Replevin," to which they requested the concurrence of this House, and then withdrew.

Read 1st time.

The said Bill was then read; and it was,

Ordered, that the same be read a second time tomorrow.

Messages from the Lieutenant Governor.

Several Messages from His Excellency the Lieutenant Governor were delivered by Mr. Secretary Rowan, who being retired, the Speaker read the same, and they were again read by the Clerk, and are as follows:—

J. COLBORNE,

Transmitting a report of the Commissioners for the Kettle Creek Harbour.

The Lieutenant Governor transmits to the Legislative Council the accompanying Report from the Commissioners appointed under the Act of the 8th George the 4th, Chapter 18, to superintend the construction of a Harbour at the mouth of Kettle Creek.

Government House,

13th February, 1834.

J. COLBORNE.

Acquainting this House that the Hon. A. Lloyd has received permission to be absent from the Province for two years.

The Lieutenant Governor acquaints the Legislative Council that he has granted permission to the Honorable Arthur Lloyd, a Member of the Council, to be absent from this Province for the term of two years, from the 7th ultimo.

Government House,

11th February, 1834.

Thursday, 13th February, 1834.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

J. COLBORNE.

The Lieutenant Governor transmits to the Legislative Council the Assessment Returns of the several Districts, for the year 1833, with the exception of that of the Midland District.

Transmitting assessment returns.

Government House,
13th February, 1834.

On motion made and seconded, it was,

Ordered, that an Address be presented to the Lieutenant Governor, respectfully thanking His Excellency for the several Messages just received; and,

Address of thanks to the Lieut. Governor ordered to be presented for the above messages.

Ordered, that the Honorable Messieurs Clark and Allan, do present the same.

Members appointed for that purpose.

Pursuant to the order of the day, the Bill entitled "An Act to alter and amend the Charter, and increase the Stock of the Welland Canal Company, and to authorise His Majesty's Receiver General to subscribe Stock in the said Company, on behalf of this Province," was read a third time, and passed.

Welland Canal Company's increase Stock bill, read 3d time, and passed.

Whereupon the Speaker signed the same; and it was,

Same signed.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed this Bill, without amendment.

And Assembly acquainted thereof.

Pursuant to the order of the day, the Petition of the President and Directors of the Tay Navigation Company, praying for an Act authorising a loan of £1000 to be granted them upon security, was read.

Petition of the President and Directors of the Tay Navigation Company read.

The Honorable Mr. Dickson, from the Select Committee to whom was referred the Bill, entitled, "An Act relating to the survey of the Gore between Fredericksburgh and Ernestown, in the Midland District," presented their Report.

Report of the Select Committee upon Fredericksburgh and Ernestown survey bill, presented.

Ordered, that it be received; and,

The same was then read by the Clerk, as follows:

Read.

The Select Committee to whom was referred the Bill, entitled, "An Act relating to the survey of the Gore between Fredericksburgh and Ernestown, in the Midland District," beg leave to Report.

That Your Committee are satisfied that due notice has been given, that such a Bill would be brought forward, and that a Petition was presented to Your Honorable House by the persons interested, and read the 12th December, 1833.

The Report.

His Majesty's Surveyor General has been before Your Committee, and Mr. Radenhurst, the first Clerk in the Office, laid before Your Committee, a Map or Diagram of the land embraced in the Bill, and made out by John S. McDonald, Deputy Provincial Surveyor, with a correspondence on the subject, with William Chewett, Esquire, then acting Surveyor General—After an attentive examination of these Documents, and a perusal of the Bill, Your Committee beg leave to recommend its adoption to Your Honorable House.

An interpolation of the words "of Fredericksburgh," in the first press, line twenty-one, has been thought necessary to be observed, and it is submitted whether to notice this as a Clerical error or otherwise.

All which is respectfully submitted to Your Honorable House.

(Signed)

WM. DICKSON,
CHAIRMAN.

Committee Chamber,
13th February, 1834.

Ordered, that the last mentioned Bill, together with the Report of the Select Committee thereon, be referred to a Committee of the whole House, tomorrow.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill, entitled, "An Act to incorporate certain persons therein mentioned, under the style and title of the President, Directors and Company of the Credit Harbour," and the Report of the Select Committee thereon.

Credit Harbor Company's Corporation Bill, recommitted.

The Honorable Mr. Hamilton took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and had made some amendments thereto, which they were ready to submit whenever the House would be pleased to receive the same.

Amendments reported.

Friday, 14th February, 1834.

FOURTH SESSION 11th PROVINCIAL PARLIAMENT, 4th WILLIAM IV.

Ordered, that the Report be received tomorrow.

York Corporation bill read second time. Pursuant to the order of the day, the Bill entitled, "An Act to extend the limits of the Town of York, and to incorporate the same under the style and title of the City of York, and the liberties thereof," was read a second time, and it was,

Ordered, that the House be put into a Committee of the whole on Monday next, to take the same into consideration.

District Court Witnesses bill, brought in. Pursuant to notice, His Honor the Speaker brought in a Bill relating to the practice of the several District Courts.

Read 1st. time. The said Bill was then read ; and it was,

Ordered, that the same be read a second time tomorrow.

Canboro' and Simcoe Land Tax bill, committed. Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill, entitled, "An Act for imposing a tax on lands adjoining Canboro' and Simcoe road." The Honorable Mr. Clark took the Chair.

After some time the House resumed.

Reported. The Chairman reported that the Committee had gone through the said Bill, and recommended the same, without amendment, to the adoption of the House.

Adopted. Ordered, that the Report be received ; and,

Ordered, that the said Bill be read a third time tomorrow.

House adjourns. On motion made and seconded, the House adjourned until tomorrow, at two of the clock, P. M.

FRIDAY, 14th FEBRUARY, 1834.

House meets. The House met pursuant to adjournment.

PRESENT :

Members present.	<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> BURNHAM,
	<i>The Honorable Messrs.</i> CLARK,	" " BALDWIN,
	" " DICKSON,	" " HAMILTON.
	<i>The Hon. & Ven. The</i> ARCHDEACON OF YORK,	" " BOSWELL,
	<i>The Honorable Messrs.</i> ALLAN,	" " CROOKS.
	" " McDONELL,	

Prayers were read.

The minutes of yesterday were read.

Canboro and Simcoe land tax bill, read 3rd time and passed. Pursuant to the order of the day, the Bill entitled, "An Act for imposing a tax on lands adjoining Canboro' and Simcoe road," was read a third time, and passed.

Bill signed. Whereupon the Speaker signed the same ; and it was,

And Assembly acquainted thereof. Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed this Bill, without amendment.

Replevin bill, read 2d time. Pursuant to the order of the day, the Bill entitled, "An Act to facilitate the remedy by Replevin," was read a second time ; and it was,

Ordered, that the House be put into a Committee of the whole on Monday next, to take the same into consideration.

Fredericksburgh and Ernestown survey bill, recommitted. Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill, entitled, "An Act relating to the survey of the Gore between Fredericksburgh and Ernestown, in the Midland District," and the Report of the Select Committee thereon.

The Honorable Mr. Burnham took the Chair.

After some time the House resumed.

Reported. The Chairman reported that the Committee had gone through the said Bill, and recommended the same without amendment to the adoption of the House.

Adopted. Ordered, that the Report be received ; and

Ordered, that the said Bill be read a third time on Monday next.

Amendments to Credit Harbour Company's Corporation bill, presented. Pursuant to the order of the day, the Honorable Mr. Hamilton, from the Committee of the whole upon the Bill, entitled, "An Act to incorporate certain persons therein mentioned, under the style and title of the President, Directors and Company, of the Credit Harbour," presented the amendments made thereto.

Monday, 17th February, 1834.

SIR JOHN COLBORNE, K. C. B., *Lieutenant Governor.*

The same were then read by the Clerk, as follows :

Read first time.

Press 3, Line 3.—From "Land" expunge to "it," in line four.

" " " 19.—After "named," insert " Provided always, that the Commissioners aforesaid, shall not be authorised to select, nor the said Company to take possession of a greater portion of Land than one acre, with a front of not more than one hundred feet on the water, for the purpose of the erection of Wharves and Store-houses."

The Amendments.

After the last Clause, add " And be it further enacted by the authority aforesaid, that the said Company shall forfeit and lose all benefit of this Charter, and the privileges and powers hereby conferred, unless the said Harbour shall be begun within two years, and completed within five years from the passing of this Act."

" And be it further enacted by the authority aforesaid, that at any time before or after the making and completing of the said Harbour, it shall and may be lawful for His Majesty, his Heirs and Successors, to assume the possession and property of the same, and of all and every the works and dependencies thereunto belonging, or in any wise appertaining, upon paying to the said Company of Proprietors, their Successors and Assigns, the full amount of their respective shares, or of the sums furnished and advanced by each Subscriber, towards making and completing the said Harbour, and the works connected therewith, together with such further sum as will amount to twenty per centum upon the monies so advanced and paid, as a full indemnification to the Stockholders, allowing moreover six per centum per annum, interest, upon the Stock paid in, provided the tolls that shall have been received have not yielded that rate of interest, or allowing what may be necessary in addition to the tolls received, to make up the rate of interest, as the case may require ; and the said Harbour and all the works and dependencies thereunto belonging, shall from the time of such assumption in manner aforesaid, appertain and belong to His Majesty, his Heirs and Successors, who shall from thenceforward be substituted in the place and stead of the said Company of proprietors, their Successors and Assigns, for all and every the purposes of this Act in so far as regards the said Harbour or undertaking."

" And be it further enacted by the authority aforesaid, that it shall remain in the power of the Legislature to make any alterations in the provisions of this Act, or any addition thereto, which seem to them expedient."

The said amendments being read a second time, and the question of concurrence put on each, they were severally agreed to by the House ; and it was,

Read second time, and adopted.

Ordered, that they be engrossed, and the said Bill as amended, read a third time on Monday next.

Pursuant to the order of the day, the Bill relating to the practice of the several District Courts was read a second time ; and it was,

District Court Witnesses bill, read 2nd time.

Ordered, that the House be put into a Committee of the whole on Monday next, to take the same into consideration.

On motion made and seconded, the House adjourned until Monday next, at one of the clock P.M.

House adjourns.

MONDAY, 17th FEBRUARY, 1834.

The House met pursuant to adjournment.

House meets.

PRESENT :

The Honorable JOHN B. ROBINSON, SPEAKER, The Honorable Messrs, BURNHAM,
The Honorable Messrs, CLARK, " " BALDWIN,
" " " DICKSON, " " HAMILTON,
" " " McDONELL, " " CROOKS,

Members present.

Monday, 17th February, 1834.

FOURTH SESSION 11th PROVINCIAL PARLIAMENT, 4th WILLIAM IV.

Prayers were read.

The minutes of Friday last were read.

Fredericksburg and Ernestown survey bill, read 3rd time and passed.

Pursuant to the order of the day, the Bill entitled, "An Act relating to the survey of the Gore between Fredericksburgh and Ernestown, in the Midland District," was read a third time, and passed.

Bill signed.

Whereupon the Speaker signed the same; and it was,

And the Assembly acquainted thereout.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed this Bill, without amendment.

Members enter.

The Honorable and Venerable the Archdeacon of York, and the Honorable Mr. Allan, enter.

Credit Harbour Company's Corporation bill, (as amended) read 3rd time and passed.

Pursuant to the order of the day, the Bill entitled, "An Act to incorporate certain persons therein mentioned, under the style and title of the President, Directors and Company, of the Credit Harbour," was, as amended, read a third time; and,

The question being put whether this Bill as amended should pass, it was carried in the affirmative.

Amendments signed,

Whereupon the Speaker signed the amendments; and it was,

And sent to Assembly for concurrence.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed this Bill, with amendments, to which they desire the concurrence of the Commons House of Assembly.

York Corporation bill, committed.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill entitled, "An Act to extend the limits of the Town of York, and to incorporate the same under the style and title of the City of York, and the liberties thereof."

The Honorable Mr. Dickson took the Chair.

A Message being announced the Chairman left the Chair, and the House formed.

A bill, brought up.

A Deputation from the Commons House of Assembly brought up a Bill, to which they requested the concurrence of this House, and then withdrew.

York Corporation bill recommitted.

The House was then again put into a Committee of the whole, upon the Bill entitled, "An Act to extend the limits of the Town of York, and to incorporate the same under the style and title of the City of York, and the liberties thereof."

The Honorable Mr. Dickson took the Chair.

After some time the House resumed.

A Member enters.

The Honorable and Right Reverend Bishop Macdonell, enters.

Reported and leave asked to sit again.

The Chairman reported that the Committee had taken the last mentioned Bill into consideration, had made some progress therein, and asked leave to sit again on Wednesday next.

Leave granted.

Ordered, that the Report be received, and leave granted accordingly; and,

Members summoned.

Ordered, that the Members in Town be summoned to attend in their places on that day.

Speaker reports the receipt of St. Lawrence Navigation bill, from the Assembly.

His Honor the Speaker reported to the House, that a Deputation from the Commons House of Assembly had brought up a Bill, entitled, "An Act to repeal part of, amend, and extend the provisions of an Act passed in the last Session of the present Parliament, entitled, 'An Act granting to His Majesty a sum of money, to be raised by Debenture, for the improvement of the Navigation of the River Saint Lawrence,' to which they requested the concurrence of this House.

Read 1st time.

The said Bill was then read; and it was,

Ordered, that the same be read a second time tomorrow.

Report of the Select Committee upon London and Gore Rail Road Company's Corporation bill, presented.

The Honorable Mr. Baldwin, from the Select Committee to whom was referred the Bill entitled, "An Act to incorporate certain persons under the style and title of the London and Gore Rail Road Company," presented their Report.

Ordered, that it be received; and,

Read.

The same was then read by the Clerk, as follows:

The Report.

The Select Committee to whom was referred the Bill entitled, "An Act to incorporate certain persons under the style and title of the London and Gore Rail Road Company," beg leave to report.

That your Committee have carefully examined the said Bill, and recommend it with the following amendments to the adoption of your Honorable House.

Press. 1, Line 1.—Aftet the word "London" insert "and others."

Monday, 17th February, 1834.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

- Press. 1, Line 5.—After "Gore" insert "and also to the Navigable waters of the River Thames and Lake Huron."
- " 2 " 23.—After the words "London and" expunge "the head waters of Lake Ontario" and insert "Burlington Bay, and to the Navigable waters of the River Thames, and also to Lake Huron."
- " 3, " 6.—After the word "case" insert "of."
- " " " 8.—Expunge "Directors" and insert "Company."
- " " " 19.—After the word "for" insert "either of."
- " " " 20.—Expunge "District," and insert before the word "any," "of London or Gore."
- " 4, " 6.—After the word "Company," insert "until the sum so awarded shall have been paid, or such sum as may be awarded by any subsequent Arbitration."
- " " " 7.—After the words "that the," expunge "Company of the said."
- " " " 9.—After the words "District and," expunge "head waters of Lake Ontario," and insert "Burlington Bay, and also lying between the said Town of London and the navigable waters of the River Thames, and also between the said Town of London and Lake Huron."
- " " " 12.—After the word "with" expunge "Lake Ontario," and insert "Burlington Bay, the navigable waters of the River Thames, and also Lake Huron."
- " 6, " 12.—After the word "Act" expunge "and," and insert "or."
- " " " 23.—After the words "aforesaid and," expunge "Lake Ontario" and insert "Burlington Bay, the navigable waters of the River Thames and Lake Huron."
- " 9, " 3.—After the word "until," expunge "the" and insert "that."
- " " " 11.—After the word "works," insert "to the navigable waters of the River Thames, or to Lake Huron."
- " " " 21.—After the word "any" insert "News."
- " " " 26.—After "the" insert "News."
After "or" insert "News."
- " 11, " 16.—After the word "of," expunge "twenty" and insert "twelve."
After the word "Pounds," insert "and ten Shillings."
- " 12, " 2.—After the words "of this Act," insert "and finished from the Town of London to Burlington Bay, within ten years; and from the said Town of London to the navigable waters of the River Thames, and to Lake Huron, in twelve years."

(Signed)

A. BALDWIN,
CHAIRMAN.

Ordered, that the last mentioned Bill, together with the Report of the Select Committee thereon, be referred to a Committee of the whole House, tomorrow.

The Honorable Mr. Baldwin brought up the Petition of the Office-bearers of the York Mechanics' Institute; which was laid on the table.

Petition of the Office bearers of the York Mechanics Institute brought up.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill entitled, "An Act to facilitate the remedy by Replevin."

Replevin bill, committed.

The Honorable Mr. Clark took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and recommended the same without amendment, to the adoption of the House.

Reported.

Ordered, that the Report be received; and,

Adopted.

Ordered, that the said Bill be read a third time tomorrow.

Pursuant to the order of the day, the House was put into a Committee of the whole, upon the Bill relating to the practice of the several District Courts.

District Court Witnesses bill, committed.

The Honorable Mr. McDonell took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the Bill, and recommended the same to the adoption of the House.

Reported.

Tuesday, 18th February, 1834.

FOURTH SESSION, 11th PROVINCIAL PARLIAMENT, 4th WILLIAM IV.

Adopted. Ordered, that the Report be received ; and,
Ordered, that the said Bill be engrossed, and the same read a third time tomorrow.
House Adjourns. On motion made and seconded the House adjourned.

TUESDAY, 18th FEBRUARY, 1834.

House meets. The House met pursuant to adjournment.

PRESENT :

Members present. *The Honorable* JOHN B. ROBINSON, SPEAKER, *The Honorable Messrs.* McDONELL,
The Honorable Mr. DICKSON, " " BURNHAM,
The Hon. & Ven. The ARCHDEACON OF YORK, " " HAMILTON.
The Honorable Mr. ALLAN, " " CROOKS.

Prayers were read.

A Member enters. The Minutes of yesterday were read.
The Honorable Mr. Baldwin enters.
Replevin bill, read 3rd time, and passed. Pursuant to the order of the day, the Bill entitled, " An Act to facilitate the remedy by Replevin," was read a third time, and passed.

Bill signed. Whereupon the Speaker signed the same ; and it was,
And Assembly acquainted thereof. Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed this Bill, without amendment.

District Court Witnesses bill, read 3rd time and passed. Pursuant to the order of the day, the Bill relating to the practice of the several District Courts, was read a third time, and passed ; and it was,

Title ordered. Ordered, that the title be, " An Act to enable Suitors in the District Courts to procure the attendance of Witnesses from any District in this Province."

Bill signed. Whereupon the Speaker signed the Bill ; and it was,
And sent to the Assembly for concurrence. Ordered, that the same be sent to the Commons House of Assembly, by the Master in Chancery, for the concurrence of that House.

Saint Lawrence Navigation bill, read 2d time. Pursuant to the order of the day, the Bill entitled, " An Act to repeal part of, amend, and extend the provisions of an Act passed in the last Session of the present Parliament, entitled ' An Act granting to His Majesty a sum of money to be raised by Debenture for the improvement of the Navigation of the River Saint Lawrence,' " was read a second time ; and it was,

Ordered, that the House be put into a Committee of the whole, tomorrow, to take the same into consideration.

London and Gore Rail Road Company's Corporation bill, committed. Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill, entitled, " An Act to incorporate certain persons under the style and title of the London and Gore Rail-road Company," and the Report of the Select Committee thereon.

The Honorable Mr. Baldwin took the Chair.

After some time the House resumed.

Members enter. The Honorable Mr. Clark, and the Honorable and Right Reverend Bishop Macdonell, enter.

Amendments reported. The Chairman reported that the Committee had gone through the last mentioned Bill, and had made some amendments thereto, which they recommended to the adoption of the House.

Ordered, that the Report be received ; and

The said amendments were then read as follows :

Read first time.

Press. 1, Line 1.—After the word " London " insert " and others."

The Amendments.

" " " 5.—After " Gore " insert " and also to the Navigable waters of the River Thames and Lake Huron."

" 2 " 23.—After the words " London and " expunge " the head waters of Lake Ontario " and insert " Burlington Bay, and to the Navigable waters of the River Thames, and also to Lake Huron."

" 3, " 6.—After the word " case " insert " of."

" " " 8.—Expunge " Directors " and insert " Company."

" " " 19.—After the word " for " insert " either of."

Wednesday, 19th February, 1834.

SIR JOHN COLBORNE, K. C. B., *Lieutenant Governor.*

Press 3, Line 19.—Expunge "District" and insert "Districts."

" " " 20.—Before the word "any," insert "of London or Gore."

" 4, " 7.—After the words "that the," expunge "Company of the said."

" " " 9.—After the words "District and," expunge "head waters of Lake Ontario," and insert "Burlington Bay, and also lying between the said Town of London and the navigable waters of the River Thames, and also between the said Town of London and Lake Huron."

" " " 12.—After the word "with" expunge "Lake Ontario," and insert "Burlington Bay, the navigable waters of the River Thames, and also Lake Huron."

" 6, " 12.—After the word "Act" expunge "and," and insert "or."

" " " 23.—After the words "aforesaid and," expunge "Lake Ontario" and insert "Burlington Bay, the navigable waters of the River Thames, and Lake Huron."

" 9, " 3.—After the word "until," expunge "the" and insert "that."

" " " 11.—After the word "works," insert "to the navigable waters of the River Thames, or to Lake Huron."

" " " 21.—After the word "any" insert "News."

" " " 26.—After "the" insert "News."

After "or" insert "News."

" 11, " 16.—After the word "of," expunge "twenty" and insert "twelve."

After the word "Pounds," insert "and ten Shillings."

" 12, " 2.—After the words "of this Act," insert "and finished from the Town of London to Burlington Bay, within ten years; and from the said Town of London to the navigable waters of the River Thames, and to Lake Huron, in twelve years."

The said amendments being read a second time, and the question of concurrence put on each, they were severally agreed to by the House; and it was, Read second time and adopted.

Ordered, that they be engrossed, and the said Bill as amended, read a third time tomorrow.

The Honorable Mr. Dickson gave notice that he would, tomorrow, move that an Address be presented to His Excellency the Lieutenant Governor, on the subject of the salary of the Honorable the Speaker of this House. Notice of a motion for an address to the Lieut. Governor on the subject of the Speakers Salary.

His Honor the Speaker gave notice, that tomorrow he would bring in a Bill to enable the Court of King's Bench in this Province, more conveniently to revise the Judgments of inferior Courts. Notice of bringing in Writ of Error Bill.

The Honorable Mr. Allan brought up the Petition of John B. Yates, which was laid on the table. Petition of John B. Yates brought up.

On motion made and seconded the House adjourned. House adjourns.

WEDNESDAY, 19th FEBRUARY, 1834.

The House met pursuant to adjournment. House meets.

PRESENT:

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> DUNN,	
<i>The Honorable Messrs.</i> CLARK,	" " McDONELL,	
" " DICKSON,	" " BURNHAM,	Members present.
" " POWELL,	" " BALDWIN.	
" " CROOKSHANK,	" " HAMILTON,	
" " CAMERON,	" " CROOKS,	
" " MARKLAND,		

Prayers were read.

The Minutes of yesterday were read.

Pursuant to the order of the day, the Bill, entitled, "An Act to incorporate certain persons under the style and title of the London and Gore Rail-road Company," was, as amended, read a third time; and, London and Gore Rail Road Company's Corporation bill (as amended) read 3rd time and passed.

Wednesday, 19th February, 1834.

FOURTH SESSION, 11th PROVINCIAL PARLIAMENT, 4th WILLIAM IV.

The question being put whether this Bill, as amended, should pass, it was carried in the affirmative.

Amendments signed. Whereupon the Speaker signed the amendments; and it was,
And sent to Assembly for concurrence. Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed this Bill, with amendments, to which they desire the concurrence of the Commons House of Assembly.

York Corporation bill recommitted. Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill entitled, "An Act to extend the limits of the Town of York, and to incorporate the same under the style and title of the City of York, and the liberties thereof."

The Honorable Mr. Dickson took the Chair.

A Message being announced the Chairman left the Chair, and the House formed.

Members enter. The Honorable and Venerable the Archdeacon of York, and the Honorable Messieurs Wells and Allan enter.

Amendments to Bath School Society's Corporation bill, concurred in by the Assembly. A Deputation from the Commons House of Assembly returned the Bill, entitled, "An Act to incorporate certain persons by the name of the Bath School Society, and for other purposes therein mentioned," and acquainted this House that the Commons House of Assembly had acceded to the amendments made by the Legislative Council, in and to the same; the Deputation then withdrew.

Niagara Canal Company's Charter amendment bill returned from the Assembly amended. A Deputation from the Commons House of Assembly returned the Bill sent down from this House, entitled, "An Act to extend the provisions of the Charter granted to the Niagara Canal Company," and acquainted the Legislative Council that the Commons House of Assembly had made an amendment thereto, to which they desired the concurrence of this House; the same Deputation brought up a Bill to which they requested the concurrence of this House, and then withdrew.

A bill brought up. The Honorable and Right Reverend Bishop Macdonell, enters.

A Member enters. The House was then again put into a Committee of the whole, upon the Bill entitled, "An Act to extend the limits of the Town of York, and to incorporate the same under the style and title of the City of York, and the liberties thereof."

York Corporation bill recommitted. The Honorable Mr. Dickson took the Chair.

A Message being announced the Chairman left the Chair, and the House formed.

Amendments to Merrick and others Naturalization bill; to Cobourg rail road Corporation bill; and to Port Hope and Rice Lake Canal Company's Corporation bill, concurred in by the Assembly. A Deputation from the Commons House of Assembly returned the Bill, entitled, "An Act to extend to certain persons the Civil and Political Rights of Natural-born Subjects;" also, the Bill entitled, "An Act to incorporate certain persons under the style and title of the Cobourg Rail Road Company;" and also, the Bill entitled, "An Act to incorporate certain persons under the style and title of the President, Directors and Company, of the Port Hope and Rice Lake Canal Company," and acquainted this House, that the Commons House of Assembly had acceded to the amendments made by the Legislative Council in and to these Bills; the Deputation then withdrew.

York Corporation bill recommitted. The House was then again put into a Committee of the whole upon the Bill, entitled, "An Act to extend the limits of the Town of York, and to incorporate the same under the style and title of the City of York, and the liberties thereof."

The Honorable Mr. Dickson took the Chair.

A Message being announced the Chairman left the Chair, and the House formed.

Messages from the Lieut. Governor. Several Messages from His Excellency the Lieutenant Governor, were delivered by Mr. Secretary Rowan, who being retired, the Speaker read the same, and they were again read by the Clerk, as follows:

J. COLBORNE,

Transmitting a report of the York Hospital and Dispensary. The Lieutenant Governor, transmits to the Legislative Council, a copy of the Annual Report of the York Hospital and Dispensary.

Government House,

19th February, 1834.

J. COLBORNE.

Transmitting acct's. of District Treasurers. The Lieutenant Governor, transmits to the Legislative Council, such Accounts of District Treasurers for the year 1833, as have been received.

Government House,

19th February, 1834.

Wednesday, 19th February, 1834.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

J. COLBORNE.

The Lieutenant Governor, transmits to the Legislative Council, such Reports of District and Common Schools as have been received since last Session.

Transmitting reports of District and Common Schools.

Government House,

19th February, 1834.

The House was then again put into a Committee of the whole upon the Bill, entitled, "An Act to extend the limits of the Town of York, and to incorporate the same under the style and title of the City of York, and the liberties thereof."

York Corporation bill recommitted.

The Honorable Mr. Dickson took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again tomorrow.

Reported and leave asked to sit again.

Ordered, that the report be received, and leave granted accordingly.

Leave granted.

The amendment made by the Commons House of Assembly, in and to the Bill sent down from this House, entitled, "An Act to extend the provisions of the Charter granted to the Niagara Canal Company," was then read as follows :

Amendment of the Assembly to Niagara Canal Company's Charter amendment bill read 1st time.

Amendment made by the Commons House of Assembly in and to the Bill entitled, "An Act to extend the provisions of the Charter granted to the Niagara Canal Company."

The amendment.

Press. 2.—Expunge the fourth and fifth clauses.

Ordered, that the foregoing amendment of the Assembly be read a second time tomorrow.

His Honor the Speaker reported to the House, that a Deputation from the Commons House of Assembly had brought up a Bill entitled, "An Act for the relief of certain religious denominations of persons called Menonists, Tunkers and Quakers," to which they requested the concurrence of this House.

Speaker reports the receipt of Menonists and others relief bill, from the Assembly.

The said Bill was then read ; and it was,

Ordered, that the same be read a second time tomorrow.

On motion made and seconded, it was,

Ordered, that an Address be presented to the Lieutenant Governor, respectfully thanking his Excellency for his several Messages of this day ; and,

Read 1st time.

Ordered, that the Honorable Messieurs Wells, and Burnham, do present the same.

Address of thanks ordered to be presented to the Lieut. Governor for his Messages of today.

A Deputation from the Commons House of Assembly brought up a Bill entitled, "An Act to incorporate a joint stock Company for the manufacture of Salt, at the Township of Saltfleet, in the District of Gore" to which they requested the concurrence of this House, and then withdrew.

Members appointed for that purpose.

Saltfleet Salt Company's Corporation bill, brought up.

The Bill was then read ; and it was,

Ordered, that the same be read a second time tomorrow.

Read 1st time.

Pursuant to the order of the day, the Petition of the Office-bearers of the York Mechanics' Institute, praying for an Act granting the sum of two hundred pounds to enable them to procure proper apparatus for the use of the Institution ; was read.

Petition of the Office-bearers of the York Mechanics Institute, read.

The order of the day being read for the House to be put into a Committee of the whole upon the Bill entitled, "An Act to repeal part of, amend, and extend the provisions of an Act passed in the last Session of the present Parliament, entitled 'An Act granting to His Majesty a sum of money to be raised by Debenture for the improvement of the Navigation of the River Saint Lawrence,'" it was,

St. Lawrence Navigation bill, discharged from the order of the day.

Ordered, to be discharged, and that the same do stand upon the order of the day for tomorrow.

Pursuant to notice, it was moved and seconded, that it be Resolved, that an humble Address be made to His Excellency the Lieutenant Governor, requesting His Excellency to inform the Legislative Council, if any answer has been given to His Excellency's communication of last year to the Secretary of State, in consequence of the Legislative Council's Address to His Majesty, of the 12th of February 1833, on the subject of the Speaker's Salary, and if any, what is the purport of that answer.

Address to the Lieut. Governor moved, relative to the Speaker's salary.

The said Resolution being read a second time, and the question of concurrence put thereon, it was agreed to by the House ; and it was then,

Read 2nd time and adopted.

Thursday, 20th February, 1834.

FOURTH SESSION 11th PROVINCIAL PARLIAMENT, 4th WILLIAM IV.

Address ordered.	Ordered, that an Address be made to His Excellency the Lieutenant Governor, requesting His Excellency to inform the Legislative Council, if any answer has been given to His Excellency's communication of last year, to the Secretary of State, in consequence of the Legislative Council's Address to His Majesty, of the 12th of February, 1833, on the subject of the Speaker's salary; and if any, what is the purport of that answer; and, On motion made and seconded, it was,
Committee appointed to draft same.	Ordered, that a Select Committee be appointed to draft an Address to His Excellency the Lieutenant Governor, pursuant to the foregoing Resolution; and,
Members composing it.	Ordered, that the Honorable Messieurs Clark and Crookshank, be appointed the Committee for that purpose, and to present the same.
Petition of Hugh C. Thompson and another brought up.	The Honorable Mr. Hamilton, brought up the Petition of Hugh C. Thompson, and James Macfarlane, of the Town of Kingston; which was laid on the table.
Writ of Error bill, brought in.	Pursuant to notice, His Honor the Speaker brought in a Bill to allow the issuing of Writs of Error from the Court of King's Bench.
Read 1st time.	The said Bill was then read; and it was, Ordered, that the same be read a second time tomorrow.
House adjourns.	On motion made and seconded, the House adjourned until tomorrow, at the hour of eleven of the clock, A. M.

THURSDAY, 20th FEBRUARY, 1834.

House meets. The House met pursuant to adjournment.

PRESENT :

Members present.	<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> McDONELL,
	<i>The Honorable Messrs.</i> CLARK,	" " BURNHAM,
	" " DICKSON,	" " HAMILTON,
	<i>The Hon. & Ven. The</i> ARCHDEACON OF YORK,	" " CROOKS.

Prayers were read.

The minutes of yesterday were read.

Petition of John B. Yates, read. Pursuant to the order of the day, the Petition of John B. Yates, praying for An Act conferring upon him the Rights and Privileges of Naturalization, was read.

Report of the Select Committee appointed to draft an address to the Licut. Governor relative to the Speaker's salary, presented. Draft read 1st time. The Honorable Mr. Clark, from the Select Committee appointed to draft an Address to His Excellency the Lieutenant Governor, on the subject of the salary of the Honorable the Speaker of the Legislative Council, reported a draft thereof, which he read in his place; and, The same was read by the Clerk, as follows :

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

MAY IT PLEASE YOUR EXCELLENCY :

The address. We, His Majesty's dutiful and loyal Subjects the Legislative Council of the Province of Upper Canada, in Provincial Parliament assembled, beg leave to be informed, if any answer has been given to Your Excellency's communication of last year, to His Majesty's Secretary of State for the Colonies, in consequence of the Address of the Legislative Council to His Majesty, of the twelfth day of February, one thousand eight hundred and thirty-three, on the subject of their Speaker's salary; and if Your Excellency has received an answer thereto, the Legislative Council respectfully request to know the purport of that answer.

Read 2nd time and adopted. The said Address being read a second time, and the question of concurrence put thereon, it was agreed to by the House, and it was,

Ordered, that it be engrossed, and the same read a third time this day.

Members enter. The Honorable Messieurs Crookshank and Allan, enter.

York Corporation bill recommitted. Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill, entitled, "An Act to extend the limits of the Town of York, and to incorporate the same under the style and title of the City of York, and the liberties thereof."

The Honorable Mr. Dickson took the Chair.

Thursday, 20th February, 1834.

SIR JOHN COLBORNE, K. C. B., *Lieutenant Governor.*

After some time the House resumed.

The Honorable Messieurs Cameron and Baldwin, enter.

Members enter.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some further progress therein, and asked leave to sit again tomorrow.

Reported and leave asked to sit again.

Ordered, that the Report be received, and leave granted accordingly.

Leave granted.

Pursuant to order, the Address to His Excellency the Lieutenant Governor, on the subject of the salary of the Honorable the Speaker of the Legislative Council, was read a third time, and passed.

Address to Lieut. Governor on the subject of the Speaker's salary, read 3rd time and passed.

Whereupon the Speaker signed the same; and it was,

Same signed.

Ordered, that a Committee be appointed to wait upon the Lieutenant Governor, to know when His Excellency would be pleased to receive the above mentioned Address, and,

Committee appointed to know when His Excellency would receive the address.

Ordered, that the Honorable Messieurs Clark, and Crookshank, do compose the same, for that purpose.

Members composing it.

Pursuant to the order of the day, the amendment made by the Commons House of Assembly, in and to the Bill sent down from this House, entitled, "An Act to extend the provisions of the Charter granted to the Niagara Canal Company," was read a second time; and it was,

Amendment of the Assembly to Niagara Canal Company's Charter amendment bill, read 2nd time.

Ordered, that the forty-fourth rule of the House be dispensed with, as it respects this Bill; and,

44th rule dispensed with.

Ordered, that the House be now put into a Committee of the whole, to take the said amendment into consideration.

The House was then put into a Committee of the whole accordingly.

Amendment committed.

The Honorable Mr. McDonell took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the said amendment into consideration, had made some progress therein, and asked leave to sit again tomorrow.

Reported and leave asked to sit again.

Ordered, that the Report be received, and leave granted accordingly.

Leave granted.

Pursuant to the order of the day, the Bill entitled, "An Act for the relief of certain religious denominations of persons called Menonists, Tunkers, and Quakers," was read a second time; and it was,

Menonists and others relief bill read 2nd time

Ordered, that the House be put into a Committee of the whole tomorrow, to take the same into consideration.

Pursuant to the order of the day, the Bill, entitled, "An Act to incorporate a Joint Stock Company, for the manufacture of Salt at the Township of Saltfleet, in the District of Gore," was read a second time; and it was,

Saltfleet Salt Company's Corporation bill, read 2nd time.

Ordered, that the House be put into a Committee of the whole tomorrow, to take the same into consideration.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill entitled, "An Act to repeal part of, amend, and extend the provisions of an Act passed in the last Session of the present Parliament, entitled, 'An Act granting to His Majesty a sum of money, to be raised by Debenture, for the improvement of the Navigation of the River Saint Lawrence.'"

Saint Lawrence Navigation bill, committed.

The Honorable Mr. Hamilton took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again tomorrow.

Reported and leave asked to sit again.

Ordered, that the Report be received, and leave granted accordingly; and,

Leave granted.

Ordered, that the Members in Town be summoned to attend in their places on that day.

Members summoned.

Pursuant to the order of the day, the Bill to allow the issuing of Writs of Error, from the Court of King's Bench, was read a second time; and it was,

Writ of error bill, read 2nd time

Ordered, that the House be put into a Committee of the whole tomorrow, to take the same into consideration.

On motion made and seconded, the House adjourned until tomorrow, at eleven of the clock, A. M.

House adjourns.

Friday, 21st February, 1834.

FOURTH SESSION 11th PROVINCIAL PARLIAMENT, 4th WILLIAM IV.

FRIDAY, 21st FEBRUARY, 1834.

House meets.

The House met pursuant to adjournment.

PRESENT :

Members present.	<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> McDONELL,
	<i>The Honorable Messrs.</i> CLARK,	“ “ BURNHAM,
	“ “ DICKSON,	“ “ BALDWIN.
	“ “ CROOKSHANK,	“ “ HAMILTON,
	<i>The Hon. & Ven. The</i> ARCHDEACON OF YORK,	“ “ CROOKS.
	<i>The Honorable Mr.</i> DUNN,	

Prayers were read.

The minutes of yesterday were read.

Petition of Hugh C. Thompson and another read.

Pursuant to the order of the day, the Petition of Hugh C. Thompson, and James Macfarlane, praying that the Legislative Council will take a certain number of copies of the revised Statutes of this Province, published by them, was read.

York Corporation bill, re-committed.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill, entitled, “An Act to extend the limits of the Town of York, and to incorporate the same under the style and title of the City of York, and the liberties thereof.”

The Honorable Mr. Dickson took the Chair.

A Message being announced the Chairman left the Chair, and the House formed.

Members enter.

The Honorable Messieurs Cameron, Allan, and Hamilton, enter.

A bill brought up.

A Deputation from the Commons House of Assembly brought up a Bill, to which they requested the concurrence of this House, and then withdrew.

York Corporation bill re-committed.

The House was then again put into a Committee of the whole upon the Bill, entitled, “An Act to extend the limits of the Town of York, and to incorporate the same under the style and title of the City of York, and the liberties thereof.”

The Honorable Mr. Dickson took the Chair.

After some time the House resumed.

Reported and leave asked to sit again.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again tomorrow.

Members enter.

The Honorable Messieurs Wells, Markland, and the Honorable and Right Reverend Bishop Macdonell, enter.

Leave granted.

Ordered, that the above report be received, and leave granted accordingly.

Speaker reports the receipt of Voters qualification partial repeal bill from the Assembly.

His Honor the Speaker reported to the House, that a Deputation from the Commons House of Assembly had brought up a Bill, entitled, “An Act to repeal part of, and amend an Act passed in the fourth year of the reign of His late Majesty George the Fourth, entitled, ‘An Act to repeal the several Statutes of this Province, respecting the Elections of Members of the House of Assembly, and the qualification of Voters and Candidates at such elections, and to reduce the provisions thereof with some amendments into one Act, and also to provide against fraud in obtaining qualifications to vote at elections,’ to which they requested the concurrence of this House.

The said Bill was then read ; and it was,

Read 1st time.

Ordered, that the same be read a second time tomorrow.

St. Lawrence Navigation bill, re-committed.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill entitled, “An Act to repeal part of, amend, and extend the provisions of an Act passed in the last Session of the present Parliament, entitled ‘An Act granting to His Majesty a sum of money to be raised by Debenture for the improvement of the Navigation of the River Saint Lawrence,’”

The Honorable Mr. Hamilton took the Chair.

A Message being announced the Chairman left the Chair, and the House formed.

Bills brought up.

A Deputation from the Commons House of Assembly brought up some Bills, to which they requested the concurrence of this House, and then withdrew.

Saint Lawrence Navigation bill re-committed.

The House was then again put into a Committee of the whole, upon the Bill entitled, “An Act to repeal part of, amend, and extend the provisions of an Act passed in the last Session of the present Parliament, entitled, ‘An Act granting to His Majesty a sum of money,

Friday, 21st February, 1834.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

to be raised by Debenture, for the improvement of the Navigation of the River Saint Lawrence."

The Honorable Mr. Hamilton took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and recommended the same without amendment, to the adoption of the House. Reported.

Ordered, that the report be received; and, Adopted.

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

His Honor the Speaker reported to the House, that a Deputation from the Commons House of Assembly had brought up a Bill entitled "An Act to declare what fees shall be received by Justices of the Peace, for the duties therein mentioned"; and also a Bill entitled "An Act to revive and continue an Act granting to His Majesty a duty on Licenses to Auctioneers, and on Goods, Wares and Merchandize sold by Auction," to which they requested the concurrence of this House. Speaker reports the receipt of Justices Fees Bill, and Auctioneers License bill, from the Assembly.

The said Bills were then severally read; and it was, Read 1st time.

Ordered, that they be read a second time tomorrow.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the amendment made by the Commons House of Assembly in and to the Bill sent down from this House, entitled "An Act to extend the provisions of the Charter granted to the Niagara Canal Company." Amendment of the Assembly to Niagara Canal Company's Charter amendment bill re-committed.

The Honorable Mr. Allan took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the said amendment into consideration, had made some progress therein, and recommended that a conference be desired with the Commons House of Assembly on the subject matter thereof. Reported, and a conference recommended.

Ordered, that the report be received; and,

Ordered, that a Conference be desired upon the said amendment accordingly; and, Conference ordered.

Ordered, that the Honorable Messieurs Baldwin and Crooks, be appointed the Conferrees on the part of this House for that purpose; and, Conferrees appointed.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council request a conference with the Commons House of Assembly on the subject matter of the amendment made by the Assembly in and to the Bill sent down from this House, entitled, "An Act to extend the provisions of the Charter granted to the Niagara Canal Company," and have appointed the Honorable Messrs. Baldwin and Crooks, to be the Conferrees on the part of the Legislative Council, who will be ready to meet a Committee on the part of the Commons House of Assembly, tomorrow, at the hour of one of the clock P. M., in the Committee Room of the Legislative Council, for that purpose. Assembly acquainted of same.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill entitled, "An Act for the relief of certain religious denominations of persons called Menonists, Tunkers and Quakers." Menonists and others relief bill, committed.

The Honorable Mr. McDonell took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and recommended the same without amendment to the adoption of the House. Reported.

Ordered, that the Report be received; and

Ordered, that the said Bill be read a third time tomorrow. Adopted.

Pursuant to the order of the day, the House was put into a Committee of the whole, upon the Bill entitled "An Act to incorporate a joint stock Company for the manufacture of Salt, at the Township of Saltfleet, in the District of Gore." Saltfleet Salt Company's Corporation bill, committed.

The Honorable Mr. Wells took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and had made an amendment thereto, which they recommended to the adoption of the House. Amendment reported.

Ordered, that the Report be received; and,

The said amendment was then read by the Clerk as follows:— Read first time.

Saturday, 22nd February, 1834.

SIR JOHN COLBORNE, K. C. B., *Lieutenant Governor.*

The Honorable Mr. Dickson took the Chair.

A Message being announced the Chairman left the Chair, and the House formed.

The Honorable Messieurs Clark, Crookshank, Dunn, and Allan, enter.

Members enter.

A Deputation from the Commons House of Assembly brought up and delivered at the Bar of this House, a Message in the following words, and then withdrew.

Message from the Assembly.

MR. SPEAKER,

The Commons House of Assembly accedes to the request of the Honorable the Legislative Council, for a conference on the subject matter of the amendments made by this House, in and to the Bill sent down by the Honorable the Legislative Council, entitled, "An Act to extend the provisions of the Charter granted to the Niagara Canal Company," and have appointed four of its Members, who will be ready to meet the Conferrees on the part of the Honorable the Legislative Council, at the time and place appointed.

Acceding to a conference on the amendment made by that House to Niagara Canal Company's Charter amendment bill.

(Signed)

ARCHIBALD McLEAN,

SPEAKER.

*Commons House of Assembly,
21st day of February, 1834.*

Ordered, that the Committee of Conference on the part of this House, be instructed to represent, that the Legislative Council has requested this Conference with the House of Assembly, upon the amendment made by the Assembly to the Bill sent from the Legislative Council, entitled, "An Act to extend the provisions of the Charter granted to the Niagara Canal Company," for the purpose of acquainting the Assembly with the difficulty which the Legislative Council finds in concurring in that amendment, which does away with the provision in the said Bill for the resumption, by the Government, of the Niagara Canal, should it at any time hereafter possess the whole Stock of the Welland Canal Company.

Instructions to the Conferrees on the part of this House.

It must be obvious, that whenever the Legislature thinks it for the interest of the Province, to incorporate any number of persons for the purpose of carrying on any work or improvement therein, that care should be taken to secure the resumption of such Charter, when it becomes manifest that the general interest requires it; and when such power is reserved, no injustice is done to the Stockholders in doing so, if the capital expended by them is refunded, and a reasonable compensation made in lieu of interest, from the time such investment may have been made: indeed, in most of the Acts incorporating Joint Stock Companies in this Province, such a reservation has been made, some at an earlier and some at a later period of time.

In the present case, such resumption was reserved to take place at any time after the Legislature shall have authorised the Provincial Government to purchase the remaining Stock of the Welland Canal Company, should it think proper to do so at any future period; and the reason of this Bill differing from other Acts in this respect is, that unless such power is so reserved the purchase of the Welland Canal by this Province must prove injurious to the public interest instead of a benefit, inasmuch as were the Province in possession of that part only which now constitutes the Welland Canal above the mountain ridge, and the Branch Canal to Niagara in the hands of a joint stock Company, without the power of resumption, such Company might exact such a price as would render the purchase impossible, and the advantages of the Welland Canal, if not rendered altogether nugatory, nearly so; for it is the opinion of many, that whenever a Branch Canal to Niagara is completed for ship navigation, it will have so many advantages over the route by Port Dalhousie, that that route will, in a great measure, be abandoned.

It may be also stated, that the Legislature of Lower Canada has expressed a willingness to give the Stock in the Welland Canal held by that Province, amounting to twenty-five thousand pounds, to this Province, on condition only that the said Canal shall become public property. But if the stock of the Branch Canal to Niagara continues in the hands of individuals no advantage can be taken of this liberal offer, for the reason, that it never can be the interest of this Province to make such purchase, unless it has the controul of the whole route.

As regards the rate of interest proposed by the Legislative Council to be allowed to the Stockholders on the resumption of their Charter it may be observed, that persons of capital will not be induced to embark in such undertakings, unless the prospect of greater gain is held

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out to them than the mere legal rate of interest upon loans now established by law ; because in all such undertakings there is manifestly a risk, and in some cases a very considerable one, of either partial or total loss.

Having stated these reasons which induce the Legislative Council to think this amendment inexpedient, the Council trusts that the Assembly will not press its adoption.

York Corporation bill re-committed.

The House was then again put into a Committee of the whole upon the Bill, entitled, "An Act to extend the limits of the Town of York, and to incorporate the same under the style and title of the City of York, and the liberties thereof."

The Honorable Mr. Dickson took the Chair.

After some time the House resumed.

Amendments reported.

The Chairman reported that the Committee had gone through the said Bill, and had made some amendments thereto, which they were ready to submit whenever the House would be pleased to receive the same.

Ordered, that the Report be received on Monday next.

Voters qualification partial repeal bill read second time.

Pursuant to the order of the day, the Bill entitled, "An Act to repeal part of, and amend an Act passed in the fourth year of the reign of His late Majesty George the Fourth, entitled, 'An Act to repeal the several Statutes of this Province, respecting the Elections of Members of the House of Assembly, and the qualification of Voters and Candidates at such elections, and to reduce the provisions thereof with some amendments into one Act, and also to provide against fraud in obtaining qualifications to vote at elections,'" was read a second time ; and it was,

Forty-fourth rule dispensed with.

Ordered, that the forty-fourth rule of the House be dispensed with, as it respects this Bill ; and that the House be put into a Committee of the whole, presently, to take the same into consideration.

Bill committed.

The House was then put into a Committee of the whole accordingly.

The Honorable Mr. Crookshank took the Chair.

After some time the House resumed.

A Member enters.

The Honorable Mr. Markland enters.

Reported.

The Chairman reported that the Committee had gone through the said Bill, and recommended the same, without amendment, to the adoption of the House.

Adopted.

Ordered, that the report be received ; and,

Ordered, that the said Bill be read a third time on Monday next.

Saint Lawrence Navigation Bill read 3rd time and passed.

Pursuant to the order of the day, the Bill entitled, "An Act to repeal part of, amend, and extend the provisions of an Act passed in the last Session of the present Parliament, entitled 'An Act granting to His Majesty a sum of money, to be raised by Debenture, for the improvement of the Navigation of the River Saint Lawrence,'" was read a third time and passed.

Bill signed.

Whereupon the Speaker signed the same ; and it was,

And Assembly acquainted thereof.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed this Bill, without amendment.

Justices Fees bill, read second time.

Pursuant to the order of the day, the Bill entitled, "An Act to declare what fees shall be received by Justices of the Peace, for the duties therein mentioned," was read a second time ; and it was,

Ordered, that the House be put into a Committee of the whole on Monday next, to take the same into consideration.

Auctioneers license bill, read 2nd time.

Pursuant to the order of the day, the Bill entitled "An Act to revive and continue an Act granting to His Majesty a duty on Licenses to Auctioneers, and on Goods, Wares and Merchandize sold by Auction," was read a second time ; and it was,

Ordered, that the House be put into a Committee of the whole on Monday next, to take the same into consideration.

Report of the Select Committee appointed to present an address to the Lieut. Governor upon the Speaker's Salary.

The Honorable Mr. Clark, from the Select Committee appointed to present the Address of this House to His Excellency the Lieutenant Governor, on the subject of the Salary of the Honorable the Speaker of the Legislative Council, reported that they had delivered the same, and that His Excellency had been pleased to return an answer thereto, which he presented to the House.

His Excellency's reply read.

The answer was then read by the Clerk, as follows :

Monday, 24th February, 1834.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

GENTLEMEN :

The receipt of my Despatch, with which the Address of the Legislative Council was forwarded, has been acknowledged by His Majesty's Secretary of State ; but no answer to the Address has yet been communicated to me. The reply.

On motion made and seconded, the House adjourned until Monday next, at the hour of eleven of the clock A. M. House adjourns.

MONDAY, 24th FEBRUARY, 1834.

House meets.

The House met pursuant to adjournment.

PRESENT :

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs,</i> McDONELL,	Members present.
<i>The Honorable</i> Mr. DICKSON,	" " BURNHAM,	
<i>The Hon. & Ven. The</i> ARCHDEACON OF YORK,	" " BALDWIN,	
<i>The Honorable</i> Mr. ALLAN,	" " CROOKS,	

Prayers were read.

The Minutes of Saturday were read.

Pursuant to the order of the day, the Bill entitled, " An Act to repeal part of, and amend an Act passed in the fourth year of the reign of His late Majesty George the Fourth, entitled ' An Act to repeal the several Statutes of this Province respecting the elections of Members of the House of Assembly, and the qualification of Voters and Candidates at such Elections, and to reduce the provisions thereof, with some amendments, into one Act, and also to provide against fraud in obtaining qualifications to vote at Elections," was read a third time and passed. Voters qualification partial repeal bill, read 3rd time and passed.

Whereupon the Speaker signed the same ; and it was, Same signed.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed this Bill, without amendment. And the Assembly acquainted thereof.

The Honorable Mr. Dickson, from the Committee of the whole House upon the Bill entitled, " An Act to extend the limits of the Town of York, and to incorporate the same under the style and title of the City of York, and the liberties thereof," presented the amendments made thereto ; and, Amendments to York Corporation bill, presented.

The same were then read by the Clerk, as follows : Read 1st time.

In the title.—After ' York' expunge the remainder, and insert ' to erect the said Town into a City, and to incorporate it under the name of the City of Toronto.' The amendments.

Press. 1, line 10.—After ' purposes' insert ' and whereas the name of York is common to so many Towns and places, that it is desirable, for avoiding inconvenience and confusion, to designate the Capital of the Province by a name which will better distinguish it : and none appears more eligible than that by which the site of the present Town was known before the name of York was assigned to it.'

" 2, " 25.—From ' York' expunge to ' also' in Press. 3, line 4.

" 3, " 7.—From ' York' expunge to ' also' in line 21.

" " " 23.—Expunge ' of York' and insert ' hereby constituted.'

" 4, " 3.—Expunge ' of York' and insert ' hereby constituted.'

" " " 17.—Expunge ' of York' and insert ' hereby constituted.'

" " " " Expunge from ' thereof' to ' also' in line 24.

" 5, " 2.—Expunge ' this Province' and insert ' the County of York.'

" " " 8.—Expunge ' high water mark' and insert ' margin of the water.'

" " " 9.—Expunge from ' Westerly' to ' thence,' and insert ' through the waters of Lake Ontario, following the direction of the curvatures of the shore, and keeping always at the distance of five hundred feet from the margin of the water till the point is attained, which is five hundred feet from the North-Westernmost point of the Island or Peninsula forming the Harbor ; thence across the Bay or Harbor of York to a point where a line drawn Southerly from the North-Easterly corner of Park Lot number twenty-

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nine, in the said Township of York, in the direction of the Easterly boundary line of the said Park Lot, intersects the margin of the water on the shore of the Lake Ontario.'

- Press. 6, Line 6.—Expunge 'York' and insert 'Toronto.'
- " " " 11.—Expunge 'this Province' and insert 'the County of York.'
- " 7, " 2.—Expunge 'York' and insert 'Toronto.'
- " " " 3.—After 'respectively' expunge the remainder of the clause, and insert 'the Wards of Saint George, Saint Patrick, Saint Andrew's, Saint David's, and Saint Lawrence.'
- " " " 6.—Expunge 'Ward of Ontario' and insert 'Saint David's Ward.'
- " " " 10.—Expunge 'Ward of Erie' and insert 'Saint Andrew's Ward.'
- " " " 15.—Expunge 'Ward of Huron' and insert 'Saint Patrick's Ward.'
- " " " 19.—Expunge 'Ward of Toronto' and insert 'Saint Lawrence Ward.'
- " " " 23.—Expunge 'Ward of Simcoe' and insert 'Saint George's Ward.'
- " 8, " 2.—Expunge 'Ward of Toronto' and insert 'Saint Lawrence Ward.'
- " " " 3.—Expunge 'Ward of Toronto' and insert 'Saint Lawrence Ward.'
- " " " 4.—Expunge 'Ward of Ontario' and insert 'Saint David's Ward.'
- " " " 5.—Expunge 'Ward of Ontario' and insert 'Saint David's Ward.'
- " " " 6.—Expunge 'Ward of Simcoe' and insert 'Saint George's Ward.'
- " " " 7.—Expunge 'Ward of Simcoe' and insert 'Saint George's Ward.'
- " " " 8.—Expunge 'Ward of Erie' and insert 'Saint Andrew's Ward,' in two places.
- " " " 9.—Expunge 'Ward of Huron' and insert 'Saint Patrick's Ward.'
- " " " 10.—Expunge 'Ward of Huron' and insert 'Saint Patrick's Ward.'
- " " " 14.—Expunge 'Ward of Toronto' and insert 'Saint Lawrence Ward.'
- " " " 15.—Expunge 'Ward of Ontario' and insert 'Saint David's Ward.'
- " 9, " 9.—After 'City' insert 'calling it by such name as the Common Council shall think fit.'
- " " " 12.—After 'and' insert 'shall.'
- " " " 21.—Expunge 'high water mark' and insert 'the margin of the water.'
- " " " 22.—Expunge 'high water mark' and insert 'the margin of the water.'
- " " " 25.—Expunge 'York' and insert 'Toronto.'
- " 10, " 4.—Expunge 'York' and insert 'Toronto.'
- " " " 15.—After 'that' expunge the remainder of the clause, and insert 'for every Ward within the limits of the said City two Aldermen and two Common Councilmen shall be chosen, in manner hereinafter mentioned; and that the Aldermen shall choose from among themselves, by vote of the majority of such Aldermen, one person to be Mayor of the said City; and in case it shall happen that the votes shall be equally divided, then that Alderman, other than the Alderman proposed for Mayor, who shall have been rated upon the last Assessment list of the said City or liberties, for the greatest amount of property shall give a second or casting vote.'

Press. 10.—Expunge the sixteenth clause.

Press. 11, Line 4.—After 'shall' expunge the remainder of the clause and insert 'have been a resident householder within the said City or the liberties thereof for one year next before the Election, and being so resident at the time of the Election shall be possessed to his own use and benefit of real property within the said City or the liberties thereof, either in freehold or for term of years, which shall be rated according to the present Assessment laws at two hundred and fifty pounds.'

Press. 11, Line 12.—Expunge 'Deputy or'—after 'shall' expunge the remainder of the clause and insert 'have been a resident householder within the said City or the liberties thereof for one year next before the Election, and being so resident at the time of the Election shall be possessed to his own use and benefit of real property within the said City or the liberties thereof, either in freehold or for term of years, which shall be rated according to the

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present Assessment laws at two hundred pounds—Provided always that additional fire places assessed shall be included in this valuation.'

Press 11.—Expunge the Nineteenth clause.

Press 12, Line 3.—After 'Aldermen' insert 'and Common Councilmen' after 'persons' expunge the remainder of the clause, and insert 'being male inhabitant householders within the Ward for which the Election shall be holden, or the liberties attached thereto, as shall be possessed at the time of the Election either in freehold or as tenants for term of years, or from year to year of a town lot or dwelling-house within the said Ward or liberties—Provided always that a portion of a house in which any Inhabitant shall reside as a householder and not as a boarder or lodger and having a distinct communication with the street by an outer door shall be considered a dwelling house within the meaning of this clause—And provided also, that no person shall vote at any such Election who has not been a resident Inhabitant within the said City or liberties thereof for the period of twelve calendar months, and who has not resided within the Ward for which the Election shall be holden or the liberties attached thereto for the period of three calendar months next before the Election.'

And be it further enacted by the authority aforesaid, that where the actual occupier of any dwelling house shall be entitled to vote under this Act, such occupier, and not the Landlord or owner, shall be received to vote in respect to such dwelling house.

Press 12.—Expunge the twenty-first clause.

" 14, Line 6.—Expunge 'York' and insert 'Toronto;' expunge 'Deputies' and insert 'Common Councilmen.'

" " " 9.—Expunge 'York' and insert 'Toronto.'

" " " 11.—Expunge 'York' and insert 'Toronto.'

" " " 13.—After 'amend' expunge 'and.'

" " " 14.—After 'proper' expunge to 'making' in line nineteen, and insert 'for.'

" " " 24.—Expunge 'Geese.'

" " " 25.—After 'Animals' insert 'Geese or other poultry.'

" 15, " 12.—After 'regulate' expunge to 'to prevent' in line eighteen, and insert 'Wharves and Quays.'

" " " 25.—After 'same' insert 'to enforce the due observance of the Sabbath.'

" 16, " 12.—After 'Slaughter-houses' insert 'Tanneries.'

" 17, " 1.—Expunge from 'present' to 'to,' and insert 'Market.'

" 18, " 12.—Expunge 'displace' and insert 'rescind.'

" " " 13.—Expunge 'put' and insert 'make.'

" " " 25.—Expunge 'Mayor.'

" 19, " 2.—After 'thereof,' insert 'in addition to the rates and assessments payable to the general funds of the Home District.'

" " " 4.—After 'such' insert 'additional.'

" " " 11.—After 'property' expunge to 'to require,' in line fifteen.

" " " 19.—After 'thereof' insert, 'and generally to make' all such laws as may be necessary and proper for carrying into execution the powers hereby vested, or hereafter to be vested in the said Corporation, or in any department or office thereof, for the peace, welfare, safety and good government of the said City and the liberties thereof, as they may from time to time deem expedient, such laws not being repugnant to this Act, or the other general laws of this Province: Provided always, that no person shall be subject to be fined more than five pounds, or to be imprisoned more than thirty days, for the breach of any bye-law or regulation of the said City; and provided also, that no person shall be compelled to pay a greater fine than ten pounds for refusing to serve in any municipal office, when duly elected or appointed thereto.'

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Press 19.—Expunge the twenty-sixth, twenty-seventh, twenty-eighth, twenty-ninth, thirtieth, and thirty-first clauses, and insert ‘And whereas it may be expedient, for the convenience of the inhabitants of the said City and liberties, to protract the streets already laid out within the Town of York, or some of them, so as to continue them through the extent of the tract which is hereafter to form the City of Toronto, and to make other alterations in the streets of the said City or liberties : Be it therefore further enacted by the authority aforesaid, that it shall be competent to the Common Council of the said City, at any time to consider and report upon the expediency of protracting any street or streets, now laid out and open in the Town of York, and of widening or otherwise altering any street now laid out, or hereafter to be laid out within the said City or liberties, and for that purpose, the said Common Council and any person authorised and employed by them, may enter upon the grounds of any person or persons, body corporate or politic, for the purpose of examining and surveying the same, with a view to the laying out, altering, or protracting any street or streets, either in a straight line or otherwise ; and if the Common Council shall determine upon recommending the protraction or alteration of any street, or the laying out of any new street, they shall specify in some Act or Resolution, the precise line of the street which they desire to have made, with its proposed width, and the points of termination and departure, which Act or Resolution shall be entered of Record in the books of the said Common Council, and a copy thereof shall be published in the several Newspapers published in the said City, with a notification that the Common Council intend to apply in the ensuing Session of the Legislature of this Province, for an Act to authorise such improvement, upon the terms and conditions which to the Legislature shall seem just : and that if the Legislature shall in either of their two next succeeding Sessions after the publication of such notice, pass an Act authorising the laying out, protracting, or altering of the street or streets, as desired by the Common Council, no claim to compensation shall be allowed, in respect of any building or erection that shall be put up in the line of such proposed street, between the time of publishing such report or resolution as aforesaid, and the passing of any Act of the Legislature authorising such alteration or improvement ; Provided always, that such notification or application to the Legislature shall not be necessary when the Proprietors of the lands assent in writing to the proposed alteration.’

- “ 22, “ 22.—Expunge ‘York’ and insert ‘Toronto.’
 “ “ “ 23.—After ‘Revenue’ expunge ‘of the five years in which’ and insert ‘to accrue within five years next after.’
 “ 23, “ 4.—Expunge ‘Deputies or.’
 “ “ Expunge the thirty-fourth clause,
 “ “ “ 21.—Expunge ‘Deputies or.’
 “ “ “ 24.—Expunge ‘deliver’ and insert ‘give.’
 “ 24, “ 8.—Expunge ‘Deputies or.’
 “ “ “ 10.—Expunge ‘Deputies or.’
 “ “ “ 16.—Expunge ‘Deputies or.’
 “ “ “ 22.—Expunge ‘Deputies or.’
 “ “ “ 23.—After ‘City’ expunge to ‘shall’ in press 25, line 1, and insert “but.”
 “ 25, “ 3.—After ‘Bench’ expunge ‘which Court’ and insert ‘if the said Court shall be then sitting ; and if not, then before one of the Judges of the said Court ; which Court or Judge.’
 “ “ “ 9.—Expunge ‘Mayor.’
 “ “ “ 13.—After ‘being’ insert ‘at the conclusion of the Poll.’
 “ “ “ 17.—After ‘completed’ insert ‘And be it further enacted by the authority aforesaid, that neither any Minister or Clergyman in Holy Orders of any Re-

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ligious persuasion, nor any of the Judges of the Court of King's Bench, nor His Majesty's Attorney or Solicitor General, nor the Private Secretary of His Excellency the Lieutenant Governor, nor any practicing Physician or Surgeon, shall be compelled to serve in any of the municipal offices created by or under the authority of this Act.

Press. 25, Line 20.—Expunge 'as hereinafter provided'—expunge 'Mayor.'

" 26, " 1.—Expunge 'as hereinafter provided.'

" " " 2.—Expunge 'Mayor.'

" 27, " 5.—Expunge 'Deputies or.'

" " " 10.—Expunge 'or Deputy.'

" " " 22.—After 'vote' insert 'besides his vote as Alderman.'

" 29, " 11.—Expunge 'Deputy' and insert 'Common Councilman.'

" " " 13.—After 'any' expunge the remainder of the clause, and insert 'measure for raising or appropriating money, or for imposing fines and penalties upon any person or persons in the said City or Liberties, no such measure shall pass until the Act, rule or regulation proposed, shall, after the first reading thereof, have been printed and published at least eight days.'

" " " 23.—Expunge 'York' and insert 'Toronto.'

" 30, " 7.—After 'for' expunge to 'hold' and insert 'the remaining Aldermen at a special meeting, to be summoned by the Clerk of the Common Council for that purpose within three days, to elect from among themselves a successor to such Mayor, who shall.'

" 31, " 12.—Expunge 'Deputies' and insert 'Common Councilmen.'

" " " " Expunge 'York' and insert 'Toronto.'

" " " 14.—Expunge 'York' and insert 'Toronto.'

" " " 17.—Expunge 'Deputies or.'—Expunge 'York' and insert 'Toronto.'

" 32, " 2.—After 'Officers' expunge 'or any other local Officer.'

" " " 3.—Expunge 'York' and insert 'Toronto.'

" " " 4.—After 'repealed' insert 'Provided always nevertheless, that the Assessors and Collectors to be appointed for the said City and liberties, and the Clerk of the Common Council, respectively, shall perform all such duties as before the passing of this Act were to be performed by the Assessor and Collector for the Town of York, or for the Township of York, and by the Clerk of the Peace for the Home District, respectively, in order to the collecting and paying over into the general funds of the Home District the rates and assessments to be levied and raised upon the Inhabitants of the said City and liberties under the general assessment Acts of this Province; which rates and assessments shall continue to be paid and applied as before the passing of this Act; and that the said Common Council shall make such order as may be necessary respecting the paying over and accounting for the said rates and assessments by the Collectors, or Chamberlain, and other proper Officers, to the Treasurer of the Home District.'

" 33, " 10.—Expunge 'York' and insert 'Toronto.'

" " " 17.—After 'thereof' insert 'and the Courts of Assize and Nisi Prius, Oyer and Terminer, and general Gaol delivery, for the Home District.'

" 34, " 9.—Expunge 'York' and insert 'Toronto.'

" " " 11.—After 'thereof' insert 'And provided also, that a warrant for apprehension or commitment of any offender, or offenders, made by any Justice of the Peace for the Home District, or by the Mayor, or any Alderman of the said City, acting within his jurisdiction, respectively, may be executed and shall have force any where within the Home District, any thing herein contained to the contrary thereof in anywise notwithstanding.'

" " " 13.—Expunge 'York' and insert 'Toronto.'

" " " 18.—Expunge 'Deputies' and insert 'Common Council.'

" " " 22.—After 'trial' insert 'And be it further enacted by the authority aforesaid, that the penalties which may be imposed under the authority of this Act

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shall be applied to the uses of the said City, and shall be recoverable with costs upon conviction before the Mayor or any one of the Aldermen of the said City, the Defendant being first duly summoned, and the offence proved by oath of a witness or witnesses, or by confession of the party; and in default of goods and chattels upon which to levy the amount under a warrant to be issued upon any such conviction, and also in cases where the offender shall be adjudged to be imprisoned under the authority of this Act, the Mayor or Alderman before whom he shall be convicted, or any other Alderman, in pursuance of the conviction, may issue his warrant for commitment of the party to the Gaol of the Home District, or to any Prison or House of Correction which may belong to the said City, for the period mentioned in such conviction, provided that such imprisonment shall not exceed the period hereinbefore limited by this Act.'

Press 35, line 9.—Expunge 'York' and insert 'Toronto.'

" " " 18.—Expunge 'York' and insert 'Toronto.'

" " " 19.—Expunge 'York' and insert 'Toronto.'

" 36, " 5.—After 'Chamberlain' expunge the remainder of the clause.

" " Expunge the eighty-first clause, and insert 'And be it further enacted by the authority aforesaid, that the Mayor and Aldermen, acting as Justices of the Peace for the said City, shall discharge the duty heretofore discharged by the Justices of the Peace for the Home District, in regard to the licensing Inn-keepers within the said City and Liberties, and the determining the sum to be paid by each Inn-keeper for his License to the Inspector of Licenses for the Home District, which sum shall be paid and applied, and the License granted, in the same manner as in regard to Inn-keepers residing in any other part of the Home District.'

Press 36, Line 20.—Expunge 'of the said City' and insert 'of the City of Toronto.'

" " " 24.—Expunge 'York' and insert 'Toronto.'

" 37, " 20.—Expunge 'York' and insert 'Toronto.'

" 38.—Expunge the ninety-second clause.

" 39, Line 8.—Expunge 'York' and insert 'Toronto,' in two places.

" " " ".—Expunge 'to be disposed of' and insert 'to be superintended and managed.'

" " " 10.—Expunge 'York' and insert 'Toronto.'

" " " 13.—After 'York' insert, 'and that until the said City shall pay up and fully discharge the principal and interest of the said loan, and of any other loans raised specifically upon the security of the Market Buildings, and the ground rents of the Market-square, the rents now due or hereafter to accrue, either under the leases already made or hereafter to be made, of any part or portion of the said Market-house or Market-place, or Buildings or conveniences connected therewith, or of any part or portion of the Market-square, shall be paid, and shall in any future leases be made payable into the hands of the Treasurer of the Home District, to be applied in liquidation of the said loans, and of the interest thereon.'

" " " 24.—Expunge 'be sworn or affirmed into,' and insert 'take the oath or affirmation of.'

" 40, " 2.—Expunge 'York' and insert 'Toronto.'

" " " 3.—Expunge 'Mayor of the said City,' and insert Aldermen and Common Councilmen.'

" " " 9.—Expunge 'before the High Sheriff for the Home District for the time being.'

" " " 10.—Expunge 'the said City,' and insert 'each of the said Wards, respectively.'

" " " 12.—From 'thereof' expunge to 'provided,' and insert, 'and shall be holden by such persons as the Sheriff of the Home District for the time being shall appoint.'

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Press 40, line 14.—Expunge 'Deputies or.'

" " " 15.—After 'Councilmen' insert 'first.'

" " " "—Expunge 'Section' and insert 'Act.'

" " " 19.—After 'City' expunge the remainder of the clause, and insert 'but that it shall be lawful at any other time, within one calendar month, to hold an Election of such Mayor or other Officer agreeably to this Act, and to the laws and regulations of the said City.'

" 41, " 4.—After 'York' insert 'Provided always, that no person shall have a right to vote for a Member to represent the County of York, or any Riding thereof, in respect to any property situate within the limits of the City of Toronto, or the liberties thereof.'

'And be it further enacted by the authority aforesaid, that whenever in any Act of Parliament, Proclamation, Letters Patent, Record, Writ, or other legal proceeding, Deed, Will, Instrument, or writing of any kind or description, the name of "York" is or shall be used with intention to apply it to the place commonly called the Town of York in this Province, or to any part of the Township of York included by this Act within the said City or the liberties thereof, the City of Toronto or the liberties thereof, shall, according to the locality, be taken to have been meant and intended; and the name "Toronto" shall to all intents and for all purposes stand in the contemplation of law in the stead and place of "York" whenever the name of "York" is applied to any place within the said City of Toronto or the liberties thereof, and shall be so understood and applied by all Courts, Judges and Justices, and by all persons concerned in any public act or duty, and that it shall be lawful for the Governor, Lieutenant Governor or Person administering the Government of this Province, to give to any Village, Town, Township or place in this Province now bearing the name of Toronto, such other name or names as to him may seem fit, and from the time of such name or names being changed, by official notification in the Upper Canada Gazette, all and every the provisions in this clause contained for carrying the change of name into effect, with respect to the City and liberties of Toronto, shall in like manner apply to and be in force in respect to such other place or places of which the name may be changed, according to the nature of the case.'

The said amendments being read a second time, and the question of concurrence put on each, they were severally agreed to by the House; and it was, Amendments read 2nd time and adopted.

Ordered, that the forty-fourth rule of the House be dispensed with, as it respects this Bill; and 44th rule dispensed with.

Ordered, that the said amendments be engrossed, and the Bill as amended, read a third time presently.

The Bill as amended was then read a third time accordingly; and,

Bill as amended read 3rd time and passed.

The question being put whether this Bill as amended should pass, it was carried in the affirmative:

Whereupon the Speaker signed the amendments; and it was,

Amendments signed.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House that the Legislative Council have passed this Bill, with amendments, to which they desire the concurrence of the Commons House of Assembly.

And sent to Assembly for concurrence.

Pursuant to the order of the day, the House was put into a Committee of the whole, upon the Bill entitled, "An Act to declare what fees shall be received by Justices of the Peace, for the duties therein mentioned."

Justices fees bill committed.

The Honorable Mr. Burnham took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and recommended the same, without amendment, to the adoption of the House. Reported.

Ordered, that the report be received; and,

Adopted.

Tuesday, 25th February, 1834.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

A Deputation from the Commons House of Assembly brought up a Bill, to which they requested the concurrence of this House.—The same deputation brought up and delivered at the Bar of this House, a Message in the following words, and then withdrew:

Bill brought up.
Message from the Assembly.

MR. SPEAKER,

The Commons House of Assembly request that the Honorable the Legislative Council will permit the Honorable John Henry Dunn to attend and give evidence before a Select Committee of this House, to which is referred the subject of the Casual and Territorial Revenue.

Requesting that the Hon. J. H. Dunn may have leave to attend a Select Committee of that House.

(Signed)

ARCHIBALD McLEAN,

*Commons House of Assembly,
22nd February, 1834.*

SPEAKER.

The House was then again put into a Committee of the whole upon the Address to His Excellency the Lieutenant Governor, on the subject of the Salary of the Honorable the Speaker of this House.

Address to His Excellency on the subject of the Speaker's salary recommitted.

The Honorable Mr. Jones took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Address, and recommended the same to the adoption of the House.

Reported.

Ordered, that the Report be received; and,

Adopted.

Ordered, that the said Address be engrossed, and the same read a third time this day.

The amendments made by the Commons House of Assembly in and to the Bill sent down from the Legislative Council, entitled "An Act to amend the law respecting real property, and to render the proceedings for recovering possession thereof, in certain cases, less difficult and expensive," were read by the Clerk as follows:

Amendments of the Assembly to real Estate law amendment bill read 1st time.

Amendments made by the Commons House of Assembly in and to the Bill entitled "An Act to amend the law respecting real property, and to render the proceedings for recovering possession thereof, in certain cases, less difficult and expensive."

The amendments.

Press 14, line 1.—Expunge the words "Darien presentment Juris utrum."

" 23, " 12.—After "adjudged" expunge "invalid before the passing of this Act" and insert "or may in any suit now depending be adjudged invalid."

" 18, " 23.—Expunge the words "now pending or."

Ordered, that the forty-fourth rule of this House be dispensed with as it regards the said amendments; and,

44th rule dispensed with.

Ordered, that they be read a second time this day.

The same were then read a second time accordingly; and it was,

Amendments read 2d time.

Ordered, that the House be put into a Committee of the whole this day, to take the said amendments into consideration.

His Honor the Speaker reported to the House, that a Deputation from the Commons House of Assembly had brought up a Bill, entitled, "An Act to amend and extend the provisions of an Act passed in the fifty-fifth year of the reign of His late Majesty George the Third, entitled, 'An Act to incorporate the Midland District School Society;'" and also, a Bill entitled, "An Act to provide for the sale of the Clergy Reserves in this Province, for the purposes of general Education in the same," to which they requested the concurrence of this House.

Speaker reports the receipt of Midland District School Society's Corporation amendment bill, and Clergy reserves sale bill from the Assembly.

The Bill, entitled, "An Act to amend and extend the provisions of an Act passed in the fifty-fifth year of the reign of His late Majesty George the Third, entitled, 'An Act to incorporate the Midland District School Society,'" was then read, and it was,

Midland District School Society's Corporation amendment bill, read 1st time.

Ordered, that the same be read a second time tomorrow.

Ordered, that the Honorable John Henry Dunn, have leave to attend a Select Committee of the Commons House of Assembly, as desired by that House in their Message of this day, if he thinks fit; and,

Permission given to the Hon. J. H. Dunn to attend a select Committee of the Assembly.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Honorable John Henry Dunn, has leave to attend a Select Committee of the Commons House of Assembly, as desired by that House in their Message of this day, if he thinks fit.

That House acquainted of same.

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Clergy reserves sale bill read 1st time.

The Bill, entitled, "An Act to provide for the sale of the Clergy Reserves in this Province, for the purposes of general Education in the same," was then read.

Justices fees bill read 3rd time and passed.

Pursuant to the order of the day, the Bill entitled, "An Act to declare what fees shall be received by Justices of the Peace, for the duties therein mentioned," was read a third time and passed.

Same signed.

Whereupon the Speaker signed the same ; and it was,

And Assembly acquainted thereof.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed this Bill, without amendment.

Auctioneers license Bill read third time, and passed.

Pursuant to the order of the day, the Bill entitled, "An Act to revive and continue an Act granting to His Majesty a duty on Licenses to Auctioneers, and on goods, wares, and merchandize sold by Auction," was read a third time, and passed.

Same signed,

Whereupon the Speaker signed the same ; and it was,

And Assembly acquainted thereof.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed this Bill, without amendment.

Amendments of the Assembly to Real Estate law amendment Bill committed.

Pursuant to order, the House was put into a Committee of the whole upon the amendments made by the Commons House of Asssembly, in and to the Bill sent down from this House, entitled, "An Act to amend the law respecting Real Property, and to render the proceedings for recovering possession thereof, in certain cases less difficult and expensive."

The Honorable Mr. Crooks took the Chair.

After some time the House resumed.

Reported.

The Chairman reported that the Committee had gone through the amendments, and recommended the same to the adoption of the House.

Adopted.

Ordered, that the report be received ; and,

Ordered, that the said amendments be read a third time tomorrow.

On motion made and seconded, it was,

Amendment of Assembly to Niagara Canal Company's Charter amendment bill, restored to the order of the day.

Ordered, that the House be again put into a Committee of the whole upon the amendment made by the Commons House of Assembly, in and to the Bill sent down from this House, entitled, "An Act to extend the provisions of the Charter granted to the Niagara Canal Company," and that the same do stand upon the order of the day for tomorrow.

A Member enters.

The Honorable and Right Reverend Bishop Macdonell, enters.

Address to His Excellency on the Speaker's salary, read 3rd time and passed.

Pursuant to order, the Address to His Excellency the Lieutenant Governor, on the subject of the salary of the Honorable the Speaker of this House, was read a third time, and passed.

Same signed.

Whereupon the Speaker signed the same ; and it is as follows :

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

MAY IT PLEASE YOUR EXCELLENCY:

The address.

We, His Majesty's dutiful and loyal Subjects the Legislative Council of Upper Canada in Provincial Parliament Assembled, beg leave to approach Your Excellency, with feelings of deep mortification and regret, on finding that no answer has yet been received by Your Excellency to their humble representation respecting the salary of their Speaker, a subject so intimately connected with their dignity and independence.

We respectfully desire again to call Your Excellency's attention to the fact, that the Speaker of the Legislative Council has not since the year 1831 received the salary which had for so long a period been attached to that honorable situation.

In 1816, the Legislature of this Province passed an Act granting the annual sum of £2500 currency, towards the support of the Civil Government, and on this grant was charged amongst other items, the salary of the Speaker of the Legislative Council ; and it was regularly paid every half year until an Act was passed granting an annual appropriation of £6500 for the support of the Civil List, including former grants ;—Since the passing of this Act, the charges which had been formerly paid from the Act granting £2500, were transferred to other funds, with the exception of the salary of the Speaker of the Legislative Council :—Why this was made a solitary exception the Legislative Council have a right to learn ; if there be any further delay in its payment, for certainly, none of the charges so transferred, had a

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SIR JOHN COLBORNE, K. C. B., *Lieutenant Governor.*

greater claim to consideration; nor can the Legislative Council discover, why the authority which transferred the other items was not competent to transfer them all.

The Legislative Council would further represent, that they are deeply mortified and concerned, to find that the salary of their Speaker is still classed among the common items of annual supply, notwithstanding the representation to Your Excellency during last Session, and they feel it their duty to state, that his salary should not be considered an item of annual supply, nor ought it to be accepted in that form, for in such case it becomes an object of perpetual discussion and debate, by which the dignity of the Legislative Council cannot fail to be compromised, and the harmony which so happily exists between the two branches of the Legislature, put every Session into hazard.

The Legislative Council most respectfully represent, that the salary of their Speaker ought to be paid without any further hesitation or delay, from the same fund on which the other items which used to stand with it are now charged, and so to continue till it shall please the Legislature to provide for this charge by some permanent measure that may be deemed more satisfactory, and more adequate to the arduous duties of the station.

Ordered, that a Select Committee be appointed to present His Excellency the Lieutenant Governor with the foregoing Address; and,

Ordered, that the Honorable Messieurs Dickson and Crooks, do compose the same.

On motion made and seconded the House adjourned.

Select Committee appointed to present the address.

Members composing it.

House adjourns.

WEDNESDAY, 26th FEBRUARY, 1834.

The House met pursuant to adjournment.

House meets.

PRESENT:

The Honorable JOHN B. ROBINSON, SPEAKER,

The Honorable Messrs. BURNHAM,

The Honorable Messrs. DICKSON,

" " BALDWIN.

" " POWELL,

" " CROOKS.

" " McDONELL,

The Hon. & Rt. Rev. BISHOP MACDONELL,

Members present.

Prayers were read.

The minutes of yesterday were read.

The Honorable Mr. Dickson, from the Select Committee appointed to present the Address of this House to His Excellency the Lieutenant Governor, reported that they had delivered the same, and that His Excellency had been pleased to make thereto the following reply.

Report of the Select Committee appointed to present an address to His Excellency on the Speakers salary.

GENTLEMEN:

I will forward this Address to His Majesty's Secretary of State for the Colonies, for his favorable consideration.

His Excellency's reply.

Pursuant to the order of the day, the amendments made by the Commons House of Assembly, in and to the Bill sent down from this House, entitled "An Act to amend the law respecting real property, and to render the proceedings for recovering possession thereof, in certain cases, less difficult and expensive," were read a third time, and passed.

Amendments of the Assembly to real Estate law amendment bill, read 3rd time and passed.

Whereupon the Speaker signed the same; and it was,

Same signed.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House that the Legislative Council have concurred in the said amendments.

And Assembly acquainted thereof.

Pursuant to the order of the day, the Bill entitled "An Act to amend and extend the provisions of an Act passed in the fifty-fifth year of the reign of His late Majesty, George the Third, entitled 'An Act to incorporate the Midland District School Society,'" was read a second time; and it was,

Midland District School Society's Corporation amendment bill, read 2nd time.

Ordered, that the House be put into a Committee of the whole tomorrow, to take the same into consideration.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the amendment made by the Commons House of Assembly, in and to the Bill sent down from this House, entitled, "An Act to extend the provisions of the Charter granted to the Niagara Canal Company."

Amendment of the Assembly to Niagara Canal Company's Charter amendment bill, recommitted.

Wednesday, 26th February, 1834.

FOURTH SESSION, 11th PROVINCIAL PARLIAMENT, 4th WILLIAM IV.

The Honorable Mr. McDonell took the Chair.

After some time the House resumed.

Reported and leave
asked to sit again.

The Chairman reported that the Committee had taken the said amendment into consideration, had made some further progress therein, and asked leave to sit again tomorrow.

Leave granted.

Ordered, that the report be received, and leave granted accordingly.

A Member enters.

The Honorable Mr. Crookshank enters.

Address to His Excel-
lency on the Natura-
lization of Foreigners,
moved.

His Honor the Speaker moved an Address to His Excellency the Lieutenant Governor, on the subject of the Naturalization of Foreigners; which being seconded,

Address read 1st time

The draft of an Address was read, and it was,

44th rule dispensed
with.

Ordered, that the forty-fourth rule of the House be dispensed with in the present instance, and,

Ordered, that the said Address be read a second time this day.

Civil list bill, brought
up.

A Deputation from the Commons House of Assembly brought up a Bill, entitled, "An Act granting to His Majesty a sum of money towards defraying the expense of the administration of the Civil Government of this Province," to which they requested the concurrence of this House, and then withdrew.

Read 1st time.

The said Bill was then read; and it was,

44th rule dispensed
with.

Ordered, that the forty-fourth rule be dispensed with as it regards this Bill, and,

Ordered, that it be read a second time this day.

A Member enters.

The Honorable Mr. Adamson enters.

Tay Navigation Com-
pany's loan bill;
Paris bridge grant bill;
Provincial debts can-
celling bill;
and Dunnville Bridge
grant bill, brought up.

A Deputation from the Commons House of Assembly brought up a Bill, entitled "An Act to authorise a Loan to the Tay Navigation Company"; also a Bill entitled "An Act granting a sum of money to defray the expense of erecting a Bridge over the Grand River, at Paris, and for other purposes therein mentioned"; also a Bill entitled "An Act to borrow a sum of money in Great Britain, at a reduced rate of Interest, to cancel a part of the public debt of this Province, and for other purposes"; and also a Bill entitled "An Act to grant a sum of money to defray the expense of erecting a Bridge over the Grand River, at Dunnville, and for other purposes therein contained," to which they requested the concurrence of this House, and then withdrew.

Read 1st time.

The said Bills were then severally read; and it was,

Ordered that they be read a second time tomorrow.

Provincial Arbitrators
remuneration bill,
brought up.

A Deputation from the Commons House of Assembly brought up a Bill, entitled "An Act granting to His Majesty a sum of money to enable His Majesty to compensate the services of the Arbitrator appointed under the Act of the Imperial Parliament passed in the third year of His late Majesty's reign, entitled "An Act to regulate the Trade of the Provinces of Lower and Upper Canada, and for other purposes relating to the said Provinces," to which they requested the concurrence of this House.—The same Deputation returned the Bill entitled "An Act to render the Judges of the Court of King's Bench in this Province independent of the Crown," and acquainted this House that the Commons House of Assembly had concurred in the amendments made thereto by the Legislative Council.—The same Deputation returned the Bill entitled "An Act to amend an Act passed in the second year of the reign of His late Majesty King George the Fourth, entitled 'An Act to repeal part of and amend an Act passed in the thirty-seventh year of His late Majesty's reign, entitled 'An Act for the better regulating the practice of the law, and to extend the provisions of the same,'" and acquainted this House that the Commons House of Assembly had passed the same without amendment;—the Deputation then withdrew.

Amendments to K. B.
Judges independency
bill, concurred in by
the Assembly.

Provincial Attorney
and Solicitor Generals
relief bill passed by the
Assembly.

Provincial Arbitra-
tor's remuneration bill
read 1st time.

The Bill entitled "An Act granting to His Majesty a sum of money to enable His Majesty to compensate the services of the Arbitrator appointed under the Act of the Imperial Parliament passed in the third year of His late Majesty's reign, entitled 'An Act to regulate the Trade of the Provinces of Lower and Upper Canada, and for other purposes relating to the said Provinces,'" was read; and it was,

Ordered, that the same be read a second time tomorrow.

Message from the
Assembly.

A Deputation from the Commons House of Assembly brought up and delivered at the Bar of this House a Message in the following words, and then withdrew:

Thursday, 27th February, 1834.

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Midland District
School Society's Cor-
poration amendment
bill, committed.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill, entitled, "An Act to amend and extend the provisions of an Act passed in the fifty-fifth year of the reign of His late Majesty George the Third, entitled, 'An Act to incorporate the Midland District School Society.'"

The Honorable Mr. Adamson took the Chair.

After some time the House resumed.

Amendment reported.

The Chairman reported that the Committee had gone through the said Bill, and had made an amendment thereto, which they recommended to the adoption of the House.

Ordered, that the Report be received; and

Read first time.

The said amendment was then read by the Clerk as follows:—

The amendment.

Press 1, line 11.—After "that" expunge the remainder of the clause, and insert "in case of the death of any such Shareholder, his or her share or shares, not devised, shall descend or be disposed of in the same manner as the shares in other Joint Stock Companies according to the law of this Province."

Read second time
and adopted.

The said amendment being read a second time, and the question of concurrence put thereon, it was agreed to by the House; and it was,

Ordered, that it be engrossed, and the said Bill, as amended, read a third time tomorrow.

Amendment of the
Assembly to Niagara
Canal Company's
Charter amendment
bill, discharged from
the order of the day.

The order of the day being read for the House to be again put into a Committee of the whole upon the amendment made by the Commons House of Assembly, in and to the Bill sent down from this House, entitled, "An Act to extend the provisions of the Charter granted to the Niagara Canal Company," it was,

Ordered to be discharged, and that the same do stand upon the order of the day for tomorrow.

Tay Navigation
Company's loan bill,
read second time.

Pursuant to the order of the day, the Bill entitled "An Act to authorise a Loan to the Tay Navigation Company," was read a second time; and it was,

Ordered, that the House be put into a Committee of the whole tomorrow, to take the same into consideration.

Paris Bridge grant
bill, read second time.

Pursuant to the order of the day, the Bill entitled "An Act granting a sum of money to defray the expense of erecting a Bridge over the Grand River, at Paris, and for other purposes therein mentioned," was read a second time; and it was,

44th rule dispensed
with.

Ordered, that the forty-fourth rule be dispensed with, as it regards this Bill, and that the House be put into a Committee of the whole this day, to take the same into consideration.

Bill committed.

The House was then put into a Committee of the whole accordingly.

The Honorable Mr. Crooks took the Chair.

After some time the House resumed.

Reported.

The Chairman reported that the Committee had gone through the said Bill, and recommended the same, without amendment, to the adoption of the House.

Adopted.

Ordered, that the report be received; and,

Ordered, that the said Bill be read a third time tomorrow.

Provincial debts'
cancelling bill, read
second time.

Pursuant to the order of the day, the Bill entitled "An Act to borrow a sum of money in Great Britain, at a reduced rate of Interest, to cancel a part of the Public Debt of this Province, and for other purposes." was read a second time; and it was,

44th rule dispensed
with.

Ordered, that the forty-fourth rule of the House be dispensed with as it respects this Bill, and that the House be put into a Committee of the whole this day to take the same into consideration.

Dunnville Bridge
grant bill, read second
time.

Pursuant to the order of the day, the Bill entitled "An Act to grant a sum of money to defray the expense of erecting a Bridge over the Grand River, at Dunnville, and for other purposes therein contained," was read a second time; and it was,

Ordered, that the House be put into a Committee of the whole tomorrow, to take the same into consideration.

Provincial Arbitrator's
remuneration bill,
read second time.

Pursuant to the order of the day, the Bill entitled, "An Act granting to His Majesty a sum of money, to enable His Majesty to compensate the services of the Arbitrator appointed under the Act of the Imperial Parliament, passed in the third year of His late Majesty's reign, entitled, 'An Act to regulate the Trade of the Provinces of Lower and Upper Canada, and for other purposes relating to the said Provinces,'" was read a second time, and it was,

Thursday, 27th February, 1834.

SIR JOHN COLBORNE, K. C. B., *Lieutenant Governor.*

Ordered, that the House be put into a Committee of the whole tomorrow, to take the same into consideration.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Address to His Excellency the Lieutenant Governor, on the subject of the Naturalization of Foreigners.

Address to His Excellency upon the Naturalization of Foreigners, committed.

The Honorable Mr. Crookshank took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Address, and recommended the same to the adoption of the House.

Reported.

Ordered, that the Report be received; and,

Adopted.

Ordered, that the said Address be engrossed, and the same read a third time tomorrow.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Address to His Excellency the Lieutenant Governor, on the subject of Loans.

Address to His Excellency upon Loans, committed.

The Honorable Mr. Burnham took the Chair.

A Message being announced the Chairman left the Chair, and the House formed.

A Deputation from the Commons House of Assembly brought up several Bills, to which they requested the concurrence of this House.—The same deputation returned the Bill entitled, "An Act to incorporate certain persons under the style and title of the London and Gore Rail Road Company," and acquainted this House, that the Commons House of Assembly had acceded to the amendments made by the Legislative Council, in and to the same; the Deputation then withdrew.

Bills brought up.

Amendments to London and Gore Rail Road Company's Corporation bill, concurred in by the Assembly.

A Deputation from the Commons House of Assembly brought up and delivered at the Bar of this House, a Message in the following words, and then withdrew:

Message from the Assembly,

MR. SPEAKER,

The Commons House of Assembly request that the Honorable the Legislative Council will permit the Honorable John H. Dunn, and the Honorable George H. Markland, to attend and give evidence, before a Select Committee appointed by this House to report upon the Petitions of James Racey, and others, and J. Jackson, and others, on the subject of the Indian lands.

Requesting that the Hon. Messrs. Dunn and Markland, may be permitted to attend a Select Committee of that House.

(Signed)

ARCHIBALD McLEAN,

SPEAKER.

*Commons House of Assembly,
26th day of February, 1834.*

The House was then again put into a Committee of the whole, upon the Address to His Excellency the Lieutenant Governor, on the subject of Loans.

Address to His Excellency upon Loans, recommitted.

The Honorable Mr. Burnham took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Address, and recommended the same to the adoption of the House.

Reported.

Ordered, that the Report be received; and,

Adopted.

Ordered, that the said Address be engrossed, and the same read a third time tomorrow.

The Honorable and Venerable the Archdeacon of York enters.

A Member enters.

His Honor the Speaker reported to the House, that a Deputation from the Commons House of Assembly had brought up a Bill, entitled, "An Act to repeal part of, and to extend the provisions of an Act passed in the third year of His Majesty's reign, entitled, 'An Act granting a sum of money for the improvement of Roads and Bridges in the several Districts of this Province, and for other purposes therein mentioned;'" and also, a Bill entitled, "An Act concerning the release of Mortgages," to which they requested the concurrence of this House.

Speaker reports the receipt of Road and Bridge partial repeal bill, and Mortgages release bill from the Assembly.

The Bill, entitled, "An Act to repeal part of, and to extend the provisions of an Act passed in the third year of His Majesty's reign, entitled, 'An Act granting a sum of money for the improvement of Roads and Bridges in the several Districts of this Province, and for other purposes therein mentioned,'" was read, and it was,

Road and Bridge partial repeal bill, read 1st time.

Ordered, that the same be read a second time tomorrow.

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Mortgages release bill, read 1st time. 44th rule dispensed with.

The Bill, entitled, "An Act concerning the release of Mortgages," was read, and it was, Ordered, that the forty-fourth rule be dispensed with, as it regards this Bill, and that the same be read a second time this day.

Bill, read 2nd time.

The Bill was then read a second time accordingly ; and it was, Ordered, that the House be put into a Committee of the whole tomorrow, to take the same into consideration.

Kingston Female benevolent society's grant bill, read second time.

Pursuant to the order of the day, the Bill entitled, "An Act granting a sum of money in aid of the Funds of the Female Benevolent Society of Kingston," was read a second time ; and it was,

Ordered, that the House be put into a Committee of the whole tomorrow, to take the same into consideration.

A Member enters.

The Honorable Mr. Markland, enters.

Civil list bill, committed.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill, entitled, "An Act granting to His Majesty a sum of money towards defraying the expense of the administration of the Civil Government of this Province."

The Honorable Mr. Allan took the Chair.

After some time the House resumed.

Reported and referred to a select Committee.

The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and recommended that it be referred to a Select Committee to report thereon.

Ordered, that the Report be received ; and,

Ordered, that the said Bill be referred to a Select Committee to report thereon ; and,

Members composing the same.

Ordered, that the Honorable Messieurs Markland, Allan, and Crooks, do compose the same.

A Member enters.

The Honorable Mr. Wells enters.

Cobourg Police bill, brought up.

A Deputation from the Commons House of Assembly brought up a Bill, entitled, "An Act to establish a Police in the Town of Cobourg," to which they requested the concurrence of this House, and then withdrew.

Read 1st time.

The said Bill was then read ; and it was,

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

Leave given to the Hon. Messrs. Dunn, and Markland to attend a select Committee of the Assembly

Ordered, that the Honorable John H. Dunn, and the Honorable George H. Markland, have leave to attend a Select Committee of the Commons House of Assembly, as desired by that House, in their Message of this day, if they think fit ; and

That House acquainted of same.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Honorable John H. Dunn, and the Honorable George H. Markland, have leave to attend a Select Committee of the Commons House of Assembly, as desired by that House, in their Message of this day, if they think fit.

Provincial debts' cancelling bill, committed.

Pursuant to order the House was put into a Committee of the whole upon the Bill, entitled "An Act to borrow a sum of money in Great Britain, at a reduced rate of Interest, to cancel a part of the public debt of this Province, and for other purposes."

The Honorable Mr. Markland took the Chair.

A Message being announced the Chairman left the Chair, and the House formed.

Amendments to Credit Harbour Company's Corporation bill, concurred in by the Assembly.

A Deputation from the Commons House of Assembly returned the Bill entitled, "An Act to incorporate certain persons therein mentioned, under the style and title of the President, Directors, and Company of the Credit Harbour," and acquainted this House that the Commons House of Assembly had acceded to the amendments made by the Legislative Council, in and to the same ; the Deputation then withdrew.

A Member enters.

The Honorable Mr. Dunn enters.

Provincial debts' cancelling bill, recommitted.

The House was then again put into a Committee of the whole upon the Bill, entitled, "An Act to borrow a sum of money in Great Britain, at a reduced rate of Interest, to cancel a part of the Public Debt of this Province, and for other purposes."

The Honorable Mr. Markland took the Chair.

After some time the House resumed.

Reported.

The Chairman reported that the Committee had gone through the said Bill, and recommended the same, without amendment, to the adoption of the House.

Adopted.

Ordered, that the Report be received ; and,

Friday, 28th February, 1834.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Ordered, that the said Bill be read a third time tomorrow.

It was moved and seconded, that it be,

Resolved,—That a Select Committee be appointed to consider and report to this House, what measure can be taken to prevent the recurrence of the confusion produced by the pressure of the crowd, assembled on the recent occasions of the openings and prorogations of the Legislature.

A select Committee appointed to devise means of preventing the Council Chamber being crowded to excess during the openings and prorogations of the Sessions of the Legislature.

The said Resolution being read a second time, and the question of concurrence put thereon, it was agreed to by the House, and it was carried in the affirmative; and,

Ordered, that the Honorable Messieurs Crookshank and Baldwin, do compose such Committee.

Members composing the same.

On motion made and seconded, the House adjourned until eleven of the clock A. M. to-morrow.

House adjourns.

FRIDAY, 28th FEBRUARY, 1834.

The House met pursuant to adjournment.

House meets.

PRESENT :

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> ALLAN,
<i>The Honorable Messrs.</i> DICKSON,	“ “ McDONELL,
“ “ CROOKSHANK,	“ “ ADAMSON,
“ “ MARKLAND,	“ “ CROOKS.

Members present.

Prayers were read.

The minutes of yesterday were read.

Pursuant to the order of the day, the Bill, entitled, “An Act to amend and extend the provisions of an Act passed in the fifty-fifth year of the reign of His late Majesty George the Third, entitled, ‘An Act to incorporate the Midland District School Society,’ was, as amended, read a third time; and,

Midland District School Society's Corporation bill, as amended, read 3rd time and passed.

The question being put whether this Bill as amended should pass, it was carried in the affirmative :

Whereupon the Speaker signed the amendments; and it was,

Amendments signed.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House that the Legislative Council have passed this Bill, with amendments, to which they desire the concurrence of the Commons House of Assembly.

And sent to the Assembly for concurrence.

Pursuant to the order of the day, the Bill entitled “An Act granting a sum of money to defray the expense of erecting a Bridge over the Grand River, at Paris, and for other purposes therein mentioned,” was read a third time and passed.

Paris Bridge grant bill read third time and passed.

Whereupon the Speaker signed the same; and it was,

Same signed,

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed this Bill, without amendment.

And the Assembly acquainted thereof.

Pursuant to the order of the day, the Address to His Excellency the Lieutenant Governor respecting the Naturalization of Foreigners, was read a third time and passed.

Address to His Excellency on the Naturalization of Foreigners, read 3rd time, passed and signed.

Whereupon the Speaker signed the same; and it is as follows :

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

MAY IT PLEASE YOUR EXCELLENCY :

We, His Majesty's dutiful and loyal Subjects, the Legislative Council of Upper Canada, in Provincial Parliament assembled, beg leave respectfully to represent to Your Excellency, that in the opinion of the Legislative Council it is important that the sentiments of His Majesty in respect to the terms upon which Foreigners who may hereafter resort to this Province, or who have recently settled in it, are to be admitted to the rights of natural-born Subjects, should be communicated to the Legislature as early as may be convenient.

The address.

In the last Session of the Provincial Parliament, a Bill was sent up from the Assembly for naturalizing several individuals specifically named; and in the persuasion that Your Excel-

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lency, in conformity to the Royal Instructions respecting the passing of Bills, which have been laid before both Houses for their guidance, would find it proper to reserve this Bill for the consideration of His Majesty, the Legislative Council concurred in it, rather in the expectation that it would necessarily lead to a declaration of the sentiments of His Majesty in regard to the naturalization of Foreigners, than because the details of the Bill were in all respects such as seemed best adapted to the object.

The Council are not aware that His Majesty's pleasure, in respect to this Bill, which Your Excellency was pleased to reserve for His Majesty's consideration, has been communicated to Your Excellency. In the mean time, during the present Session, another Bill has been sent by the Assembly to the Legislative Council, for the naturalization of certain persons, few in number, who, so far as the Council are informed, are of respectable character; and as this Bill corresponded closely with the former in its details, the Council have concurred in it also, under the impression that it will receive the particular consideration of His Majesty.

As the conditions upon which Foreigners shall be naturalized, and the extent to which they shall be admitted to exercise the rights of Subjects, appear to have been regarded as questions which more especially call for the decision of His Majesty, the Legislative Council have forborne to interpose an expression of their opinion upon the subject, by making any material alteration in the Bills passed by the Assembly, nor do they now desire to do more than respectfully to suggest, that the British Statute 13 Geo. 2, Chap. 7, may be taken into consideration by His Majesty's Government, in connection with the British Statute 30 Geo. 3, Chap. 30, in order that it may be determined whether they shall be left as general Legislative provisions, to be observed by those Foreigners resorting to this Province, to whom their details can be applied, or be superseded by any new Statute to be passed by the Imperial Parliament, which may appear better suited to the actual circumstances of this Colony, and of the present time; and whether so long as any general provisions exist on the subject, it is deemed consistent and proper that private Bills should be passed for naturalizing, from time to time, such individuals as choose to apply, without regard to the general Statute Law; and if such a course meets with the approbation of His Majesty, it is further desirable to know in what form His Majesty deems it expedient that Provincial Statutes for that purpose should be passed.

The Legislative Council beg respectfully to state, that it would tend to the ease and convenience of the individuals desiring to obtain the benefits of Naturalization, and be at the same time satisfactory, upon public grounds, that the opinions of His Majesty's Government should be declared on these points, and they therefore humbly pray, that Your Excellency will take an early opportunity of communicating with His Majesty's Secretary of State for the Colonies, on this subject.

Members enter.

The Honorable and Venerable the Archdeacon of York, and the Honorable Mr. Burnham, enter.

Address to His Excellency upon Loans, read third time, passed and signed.

Pursuant to the order of the day, the Address to His Excellency the Lieutenant Governor, on the subject of Loans, was read a third time, and passed.

Whereupon the Speaker signed the same; and it is as follows:

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

MAY IT PLEASE YOUR EXCELLENCY:

The Address.

We, His Majesty's dutiful and loyal Subjects the Legislative Council of Upper Canada in Provincial Parliament Assembled, beg leave respectfully to represent to Your Excellency, that in concurring with the Assembly in passing several Bills for raising loans of money, to be applied in advancing public improvements, the Legislative Council have not been unmindful of the absolute necessity of guarding against the possibility of failure in paying punctually the interest which will accrue to the holders of Debentures issued on account of these loans.

We deem this caution of such vital importance to the honor and interests of the Government, and of the Province, that although we entertain the most perfect confidence in the last and greatest of these improvements recently sanctioned by the Legislature, we should never-

Friday, 28th February, 1834.

SIR JOHN COLBORNE, K. C. B., *Lieutenant Governor.*

theless not have felt ourselves justified in authorising so very large an augmentation of the public debt of this Province, without any specific addition being made to its resources, if the Bill had not in terms subjected the raising of the loan to Your Excellency's discretion, both as to time and amount, and thereby placed it in Your Excellency's power so to controul the measure in its execution, as to prevent a greater burthen being imposed upon the Provincial Revenue, for the liquidation of interest upon loans contracted, than it will be certainly able to bear.

We are fully of opinion, that monies expended upon valuable public works are wisely expended, and that both the Province and the public Creditors are abundantly safe in regard to the loans contracted for the advancement of those objects; and we are convinced that no doubt will be felt on this subject, and that no embarrassment need be apprehended, so long as the interest upon such loans continues to be punctually paid: but a failure in this respect should on no consideration be hazarded; and we feel that we cannot too earnestly press upon Your Excellency, the indispensable necessity of taking care, that no desire to advance works of any kind, however interesting or important, should induce the Government to sanction the proceeding with them so rapidly as to incur the risque of being without funds to pay the interest, which will of course be demanded by the public Creditors as it falls due, and before the profits of the work can be made available to meet it.

Hitherto the additions to the public debt having been made gradually, and in smaller sums, we have not felt occasion for solicitude on this point, and the rapid increase of the Revenue has justified the confidence with which the Legislature have proceeded; and now while cheerfully uniting with the other branches of the Legislature in promoting these objects, we are anxious only, that a great and invaluable improvement which will, unquestionably, when completed, be a source of wealth to the Country, may not be so conducted as to produce the risque of difficulties and embarrassments to the Government. Any embarrassment arising from a want of this caution could only be temporary, but it would be extremely perplexing, and the consequences would long be felt, and would be of a nature infinitely prejudicial to the best interests of the Province.

Ordered, that a Select Committee be appointed to wait upon His Excellency the Lieutenant Governor, with the foregoing Addresses; and,

Ordered, that the Honorable Messieurs Dickson and Adamson, do compose the same.

Pursuant to the order of the day, the Bill entitled, "An Act to borrow a sum of money in Great Britain, at a reduced rate of Interest, to cancel a part of the Public Debt of this Province, and for other purposes," was read a third time, and passed.

Whereupon the Speaker signed the same; and it was,

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed this Bill, without amendment.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill, entitled, "An Act to authorise a loan to the Tay Navigation Company."

The Honorable Mr. Adamson took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and recommended the same, without amendment, to the adoption of the House.

Ordered, that the Report be received; and,

Ordered, that the said Bill be read a third time tomorrow.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill entitled "An Act to grant a sum of money to defray the expense of erecting a Bridge over the Grand River, at Dunnville, and for other purposes therein contained."

The Honorable Mr. Crookshank took the Chair.

A Message being announced the Chairman left the Chair, and the House formed.

A Deputation from the Commons House of Assembly brought up and delivered at the Bar of this House a Message in the following words:

MR. SPEAKER,

The Commons House of Assembly acquaint the Honorable the Legislative Council, that they cannot recede from the amendments made by that House, in and to the Bill sent down

A Committee appointed to present the above addresses.

Members composing it.

Provincial debts' cancelling bill, read third time and passed.

Same signed,

And Assembly acquainted thereof.

Tay Navigation Company's loan bill, committed.

Reported.

Adopted.

Dunnville Bridge grant bill, committed.

Message from the Assembly,

Acquainting this House that the Assembly cannot recede from their amendments made to Niagara Canal Company's Charter amendment bill.

Friday, 28th February, 1834.

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from the Honorable the Legislative Council, entitled, "An Act to extend the provisions of the Charter granted to the Niagara Canal Company."

(Signed)

ARCHIBALD McLEAN,
SPEAKER.

*Commons House of Assembly,
27th day of February, 1834.*

Bills brought up.

The same Deputation brought up several Bills, to which they requested the concurrence of this House, and then withdrew.

Dunnville Bridge grant bill, re-committed.

The House was then again put into a Committee of the whole upon the Bill, entitled, "An Act to grant a sum of money to defray the expense of erecting a Bridge over the Grand River, at Dunnville, and for other purposes therein contained."

The Honorable Mr. Crookshank took the Chair.

A Message being announced the Chairman left the Chair, and the House formed.

Bills brought up.

A Deputation from the Commons House of Assembly brought up some Bills, to which they requested the concurrence of this House, and then withdrew.

Dunnville bridge grant bill, re-committed.

The House was then again put into a Committee of the whole upon the Bill, entitled, "An Act to grant a sum of money to defray the expense of erecting a Bridge over the Grand River, at Dunnville, and for other purposes therein contained."

The Honorable Mr. Crookshank took the Chair.

After some time the House resumed.

Reported.

The Chairman reported that the Committee had gone through the said Bill, and recommended the same without amendment to the adoption of the House

Adopted.

Ordered, that the Report be received; and,

Ordered, that the said Bill be read a third time tomorrow.

A Member enters.

The Honorable Mr. Dunn enters.

Speaker reports the receipt of Wooden Stills measurement bill; Louth's concession line establishment bill; Spirituous liquor consumption bill; and Tunks Mill-dam bill from the Assembly.

His Honor the Speaker reported to the House, that a Deputation from the Commons House of Assembly had brought up a Bill, entitled, "An Act to revive and continue an Act passed in the fourth year of the reign of King George the Fourth, entitled, "An Act prescribing the mode of measuring the contents of Wooden Stills; also, for fixing the rate of duty to be paid on all Stills used for the distillation of Spirituous Liquors, within this Province;" also, a Bill entitled, "An Act to provide for establishing the concession lines in the Township of Louth, in the District of Niagara;" also, a Bill entitled, "An Act to prevent the consumption of Spirituous Liquors in Shops;" also, a Bill entitled, "An Act to authorise Richard Tunks to erect a Mill-dam upon the River Thames, in the London District," to which they requested the concurrence of this House.

Wooden Stills measurement bill, read 1st time.

The Bill, entitled, "An Act to revive and continue an Act passed in the fourth year of the reign of King George the Fourth, entitled, "An Act prescribing the mode of measuring the contents of Wooden Stills; also for fixing the rate of duty to be paid on all Stills used for the distillation of Spirituous Liquors within this Province;" also, the Bill entitled, "An Act to prevent the consumption of Spirituous Liquors in Shops;" and also, the Bill, entitled, "An Act to authorise Richard Tunks to erect a Mill-dam upon the River Thames, in the London District," were then severally read; and it was,

Spirituous Liquor consumption bill, read 1st time.

Tunks Mill-dam bill read first time.

Ordered, that the forty-fourth rule be dispensed with as it regards the same, and that they be read a second time this day.

44th rule dispensed with.

The bills read 2nd time.

The said Bills were then severally read a second time accordingly; and it was, Ordered, that the House be put into a Committee of the whole tomorrow, to take the same into consideration.

Louth's Concession line establishment bill read 1st time.

The Bill, entitled, "An Act to provide for establishing the Concession lines in the Township of Louth, in the District of Niagara," was read; and it was,

Ordered, that the same be read a second time tomorrow.

Provincial Arbitrators remuneration bill, committed.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill entitled, "An Act granting to His Majesty a sum of money, to enable His Majesty to compensate the services of the Arbitrator appointed under the Act of the Imperial Parliament, passed in the third year of His late Majesty's reign, entitled; 'An Act to regulate the Trade of the Provinces of Lower and Upper Canada, and for other purposes relating to the said Provinces.'"

Friday, 28th February, 1834.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

The Honorable Mr. Dickson took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and recommended the same, without amendment, to the adoption of the House. Reported.

Ordered, that the Report be received; and, Adopted.

Ordered, that the said Bill be read a third time tomorrow.

Pursuant to the order of the day, the Bill, entitled, "An Act to repeal part of, and to extend the provisions of an Act passed in the third year of His Majesty's reign, entitled, 'An Act granting a sum of money for the improvement of Roads and Bridges in the several Districts of this Province, and for other purposes therein mentioned,'" was read a second time; and it was, Road and Bridge partial repeal bill, read 2nd time.

Ordered, that the House be put into a Committee of the whole tomorrow, to take the same into consideration.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the amendment made by the Commons House of Assembly, in and to the Bill sent down from this House, entitled, "An Act to extend the provisions of the Charter granted to the Niagara Canal Company." Amendment of the Assembly to Niagara Canal Company's Charter amendment bill, recommitted.

The Honorable Mr. McDonell took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the amendment made by the Assembly, and had made an amendment to the same, which they recommended to the adoption of the House. Amendment to the amendment reported.

Ordered, that the Report be received; and,

The amendment to the amendment was then read by the Clerk, as follows:—

Add to the amendment, and insert, "And be it further enacted by the authority aforesaid, that the Legislature of this Province may at any time hereafter, by an Act to be passed for that purpose, provide for the assumption, by and on behalf of the Government of this Province, of the property of the said Niagara Canal, and all works and interests connected therewith, upon such terms as to the Legislature shall seem just, in the event of the Welland Canal becoming hereafter the property of the Government of this Province." Read 1st time.
The amendment.

The said amendment being read a second time, and the question of concurrence put thereon, it was agreed to by the House; and it was, Read second time and adopted.

Ordered, that the same be engrossed, and the amendment as amended, read a third time tomorrow.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill, entitled, "An Act concerning the release of Mortgages." Mortgages release bill, committed.

The Honorable Mr. Burnham took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and had made an amendment thereto, which they recommended to the adoption of the House. Amendment reported.

Ordered, that the Report be received; and

The said amendment was then read by the Clerk as follows:—

Add to the Bill,—“Provided that such Certificate, if given after the expiration of the period within which the Mortgagor had a right in equity to redeem, shall not have the effect of defeating any title, other than a title remaining vested in the Mortgagee, or his Heirs, Executors, or Administrators.” Read 1st time.
The amendment.

The said amendment being read a second time, and the question of concurrence put thereon, it was agreed to by the House; and it was, Read 2nd time and adopted.

Ordered, that it be engrossed, and the Bill as amended read a third time tomorrow.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill entitled, "An Act granting a sum of money in aid of the Funds of the Female Benevolent Society of Kingston." Kingston Female benevolent society's grant bill, committed.

The Honorable Mr. Crooks took the Chair.

After some time the House resumed.

Saturday, 1st March, 1834.

FOURTH SESSION 11th PROVINCIAL PARLIAMENT, 4th WILLIAM IV.

- Reported. The Chairman reported that the Committee had gone through the said Bill, and recommended the same without amendment to the adoption of the House.
- Adopted. Ordered, that the Report be received; and
Ordered, that the said Bill be read a third time tomorrow.
- Cobourg Police bill, read second time. Pursuant to the order of the day, the Bill entitled, "An Act to establish a Police in the Town of Cobourg," was read a second time; and it was,
Ordered, that the House be put into a Committee of the whole tomorrow, to take the same into consideration.
- Petition of George Monro and others brought up. The Honorable Mr. Crooks brought up the Petition of George Monro, and others, Stockholders in the Commercial Bank of the Midland District; which was laid on the table.
- The Hon. Mr. McDonell added to the Select Committee appointed to devise means of preventing the Council Chamber being crowded to excess during the openings and prorogations of the Legislature. On motion made and seconded, it was,
Ordered, that the Honorable Mr. McDonell, be added to the Select Committee appointed yesterday, to consider and report to this House what measure can be taken to prevent the recurrence of the confusion produced by the pressure of the crowd assembled on the recent occasions of the openings and prorogations of the Legislature.
- House adjourns. On motion made and seconded, the House adjourned until to-morrow, at the hour of eleven of the clock A. M.

SATURDAY, 1st MARCH, 1834.

House meets. The House met pursuant to adjournment.

PRESENT:

Members present. *The Honorable* JOHN B. ROBINSON, SPEAKER, *The Honorable Messrs.* McDONELL,
The Honorable Messrs. DICKSON, " " ADAMSON,
" " CROOKSHANK, " " CROOKS,
" " MARKLAND,

Prayers were read.

The minutes of yesterday were read.

Tay Navigation Company's loan bill; Pursuant to the order of the day, the Bill entitled "An Act to authorise a Loan to the Tay Navigation Company"—also, the Bill entitled "An Act to grant a sum of money to defray the expense of erecting a Bridge over the Grand River, at Dunnville, and for other purposes therein contained;" also, the Bill entitled, "An Act granting to His Majesty a sum of money, to enable His Majesty to compensate the services of the Arbitrator appointed under the Act of the Imperial Parliament, passed in the third year of His late Majesty's reign, entitled, 'An Act to regulate the Trade of the Provinces of Lower and Upper Canada, and for other purposes relating to the said Provinces;" and also, the Bill entitled, "An Act granting a sum of money in aid of the Funds of the Female Benevolent Society of Kingston," were severally read a third time, and passed.

Dunnville Bridge grant bill;

Provincial Arbitrator's remuneration bill;

and Kingston Female Benevolent Society's grant bill, severally read 3d time and passed.

Bills signed. Whereupon the Speaker signed the same; and it was,
Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House that the Legislative Council have passed these Bills, without amendment.

Members enter. The Honorable Messieurs Dunn and Allan, enter.

Amendment of the Assembly to Niagara Canal Company's Charter Amendment bill, as amended by this House, read 3rd time and passed. Pursuant to the order of the day, the amendment of the Commons House of Assembly, in and to the Bill sent down from this House, entitled, "An Act to extend the provisions of the Charter granted to the Niagara Canal Company," as amended, was read a third time; and,
The question being put whether the said amendment, as amended, should pass, it was carried in the affirmative.

Amendment of L. C. signed. Whereupon the Speaker signed the amendment of this House; and it was,
Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House that the Legislative Council have made an amendment to the amendment of the Assembly, in and to this Bill, to which they request the concurrence of that House.

And sent to the Assembly for concurrence. Pursuant to the order of the day, the Bill entitled, "An Act concerning the release of Mortgages," was, as amended, read a third time; and,
The question being put whether this Bill, as amended, should pass, it was carried in the affirmative.

Mortgages release bill, as amended, read third time, and passed.

Saturday, 1st March, 1834.

SIR JOHN COLBORNE, K. C. B., *Lieutenant Governor.*

Whereupon the Speaker signed the amendment ; and it was, Amendment signed.
 Ordered, that the Master in Chancery do go down to the Assembly and acquaint that And sent to the As-
sembly for concur-
rence.
 House, that the Legislative Council have passed this Bill, with an amendment, to which they desire the concurrence of the Commons House of Assembly.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill, entitled, "An Act to revive and continue an Act passed in the fourth year of the reign of King George the Fourth, entitled, "An Act prescribing the mode of measuring the contents of Wooden Stills ; also, for fixing the rate of duty to be paid on all Stills used for the distillation of Spirituous Liquors, within this Province." Wooden Stills mea-
surement bill,
committed.

The Honorable Mr. McDonell took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and recom- Reported.
 mended the same, without amendment, to the adoption of the House.

Ordered, that the Report be received ; and, Adopted.

Ordered, that the said Bill be read a third time on Monday next.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill entitled, "An Act to prevent the consumption of Spirituous Liquors in Shops." Spirituous Liquor
consumption bill,
committed.

The Honorable Mr. Allan took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and re- Reported.
 commended the same, without amendment, to the adoption of the House.

Ordered, that the Report be received ; and, Adopted.

Ordered, that the said Bill be read a third time on Monday next.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill entitled, "An Act to authorise Richard Tunks to erect a Mill-dam upon the River Thames, in the London District." Tunks Mill-dam bill,
committed.

The Honorable Mr. Markland took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and recom- Reported.
 mended the same, without amendment, to the adoption of the House.

Ordered, that the Report be received ; and, Adopted.

Ordered, that the said Bill be read a third time on Monday next.

Pursuant to the order of the day, the Bill entitled, "An Act to provide for establishing the concession lines in the Township of Louth, in the District of Niagara," was read a second time ; and it was, Louth's Concession
line establishment bill
read second time.

Ordered, that the House be put into a Committee of the whole, on Monday next, to take the same into consideration.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill, entitled, "An Act to repeal part of, and to extend the provisions of an Act passed in the third year of His Majesty's reign, entitled, 'An Act granting a sum of money for the improvement of Roads and Bridges in the several Districts of this Province, and for other purposes therein mentioned.'" Road and Bridge
partial repeal bill,
committed.

The Honorable Mr. Burnham took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and had Amendment reported.
 made an amendment thereto, which they recommended to the adoption of the House.

The Honorable Mr. Wells enters. A Member enters.

Ordered, that the above Report be received ; and

The amendment was then read by the Clerk, as follows :— Amendment
read 1st time.
 Press 1, Line 13.—Expunge "the Commons House of Assembly," and insert "both Houses The amendment.
 of the Legislature."

The said amendment being read a second time, and the question of concurrence put Read 2nd time
and adopted.
 thereon, it was agreed to by the House ; and it was,

Ordered, that it be engrossed, and the said Bill, as amended, read a third time on Monday next.

Saturday, 1st March, 1834.

FOURTH SESSION 11th PROVINCIAL PARLIAMENT, 4th WILLIAM IV.

Report of the Select Committee appointed to present the addresses to His Excellency, respecting the Naturalization of Foreigners; and on the subject of Loans.

The Honorable Mr. Dickson, from the Select Committee appointed to wait upon His Excellency the Lieutenant Governor, with the Addresses of this House, respecting the Naturalization of Foreigners; and on the subject of Loans, reported the delivery thereof, and that His Excellency had been pleased to return thereto the following answers.

GENTLEMEN,

His Excellency's reply to the first Address.

I will take an early opportunity of drawing the attention of the Secretary of State to the observations of the Legislative Council contained in this Address, with a view of obtaining the opinion of His Majesty's Government, on a subject of so much importance to the Colony.

GENTLEMEN,

His Excellency's reply to the second Address.

I am fully aware of the embarrassment that may arise from issuing Debentures under the circumstances to which the Legislative Council refer in this Address; and I shall not fail to point out to the Commissioners appointed to carry into effect the proposed improvement of the St. Lawrence, the necessity of acting with circumspection in raising the loans that may be authorised by the Legislature.

Cobourg Police bill, committed.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill, entitled, "An Act to establish a Police in the Town of Cobourg."

The Honorable Mr. Wells took the Chair.

House resumes.

After some time the House resumed.

Report of the Select Committee appointed to devise means of preventing the Council Chamber being crowded to excess during the openings and prorogations of the Sessions of the Legislature, presented.

The Honorable Mr. Crookshank, from the Select Committee appointed to consider and report to this House what measure can be taken to prevent the recurrence of the confusion produced by the pressure of the crowd assembled on the recent occasions of the openings and prorogations of the Legislature, presented their Report.

Ordered, that the Report be received; and,

Read.

The same was then read by the Clerk, as follows:

The Select Committee appointed by Your Honorable House, to consider and report what measure can be taken to prevent the recurrence of the confusion produced by the pressure of the crowd assembled on the recent occasions of the openings and prorogations of the Legislature, beg leave to report:

The Report.

That they have considered the subject referred to them, and have prepared Resolutions which, in their opinion, will effect the object desired by the House, and which they herewith respectfully submit.

Resolved,—That in order to prevent disturbance and interruption of the proceedings on the occasions of the opening and prorogation of the Sessions of the Legislature, the Door-keeper of this House, be ordered on those days, to admit no spectator to a place below the Bar, except on the delivery of a ticket of admission.

Resolved,—That suitable tickets be prepared for the admission of Spectators, (to such a number as the space below the Bar will afford convenient accommodation for) a portion of which, (say)—— to each Member, to be sent to the Members of the Assembly for distribution.

Resolved,—That no Spectator be admitted below the Bar, after —— minutes, next before the time named for the prorogation or opening, nor after such numbers are admitted as can be accommodated without pressure or tumult.

Resolved,—That with a view to prevent noise and preserve order, the servants of this House be directed —— minutes before the time named for the opening or prorogation, to clear the lobbies and passages of all strangers, and if necessary to that end, to lock the doors.

Resolved,—That the Assembly be requested to concur in the foregoing Resolutions, and direct the servants of that House to aid in carrying it into effect.

Resolved,—That these Resolutions be communicated to the Assembly by Message.

All which is respectfully submitted.

(Signed)

GEO. CROOKSHANK,
CHAIRMAN.

Legislative Council Committee Room,
1st March, 1834.

Saturday, 1st March, 1834.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Ordered, that the foregoing Report be Committed to a Committee of the whole House, on Monday next.

The Honorable Mr. Markland from the Select Committee to whom was referred the Bill, entitled, An Act granting to His Majesty a sum of money towards defraying the expense of the Administration of the Civil Government of this Province," presented their report.

Report of the Select Committee upon Civil List bill, presented.

Ordered, that the Report be received ; and,

The same was then read by the Clerk, as follows :

Read.

The Select Committee appointed to take into consideration a Bill, entitled, "An Act granting to His Majesty a sum of money towards defraying the expense of the Administration of the Civil Government of this Province," have gone through the same, and beg to report, that the supply therein granted falls short of the estimate for the Civil expenditure, in the sum of £5,720, owing to the want of an adequate provision for the following services, viz. :

The Report.

Salary to the Speaker of the Legislative Council ; travelling expenses to the Judges of Assize, and Crown Officers ; Salaries of the Sheriffs of the Home and Midland Districts.

For the attendance of the Sheriff of the Home District on the Court of King's Bench, and contingent expenses ; the salaries of the Clerks of Assize ; the salary of the Clerk of the Crown, &c. ; the contingent expenses of the Public Offices, and the salary of the Secretary and Registrar of the Province.

With respect to the latter Officer, it is to be particularly observed, that for the years 1832 and 1833, no Provincial grant was made, even for any of the contingencies of his Office, which, in order to carry on the Public Service, he has been obliged to defray himself. His income during that period, has consisted of a commutation for fees relinquished by him, under an arrangement with the King's Government, and paid out of a Crown fund. With a remarkable inconsistency the Assembly have not only withheld all remuneration from the Secretary and Registrar, but, as if the commutation before mentioned had been granted by the Province, they have chosen to diminish its amount one hundred and seven pounds, currency, although paid by an express agreement from a fund over which the Legislature has no control.

Your Committee further remark, that the amount granted to His Majesty, &c., in the first clause of the Bill, exceeds the different appropriations £1,179 6s. 6d.

Under these circumstances, the Committee beg leave to recommend, that a conference be asked with the Assembly, to make them acquainted with the several omissions before enumerated, and to urge such other matter as Your Honorable House may deem fit.

All which is respectfully submitted.

(Signed)

GEO. H. MARKLAND,

CHAIRMAN.

Ordered, that the said Bill, together with the Report thereon, be referred to a Committee of the whole, this day.

The House was then put into a Committee of the whole on the same accordingly.

Bill and Report committed.

The Honorable Mr. Adamson took the Chair.

A Message being announced, the Chairman left the Chair, and the House formed.

A Deputation from the Commons House of Assembly brought up a Bill, to which they requested the concurrence of this House, and then withdrew.

Bill brought up.

The House was then again put into a Committee of the whole upon the Bill, entitled, "An Act granting to His Majesty a sum of money towards defraying the expense of the Administration of the Civil Government of this Province," and the report of the Select Committee thereon.

Civil List Bill and the Report thereon recommended.

The Honorable Mr. Adamson took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the said Bill, and the Report of the Select Committee thereon, into consideration, and recommended that a Conference be desired with the Commons House of Assembly on the subject matter of the Bill.

Reported, and a conference recommended.

Ordered, that the Report be received ; and,

Ordered, that a Conference be desired with the Commons House of Assembly on the subject matter of the said Bill ; and,

Conference ordered.

Monday, 3rd March, 1834.

FOURTH SESSION, 11th PROVINCIAL PARLIAMENT, 4th WILLIAM IV.

- Conferrees appointed, Ordered that the Honorable Messieurs Markland, Allan, and Crooks, be appointed the Conferrees on the part of this House for that purpose ; and,
- And the Assembly acquainted thereof. Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council request a Conference with the Commons House of Assembly on the subject matter of the Bill sent up to this House, entitled "An Act granting to His Majesty a sum of money towards defraying the expense of the Administration of the Civil Government of this Province," and have appointed the Honorable Messieurs Markland, Allan, and Crooks, to be a Committee on their part, who will be ready to meet a Committee on the part of the Commons House of Assembly on Monday next, at two of the clock in the afternoon, in the Committee room of the Legislative Council, for that purpose.
- Speaker reports the receipt of Road and Bridge grant Bill, from the Assembly. His Honor the Speaker reported to the House, that a Deputation from the Commons House of Assembly had brought up a Bill, entitled, "An Act granting to His Majesty a sum of money for the improvement of Roads and Bridges in the several Districts of this Province," to which they requested the concurrence of this House.
- Read first time. The said Bill was then read ; and it was,
- 44th rule dispensed with. Ordered, that the forty-fourth rule of the House be dispensed with, as it regards this Bill, and that the same be read a second time this day.
- Bill read second time. The Bill was then read a second time accordingly ; and it was,
Ordered, that the House be put into a Committee of the whole, on Monday next, to take the same into consideration.
- House adjourns. On motion made and seconded, the House adjourned until Monday next, at the hour of eleven of the clock A. M.

MONDAY, 3rd MARCH, 1834.

- House meets. The House met pursuant to adjournment.

PRESENT :

- | | | |
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| Members present. | <i>The Honorable</i> JOHN B. ROBINSON, SPEAKER, | <i>The Honorable Messrs,</i> McDONELL, |
| | <i>The Honorable Messrs.</i> DICKSON, | " " ADAMSON, |
| | " " MARKLAND, | " " CROOKS, |
| | " " DUNN, | |

Prayers were read.

The Minutes of Saturday were read.

Wooden Stills measurement Bill ; Spirituous liquor consumption bill ; and Tunks' Mill-dam bill, read third time, passed and signed.

Pursuant to the order of the day, the Bill entitled, "An Act to revive and continue an Act passed in the fourth year of the reign of King George the Fourth, entitled, "An Act prescribing the mode of measuring the contents of Wooden Stills ; also, for fixing the rate of duty to be paid on all Stills used for the distillation of Spirituous Liquors, within this Province ;" also, the Bill entitled, "An Act to prevent the consumption of Spirituous Liquors in Shops ;" and also, the Bill entitled "An Act to authorise Richard Tunks to erect a Mill-dam upon the River Thames, in the London District," were severally read a third time, and passed.

Whereupon the Speaker signed the same ; and it was,

Assembly acquainted of same.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed these Bills, without amendment.

Road and Bridge partial repeal bill, as amended, read 3d time and passed.

Pursuant to the order of the day, the Bill entitled, "An Act to repeal part of, and to extend the provisions of an Act passed in the third year of His Majesty's reign, entitled 'An Act granting a sum of money for the improvement of Roads and Bridges in the several Districts of this Province, and for other purposes therein mentioned,'" was, as amended, read a third time ; and,

The question being put whether this Bill, as amended, should pass, it was carried in the affirmative.

Amendment signed.

Whereupon the Speaker signed the amendment ; and it was,

And sent to the Assembly for concurrence.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed this Bill, with an amendment, to which they desire the concurrence of the Commons House of Assembly.

A Member enters.

The Honorable and Venerable the Archdeacon of York enters.

Monday, 3rd March, 1834.

SIR JOHN COLBORNE, K. C. B., *Lieutenant Governor.*

Pursuant to the order of the day, the Petition of George Monro, and others, Stockholders in the Commercial Bank of the Midland District, praying against an alteration of the Charter that has been granted thereto; was read.

Petition of George Monro and others read.

A Deputation from the Commons House of Assembly brought up and delivered at the Bar of this House, a Message in the following words, and then withdrew:

Message from the Assembly.

MR. SPEAKER,

The Commons House of Assembly accedes to the request of the Honorable the Legislative Council, for a conference on the subject matter of the Bill sent up from this House, entitled, "An Act granting to His Majesty a sum of money towards defraying the expenses of the administration of the Civil Government of this Province," and has appointed a Committee of six of its Members, who will be ready to meet the Conferrees on the part of the Honorable the Legislative Council, at the time and place appointed.

Acceding to a conference upon Civil List bill.

(Signed)

ARCHIBALD McLEAN,

SPEAKER.

*Commons House of Assembly,
3rd day of March, 1834.*

The Honorable Messieurs Wells and Allan, enter.

Members enter.

On motion made and seconded, it was,

Ordered, that the House be now put into a Committee of the whole, for the purpose of preparing instructions for the Committee of Conference on the part of this House, on the subject matter of the last mentioned Bill.

House in committee of the whole upon instructions for the Committee of conference upon the bill last mentioned.

The House was then put into a Committee of the whole accordingly.

The Honorable Mr. Markland took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had drafted certain Instructions for the said Committee of Conference, which they recommended to the adoption of the House.

A draft reported.

Ordered, that the report be received.

The draft was then read by the Clerk; and being again read, the question of concurrence was put thereon, which was carried in the affirmative; and it was,

Read first and second time.

Adopted.

Ordered, that the Committee of Conference on the part of this House be instructed to communicate to the Conferrees on the part of the Commons House of Assembly, that the Legislative Council have requested this Conference with the Commons House of Assembly upon the Bill entitled, "An Act granting to His Majesty a sum of money towards defraying the expense of the Administration of the Civil Government of this Province," for the purpose of expressing their extreme concern at again finding themselves called upon by the Assembly, to concur in a measure which affords a most inadequate supply for the Civil expenditure of the Province, and falls far short of the estimate transmitted to them by His Excellency the Lieutenant Governor.

The Instructions.

Upon the first occasion of making provision for those services, which arose after the relinquishment by His Majesty of the appropriation of duties levied under the 14th Geo. 3d, when the Legislative Council found themselves in the same embarrassing situation, they were content, after having made a representation of their views to the Assembly, to concur, for that time, in the measure then sent to them, rather than cause serious difficulty to the Public Servants who were therein provided for. The same motives influenced them on a more recent similar occasion, and they were again induced to adopt the former course, having first preferred their objections to His Majesty's Government, through His Excellency the Lieutenant Governor.

Thus the Legislative Council have manifested how reluctant they have always been to impede the Public Service, while any hope seemed left that the omissions objected to by them would be supplied at the next Session. They were willing to believe that the Assembly did not design to leave those services which had been so long unpaid for, without a prospect of future provision; but that trusting to His Majesty's Government, as the Legislative Council did in some degree, for furnishing those deficiencies, the necessary grant was merely withheld until a decision on that subject could be obtained.

When, however, His Majesty has expressed an unwillingness to transfer to other funds, charges which should have been paid out of the duties voluntarily and graciously relinquished

Monday, 3rd March, 1834.

FOURTH SESSION 11th PROVINCIAL PARLIAMENT, 4th WILLIAM IV.

by Him, the case presents a new and most important feature. The Legislative Council cannot longer overlook the fact, that it now becomes a question, whether or not allowances for services and disbursements, among others those connected with, and necessary to the Administration of Justice, which have been voted for years by successive Houses of Assembly, shall or shall not cease: whether Officers who are indispensable, and meritoriously perform their duties shall be paid for their services, or no longer receive the remuneration to which they have been considered entitled since the offices were created; and as this has occurred at a time when the Revenue of the Province is in so flourishing a condition as to warrant the expenditure of large sums for purposes much less important than the payment of just dues, necessary to persons employed in carrying on the Government, the Legislative Council painfully feel, that unless they can be furnished with a better prospect from some satisfactory quarter, they must be driven either to reject a measure which they deem partial and inadequate, or by concurring in it, to make sacrifice of principles to which their former practice and their present conviction lead them to adhere.

Besides the objections herein referred to, which have been stated at length by a former Committee to the Assembly, during the second Session of this Parliament, the Council in examining the details of the present Bill, find that the distribution for each head of Public Service amounts to much less than the aggregate sum, leaving unappropriated about eleven hundred and seventy-nine pounds, and thus rendering the necessary grant, which the Council trusts will still be added by the Assembly, of much smaller amount than it otherwise would be.

They regret to observe, that the provision for the salary of the Speaker of the Legislative Council, whose services are so valuable and important to the Province, should have been made, apparently without reference to its amount when paid from the fund that was relinquished by His Majesty for the appropriation of the Assembly, with the expectation that such amount would be made good.

They do not consider that there can be any satisfactory reason for this change, and are besides unwilling to believe that it can be the intention of the Assembly to adhere to an arrangement, which would leave the Speaker of the Legislative Council, the only Officer in either branch of the Legislature dependent upon an Annual vote.

They also remark, that probably through inadvertency, a total departure from all former usage has taken place in the enactment which professes to provide for the Secretary and Register of the Province. By an express agreement with the King's Government, that Officer has been receiving as a commutation for fees relinquished by him to the Crown, the annual sum of seven hundred and seven pounds. In reducing his salary to six hundred pounds, the Legislature would not only diminish a compensation paid by the King to a Public Servant, according to a rate by him declared equitable, and out of a fund solely under his control; but would virtually assume to themselves the right of appropriating a Crown fund, by taking from the Principal a proportion of his income thus derived, and assigning it to his Clerk. The Council cannot believe that it was intended to run the risk of placing His Majesty's Representative under the difficult alternative, either of withholding his assent from a Bill providing for the support of the Civil Government, or of departing from his instructions, a consequence, which they fear might ensue, were the measure even satisfactory in other respects.

It is with great regret that the Council have felt themselves obliged to make this second representation: they were willing to anticipate a different result from their former candid statement, for they imagined the Assembly would not fail to consider, that the Executive Government were not asking, and the Legislative Council were not disposed to grant more money than was requisite for the support of the Civil Government, when it must be admitted, that while every duty is increased, and the Revenue is increased in proportion, nothing more was desired, or is now desired, than the Assembly have repeatedly sanctioned for a long series of years, while the services were less onerous, and the Public Revenue less able to compensate them.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill, entitled, "An Act to provide for establishing the Concession lines in the Township of Louth, in the District of Niagara."

Tuesday, 4th March, 1834.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

The Honorable Mr. Dickson took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and recommended the same, without amendment, to the adoption of the House. Reported.

Ordered, that the Report be received; and, Adopted.

Ordered, that the said Bill be read a third time tomorrow.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Report of the Select Committee appointed to consider and report to this House what measure can be taken to prevent the recurrence of the confusion produced by the pressure of the crowd assembled on the recent occasions of the openings and prorogations of the Legislature. Report of the Select Committee appointed to devise means of preventing the Council Chamber being crowded to excess during the openings and prorogations of the Sessions of the Legislature, committed.

The Honorable Mr. McDonell took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had taken the Resolutions reported by the said Select Committee into consideration, and had made an amendment thereto, and recommended the said resolutions to the adoption of the House. Amendment to their Resolutions reported.

Ordered, that the Report be received.

The said Resolutions were then read by the Clerk, as follows:

Resolved,—That in order to prevent disturbance and interruption of the proceedings on the occasions of the opening and prorogation of the Sessions of the Legislature, the Door-keeper of this House, be ordered on those days, to admit no spectator to a place below the Bar, except on the delivery of a ticket of admission. Resolutions read 1st time. The Resolutions.

Resolved,—That suitable tickets be prepared, three of which shall be furnished by the Clerk of the Legislative Council to each Member of the Legislative Council, and a like number to the Clerk of the House of Assembly, for the Members of that House.

Resolved,—That no Spectator be admitted below the Bar, after fifteen minutes, next before the time named for the prorogation or opening, nor after such numbers are admitted as can be accommodated without pressure or tumult.

Resolved,—That with a view to prevent noise and preserve order, the servants of this House be directed ten minutes before the time named for the opening or prorogation, to clear the lobbies and passages of all strangers, and if necessary to that end, to lock the doors.

Resolved,—That the Assembly be requested to concur in the foregoing Resolution, and direct the servants of that House to aid in carrying it into effect.

Resolved,—That these Resolutions be communicated to the Assembly by Message.

The said Resolutions being read a second time, and the question of concurrence put on each, they were severally agreed to by the House; and it was, Read second time and adopted.

Ordered, that a copy thereof be sent to the Commons House of Assembly, by the Master in Chancery, for the information and concurrence of that House. Sent to the Assembly for concurrence.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill, entitled, "An Act granting to His Majesty a sum of money for the improvement of Roads and Bridges in the several Districts of this Province." Road and Bridge grant bill, committed.

The Honorable Mr. Wells took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again tomorrow. Reported and leave asked to sit again.

Ordered, that the Report be received, and leave granted accordingly; and, Leave granted.

Ordered, that the Members in Town be summoned to attend in their places on that day. Members summoned.

On motion made and seconded, the House adjourned until to-morrow, at the hour of eleven of the clock A. M. House adjourns.

TUESDAY, 4th MARCH, 1834.

The House met pursuant to adjournment. House meets.

PRESENT:

The Honorable JOHN B. ROBINSON, SPEAKER, *The Honorable Messrs.* McDONELL,
The Honorable Messrs. DICKSON, " " CROOKS.
 " " POWELL, *The Hon. & Rt. Rev.* BISHOP MACDONELL,
 " " CROOKSHANK,

Members present.

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Prayers were read.

The minutes of yesterday were read.

Pursuant to the order of the day, the Bill entitled, "An Act to provide for establishing the Concession lines in the Township of Louth, in the District of Niagara," was read a third time, and passed.

Louth's concession line establishment bill read third time, and passed.

Same signed.

Whereupon the Speaker signed the same ; and it was,

And the Assembly acquainted thereof.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed this Bill, without amendment.

A Member enters.

The Honorable Mr. Adamson enters.

Wine duty appropriation bill; and covering bill, brought up.

A Deputation from the Commons House of Assembly brought up a Bill entitled, "An Act appropriating certain monies in the hands of His Majesty's Receiver General, raised under the provisions of an Act passed in the second year of His Majesty's reign, entitled, 'An Act to impose an additional duty on Licenses to vend Wines, Brandy, and Spirituous Liquors, towards the payment of the sum of twenty-five thousand pounds, granted for the improvement of the Roads and Bridges in this Province, by an Act passed during the present Session, entitled, 'An Act granting to His Majesty a sum of money for the improvement of the Roads and Bridges in the several Districts in this Province ;' also, a Bill entitled, "An Act to make good certain monies advanced for the contingent expenses of the last Session of the Legislature of this Province ; and also to make good certain monies advanced in compliance with addresses of the House of Assembly, during the present Session," to which they requested the concurrence of this House and then withdrew.—The same deputation returned the Bill entitled, "An Act to repeal part of, and to extend the provisions of an Act passed in the third year of His Majesty's reign, entitled 'An Act granting a sum of money for the improvement of Roads and Bridges in the several Districts of this Province, and for other purposes therein mentioned," and acquainted this House, that the Commons House of Assembly had acceded to the amendments made by the Legislative Council in and to the same ; the Deputation then withdrew.

Amendments to Road and Bridge partial repeal bill concurred in by the Assembly.

Wine duty appropriation bill, read 1st time.

The Bill, entitled, "An Act appropriating certain monies in the hands of His Majesty's Receiver General, raised under the provisions of an Act passed in the second year of His Majesty's reign, entitled, 'An Act to impose an additional duty on Licenses to vend Wines, Brandy, and Spirituous Liquors, towards the payment of the sum of twenty-five thousand pounds, granted for the improvement of the Roads and Bridges in this Province, by an Act passed during the present Session, entitled, 'An Act granting to His Majesty a sum of money for the improvement of the Roads and Bridges in the several Districts in this Province," was read ; and it was,

44th rule dispensed with.

Ordered, that the forty-fourth rule be dispensed with as it regards this Bill, and that the same be read a second time this day.

Bill read second time.

The Bill was then read a second time accordingly ; and it was,

Ordered, that the House be put into a Committee of the whole tomorrow, to take the same into consideration.

Covering bill, read first time.

The Bill, entitled, "An Act to make good certain monies advanced for the contingent expenses of the last Session of the Legislature of this Province ; and also to make good certain monies advanced in compliance with addresses of the House of Assembly during the present Session," was read ; and it was,

44th rule dispensed with.

Ordered, that the forty-fourth rule be dispensed with, as it regards this Bill, and that the same be read a second time this day.

Bill read second time.

The Bill was then read a second time accordingly ; and it was,

Ordered, that the House be now put into a Committee of the whole, to take the same into consideration.

Committed.

The House was then put into a Committee of the whole accordingly.

The Honorable Mr. Crooks took the Chair.

House resumes.

After some time the House resumed.

Members enter.

The Honorable Messieurs Wells and Markland, enter.

Yates' relief bill, brought up.

A Deputation from the Commons House of Assembly brought up a Bill, entitled, "An Act to enable John B. Yates, to hold lands in this Province, and for other purposes therein

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SIR JOHN COLBORNE, K. C. B., *Lieutenant Governor.*

mentioned," to which they requested the concurrence of this House.—The same Deputation brought up and delivered at the Bar of this House a Message in the following words, and then withdrew.

Message from the Assembly.

MR. SPEAKER,

The Commons House of Assembly request a conference with the Honorable the Legislative Council, on the subject of the amendments made by that Honorable House, in and to the Bill sent up from this House, entitled, "An Act to extend the limits of the Town of York, and to incorporate the same under the style and title of the City of York, and the liberties thereof."

Requesting a Conference upon the amendments of the Legislative Council to York Corporation Bill.

(Signed)

ARCHIBALD McLEAN,

SPEAKER.

*Commons House of Assembly,
3rd day of March, 1834.*

The Bill, entitled, "An Act to enable John B. Yates, to hold lands in this Province, and for other purposes therein mentioned," was read; and it was,

Yates' relief Bill read first time.

Ordered, that the forty-fourth rule be dispensed with, as it regards this Bill, and that the same be read a second time this day.

44th rule dispensed with.

Ordered, that a conference be acceded to with the Commons House of Assembly, on the subject of the amendments made by this House, in and to the Bill sent up from the Assembly, entitled, "An Act to extend the limits of the Town of York, and to incorporate the same under the style and title of the City of York, and the liberties thereof;" and,

A Conference upon the amendments of the Legislative Council to York Corporation Bill, acceded to.

Ordered, that the Honorable Messieurs Wells and Crooks, be appointed the Conferrees on the part of this House, for that purpose; and,

Conferrees appointed.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council accedes to the request of the Commons House of Assembly, for a conference on the subject matter of the amendments made by this House, in and to the Bill sent up from the Assembly, entitled, "An Act to extend the limits of the Town of York, and to incorporate the same under the style and title of the City of York, and the liberties thereof," and has appointed the Honorable Messieurs Wells and Crooks, to be the Conferrees on the part of the Legislative Council, who will be ready to meet a Committee on the part of the Commons House of Assembly, this day, at half past two of the clock, P.M. in the Committee Room of the Legislative Council, for that purpose.

And the Assembly acquainted thereof.

The Honorable Mr. Dunn enters.

A Member enters.

Pursuant to order, the Bill entitled, "An Act to enable John B. Yates, to hold lands in this Province, and for other purposes therein mentioned," was read a second time; and it was,

Yates' relief Bill, read second time.

Ordered, that the House be put into a Committee of the whole this day, to take the same into consideration.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon Bill entitled, "An Act granting to His Majesty a sum of money for the improvement of Roads and Bridges in the several Districts in this Province."

Road and Bridge grant Bill, re-committed.

The Honorable Mr. Wells took the Chair.

A Message being announced the Chairman left the Chair, and the House formed.

A Deputation from the Commons House of Assembly brought up a Bill, to which they requested the concurrence of this House, and then withdrew.

Bill brought up.

The House was then again put into a Committee of the whole upon the Bill, entitled, "An Act granting to His Majesty a sum of money for the improvement of Roads and Bridges in the several Districts in this Province."

Road and Bridge grant Bill, re-committed.

The Honorable Mr. Wells took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again tomorrow.

Reported and leave asked to sit again.

Ordered, that the Report be received, and leave granted accordingly.

Leave granted.

Tuesday, 4th March, 1834.

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Instructions to the Committee on the part of the Assembly upon the amendments of the Legislative Council to York Corporation Bill, reported by the Conferrees of this House.

The Honorable Mr. Wells, from the Committee of conference upon the amendments of this House, made in and to the Bill sent up from the Commons House of Assembly, entitled, "An Act to extend the limits of the Town of York, and to incorporate the same under the style and title of the City of York, and the liberties thereof," reported, that he and the Honorable Mr. Crooks, had met the Conferrees on the part of the Assembly, who delivered to them their instructions.

Ordered, that the Report be received ; and,

Read.

The Instructions were then read by the Clerk, as follows :

The Instructions.

The House of Assembly has requested this conference with the Honorable the Legislative Council, on the subject matter of the amendments made by that Honorable House, in and to the Bill entitled, "An Act to extend the limits of the Town of York, and to incorporate the same under the style and title of the City of York, and the liberties thereof;" for the purpose of stating, that it appears to the House of Assembly inexpedient that the Mayor should be at liberty to vote in two capacities, as Alderman and Mayor: under this view of the amendment made by the Honorable the Legislative Council, giving such right, the Assembly trusts that that Honorable House will not deem its adoption essential.

Ordered, that the House be put into a Committee of the whole this day, to take the above Instructions into consideration.

Speaker reports the receipt of King's Bench place of sitting partial repeal Bill, from the Assembly.

His Honor the Speaker reported to the House, that a Deputation from the Commons House of Assembly had brought up a Bill, entitled, "An Act to repeal part of an Act passed in the second year of His Majesty's reign, entitled, 'An Act respecting the time and place of sitting of the Court of King's Bench, to which they requested the concurrence of this House.

Read first time

The said Bill was then read ; and it was,

4th rule dispensed with.

Ordered, that the forty-fourth rule be dispensed with as it regards this Bill, and that the same be read a second time this day.

Message from the Assembly,

A Deputation from the Commons House of Assembly brought up and delivered at the Bar of this House, a Message in the following words, and then withdrew.

MR. SPEAKER,

Requesting that Grant Powell, Esq. may be permitted to attend a Select Committee of that House.

The Commons House of Assembly requests that the Honorable the Legislative Council will permit Grant Powell, Esq., Clerk of Your Honorable House, to appear and give evidence before a Select Committee of this House, appointed to examine and report on the Petition of Joseph Turton.

(Signed)

ARCHIBALD McLEAN,

SPEAKER.

Commons House of Assembly,

4th day of March, 1834.

Leave granted.

Ordered, that Grant Powell, Esquire, Clerk of this House, have leave to attend a Select Committee of the Commons House of Assembly, as desired by that House in their Message of this day ; and,

And the Assembly acquainted of same.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that Grant Powell, Esquire, Clerk of this House, has leave to attend a Select Committee of the Commons House of Assembly, as desired by that House in their Message of this day.

Instructions of the Conferrees on the part of the Assembly, upon the amendments of this House to York Corporation bill, committed.

Pursuant to order, the House was put into a Committee of the whole, upon the Instructions of the Conferrees on the part of the Commons House of Assembly, on the subject matter of the amendments made by the Legislative Council, in and to the Bill sent up to this House, entitled, "An Act to extend the limits of the Town of York, and to incorporate the same under the style and title of the City of York, and the liberties thereof."

The Honorable Mr. Wells took the Chair.

After some time the House resumed.

Resolution reported.

The Chairman reported that the Committee had taken the said Instructions into consideration, and had agreed to a Resolution, which they recommended to the adoption of the House.

Ordered, that the Report be received ; and,

Tuesday, 4th March, 1834.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

The said Resolution was then read by the Clerk, as follows:

Read first time.

Resolved,—That it is expedient to send a Message to the Assembly, to acquaint them that the Legislative Council, thinking the Bill as it stood, would present a doubtful question upon the general right of the Mayor to vote, considered it expedient to remove the doubt, and for that purpose, rather than from any decided preference that the double vote should be given, made the amendment, which they are now requested to recede from.

The Resolution.

The Legislative Council would have had less objection to concur in an amendment, declaring that the Mayor should vote only when the votes were equally divided, than by receding from their present amendment leave the question still doubtful.

Nevertheless, they do not deem the matter of sufficient moment to allow it to interpose any difficulty in passing the Bill, and they consent to recede from their amendment, and to leave the subject to the future consideration of the Legislature.

The said Resolution being read a second time, and the question of concurrence put thereon, it was agreed to by the House; and it was,

Read second time and adopted.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council, thinking the Bill as it stood would present a doubtful question upon the general right of the Mayor to vote, considered it expedient to remove the doubt, and for that purpose, rather than from any decided preference that the double vote should be given, made the amendment which they are now requested to recede from.

Message to the Assembly, acquainting them that the Council do recede from their amendment to York Corporation bill, as respects the right of the Mayor to vote.

The Legislative Council would have had less objection to concur in an amendment, declaring that the Mayor should vote only when the votes were equally divided, than by receding from their present amendment leave the question still doubtful.

Nevertheless, they do not deem the matter of sufficient moment to allow it to interpose any difficulty in passing the Bill, and they consent to recede from their amendment, and to leave the subject to the future consideration of the Legislature.

Pursuant to order, the House was put into a Committee of the whole upon the Bill entitled, "An Act to enable John B. Yates, to hold lands in this Province, and for other purposes therein mentioned."

Yates' relief bill, committed.

The Honorable Mr. Markland took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and recommended the same, without amendment, to the adoption of the House.

Reported.

Ordered, that the Report be received; and,

Adopted.

Ordered, that the said Bill be read a third time tomorrow.

The Honorable and Venerable the Archdeacon of York, enters.

A Member enters.

Pursuant to order, the Bill entitled, "An Act to repeal part of an Act passed in the second year of His Majesty's reign, entitled, 'An Act respecting the time and place of sitting of the Court of King's Bench,'" was read a second time; and it was,

King's Bench place of sitting partial repeal bill, read second time.

Ordered, that the House be put into a Committee of the whole presently, to take the same into consideration.

The House was then put into a Committee of the whole accordingly.

Committed.

The Honorable Mr. Crookshank took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and recommended the same, without amendment, to the adoption of the House.

Reported.

Ordered, that the Report be received; and,

Adopted.

Ordered, that the said Bill be read a third time tomorrow.

It was moved and seconded, that it be,

Resolved,—That an Address be presented to His Excellency the Lieutenant Governor, to request that His Excellency will be pleased to acquaint this House, whether he has reason to believe, that if the Bill of Supply sent up by the Assembly, should pass in its present shape, His Majesty's Government has come to a determination not to make good the deficiencies, but to leave the other services and allowances there omitted, though estimated for by His Excellency, without future provision, in order that the Legislative Council may be enabled to judge how far, by assenting to the Bill, they would be abandoning the Servants of the

Resolution for an Address to the Lieut. Governor on the Civil List Bill, moved.

Tuesday, 4th March, 1834.

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Government, whose remuneration has been omitted, and leaving inadequately provided for several departments of the public service.

Read second time,
and adopted.

The said Resolution being read a second time, and the question of concurrence put thereon, it was carried in the affirmative; and it was,

Address ordered.

Ordered, that an Address be presented to His Excellency the Lieutenant Governor, in conformity with the foregoing Resolution; and,

Committee appointed
to prepare and present
same.

Ordered, that a Select Committee be appointed to prepare and present the said Address; and,

Members composing
it.

Ordered, that the Honorable Messieurs Wells and Markland, do compose the same.

Contingent Accounts
ordered to be laid on
the table.

Ordered, that the Contingent Accounts of this House, for the present Session, be laid on on the table tomorrow.

Amendments of the
Legislative Council to
York Corporation
Bill, amended by the
Assembly.

A Deputation from the Commons House of Assembly returned the Bill entitled, "An Act to extend the limits of the Town of York, and to incorporate the same under the style and title of the City of York and the Liberties thereof," and acquainted this House, that the Commons House of Assembly had made certain amendments to the amendments made by the Legislative Council in and to the said Bill, to which they desired the concurrence of this House, and then withdrew.

Read first time.

The amendments to the amendments were then read by the Clerk as follows:—

The amendments to
the amendments.

Amendments made by the Commons House of Assembly, in and to the amendments made by the Honorable the Legislative Council, in and to the Bill entitled, "An Act to extend the limits of the Town of York, and to incorporate the same under the style and title of the City of York and the Liberties thereof."

Press 3, line 9.—After "Aldermen" insert "and Common Councilmen."

" " " " Expunge "themselves" and insert "the Aldermen."

" " " 10.—After "Aldermen" insert "and Common Councilmen."

" " " 20.—Expunge "and fifty."

" " " 26.—Expunge "two hundred," and insert "one hundred and fifty."

" 4, Expunge the thirteenth, fourteenth, and fifteenth lines."

" 5, Expunge the first and second lines.

" 7, Expunge the twenty-first line.

" " " 26.—After "days" insert "And be it further enacted by the authority aforesaid, that any rule or regulation of the said Corporation, for the infraction of which any penalty is inflicted, before it shall have any effect, shall be published in the Upper Canada Gazette, and such other Newspapers in the said City as the Corporation shall think fit."

" 3, " 20.—After "District" insert "And be it further enacted by the authority aforesaid, that if any person shall refuse to pay the sum or rate for which he or she stands rated in manner aforesaid, for the space of ten days after demand duly made of the same by the Collector to be appointed by the said Corporation for that purpose, the said Collector shall, and he is hereby required, to levy the same by distress and sale of the goods and chattels of the person so neglecting or refusing to pay, after having obtained a Warrant for that purpose from the Mayor, or some one of the Aldermen, who is hereby authorised to grant the same, upon information made on oath before him of the neglect or refusal to pay the said Assessment, and to render the overplus, if any there shall be over and above the said rate, to the owner thereof, after deducting the legal charges of the distress and sale."

44th rule dispensed
with.

Ordered, that the forty-fourth rule be dispensed with, as it regards the said amendments, and that the same be read a second time this day.

Read second time.

They were then read a second time accordingly; and it was,

Ordered, that the House be put into a Committee of the whole, tomorrow, to take the same into consideration.

Members summoned
to attend every day.

Ordered, that the Members in Town be summoned to attend in their places each day during the remainder of the Session.

Wednesday, 5th March, 1834.

SIR JOHN COLBORNE, K. C. B., *Lieutenant Governor.*

On motion made and seconded, the House adjourned until to-morrow, at eleven of the clock A. M. House adjourns.

WEDNESDAY, 5th MARCH, 1834.

The House met pursuant to adjournment. House meets.

PRESENT:

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> MARKLAND,	Members present.
<i>The Honorable Messrs.</i> DICKSON,	" " ROBINSON,	
" " CROOKSHANK,	" " McDONELL,	
" " WELLS,	" " ADAMSON,	

Prayers were read.

The minutes of yesterday were read.

Pursuant to the order of the day, the Bill entitled, "An Act to enable John B. Yates, to hold lands in this Province, and for other purposes therein mentioned;" and also, the Bill entitled, "An Act to repeal part of an Act passed in the second year of His Majesty's reign, entitled, 'An Act respecting the time and place of sitting of the Court of King's Bench,'" were severally read a third time, and passed. Yate's Relief Bill, and King's Bench place of sitting partial repeal Bill, read third time, and passed.

Whereupon the Speaker signed the same; and it was, Same signed.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed these Bills, without amendment. And the Assembly acquainted thereof.

The Honorable Mr. Markland, from the Select Committee appointed to prepare and present an Address to His Excellency the Lieutenant Governor, on the subject of the Bill entitled, "An Act granting to His Majesty a sum of money towards defraying the expense of the Administration of the Civil Government of this Province," reported a draft thereof. Report of the Select Committee appointed to prepare an Address to His Excellency, upon the Civil List Bill.

The same was then read by the Clerk, and being again read, the question of concurrence was put, which was carried in the affirmative; and it was, Draft of Address read first and second time, and adopted.

Ordered, to be engrossed, and read a third time this day.

The same was then read a third time accordingly; and passed.

Whereupon the Speaker signed the Address; and it is as follows: Read third time and passed. Same signed.

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

MAY IT PLEASE YOUR EXCELLENCY:

We, His Majesty's dutiful and loyal Subjects the Legislative Council in Provincial Parliament Assembled, beg leave to acquaint Your Excellency, that the Bill of Supply for the Civil Expenditure of the Province, sent up by the Assembly, falls very much short of the estimate transmitted by Your Excellency. The Address.

In order to judge how far, by accepting so inadequate a provision, the Legislative Council would be abandoning the Servants of the Crown, whose remuneration has been omitted, and would be leaving several necessary departments of the Public Service without appropriation, they beg leave to request, that Your Excellency would be pleased to acquaint them, whether there is reason to believe that His Majesty's Government have come to a determination, not to make good the deficiency from funds within their control, but to leave those Departments and Officers dependent upon the chance of a future provision, by the Legislature, which has been withheld during the last two Sessions, and is still unfurnished.

The Honorable Mr. Wells, from the same Committee, last mentioned, reported that they had waited upon His Excellency the Lieutenant Governor, with the Address of this House; and that His Excellency had been pleased to receive the same, and to return the following answer thereto. Report of the Committee appointed to present it.

GENTLEMEN,

It has been intimated to me, by the Secretary of State for the Colonies, that he did not think himself justified in placing on the Casual and Territorial Revenue, certain charges: His Excellency's reply thereto.

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included in the estimate of last Session, and rejected by the House of Assembly ; but I have no reason to believe that His Majesty's Government have come to a final determination on this subject.

Wine Duty appropriation Bill committed.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the Bill, entitled, "An Act appropriating certain monies in the hands of His Majesty's Receiver General, raised under the provisions of an Act passed in the second year of His Majesty's reign, entitled, 'An Act to impose an additional duty on Licenses to vend Wines, Brandy, and Spirituous Liquors, towards the payment of the sum of twenty-five thousand pounds, granted for the improvement of the Roads and Bridges in this Province, by an Act passed during the present Session, entitled, 'An Act granting to His Majesty a sum of money for the improvement of the Roads and Bridges in the several Districts in this Province.'"

The Honorable Mr. McDonell took the Chair.

After some time the House resumed.

Reported, and leave asked to sit again.

The Chairman reported, that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again this day.

Leave granted.

Ordered, that the Report be received, and leave granted accordingly.

Amendments of the Assembly to the amendments of this House to York Corporation Bill, committed.

Pursuant to the order of the day, the House was put into a Committee of the whole upon the amendments made by the Commons House of Assembly, in and to the amendments made by the Legislative Council, in and to the Bill sent up to this House, entitled, "An Act to extend the limits of the Town of York, and to incorporate the same under the style and title of the City of York, and the liberties thereof."

The Honorable Mr. Dickson took the Chair.

After some time the House resumed.

Reported.

The Chairman reported that the Committee had gone through the said amendments of the Commons House of Assembly, made in and to the amendments of this House, in and to the said Bill, and recommended the same to the adoption of the House.

Adopted.

Ordered, that the Report be received ; and,

Ordered, that the said amendments, in and to the amendments to the said Bill, be read a third time, presently.

Read third time and passed.

The same were then read a third time accordingly, and passed.

Amendments of Assembly signed. And that House acquainted thereof.

Whereupon the Speaker signed the amendments of the Assembly ; and it was,

Ordered, that the Master in Chancery do go down to that House, and acquaint them, that the Legislative Council have acceded to the amendments made by the Assembly, in and to the amendments made by this House, in and to the Bill last mentioned.

A Member enters.

The Honorable and Venerable the Archdeacon of York, enters.

Address to the King, on the subject of Duties levied at Quebec, moved.

His Honor, the Speaker, moved an Address to the King, on the subject of the proportion of duties levied at the Port of Quebec, payable in this Province ; which being seconded,

Draft read first time.

The draft of an Address was read ; and it was,

Ordered, that the same be read a second time, presently.

Read second time, and adopted.

The same was then read a second time accordingly, and the question of concurrence being put, it was carried in the affirmative.

A Member enters.

The Honorable Mr. Dunn enters.

Ordered, that the above Address be engrossed, and the same read a third time, this day.

Second Niagara Canal Company's Charter amendment Bill brought in.

The Honorable Mr. Crooks, brought in a Bill to authorise the Niagara Canal Company to make a Canal, navigable by Schooners, to lead from the Welland Canal into the River Niagara.

Read first time.

The said Bill was read ; and it was,

Forty-fourth rule dispensed with.

Ordered, that the forty-fourth rule be dispensed with as it regards this Bill, and that the same be now read a second time.

Bill read second time.

The Bill was then read a second time accordingly ; and it was,

Ordered, that the House be put into a Committee of the whole this day, to take the same into consideration.

Wine and Brandy additional duty imposition bill brought up.

A Deputation from the Commons House of Assembly brought up a Bill entitled, "An Act to continue and make permanent, an Act passed in the second year of His Majesty's reign, entitled, 'An Act to impose an additional duty on Licenses to vend Wines, Brandy,

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and Spirituous Liquors," to which they requested the concurrence of this House; and then withdrew.

The said Bill was then read; and it was,

Read first time.

Ordered, that the forty-fourth rule of the House be dispensed with, as it regards this Bill, and that the same be read a second time this day.

Forty-fourth rule dispensed with.

The Honorable Mr. Markland, from the Select Committee to whom was referred the Bill, entitled, "An Act to establish the present survey of certain side lines in the second Concession West of Green Point, in the Township of Sophiasburgh," presented their Report.

Report of the Select Committee upon Sophiasburgh survey Bill, presented.

Ordered, that the Report be received; and,

The same was then read by the Clerk, as follows:

Read.

The Select Committee appointed to take into consideration the Bill entitled, "An Act to establish the present survey of certain side lines in the second Concession West of Green Point, in the Township of Sophiasburgh," beg leave to report:

The Report.

That it is intended by the Bill, to establish the side lines of the Lots in the second Concession, from the East side line of Lot number sixteen, to the West side line of Lot number fifty-eight, in the said Concession. The Committee has ascertained, that those lines correspond with the possessions of the parties desiring them to be confirmed, and although the measure has a partial effect, and it may have been desirable to make it more general, by extending its provisions; yet, as no evil can arise, and it will prove satisfactory to the occupants of the Lots enumerated, they recommend it to the adoption of Your Honorable House.

(Signed)

GEO. H. MARKLAND,

CHAIRMAN.

March 5th, 1834.

Ordered, that the last mentioned Bill, and the report of the Select Committee thereon, be referred to a Committee of the whole House, this day.

Pursuant to order, the Bill entitled, "An Act to continue and make permanent, an Act passed in the second year of His Majesty's reign, entitled, 'An Act to impose an additional duty on Licenses to vend Wines, Brandy, and Spirituous Liquors,'" was read a second time; and it was,

Wine and Brandy additional duty imposition Bill read second time.

Ordered, that the House be put into a Committee of the whole this day, to take the same into consideration.

Pursuant to order, the House was put into a Committee of the whole, upon the Bill to authorise the Niagara Canal Company to make a Canal, navigable by Schooners, to lead from the Welland Canal into the River Niagara.

Second Niagara Canal Company's Charter amendment Bill, committed

The Honorable Mr. Crooks took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and recommended the same to the adoption of the House.

Reported.

Ordered, that the Report be received; and,

Adopted.

Ordered, that the said Bill be engrossed, and the same read a third time this day.

The same was then read a third time accordingly, and passed; and it was,

Read third time, and passed.

Ordered, that the title be "An Act to authorise the Niagara Canal Company to make a Canal, navigable by Schooners, to lead from the Welland Canal into the River Niagara,"

Title ordered.

Whereupon the Speaker signed the Bill; and it was,

Bill signed.

Ordered, that the same be sent to the Commons House of Assembly, by the Master in Chancery, for the concurrence of that House.

And sent to the Assembly for concurrence.

Pursuant to order, the House was again put into a Committee of the whole upon the Bill entitled, "An Act to establish the present survey of certain side lines in the second Concession West of Green Point, in the Township of Sophiasburgh," and the Report of the Select Committee thereon.

Sophiasburgh survey Bill, and the report thereon, committed.

The Honorable Mr. Markland took the Chair.

A Message being announced the Chairman left the Chair, and the House formed.

A Deputation from the Commons House of Assembly brought up a Bill, to which they requested the concurrence of this House, and then withdrew.

Bill brought up.

The House was then again put into a Committee of the whole upon the Bill, entitled, "An Act to establish the present survey of certain side lines in the second Concession West

Sophiasburgh survey Bill, and the report

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thereon, re-committed. of Green Point, in the Township of Sophiasburgh," and the Report of the Select Committee thereon.

The Honorable Mr. Markland took the Chair.

After some time the House resumed.

Reported.

The Chairman reported that the Committee had gone through the said Bill, and recommended the same, without amendment, to the adoption of the House.

Adopted

Ordered, that the Report be received ; and,

Ordered, that the said Bill be read a third time this day,

Speaker reports the receipt of York Road law amendment Bill from the Assembly.

His Honor the Speaker reported to the House, that a Deputation from the Commons House of Assembly had brought up a Bill, entitled, "An Act to amend and extend the provisions of an Act passed in the third year of His Majesty's reign, entitled, 'An Act to raise a sum of money to improve certain roads in the vicinity of the Town of York, and for other purposes therein mentioned,'" to which they requested the concurrence of this House.

Read first time.

The said Bill was then read ; and it was,

with rule dispensed with.

Ordered, that the forty-fourth rule of the House be dispensed with, as it regards this Bill, and that the same be read a second time this day.

Wine and Brandy additional duty imposition bill, committed.

Pursuant to order, the House was put into a Committee of the whole upon the Bill entitled, "An Act to continue and make permanent, an Act passed in the second year of His Majesty's reign, entitled, 'An Act to impose an additional duty on Licenses to vend Wines, Brandy, and Spirituous Liquors.'"

The Honorable Mr. Crookshank took the Chair.

After some time the House resumed.

Reported.

The Chairman reported that the Committee had gone through the said Bill, and recommended the same, without amendment, to the adoption of the House.

Adopted.

Ordered, that the Report be received.

Members enter.

The Honorable Mr. Allan, and the Honorable and Right Reverend Bishop Macdonell, enter.

Ordered, that the last mentioned Bill be read a third time this day.

Sophiasburgh survey Bill read third time, and passed.

Pursuant to order, the Bill entitled, "An Act to establish the present survey of certain side lines in the second Concession West of Green Point, in the Township of Sophiasburgh," was read a third time, and passed.

Same signed

Whereupon the Speaker signed the same ; and it was,

And the Assembly acquainted thereof

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed this Bill without amendment.

York road law amendment bill read second time

Pursuant to order, the Bill entitled, "An Act to amend and extend the provisions of an Act passed in the third year of His Majesty's reign, entitled, 'An Act to raise a sum of money to improve certain roads in the vicinity of the Town of York, and for other purposes therein mentioned,'" was read a second time ; and it was,

Ordered, that the House be now put into a Committee of the whole, to take the same into consideration.

Committed.

The House was then put into a Committee of the whole accordingly.

The Honorable Mr. Adamson took the Chair.

House resumes.

After some time the House resumed.

Wine and Brandy additional duty imposition Bill, read third time and passed.

Pursuant to order, the Bill entitled "An Act to continue, and make permanent, an Act passed in the second year of His Majesty's reign, entitled 'An Act to impose an additional Duty on Licenses to vend Wines, Brandy, and Spirituous Liquors,'" was read a third time, and passed.

Same signed.

Whereupon the Speaker signed the same ; and it was,

And the Assembly acquainted thereof

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House that the Legislative Council have passed this Bill, without amendment.

Road and Bridge grant Bill, re-committed.

Pursuant to the order of the day, the House was again put into a Committee of the whole upon the Bill entitled "An Act granting to His Majesty a sum of money for the improvement of Roads and Bridges in the several Districts in this Province."

The Honorable Mr. Wells took the Chair.

A Message being announced, the Chairman left the Chair, and the House formed.

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SIR JOHN COLBORNE, K. C. B., *Lieutenant Governor.*

A Deputation from the Commons House of Assembly returned the Bill sent down from the Legislative Council, entitled "An Act to authorise the Niagara Canal Company to make a Canal, navigable by Schooners, to lead from the Welland Canal into the river Niagara," and acquainted this House that the Commons House of Assembly had passed the same, without amendment;—the Deputation then withdrew.

Second Niagara Canal Company's Charter amendment Bill passed by the Assembly.

The House was then again put into a Committee of the whole upon the Bill entitled "An Act granting to His Majesty a sum of money for the improvement of Roads and Bridges in the several Districts in this Province."

Road and Bridge grant Bill, re-committed.

The Honorable Mr. Wells took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and recommended the same, without amendment, to the adoption of the House.

Reported.

Ordered, that the report be received; and,

Adopted.

Ordered, that the said Bill be read a third time presently.

The same was then read a third time accordingly, and passed.

Read third time and passed.

Whereupon the Speaker signed the Bill; and it was,

Bill signed.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House that the Legislative Council have passed this Bill, without amendment.

And the Assembly acquainted thereof.

To the Bill entitled "An Act granting to His Majesty a sum of money, for the improvement of Roads and Bridges in the several Districts in this Province"—

Speaker's protest against the Bill last mentioned.

DISSENTIENT.

Because, I believe that the present state of the finances of the Province does not warrant such an expenditure in improvements which are not of a permanent character, and which are to yield no direct return, while they burthen the revenue with so large a debt; and because I think it is time that some more satisfactory system for improving the Highways should be adopted.

(Signed)

JOHN B. ROBINSON.

Pursuant to order, the Address to the King, on the subject of the proportion of duties levied at the Port of Quebec, payable to this Province, was read a third time, and passed.

Address to the King on the subject of duties levied at Quebec, read third time, passed and signed.

Whereupon the Speaker signed the same; which is as follows:—

TO THE KING'S MOST EXCELLENT MAJESTY.

The Address.

MOST GRACIOUS SOVEREIGN:

We, Your Majesty's most dutiful and loyal Subjects, the Legislative Council of Upper Canada, in Provincial Parliament assembled, humbly beg leave to represent to Your Majesty, that in carrying into effect the provisions of the Act of the Imperial Parliament, passed in the third year of the reign of His late Majesty King George the Fourth, entitled, "An Act to regulate the trade of the Provinces of Lower and Upper Canada, and for other purposes relating to the said Provinces," a difficulty has occurred, in making a just division of the duties levied at the Port of Quebec, which can only be removed by the interposition of Your Majesty, and of the Imperial Parliament.

The Arbitrators to be appointed under that Act, are authorised by the twenty-fifth section thereof, to ascertain and award the proportion to be paid to Upper Canada, of duties levied in the Province of Lower Canada, "under the authority of any Act or Acts passed, or to be passed therein," upon Goods, Wares, and Commodities, imported therein by sea.

There can be no doubt that this enactment gives express power to the Arbitrators to make an equitable division of all duties upon goods imported into Lower Canada, by sea, to be levied under the authority of Acts "passed by the Legislature of Lower Canada."

Besides these Provincial duties, very considerable duties were, at the time of passing this Act, payable, and are still payable, upon certain goods imported into Lower Canada, under the authority of the British Statute passed in the fourteenth year of the reign of His late Majesty King George the Third; and for the division of these duties, also, express provision is made in the twenty-seventh clause of the said Statute of the Imperial Parliament, passed in the third year of His late Majesty King George the Fourth. In regard to these duties

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therefore, as well as the duties imposed by the Legislature of Lower Canada, the power of the Arbitrators is subject to no doubt: but, although between the fourteenth year of the reign of His late Majesty King George the Third, and the passing of the Imperial Statute last referred to, no Acts had been passed in England imposing duties upon merchandize to be imported into Lower Canada, and therefore there were none such to be referred to and provided for in that Statute; yet, since that period, there have been several Acts passed by the Imperial Parliament, in furtherance of a new system of Colonial Trade, and particularly in the sixth year of the reign of His late Majesty King George the Fourth, by which considerable duties are imposed upon merchandize imported into Lower Canada, by Sea.

Whatever may be the proper equitable construction of the Statute, passed in the third year of the reign of His late Majesty King George the Fourth, the twenty-fifth section thereof does not, in terms, extend to authorise the Arbitrators to award a division of duties received under those Acts of the Imperial Parliament, subsequently passed; and as those Statutes do not contain in themselves, any provision for the apportionment of those duties, the Arbitrators have hitherto declined to include them in their award. The consequence is, that no distribution of them between the two Provinces has yet taken place, and a considerable sum has accumulated, which each Province has unquestionably a just right to share in the same proportion, and no other, as the duties levied under Provincial enactments, though there appears to be a difficulty in the way of their apportionment.

We, therefore, humbly pray Your Majesty, that either in any Act which may be passed for the general regulation of the trade of the Colonies, or in any Act more particularly applicable to these Provinces, occasion may be taken to place within the power of future Arbitrators, the division of the duties levied in Lower Canada upon merchandize imported by Sea, either under the Statute passed in the third year of the reign of His late Majesty King George the Fourth, which authorises the appointment of Arbitrators, or under any other Statute of the Imperial Parliament, which has been subsequently passed, or which may be passed hereafter: or, that Your Majesty will be graciously pleased to recommend to Parliament, to pass an Act expressly for amending the said Statute, passed in the third year of the reign of King George the Fourth, by making the twenty-fifth clause thereof extend to all duties levied in the Province of Lower Canada, upon Goods, Wares, and Commodities imported therein, by Sea, without adding the words, "under the authority of any Act or Acts passed, or to be passed therein," and thus restoring that clause to the form in which it stood when the Bill was proposed to Parliament, and when it was printed by order of the House of Commons, as amended by their Committee, on the twenty-fourth day of June, one thousand eight hundred and twenty-two.

The subsequent alteration of that clause, in passing the Bill through Parliament, was, perhaps, made in contemplation of giving to the two Provinces of Canada an united Legislature, a measure which was then entertained by His Majesty's Government, but which was afterwards abandoned; or, perhaps, because it was intended, that in any Acts to be subsequently passed, the determination of Parliament as to the division of the duties, should be particularly expressed. Those Acts, however, are silent on the subject, and the inconvenience is, at present, without other means of remedy than by the interposition of Parliament, in the manner which we have humbly begged leave to suggest.

Ordered, that an humble Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to transmit the said Address to the King, to His Majesty's Secretary of State for the Colonies, in order that it may be laid at the foot of the Throne; and,

Ordered, that the Honorable Messieurs Dickson and Crooks, be a Committee to wait on the Lieutenant Governor, to know when His Excellency would be pleased to receive this House with the same.

Ordered, that a Select Committee be appointed to examine and report upon the Contingent Accounts of this House, for the present Session; and,

Ordered, that the Honorable Messieurs McDonell, Adamson, and Crooks, do compose the same, for that purpose.

On motion made and seconded, it was,

Address ordered to be presented to His Excellency, requesting him to transmit the Address to the King, to His Majesty's Secretary of State for the Colonies.

Committee appointed to know when His Excellency would receive the Address to the King.

Committee appointed to report upon the Contingent Accounts.

Members composing it.

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Ordered, that the House be now again put into a Committee of the whole upon the Bill, entitled, "An Act granting to his Majesty a sum of money towards defraying the expense of the Administration of the Civil Government of this Province."

The House was then again put into a Committee of the whole accordingly.

The Honorable Mr. Allan took the Chair.

After some time the House resumed.

On motion made and seconded, it was,

Ordered, that a Select Committee be appointed to prepare an Address to the King, on the subject matter of the last mentioned Bill; and,

Ordered, that the Honorable Messieurs Markland, Dunn, and Allan, do compose the same, for that purpose.

Pursuant to order, the House was again put into a Committee of the whole upon the Bill entitled, "An Act appropriating certain monies in the hands of His Majesty's Receiver General, raised under the provisions of an Act passed in the second year of His Majesty's reign, entitled, 'An Act to impose an additional duty on Licenses to vend Wines, Brandy, and Spirituous Liquors, towards the payment of the sum of twenty-five thousand pounds, granted for the improvement of the Roads and Bridges in this Province, by an Act passed during the present Session, entitled, 'An Act granting to His Majesty a sum of money for the improvement of the Roads and Bridges in the several Districts in this Province.'"

The Honorable Mr. Dickson took the Chair.

After some time the House resumed.

On motion made and seconded, the House adjourned until to-morrow, at the hour of eleven of the clock, A. M.

THURSDAY, 6th MARCH, 1834.

The House met pursuant to adjournment.

PRESENT :

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs,</i> DUNN,
<i>The Honorable</i> Mr. DICKSON,	" " ROBINSON,
<i>The Hon. & Ven. The</i> ARCHDEACON OF YORK.	" " McDONELL,
<i>The Honorable Messrs.</i> WELLS,	" " ADAMSON,
" " MARKLAND,	" " CROOKS.

Prayers were read.

Ordered, that the reading of the minutes of yesterday be dispensed with.

The Honorable Mr. Dickson reported that His Excellency the Lieutenant Governor had named half-past two of the clock, this day, for receiving the Address to the King, on the subject of the proportion of Duties levied at the Port of Quebec payable to this Province.

A Deputation from the Commons House of Assembly brought up a Bill entitled, "An Act to amend the Welland Canal Charter, and for other purposes therein mentioned;" to which they requested the concurrence of this House.—The same Deputation returned the Bill entitled "An Act concerning the release of Mortgages;" and acquainted this House that the Commons House of Assembly had acceded to the amendments made by the Legislative Council in and to the same;—the Deputation then withdrew.

The Bill entitled "An Act to amend the Welland Canal Charter, and for other purposes therein mentioned," was read; and it was,

Ordered, that the forty-fourth rule be dispensed with as it regards this Bill, and that the same be now read a second time.

The Bill was then read a second time accordingly; and it was,

Ordered, that the House be put into a Committee of the whole this day, to take the same into consideration.

It was moved and seconded that it be,

Resolved—That the Speaker be authorised to acknowledge, on the part of the Legislative Council, the receipt of a complete set of the Journals of the Legislative Council of Lower Canada, and to express the satisfaction which this House derives from possessing

Civil List Bill recom-
mitted.

House resumes.

Committee appointed
to prepare an Address
to the King on the last
mentioned Bill.

Members composing
it.

Wine Duty appropri-
ation Bill recommitted.

House resumes.

House adjourns.

House meets.

Members present.

Reading of the
minutes dispensed
with.

Report of the Com-
mittee appointed to
know when His Ex-
cellency would receive
the Address to the
King, upon duties
levied at Quebec.

Welland Canal Com-
pany's Charter amend-
ment Bill, brought up.

Amendments to
Mortgages release
Bill, concurred in by
the Assembly.

Welland Canal Com-
pany's Charter
amendment Bill, read
first time.

44th rule dispensed
with.

Bill read second time.

Resolution moved,
for authorising the
Speaker to acknow-
ledge the receipt of a
set of the Journals of
the Legislative Coun-
cil of Lower Canada,

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and for authorising
him to transmit to that
House, a set of the
Journals of this Council.
Read second time,
and adopted.

them; and that the Speaker be also authorised to transmit to the Legislative Council of Lower Canada, a set of the Journals of this House, so far as the same exist in a printed form.

The said Resolution being read a second time, and the question of concurrence put thereon, it was agreed to by the House; and it was,

Ordered, that the Speaker be authorised to acknowledge, on the part of the Legislative Council, the receipt of a complete set of the Journals of the Legislative Council of Lower Canada, and to express the satisfaction which this House derives from possessing them; and that the Speaker be also authorised to transmit to the Legislative Council of Lower Canada, a set of the Journals of this House, so far as the same exist in a printed form.

Report of the
Select Committee
appointed to prepare
an Address to the
King, upon the Civil
List Bill.

The Honorable Mr. Markland, from the Select Committee appointed to prepare an Address to the King, on the subject matter of the Bill entitled "An Act granting to His Majesty a sum of money towards defraying the expense of the administration of the Civil Government of this Province," reported a draft thereof.

Draft read first and
second time, and
adopted.

The same was then read by the Clerk; and being again read, the question of concurrence was put, which was carried in the affirmative; and it was,

Ordered, that it be engrossed, and read a third time this day.

Read third time and
passed.
Same signed.

The same was then read a third time accordingly; and passed.

Whereupon the Speaker signed the Address; which is as follows:

The Address.

TO THE KING'S MOST EXCELLENT MAJESTY.

MOST GRACIOUS SOVEREIGN:

We, Your Majesty's dutiful and loyal Subjects, the Legislative Council of Upper Canada, in Provincial Parliament assembled, beg leave most respectfully to represent to Your Majesty, the embarrassing circumstances in which we have been placed, with respect to the Bill of Supply for the Civil Expenditure of the Province, sent up for our concurrence from the Commons House of Assembly. As was the case in the two last Sessions of the Legislature, it has again fallen far short of the sum which we consider requisite to compensate the services of persons employed in the different departments, and to supply the several allowances—some of which are necessary to the administration of Justice—that have hitherto always been voted by successive Assemblies, as indispensable for carrying on the Government.

Upon the first occasion of making provision for these services,—which arose at the time when it pleased Your Majesty to relinquish the duties levied under the British Statute of the 14th Geo. 3rd, Chap. 88,—in consideration of a grant, which, though permanent, was quite inadequate to the public expenditure of the Province, the Legislative Council, having first expressed to the Assembly their dissatisfaction, were content to concur, for that time, in the measure, rather than embarrass the Government, by a rejection of the Bill.

On a recent similar occasion, the same motives induced them to adopt the former course, having first respectfully made known their opinions to Your Majesty's Government, through His Excellency the Lieutenant Governor, and expressed their confidence, that when the appropriations of the duties under the 14th Geo. 3rd, were voluntarily relinquished, and a provision for a few salaries only accepted instead, Your Majesty's Government were prepared to supply, from other funds, such necessary and accustomed charges as the Legislature might fail to provide for.

Two Sessions having thus passed, without the deficiencies being made good by the Assembly: during which time, neither salaries nor allowances have been provided for from any quarter—the Legislative Council have found themselves again called upon to accept an inadequate supply, and, by their concurrence in it, to approve of what they consider, injustice to the persons whose claims have been disregarded, and injurious to the Province, from the want of appropriations for indispensable services.

Having again ineffectually stated their objections to the Assembly, the most constitutional and obvious course would have been, for the Legislative Council to reject the measure, without hesitation; but they were again deterred from adopting so justifiable a decision, by the injurious effects it may have upon those Servants of the Crown who are included in the Bill, and not been left unprovided for. The Legislative Council have therefore deemed it their best alternative, most respectfully to make their appeal to the just consideration of Your Majesty, being assured that it cannot be intended to allow the public service to be impeded,

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while there are at the disposal of Your Majesty, within the Province, ample funds to make good the deficiencies in the present grant for the Civil expenditure of the Province.

The Legislative Council can no longer conceal from themselves, that an expectation of provision from the Assembly, for the above services, need not be entertained: although no more is now asked for than was considered requisite, and was sanctioned by repeated Houses of Assembly for a long series of years, when the services were less onerous, and the public revenue less able to compensate them; yet, having failed in every effort to obtain, from the other branch of the Legislature, a concurrence, in their opinions, they have no reason to expect any change, nor do they desire to make any further remonstrance in that quarter; and they painfully feel, that unless Your Majesty will be graciously pleased to assume those charges which the Assembly have declined to provide for, they must, in future, be driven to reject any such measure which they may deem partial and inadequate, or make sacrifice of principles to which their practice and their convictions lead them to adhere.

The Legislative Council will not occupy further time in recapitulating the items of accustomed expenditure that have been omitted, being aware that such information has already been furnished to the proper department: they will therefore merely most respectfully urge, that Your Majesty will be graciously pleased, in consideration of the anxious desire which the Legislative Council have manifested to carry on the public service without interruption and difficulty, and of the disadvantage which is likely to arise, should the remaining necessary annual charges be unprovided for, to direct Your Majesty's Representative not again to estimate for those items, but to issue his Warrant for their payment from such fund as Your Majesty may, in Your wisdom, be graciously pleased to direct.

Ordered, that an humble Address be presented to the Lieutenant Governor, praying that His Excellency will be pleased to transmit the said Address to the King to His Majesty's Secretary of State for the Colonies, in order that it may be laid at the foot of the Throne; and,

Ordered, that the Honorable Messieurs Markland and Wells be a Committee to wait on the Lieutenant Governor, to know when His Excellency would be pleased to receive this House with the same.

The Honorable Mr. Markland reported that His Excellency the Lieutenant Governor had been pleased to appoint half an hour past two of the clock, P. M., this day, for the purpose of receiving this House with their Address to the King on the last mentioned subject.

On motion made and seconded, it was,

Ordered, that the House be now again put into a Committee of the whole upon the Bill entitled "An Act granting to His Majesty a sum of money, towards defraying the expense of the administration of the Civil Government of this Province."

The House was then put into a Committee of the whole accordingly.

The Honorable Mr. Wells took the Chair.

After some time the House resumed.

The Chairman reported that the Committee had gone through the said Bill, and recommended the same, without amendment, to the adoption of the House.

Ordered, that the Report be received; and,

Ordered, that the said Bill be read a third time this day,

The same was then read a third time accordingly, and passed.

Whereupon the Speaker signed the Bill; and it was,

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House, that the Legislative Council have passed this Bill without amendment.

To the Bill just passed—*Dissentient.*

For the reasons assigned by me in a Protest entered upon the Journals on the twelfth day of February, one thousand eight hundred and thirty-three.

(Signed)

JOHN B. ROBINSON.

Pursuant to order, the House was put into a Committee of the whole, upon the Bill entitled "An Act to amend the Welland Canal Charter, and for other purposes therein mentioned."

Committee appointed to present an Address to His Excellency, requesting him to transmit the Address to the King, to His Majesty's Secretary of State for the Colonies.
Committee appointed to know when His Excellency would receive the Address to the King.

Their Report.

Civil List Bill recommitted.

Reported.

Adopted.

Read third time, and passed.

Bill signed.

And the Assembly acquainted thereof.

Speaker's protest against the passing of the last mentioned Bill.

Welland Canal Company's Charter amendment Bill, committed.

Thursday, 6th March, 1834.

FOURTH SESSION 11th PROVINCIAL PARLIAMENT, 4th WILLIAM IV.

The Honorable Mr. Allan took the Chair.

House resumes.

After some time the House resumed.

Report of the Select Committee upon the Contingent Accounts, presented.

The Honorable Mr. McDonell, from the Select Committee appointed to examine and report upon the Contingent Accounts of this House, for the present Session, presented their Report.

Ordered, that the Report be received; and,

Read.

The same was then read by the Clerk, as follows:

The Select Committee appointed to take into consideration the Contingencies of this House, beg leave to Report:

The Report.

That they have carefully examined the Accounts of the Clerk, and the Usher of the Black Rod,—the former amounting to Eleven Hundred and Seventeen Pounds, Fifteen Shillings, and Eight Pence Half-penny, after deducting the sum of Two Hundred and Fifty Pounds, advanced to him in the contingencies of last Session, towards the payment of Clerks during the recess; and the latter, to Two Hundred and Fifty Pounds, Eleven Shillings and Six Pence.

Your Committee recommend that the same allowance be made to the Clerk as he received last Session, namely, Four Hundred Pounds; and that the addition of Fifty Pounds then made to the Usher of the Black Rod, be continued; also, to the Door-Keeper, the extra sum of Forty Pounds, in addition to the Twenty Pounds formerly received by him.

Your Committee further recommend, that the sum of Five Hundred Pounds, included in the Contingencies of last Session, but not expended, for fitting up the Legislative Council Room and Apartments, be applied to that purpose.

Your Committee also recommend, that the sum of One Hundred and Fifty-eight Pounds be included in the Contingencies of the present Session, for the purchase of a Pew in the new Episcopal Church.

(Signed)

ALEX. McDONELL,

CHAIRMAN.

*Committee Room, Legislative Council,
6th March, 1834.*

On motion made and seconded, it was,

Ordered, that the House be now put into a Committee of the whole, to take the said Report of the Select Committee into consideration.

Report committed.

The House was then put into a Committee of the whole accordingly.

The Honorable Mr. McDonell took the Chair.

After some time the House resumed.

Reported.

The Chairman reported that the Committee had gone through the said Report of the Select Committee, and recommended the same to the adoption of the House.

Adopted.

Ordered, that the Report be received.

It was moved and seconded, that it be,

Resolutions moved, for printing the Journals, and allowing the Clerk £100. for superintending same, and for paying him £100. as recommended by the Committee upon the Contingent Accounts of last Session.

Resolved,—That the Journals of this House be printed, and that one hundred pounds be allowed to the Clerk of this House, for his trouble in superintending the same, and that he be directed to send to the Clerk of the Assembly, a copy for each Member of that House.

Resolved,—That the sum of one hundred pounds be paid to the Clerk of the Legislative Council, agreeably to a recommendation of the Committee upon the Contingent Accounts of last Session.

Read second time, and adopted.

The said Resolutions being read a second time, and the question of concurrence put on each, they were severally agreed to by the House; and it was,

Ordered, that the Journals of this House be printed, and that one hundred pounds be allowed to the Clerk of this House, for his trouble in superintending the same, and that he be directed to send to the Clerk of the Assembly, a copy for each Member of that House; and,

Ordered, that the sum of one hundred pounds be paid to the Clerk of the Legislative Council, agreeably to a recommendation of the Committee upon the Contingent Accounts of last Session.

It was moved and seconded, that it be,

Thursday, 6th March, 1834.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

Resolved,—That fifty pounds be paid to the Reverend Gentleman who has officiated in this House during the present Session, in the absence of the Reverend Chaplain.

The said Resolution being read a second time, and the question of concurrence put thereon, it was agreed to by the House; and it was,

Ordered, that fifty pounds be paid to the Reverend Gentleman who has officiated in this House during the present Session, in the absence of the Reverend Chaplain.

It was moved and seconded, that it be,

Resolved,—That the Master in Chancery be allowed fifty pounds in addition to his present salary, agreeably to the recommendation of the Select Committee appointed last Session upon the Contingent Accounts of this House.

The said Resolution being read a second time, and the question of concurrence put thereon, it was agreed to by the House; and it was,

Ordered, that the Master in Chancery be allowed fifty pounds in addition to his present salary, agreeably to the recommendation of the Select Committee appointed last Session upon the Contingent Accounts of this House.

It was moved and seconded, that it be,

Resolved,—That the sum of fifty pounds be paid to the Usher of the Black Rod, agreeably to the recommendation of the aforementioned Committee.

The said Resolution being read a second time, and the question of concurrence put thereon, it was agreed to by the House; and it was,

Ordered, that the sum of fifty pounds be paid to the Usher of the Black Rod, agreeably to the recommendation of the aforementioned Committee.

It was moved and seconded, that it be,

Resolved,—That the Door-keeper be allowed the sum of forty pounds, for extra services during the present Session.

The said Resolution being read a second time, and the question of concurrence put thereon, it was agreed to by the House; and it was,

Ordered, that the Door-keeper be allowed the sum of forty pounds, for extra services during the present Session.

A Deputation from the Commons House of Assembly, brought up a Bill entitled, "An Act granting to His Majesty a sum of money to aid in the construction of a Bridge across Parrott's Bay, in the Township of Ernestown;" and also, a Bill entitled, "An Act granting a sum of money to the Port Burwell Harbour Company, by way of a loan, on the security of that Company," to which they requested the concurrence of this House. The same Deputation brought up and delivered at the Bar of this House, a Message in the following words, and then withdrew.

MR. SPEAKER,

The Commons House of Assembly, acquaints the Honorable the Legislative Council, that a Resolution was passed by this House, at the last Session of the Provincial Legislature, granting the sum of five hundred pounds, to be placed in the hands of the Speakers of both Houses, for the purchase of Books, which sum was included in the Address of this House for the payment of Contingencies; but in consequence of the lateness of the period at which the Resolution was passed, it was not communicated to the Honorable the Legislative Council for their concurrence; a copy of which Resolution is herewith sent to that Honorable House.

(Signed)

ARCHIBALD McLEAN,
SPEAKER.

*Commons House of Assembly,
6th day of March, 1834.*

"*Resolved*,—That the sum of five hundred pounds be placed in the hands of the Speakers of the Honorable the Legislative Council, and House of Assembly, to purchase Books for the Library."

Truly extracted from the Journals of the Assembly of the 11th day of February, 1833.

(Signed)

JAMES FITZ-GIBBON,
Clerk of Assembly.

Resolution moved for paying £50 to the Clergyman who officiated during this Session. Read second time, and adopted.

Resolution moved for paying £50 additional to the Master in Chancery as recommended by the said Committee.

Read second time, and adopted.

Resolution moved for allowing the Usher of the Black Rod £50 additional as recommended by the said Committee. Read second time and adopted.

Resolution moved for allowing the Door-keeper £40 for extra services.

Read second time and adopted.

Parrott's Bay Bridge grant bill; and Port Burwell Harbour Company's Loan Bill, brought up.

Message from the Assembly.

Transmitting a Copy of a resolution passed by that House last Session granting £500 for the purchase of Books.

The copy.

Thursday, 6th March, 1834.

FOURTH SESSION, 11th PROVINCIAL PARLIAMENT, 4th WILLIAM IV.

Parrott's Bay Bridge grant bill; and Port Burwell Harbour Company's loan bill, read first time.

The Bill, entitled, "An Act granting to His Majesty a sum of money to aid in the construction of a Bridge across Parrott's Bay, in the Township of Ernestown;" and also, the Bill entitled, "An Act granting a sum of money to the Port Burwell Harbour Company, by way of loan, on the security of that Company," were then severally read.

On motion made and seconded, it was,

Covering bill, re-committed.

Ordered, that the House be now again put into a Committee of the whole upon the Bill entitled, "An Act to make good certain monies advanced for the contingent expenses of the last Session of the Legislature of this Province, and also to make good certain monies advanced in compliance with Addresses of the House of Assembly, during the present Session.

The House was then put into a Committee of the whole accordingly.

The Honorable Mr. Crooks took the Chair.

After some time the House resumed.

Reported.

The Chairman reported that the Committee had gone through the said Bill, and recommended the same, without amendment, to the adoption of the House.

Adopted.

Ordered, that the Report be received; and,

Ordered, that the said Bill be read a third time this day.

Read third time and passed. Bill signed.

The same was then read a third time accordingly, and passed.

And the Assembly acquainted thereof.

Ordered, that the Master in Chancery do go down to the Assembly and acquaint that House that the Legislative Council have passed this Bill, without amendment.

It was moved and seconded, that it be,

Resolution moved on the subject of the expenditure of the £500 voted by the Assembly for the purchase of Books. Question put and negatived.

Resolved—That the Honorable the Speaker be authorised to unite with the Speaker of the Assembly in the expenditure of the Five Hundred Pounds voted by the Resolution of the Assembly for the purchase of Books, in such manner as to their judgments may seem most proper.

The said Resolution being read a second time, and the question of concurrence put thereon, it was carried in the negative.

Address to the King on the subject of duties levied at Quebec; and on the subject of the Civil List Bill, presented by the House to His Excellency.

At the time appointed, the House proceeded to the Government House, with their several Addresses to the King, on the subject of the proportion of duties levied at the Port of Quebec, payable to this Province; and on the subject of the Bill entitled, "An Act granting to His Majesty a sum of money towards defraying the expense of the Administration of the Civil Government of this Province."

House forms.

The Council having returned, the House formed.

PRESENT:

Members present.

<i>The Honorable</i> JOHN B. ROBINSON, SPEAKER,	<i>The Honorable Messrs.</i> MARKLAND,
<i>The Honorable</i> Mr. DICKSON,	" " ALLAN,
" " POWELL,	" " ROBINSON,
" " CROOKSHANK,	" " McDONELL,
<i>The Hon. & Ven. The</i> ARCHDEACON OF YORK.	" " ADAMSON,
<i>The Honorable Messrs.</i> WELLS,	" " CROOKS.
" " CAMERON,	<i>The Hon. & Rt. Rev.</i> BISHOP MACDONELL,

Speaker reports His Excellency's reply.

His Honor, the Speaker, reported that His Excellency the Lieutenant Governor had been pleased to receive the several Addresses of this House, and to reply thereto as follows: HONORABLE GENTLEMEN;

The Reply.

In compliance with your request, I will transmit these Addresses to the King, to His Majesty's Secretary of State for the Colonies.

His Excellency comes to the House, and commands the attendance of the Assembly.

At four of the clock, P. M., His Excellency the Lieutenant Governor, being come to the Legislative Council Chamber, and seated on the Throne, the Gentleman Usher of the Black Rod was ordered to direct the immediate attendance of the House of Assembly, who being come,

His Excellency was pleased, in His Majesty's name, to assent to the following Bills:—

Bills received the Royal Assent.

1.—An Act to extend the limits assigned to the respective Gaols in this Province, and to afford to Plaintiffs the means, in some cases, of more effectually compelling the payment of debts due to them by Defendants, in execution.

2.—An Act to regulate Line-fences and Water-courses, and to repeal so much of an Act passed in the thirty-third year of the reign of His late Majesty King George the Third,

Thursday, 6th March, 1834.

SIR JOHN COLBORNE, K. C. B., *Lieutenant Governor.*

entitled, An Act to provide for the nomination and appointment of Parish and Town Officers, within this Province, as relates to the Office of Fence Viewers being discharged by Overseers of Highways and Roads.

3.—An Act to repeal part of an Act passed in the third year of His Majesty's reign, entitled, An Act granting to His Majesty a sum of money to defray the expense of erecting a Penitentiary in this Province, and for other purposes therein mentioned.

4.—An Act to establish the present survey of certain side lines in the second Concession West of Green Point, in the Township of Sophiasburgh.

5.—An Act to afford relief to persons confined on Mesne Process.

6.—An Act to render the Judges of the Court of King's Bench in this Province, independent of the Crown.

7.—An Act to establish a Board of Police in the Town of Belleville.

8.—An Act to authorise the construction of a road from Hamilton, in the Gore District, to Port Dover, in the London District.

9.—An Act to incorporate certain persons under the style and title of the Cobourg Rail Road Company.

10.—An Act to provide for the maintenance and government of the Provincial Penitentiary, erected near Kingston, in the Midland District.

11.—An Act to incorporate certain persons by the name of the Bath School Society, and for other purposes therein mentioned.

12.—An Act relating to the survey of the Gore between Fredericksburgh and Ernestown, in the Midland District.

13.—An Act to define the limits of the Town of Port Hope, and to establish a Police therein.

14.—An Act to incorporate the Village of Prescott, and to establish an elective Police therein.

15.—An Act to establish a Police in the Town of Cornwall, in the Eastern District.

16.—An Act for the construction of Piers at the Isthmus of Long Point, on Lake Erie.

17.—An Act to incorporate certain persons under the style and title of the President, Directors and Company, of the Port Hope and Rice Lake Canal Company.

18.—An Act to provide for the summary punishment of Petty Trespasses, and other offences.

19.—An Act to incorporate certain persons therein mentioned, under the style and title of the Richmond Canal Company.

20.—An Act to grant further relief to Bail, in certain cases, and to regulate the manner of putting in and perfecting Bail, in vacation.

21.—An Act to revive and extend the provisions of an Act, passed in the tenth year of His late Majesty's reign, entitled, "An Act to authorise the detention of Debtors, in certain cases."

22.—An Act to incorporate certain persons therein mentioned, under the style and title of the President, Directors and Company, of the Credit Harbour.

23.—An Act to alter and amend the Charter, and increase the Stock of the Welland Canal Company, and to authorise His Majesty's Receiver General to subscribe Stock in the said Company, on behalf of this Province.

24.—An Act to attach certain Townships in the District of Newcastle, to the Counties of Northumberland and Durham, respectively.

25.—An Act to repeal part of, and amend the Laws now in force in this Province, respecting the appointment and duties of certain Township Officers.

26.—An Act to incorporate certain persons under the style and title of the London and Gore Rail Road Company.

27.—An Act to extend the limits of the Town of York, to erect the said Town into a City, and to incorporate it under the name of the City of Toronto.

28.—An Act to facilitate the remedy by Replevin.

29.—An Act to repeal part of, amend and extend, the provisions of an Act passed in the last Session of the present Parliament, entitled, "An Act granting to His Majesty a sum of money, to be raised by Debenture, for the improvement of the navigation of the River Saint Lawrence."

Thursday, 6th March, 1834.

FOURTH SESSION 11th PROVINCIAL PARLIAMENT, 4th WILLIAM IV.

30.—An Act for the relief of certain Religious Denominations of persons called Menonists, Tunkers, and Quakers.

31.—An Act to repeal part of, and amend an Act passed in the fourth year of the reign of His late Majesty George the Fourth, entitled, "An Act to repeal the several Statutes of this Province, respecting the elections of Members of the House of Assembly, and the qualification of Voters and Candidates at such Elections, and to reduce the provisions thereof, with some amendments, into one Act, and also to provide against fraud in obtaining qualifications to vote at Elections."

32.—An Act to declare what Fees shall be received by Justices of the Peace, for the duties therein mentioned.

33.—An Act to revive and continue an Act, granting to His Majesty a duty on Licenses to Auctioneers, and on Goods, Wares and Merchandize, sold by Auction.

34.—An Act granting to His Majesty a sum of money towards defraying the expense of the Administration of the Civil Government of this Province.

35.—An Act to authorise a Loan to the Tay Navigation Company.

36.—An Act granting a sum of money to defray the expense of erecting a Bridge over the Grand River, at Paris, and for other purposes therein mentioned.

37.—An Act to borrow a sum of money in Great Britain, at a reduced rate of interest, to cancel a part of the Public Debt of this Province, and for other purposes.

38.—An Act to grant a sum of money to defray the expense of erecting a Bridge over the Grand River, at Dunnville, and for other purposes therein contained.

39.—An Act granting to His Majesty a sum of money to enable His Majesty to compensate the services of the Arbitrator appointed under the Act of the Imperial Parliament, passed in the third year of His late Majesty's reign, entitled, "An Act to regulate the Trade of the Provinces of Lower and Upper Canada, and for other purposes relating to the said Provinces."

40.—An Act granting a sum of money in aid of the funds of the Female Benevolent Society of Kingston.

41.—An Act to repeal part of, and to extend the provisions of an Act passed in the third year of His Majesty's reign, entitled, "An Act granting a sum of money for the improvement of Roads and Bridges in the several Districts of this Province, and for other purposes therein mentioned."

42.—An Act concerning the release of Mortgages.

43.—An Act to revive and continue an Act passed in the fourth year of the reign of King George the Fourth, entitled, "An Act prescribing the mode of measuring the contents of Wooden Stills; also, for fixing the rate of duty to be paid on all Stills used for the distillation of Spirituous Liquors within this Province."

44.—An Act to provide for establishing the Concession lines in the Township of Louth, in the District of Niagara.

45.—An Act to prevent the consumption of Spirituous Liquors in Shops.

46.—An Act to authorise Richard Tunks to erect a Mill-dam upon the River Thames, in the London District.

47.—An Act granting to His Majesty a sum of money for the improvement of Roads and Bridges in the several Districts in this Province.

48.—An Act to make good certain monies advanced for the contingent expenses of the last Session of the Legislature of this Province, and also, to make good certain monies advanced in compliance with Addresses of the House of Assembly, during the present Session.

49.—An Act to repeal part of an Act passed in the second year of His Majesty's reign, entitled, "An Act respecting the time and place of sitting of the Court of King's Bench."

50.—An Act to continue and make permanent, an Act passed in the second year of His Majesty's reign, entitled, "An Act to impose an additional duty on Licenses to vend Wines, Brandy, and Spirituous Liquors."

51.—An Act to amend an Act passed in the second year of the reign of His late Majesty King George the Fourth, entitled, "An Act to repeal part of, and amend an Act passed in the thirty-seventh year of His late Majesty's reign, entitled, 'An Act for the better regulating the practice of the Law, and to extend the provisions of the same.'"

52.—An Act to amend the law respecting Real Property, and to render the proceedings for recovering possession thereof, in certain cases, less difficult and expensive.

Thursday, 6th March, 1834.

SIR JOHN COLBORNE, K. C. B. *Lieutenant Governor.*

53.—An Act to authorise the Niagara Canal Company to make a Canal, navigable by Schooners, to lead from the Welland Canal into the River Niagara.

And His Excellency the Lieutenant Governor was pleased to reserve the following Bills Bills Reserved. for the signification of His Majesty's pleasure :—

1.—An Act to authorise the persons therein named to hold or convey certain Lands in the Townships of Waterloo and Woolwich.

2.—An Act to form certain Townships, in the London District, into a County, and to attach certain Townships to the Counties of Middlesex and Kent, in the London and Western Districts.

3.—An Act to enable the Executors named in the Will of the late Thomas Stoyell, to carry the provisions of the said Will into effect.

4.—An Act to Incorporate certain persons therein mentioned under the name and style of the Erie and Ontario Rail Road Company.

5.—An Act to extend to certain persons the civil and political rights of natural born Subjects.

6.—An Act to Incorporate certain persons for the management of certain Lots of Land in the Township of Sandwich belonging to the Roman Catholic congregation of the Parish of L'Assomption, in the Western District, and for vesting the same in the said Corporation.

7.—An Act for imposing a Tax on Lands adjoining Canboro and Simcoe Road.

8.—An Act to enable John B. Yates to hold Lands in this Province, and for other purposes therein mentioned.

After which His Excellency the Lieutenant Governor was pleased to address the two Houses of the Legislature in the following words :—

*Honorable Gentlemen of the Legislative Council, and
Gentlemen of the House of Assembly :*

His Excellency's
Speech at the
Prorogation.

I have much satisfaction in observing the many valuable measures in which you have concurred; and I am confident that they will contribute to promote the best interests of the Province.

The Bills enacted to establish the independence of the Judicial Office, in conformity with the proposals conveyed to you by the command of His Majesty; and to amend the law respecting real property, secure to the community essential benefits.

I trusted, however, that before the close of this Session you would have decided on some practical mode of applying the funds arising from lands set apart for the purposes of Education, and placed under the control of the Legislature.

Gentlemen of the House of Assembly :

I thank you, in the name of His Majesty, for the supplies granted for the service of the year, and the provision made for carrying on Public Works of improvement.

Honorable Gentlemen, and Gentlemen :

The attention you have constantly directed to the improvement of the communications of the Province, has stimulated industry in every District; but no measure appears more calculated to exercise an immediate favorable influence over the prosperity of the Canadas, than that which you have sanctioned, to effect a safe and continuous navigation from Lake Huron to the Lower Province.

The circumstances under which this grand project will be undertaken, are, in every respect, propitious.

In eight years, the population of the Province has doubled: the quantity of land brought into cultivation during the same period, corresponds with this rapid increase.

The imports by the Saint Lawrence are increasing at the rate of one-third, annually, and the Capital expended in the construction of Canals, Harbors and Piers, in many instances, already yields a direct return.

I take leave of you, persuaded that your exertions in your several Counties will greatly tend to advance the interests and prosperity of the Colony.

His Honor the Speaker of the Legislative Council then said, it is His Excellency the Lieutenant Governor's will and pleasure, that this Provincial Parliament be prorogued to Tuesday, the fifteenth day of April next, to be then here holden; and this Provincial Parliament is prorogued accordingly. Parliament Prorogued.

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