

# Technical and Bibliographic Notes / Notes techniques et bibliographiques

The Institute has attempted to obtain the best original copy available for filming. Features of this copy which may be bibliographically unique, which may alter any of the images in the reproduction, or which may significantly change the usual method of filming are checked below.

- Coloured covers / Couverture de couleur
- Covers damaged / Couverture endommagée
- Covers restored and/or laminated / Couverture restaurée et/ou pelliculée
- Cover title missing / Le titre de couverture manque
- Coloured maps / Cartes géographiques en couleur
- Coloured ink (i.e. other than blue or black) / Encre de couleur (i.e. autre que bleue ou noire)
- Coloured plates and/or illustrations / Planches et/ou illustrations en couleur
- Bound with other material / Relié avec d'autres documents
- Only edition available / Seule édition disponible
- Tight binding may cause shadows or distortion along interior margin / La reliure serrée peut causer de l'ombre ou de la distorsion le long de la marge intérieure.
- Blank leaves added during restorations may appear within the text. Whenever possible, these have been omitted from filming / Il se peut que certaines pages blanches ajoutées lors d'une restauration apparaissent dans le texte, mais, lorsque cela était possible, ces pages n'ont pas été filmées.

Additional comments / Commentaires supplémentaires:

Cover title page is bound in as last page in book but filmed as first page on fiche.

L'Institut a microfilmé le meilleur exemplaire qu'il lui a été possible de se procurer. Les détails de cet exemplaire qui sont peut-être uniques du point de vue bibliographique, qui peuvent modifier une image reproduite, ou qui peuvent exiger une modification dans la méthode normale de filmage sont indiqués ci-dessous.

- Coloured pages / Pages de couleur
- Pages damaged / Pages endommagées
- Pages restored and/or laminated / Pages restaurées et/ou pelliculées
- Pages discoloured, stained or foxed / Pages décolorées, tachetées ou piquées
- Pages detached / Pages détachées
- Showthrough / Transparence
- Quality of print varies / Qualité inégale de l'impression
- Includes supplementary material / Comprend du matériel supplémentaire
- Pages wholly or partially obscured by errata slips, tissues, etc., have been refilmed to ensure the best possible image / Les pages totalement ou partiellement obscurcies par un feuillet d'errata, une pelure, etc., ont été filmées à nouveau de façon à obtenir la meilleure image possible.
- Opposing pages with varying colouration or discolourations are filmed twice to ensure the best possible image / Les pages s'opposant ayant des colorations variables ou des décolorations sont filmées deux fois afin d'obtenir la meilleure image possible.

This item is filmed at the reduction ratio checked below / Ce document est filmé au taux de réduction indiqué ci-dessous.

10x	14x	18x	22x	26x	30x
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
12x	16x	20x	24x	28x	32x

1st Session, 5th Parliament, 18 Victoria, 1855.

---

**EXTRACT**

From Fortieth Report of Committee on  
Private Bills.

(*Mr. Galt.*)

---

Ordered by THE LEGISLATIVE ASSEMBLY, to be  
printed, 9th May, 1855.

Printed, 10th May, 1855.

---

---

QUEBEC :  
PRINTED BY LOVELL AND LAMOUREUX,  
MOUNTAIN STREET.

1855

(60)

## EXTRACT

FROM

### FORTIETH REPORT OF COMMITTEE

ON

### PRIVATE BILLS.

With reference to the Bill to amend the Toronto Esplanade Act, your Committee find that a petition was presented by the Municipal Council of the City of Toronto, in the early part of this session, asking that a Bill should be passed to remove any doubts that might have arisen about the legality of a contract that had been made by the City to construct an Esplanade in front thereof, and to confer further powers in reference thereto, and reciting that the contractors were then actually engaged in the construction of the work under such contract; that a Bill was accordingly introduced, as submitted by the said City, which would have probably been passed in the shape in which it was referred to your Committee, had there not been opposition made to it by certain water lot owners, who were interested in the subject proposed to be arranged by the Bill, that during the latter part of this session, and within the last ten days, a new Bill has been submitted to your Committee, varying very materially from the provisions of the printed Bill, and seeking power to make new contracts in reference to the Esplanade, instead of confirming the contract already made as prayed in the original petition. Against this new Bill, the contractors under the original Act have offered opposition, on the ground that it is not in accordance with the petition presented to your Honorable House, and that it proposes that the City shall enter into new contracts, without any reference to their existing rights, that the City by a vote of Council has attempted to rescind their contract, and declines to reserve their rights under this Bill, and that although they have been willing to withdraw their opposition and give up any future completion of the work under their contract, on provisions being inserted in the Bill that their claims shall be arbitrated upon, the City Council has positively refused to insert such provision; and your Committee being of opinion that the offer made by the contractors is manifestly just as to the new Bill, and that it ought not to be reported on favorably without such provision, and as the City of Toronto had refused to make that concession, and does not now require the Bill introduced on petition, your Committee are constrained to report in the usual way that the preamble has not been proved

9th May, 1855.

800827