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**JOURNAL**  
OF  
**THE LEGISLATIVE COUNCIL**  
OF  
**THE PROVINCE**  
OF  
**NEW BRUNSWICK.**

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From 19th January to 30th March, 1848.

*Being the Second Session of the Fourteenth General Assembly.*

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**FREDERICTON, NEW BRUNSWICK :**  
JOHN SIMPSON, PRINTER TO THE QUEEN'S MOST EXCELLENT MAJESTY.

**1848.**





By His Excellency Sir WILLIAM MACBEAN GEORGE COLEBROOKE, K. H., Lieutenant Governor and Commander in Chief of the Province of New Brunswick, &c. &c. &c.

W. M. G. COLEBROOKE, Lt. Governor.

A PROCLAMATION.

**W**HEREAS the General Assembly of this Province stands prorogued to the last Tuesday of this present month of June, I have thought fit further to prorogue the said General Assembly, and the same is hereby further prorogued to the last Tuesday in September.

Given under my Hand and Seal at Fredericton, the twenty first day of June, in the year of our Lord one thousand eight hundred and forty seven, and in the eleventh year of Her Majesty's Reign.

*By His Excellency's Command.*

JOHN S. SAUNDERS.



By His Excellency Sir WILLIAM MACBEAN GEORGE COLEBROOKE, K. H., Lieutenant Governor and Commander in Chief of the Province of New Brunswick, &c. &c. &c.

W. M. G. COLEBROOKE, Lt. Governor.

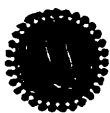
A PROCLAMATION.

**W**HEREAS the General Assembly of this Province stands prorogued to the last Tuesday of this present month of September, I have thought fit further to prorogue the said General Assembly, and the same is hereby prorogued to the last Tuesday in December.

Given under my Hand and Seal at Fredericton, the twenty first day of September, in the year of our Lord one thousand eight hundred and forty seven, and in the eleventh year of Her Majesty's Reign.

*By His Excellency's Command.*

JOHN S. SAUNDERS.



By His Excellency Sir WILLIAM MACBEAN GEORGE COLEBROOKE, K. H., Lieutenant Governor and Commander in Chief of the Province of New Brunswick, &c. &c. &c.

*W. M. G. COLEBROOKE, Lt. Governor.*

**A PROCLAMATION.**

**W**HEREAS the General Assembly of this Province stands prorogued to the last Tuesday of this present month of December, I have thought fit to prorogue the said General Assembly, and the same is hereby prorogued to Wednesday the nineteenth day of January next, then to meet at Fredericton for dispatch of business.

Given under my Hand and Seal at Fredericton, the ninth day of December, in the year of our Lord one thousand eight hundred and forty seven, and in the eleventh year of Her Majesty's Reign.

*By His Excellency's Command.*

**JOHN S. SAUNDERS.**

**JOURNAL**  
OF THE  
**LEGISLATIVE COUNCIL**  
OF THE  
**Province of New Brunswick.**

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**SECOND SESSION OF THE FOURTEENTH GENERAL ASSEMBLY.**

ANNO UNDECIMO VICTORIÆ REGINÆ.

**His Excellency Sir William Macbean George Colebrooke, K. H., Lieutenant  
Governor and Commander in Chief.**

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**At Fredericton in the Province of New Brunswick.**

**LEGISLATIVE COUNCIL CHAMBER, Wednesday, 19th January, 1848.**

**T**HE General Assembly having been by three Proclamations prorogued to this day, the House met—

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Saunders,  
Mr. Chandler,  
Mr. Kinnear,  
Mr. Minchin.*

*Mr. Robinson,  
Mr. Attorney General,  
Mr. Robertson,  
Mr. Johnston,*

PRAYERS.

The House was adjourned during pleasure.

After some time the House resumed.

At one o'clock, His Excellency Sir William Macbean George Colebrooke, Knight of the Hanoverian Guelphic Order, Lieutenant Governor and Commander in Chief of the Province, came to the Council Chamber, and being seated in the Chair on the Throne, the Honorable the President commanded the Gentleman Usher of the Black Rod to let the Assembly know—"It is His Excellency's pleasure that they attend him immediately in this House."

Who being come, with their Speaker,

His Excellency was pleased to open the Session by the following Speech to both Houses :—

*Mr.*

*“ Mr. President, and Honorable Gentlemen of the Legislative Council,  
“ Mr. Speaker, and Gentlemen of the House of Assembly,*

**“ I** HAVE called you together at this time from a desire to enable you to apply yourselves, at the earliest period, to the Public Business which will claim your attention, and to mature such measures as may be called for in the present situation of the Province.

“ I regret that the returns of the late Harvest have not been so abundant as in the preceding year, and the recent check to the Commerce of the Country has strengthened the prevalent conviction that the utmost encouragement should be given to Agriculture, and also to the Fisheries, and to other sources of productive wealth.

“ Of the measures of the last Session, there are none which hold out the prospect of more extensive benefit than the Act for the improvement of the Parish Schools, and I have the satisfaction to inform you, that by means of the funds placed at my disposal, and through the assistance of Her Majesty’s Government, a supply of Elementary Books has been obtained for circulation, which are likely to be found most useful.

“ Her Majesty’s Government have also undertaken to obtain the services of a competent Teacher for the Model and Training School, the arrangements for which are in forwardness; and from the Correspondence which will be laid before you, there is, I hope, every prospect that in a short time an improved system will be in full operation.

“ I have the satisfaction to inform you, that the Officers who have been engaged in the necessary exploration for adjusting the Canadian Boundary, and for ascertaining the direction of a Line of Railway to be carried through the Provinces, have completed their operations, and from the information I have received from them, I am led to anticipate a successful result to their labours. A Communication from Her Majesty’s Government, respecting the Railway Survey, will be made to you; and from the importance to the Province of these and other undertakings of the kind, they will merit all the encouragement you may be prepared to extend to them.

“ From the tenor of a Despatch I have recently received, the Survey of the Bay of Fundy may be expected to be renewed in the ensuing Spring.

“ A Deputation from the several Provinces having met at Montreal in the last year, on the invitation of the Governor General, to consider of a proposal from Her Majesty’s Government for the transfer of the General Post Office, and for the introduction of a uniform system and rate of Postage, it was attended by a Member of the Executive Council, and from the result of the deliberations of the Board, which will be laid before you, I hope that this important measure will be satisfactorily accomplished.

“ It is with much regret that I have occasion to notice the occurrence of disturbances in some parts of the Province, which have led to the commission of serious outrages, calling for active interposition in support of the Laws, and for the adoption of measures for the better security of life and property, by providing more effectually for the Police of disturbed Districts, and by improving the means of secondary punishment in the Prisons.

“ The measures adopted in the last year to accomplish a satisfactory settlement of the claims of the Indian Population, and of persons residing on their Lands, having shewn the difficulty of accomplishing this desirable object without a further  
amendment



amendment of the Law, I recommend the subject to your attention, in full assurance of your disposition to do justice to the parties, and to facilitate a measure which will at the same time conduce to the credit and advantage of the Province.

*“ Mr. Speaker, and Gentlemen of the House of Assembly,*

“ I am glad to be able to inform you that the Revenue of the past year has been amply sustained.

“ The repeal of the Imperial Duties, under the Act of the last Session, will effect a material reduction in the Revenue of the present year, and it will be for you to determine to what extent a seasonable relief may be afforded to Commerce and protection to the fair Trader by diminishing the temptation to Smuggling.

“ The Accounts of the year, when laid before you, will shew that the funds which you so liberally placed at the disposal of the Government, have been expended with every attention to Public Economy.

“ The charges incurred for Sick and Destitute Emigrants have been unavoidably increased from the necessity of protecting the Community from the spread of Disease, and of providing accommodation and relief for the increased numbers who arrived during the Season.

*“ Mr. President, and Honorable Gentlemen of the Legislative Council,*

*“ Mr. Speaker, and Gentlemen of the House of Assembly,*

“ The aggravated distress which has prevailed in some parts of the United Kingdom, having led to an extensive Emigration of persons enfeebled by famine and disease, who have been unable to contend with the difficulties of a first settlement, I am bound to notice the zeal and humanity with which the local authorities have co-operated with the Government in alleviating their sufferings. The mortality, I regret to say, has, notwithstanding, been considerable, partly arising from the inadequate arrangements for the reception and accommodation of the numbers who claimed relief, which could only be imperfectly remedied during the season, and from other causes for which Her Majesty's Government are desirous that a corrective should be applied.

“ The formation of an Orphan Asylum at Saint John, has afforded a refuge for a number of destitute Children whose Parents had died either on the passage or in the Hospitals, and it promises to be an Institution of great value to the community.

“ The Correspondence which will be laid before you, will attest the anxiety which has been felt by Her Majesty's Government to protect the interests of the Province, and to mitigate the evils attendant on the removal to the Colonies of so large a number of helpless people ; and I have the satisfaction to inform you, that in consideration of the augmented charges which have thus fallen upon the Province, it was intended that application should be made to Parliament for an appropriation in aid of these expenses.

“ To prevent a recurrence of the fatal Epidemics which have prevailed, I recommend to your adoption the measures now in progress in England for improving the Health of Towns.

“ From the Correspondence which has passed with Her Majesty's Government, and will be submitted to you, on the subject of the annual Road Acts, I hope for your concurrence in the adoption of an improved system for the opening of Roads and construction of Bridges, whereby the Settlement of the Lands may be encouraged with advantage to the Settlers.

“ A

“ A spirit of improvement would be excited in the Local Communities by an improved system of finance, which would facilitate the judicious application of the Public Credit in the execution of Works of acknowledged benefit.

“ By such measures, I should confidently hope that the Resources of the Province would progressively be developed, its Revenues sustained, and the Community preserved from a recurrence of those distressing reactions which are the ordinary consequence attending the disturbance of the general course of Trade.

“ The present depression, originating in a visitation of Providence, has already led to some important changes in the general policy of the Empire, and I devoutly hope, that in establishing the Public Prosperity on a more solid basis, your participation in the benefit may be fully assured.”

Which being ended, the House of Assembly withdrew, and His Excellency was pleased to retire.

The Honorable the President reported His Excellency's Speech.

ORDERED, That a Committee be appointed to draft an Address to His Excellency the Lieutenant Governor in answer to his Speech at the opening of the Session.

ORDERED, That the Honorable Messieurs Kinnear and Minchin be appointed a Committee for this purpose.

ORDERED, That the Journals of this House be printed daily, and that two hundred copies thereof be furnished.

*Adjourned until To-morrow at 12 o'clock.*

THURSDAY, 20th January, 1848.

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Shore,*

*Mr. Attorney General,*

*Mr. Robertson,*

*Mr. Johnston,*

*Mr. Saunders,*

*Mr. Chandler,*

*Mr. Kinnear,*

*Mr. Minchin.*

PRAYERS.

The Honorable Mr. Kinnear, from the Committee appointed to prepare an Address to His Excellency the Lieutenant Governor in answer to his Speech at the opening of the Session, reported a Draft thereof, which he read in his place.

ORDERED, That the Report be received ; and the said Draft was again read by the Clerk.

ORDERED, That the House be put into a Committee of the whole to-morrow, to take the same into consideration.

*Adjourned until To-morrow at 11 o'clock.*

FRIDAY

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FRIDAY, 21st January, 1848.

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Saunders,  
Mr. Chandler,  
Mr. Johnston,*

*Mr. Robinson,  
Mr. Attorney General,  
Mr. Kinnear,  
Mr. Minchin.*

PRAYERS.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Draft of an Address to His Excellency the Lieutenant Governor in answer to his Speech at the opening of the Session.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had taken the said Draft into consideration, and recommended the same without amendment to the adoption of the House.

The said Address being read, was approved of by the House, and is as follows :—

*To His Excellency Colonel Sir WILLIAM MACBEAN GEORGE COLEBROOKE, Knight of the Hanoverian Guelphic Order, Lieutenant Governor and Commander in Chief of the Province of New Brunswick, &c. &c. &c.*

THE HUMBLE ADDRESS OF HER MAJESTY'S LEGISLATIVE COUNCIL IN GENERAL ASSEMBLY.

MAY IT PLEASE YOUR EXCELLENCY,

We, Her Majesty's dutiful and loyal Subjects, the Legislative Council in General Assembly, thank Your Excellency for the Speech you have made at the opening of the present Session, and for the early opportunity afforded us to mature the measures which may be called for by the present state of the Province.

We regret with Your Excellency that the returns of last year's Harvest, as compared with the preceding year, have not been so abundant; and, whatever may be the fluctuations of Commerce, we believe it to be of the highest importance to the prosperity of the Country to afford every encouragement to Agriculture, the Fisheries, and other sources of productive wealth.

It is gratifying to learn from Your Excellency that the Act relating to Parish Schools, passed at the last Session, has the prospect of being so extensively beneficial, and that through the assistance of Her Majesty's Government and Your Excellency's unwearied exertions, the means for accomplishing its objects are now in such progress as promise speedily to bring an improved system into active operation.

We thank Your Excellency for the information respecting the exploration for adjusting the Canadian Boundary, offering, as it does, the prospect of a speedy and favourable settlement of the question; and also respecting the direction of a Line of Railway to pass through the Provinces, a measure of vast importance to the whole of British North America, by connecting it more closely with the Mother Country, and greatly augmenting its prosperity; we therefore think any practicable scheme for opening

opening such a line merits all the encouragement which the infant resources of the Province can command, and any Communication of Her Majesty's Government respecting the Railway Survey, when laid before us, will be regarded with the highest interest.

The renewal of the Bay of Fundy Survey in the Spring, to which Your Excellency has referred, is another gratifying instance of the solicitude of Her Majesty's Government for the welfare of this Province.

The Postal arrangement of this portion of the British Dominions has long been a subject of complaint, and we are persuaded that the information now afforded by Your Excellency of the proposed transfer of the General Post Office, with the introduction of an improved system, will be hailed throughout the Provinces as one of the greatest benefits which can be conferred by Her Majesty's Government.

We deeply regret that in some parts of the Province serious outrages on the peace of the Community have taken place; but while we lament their existence, we entirely concur in the propriety of adopting energetic measures to render life and property more secure, and shall cheerfully lend our utmost aid for the accomplishment of this desirable object.

Any measure which can be devised for settling the claims of the Indian Population to their Lands, we beg to assure Your Excellency, shall have our careful consideration.

We are glad to learn from Your Excellency that Her Majesty's Government have it in contemplation to afford assistance in relieving the destitute and diseased Emigrants who have lately arrived in the Province; and that an Asylum has been formed in Saint John for their Orphan Children.

Whatever means may be suggested which shall have a tendency to check the progress of Epidemics, shall receive our cordial concurrence.

We shall give the utmost attention to any project by which the system of opening Roads and constructing Bridges may be improved, the settlement of Lands facilitated, and other objects of public importance advanced, in the hope that the general prosperity of the Province may thereby be augmented.

By the visitation of Providence, as Your Excellency has observed, a depression has been experienced in the Mother Country, which we deeply deplore, and in its injurious effects must largely participate; but we fervently join in the hope expressed by Your Excellency, that the public prosperity of that great Country, to which it is our pride and happiness to belong, may amid all changes of her general policy, be established on a more solid basis, and beneficial results, under the blessing of the Most High, cannot fail to be experienced throughout the Empire.

**ORDERED,** That the Honorable Messieurs Kinnear and Minchin be appointed a Committee to wait upon His Excellency the Lieutenant Governor, to know when this House would be received with their Address in answer to His Excellency's Speech at the opening of the Session.

The Honorable Mr. Kinnear, by leave, presented a Petition from Benjamin C. Chaloner, of the City of Saint John, praying for remuneration for certain services performed by him as Keeper of Provincial Warehouses.

**ORDERED,** That the said Petition be received and lie on the Table.

*Adjourned until Monday next at half-past 11 o'clock.*

MONDAY, 24th January, 1848.

PRESENT:

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Attorney General,  
Mr. Wyer,  
Mr. Minchin.*

*Mr. Robinson,  
Mr. Chandler,  
Mr. Kinnear,*

PRAYERS.

The Honorable Mr. Kinnear, from the Committee appointed to wait upon His Excellency the Lieutenant Governor to ascertain when this House would be received with their Address in answer to His Excellency's Speech at the opening of the Session, reported that they had done so, and that His Excellency was pleased to say, he would receive the Address this day at twelve o'clock.

At twelve o'clock the House proceeded to the Government House with their Address in answer to His Excellency's Speech at the opening of the Session; and having returned,

The Honorable the President reported that His Excellency had been pleased to receive the same, and to return an Answer thereto, of which he had obtained a copy, which he read; and it was again read by the Clerk, as follows:—

*“ Mr. President, and Honorable Gentlemen,*

*“ I request you to accept my warm acknowledgments for your dutiful and loyal Address, and for the assurance of your co-operation in forwarding the business of the Session, the issue of which I feel every confidence will justify the public expectations.”*

The Honorable Mr. Chandler, by leave, presented the following Petitions:—

A Petition from the Overseers of Poor for the Parish of Alnwick, in Northumberland, praying the amount of expenses incurred in the support of a transient Pauper:

A Petition from John Maitland, a licenced Schoolmaster, praying an allowance for teaching a School three months in Bathurst:

A Petition from John Henderson, a licenced Schoolmaster, praying an allowance for teaching a School for four months in Chatham: and

A Petition from George Watt, a licenced Schoolmaster, praying an allowance for teaching a School for the period of three months in Newcastle.

ORDERED, That the said Petitions be received and lie on the Table.

The Honorable Mr. Wyer, by leave, presented a Petition from John Pendlebury, Keeper of the Light House on Indian Point, at the entrance of Saint Andrews Harbour, praying for an increased Salary.

ORDERED, That the said Petition be received and lie on the Table.

*Adjourned until To-morrow at 12 o'clock.*

TUESDAY

**TUESDAY, 25th January, 1848.**

**PRESENT :**

**THE HON.**

*Mr. Black, President.*

*Mr. Shore,  
Mr. Saunders,  
Mr. Chandler,  
Mr. Kinnear,*

*Mr. Robinson,  
Mr. Attorney General,  
Mr. Wyer,  
Mr. Minchin.*

**PRAYERS.**

A Message was brought from the Assembly by Mr. Woodward, with a Bill further to continue an Act, intituled "An Act to extend the Jurisdiction of the Corporation of the City of Saint John for the regulation of the Rates of Pilotage beyond the limits now prescribed by Charter;" to which they desire the concurrence of this House.

The said Bill was read a first time.

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

The Honorable Mr. Wyer, by leave, presented the following Petitions:—

A Petition from David Hopkins, of Charlotte County, praying to be allowed losses sustained by him in building a Bridge over Johnson's Cove, on the Road leading to Saint Stephen Parish:

A Petition from Margaret Baldwin, Widow of the late Thomas Baldwin, of Saint Andrews, praying for pecuniary aid:

A Petition from Margaret Tufts, Widow of the late Benjamin Tufts, of Saint Andrews, with a like prayer:

A Petition from the Overseers of Poor for the Parish of Saint Patrick, praying return of expenses incurred in sending a Lunatic Emigrant to the Asylum:

A Petition from Lucy A. Burns, of Saint Stephen, in Charlotte County, praying an allowance for teaching a School: and

A Petition from Elizabeth Albee, of the same Parish, with a like prayer.

**ORDERED,** That the said Petitions be received and lie on the Table.

*Adjourned until To-morrow at 12 o'clock.*

**WEDNESDAY, 26th January, 1848.**

**PRESENT :**

**THE HON.**

*Mr. Black, President.*

*Mr. Shore,  
Mr. Saunders,  
Mr. Chandler,  
Mr. Kinnear,*

*Mr. Robinson,  
Mr. Attorney General,  
Mr. Wyer,  
Mr. Minchin.*

**PRAYERS.**

Pursuant to the Order of the Day, the Bill further to continue an Act, intituled "An Act to extend the Jurisdiction of the Corporation of the City of Saint John for the

the regulation of the Rates of Pilotage beyond the limits now prescribed by Charter," was read a second time.

ORDERED, That the House be put into a Committee of the whole to-morrow, to take the said Bill into consideration.

A Message was brought from the Assembly by the Honorable Mr. M'Leod, with a Bill to authorize the Justices of the Peace for King's County to levy an assessment to pay off the County Debts; to which they desire the concurrence of this House.

The said Bill was read a first time.

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

The Honorable Mr. Chandler, by leave, presented the following Petitions :—

A Petition from the Justices of the Peace in King's County, praying an Act may pass to authorize them to levy an assessment to pay County Debts : and

A Petition from Mary Whelpley, the Widow of an old Soldier of the Revolutionary War in America, praying that the Provincial Pension may be continued to her.

ORDERED, That the said Petitions be received and lie on the Table.

The Honorable Mr. Wyer, by leave, presented the following Petitions :—

A Petition from Matilda Moore, of the Parish of Saint David, in Charlotte County, praying that the sum of fifteen pounds may be allowed her for services in teaching a School :

A Petition from James Roe, of Bathurst, praying the sum of five pounds be granted to him for teaching a School from October 1846, to January 1847 :

A Petition from James Muir, praying an allowance for teaching a School in the County of Gloucester :

A Petition from Jane Hawkins, Widow of W. W. Hawkins, praying to be allowed a Pension for the past year :

A Petition from Mercy M'Nichol, of Charlotte County, praying the usual allowance to the Widows of old Soldiers :

A Petition from Margaret Grierson, with a like prayer : and

A Petition from Richard M'Gee, of Charlotte County, praying an allowance for loss sustained by him in consequence of Land purchased by him from a Pensioner not being confirmed by a Grant from the Crown.

ORDERED, That the said Petitions be received and lie on the Table.

The Honorable Mr. Minchin, by leave, presented the following Petitions :—

A Petition from D. Francis Butler, praying remuneration for teaching a School for five months in the Parish of Fredericton : and

A Petition from Ann Buchanan, of Fredericton, praying the usual allowance to Widows of old Soldiers may be directed to be paid her.

ORDERED, That the said Petitions be received and lie on the Table.

*Adjourned until To-morrow at 12 o'clock.*

THURSDAY, 27th January, 1848.

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Robinson,  
Mr. Chandler,  
Mr. Minchin.*

*Mr. Attorney General,  
Mr. Wyer,*

PRAYERS.

There not being eight Members present, the House adjourned until to-morrow at 12 o'clock.

FRIDAY, 28th January, 1848.

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Attorney General,  
Mr. Wyer,  
Mr. Minchin.*

*Mr. Botsford,  
Mr. Chandler,  
Mr. Kinneear,*

PRAYERS.

On motion—

The Bill to authorize the Justices of the Peace for King's County to levy an assessment to pay off the County Debts, was read a second time.

ORDERED, That the House be put into a Committee of the whole on Monday next, to take the said Bill into consideration.

On motion—

The House was put into a Committee of the whole, to take into consideration the Bill further to continue an Act, intituled "An Act to extend the Jurisdiction of the Corporation of the City of Saint John for the regulation of the Rates of Pilotage beyond the limits now prescribed by Charter."

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received, and that the said Bill be read a third time on Monday next.

Messages from His Excellency the Lieutenant Governor were delivered by the Honorable Mr. Chandler, a Member of Her Majesty's Executive Council.

The Honorable the President read the same; and they were again read by the Clerk, as follows :—

NEW BRUNSWICK.

*Message to the Legislative Council,  
25th January, 1848.*

W. M. G. COLEBROOKE, LT. GOVERNOR.

The Lieutenant Governor lays before the Council, the copy of a Despatch received by him from the Secretary of State for the Colonies relative to the Act passed in the last



last Session to regulate the importation of Books, and to protect the British Author ; also, an extract of a Despatch relating to the Act for consolidating the Laws relating to Deeds and other Instruments.

W. M. G. C.

(Copy)—No. 127.

*Downing Street, 18th November, 1847.*

SIR,—I have had under my consideration the Act passed by the Legislature of New Brunswick in the month of April last, entitled “An Act to regulate the Importation of Books, and to protect the British Author.”

I transmit for your information the copy of a Minute addressed to me by the President of the Board of Trade, which will put you in possession of the views of Her Majesty’s Government with respect to the provisions of this Act ; and although I concur in the opinion expressed by Mr. Labouchere that the Act is, in its main features, entitled to receive the confirmation of Her Majesty, I have refrained from tendering to the Queen my advice on the subject, deeming it the more convenient course that you should submit the points adverted to in the enclosures to the consideration of the Legislature of New Brunswick, with the view to the adoption of the amendments which Her Majesty’s Government deem advisable.

I have, &c.

(Signed)

GREY.

Lieutenant Governor Sir W. Colebrooke, &c. &c. &c.

*Extract of Despatch No. 114, from Earl Grey to Sir W. M. G. Colebrooke, dated*

*Downing Street, 18th October, 1847.*

Her Majesty has not been advised to withhold her assent to the Act consolidating the Laws relating to the Registration of Deeds and other Instruments in New Brunswick, although that Act is not entirely free from objection—I refer to the limit which is fixed for the Registration of Wills. The section which provides for the Registry of such Documents, distinguishes between the Wills of persons dying within and of those dying out of the Province, and allows three years for Registering the Wills of the latter. In many of the British Colonies, the period allowed for Registering all Deeds is expressly prescribed, and is more or less extended according to the place in which they may be executed. Such a provision appears to be a very wholesome one, as its omission may inflict positive injustice on persons at a distance who might be unable to complete by Registration their claims before encumbrances made and completed in the Colony. For that reason I am of opinion that it would be desirable to suggest to the Colonial Legislature the propriety of amending the Act so as to ensure a reasonable time for Registration of Deeds executed out of the Colony.

I have, &c.

(Signed)

GREY.

NEW BRUNSWICK.

*Message to the Legislative Council,*

*25th January, 1848.*

W. M. G. COLEBROOKE, LT. GOVERNOR.

The Lieutenant Governor, referring to his opening Speech, communicates to the Council the copy of a Despatch which he has received from the Secretary of State for the Colonies, intimating that a favourable report has reached Her Majesty’s Government as to the practicability of constructing a good Line of Railway between Halifax and Quebec. The Account of the expenses of the preliminary Survey will be laid before the Council as soon as it is received from Major Robinson.

W. M. G. C.

(Copy)—No. 117.

*Downing Street, 23d October, 1847.*

SIR,—A favourable report having reached Her Majesty’s Government as to the practicability of constructing one good line of Railway between Halifax and Quebec, it appears to Her Majesty’s Government

Government that the proper time has arrived for recalling the attention of the Legislature of New Brunswick to the Resolution passed by the House of Assembly, on the 2d of April, 1846, pledging the House to defray its fair proportion of the expense of the preliminary Survey for the projected Railway.

Instructions have been given to Major Robinson, to transmit to you and to the Governor General of Canada, and the Lieutenant Governor of Nova Scotia, precise statements of the amount of expenditure incurred on this service for each Province; and on receiving the Account for New Brunswick, you will communicate it to the House of Assembly, and recommend that provision be made for repaying, to the British Treasury, the amount advanced for the exploration in question, either to the late Captain Pipon, or to Major Robinson, up to the date mentioned in the statement which will be submitted to you.

I have, &c.

(Signed)

GREY.

Lieutenant Governor Sir W. Colebrooke, &c. &c. &c.

(Copy)

*Little Falls, New Brunswick, 26th October, 1847.*

SIR,—I have the honor to forward, for the information of Your Excellency, the enclosed copy of an Order which I received from the Inspector General of Fortifications on the 22d instant;—

And with reference thereto, to state, that as soon after the closing of the working season as the Accounts can be prepared, they shall be forwarded to Your Excellency.

I have, &c.

(Signed)

WM. ROBINSON, *Capt. Rl. Engineers,  
Bt. Major.*

His Excellency Sir W. M. G. Colebrooke.

(Copy)

*Forwarded for the information and guidance  
of Major Robinson, Royal Engineers.  
R. Walderson.*

*30th August, 1847.*

*Office of Ordnance, 20th August, 1847.*

SIR,—The Board having made a communication to the Secretary of State, on a Letter from Major Robinson, of the Royal Engineers, dated 27th May last, which was forwarded by the Assistant Inspector General of Fortifications on the 16th June, regarding the progress of the Exploration Survey for a Line of Rail Road between Halifax and Quebec, and the amount necessary for carrying it on; and requesting His Lordship to obtain from the Lords Commissioners of the Treasury a further credit on the Commissariat Chest at Halifax, to enable the Commissioners engaged on the Survey to continue their operations to the 30th September next;—

I am directed to acquaint you therewith, and that Earl Grey has signified, that in addition to the several sums of £1,300 and £2,000, which have been advanced by the Commissariat Office at Halifax, on account of this service to the 30th June last, their Lordships have authorized the Commissary to make further issues upon the requisition of the Officer in charge of the Survey, to the extent of £1,844, to defray expenses to the 30th next September.

Lord Grey has also expressed his desire, that the Commissioners employed on this Survey may be instructed to prepare Accounts of the whole expenditure incurred up to the close of the present working season, within the Territory of each of the three Provinces, which have been explored, and to furnish those Accounts to the respective Governors, who will in the mean time be instructed by His Lordship to apply for the repayment on the meeting of the Provincial Legislatures.

The Board therefore request you will call upon the Officers employed for the Account required by the Secretary of State.

I have, &c.

(Signed)

G. BUTLER,  
(for the Secretary.)

True copy.

(Signed) WM. ROBINSON, *Capt. Rl. Engineers,  
Bt. Major.*

M. Gen. Sir J. F. Burgoyne, K. C. B.

A Message was brought from the Assembly by Mr. Miles, with a Bill to authorize the Justices of the Peace for the County of Sunbury to levy assessments to defray the Contingent expenses thereof; to which they desire the concurrence of this House.

The said Bill was read a first time.

ORDERED, That the said Bill be read a second time on Monday next.

The Honorable Mr. Wyer, by leave, presented the following Petitions:—

A Petition from Eliphaz Codington, of Grand Manan, in Charlotte County, praying for an allowance for losses sustained by him in the year 1813, in consequence of the non-fulfilment on the part of Government of a Contract entered into between a Deputy Assistant Commissary General and the Petitioner for building Batteaux: and

A Petition from James Steene, of Charlotte County, praying a return of loss sustained by him in defending Title to Lands purchased by him from the Crown, which Lands had previously been granted.

ORDERED, That the said Petitions be received and lie on the Table.

The Honorable Mr. Shore, by leave, presented the following Petitions:—

A Petition from John Boyd, Physician and Surgeon to the Provincial Marine Hospital, praying compensation for duties performed: and

A Petition from the same person, praying for the amount of losses sustained by him in consequence of Emigrants being located, by authority, on the Highway, near to his property.

ORDERED, That the said Petitions be received and lie on the Table.

*Adjourned until Monday next at 12 o'clock.*

MONDAY, 31st January, 1848.

PRESENT:

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Saunders,  
Mr. Chandler,  
Mr. Kinnear,  
Mr. Minchin.*

*Mr. Robinson,  
Mr. Botsford,  
Mr. Wyer,  
Mr. Johnston,*

PRAYERS.

Pursuant to the Order of the Day, the Bill further to continue an Act, intituled "An Act to extend the Jurisdiction of the Corporation of the City of Saint John for the regulation of the Rates of Pilotage beyond the limits now prescribed by Charter," was read a third time and passed.

ORDERED, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to this Bill without any amendment.

Pursuant to the Order of the Day, the Bill to authorize the Justices of the Peace for the County of Sunbury to levy assessments to defray the County and Contingent expenses thereof, was read a second time.

ORDERED, That the House be put into a Committee of the whole to-morrow, to take the said Bill into consideration.

A Message was brought from the Assembly by the Honorable Mr. Baillie, with a Bill to regulate Vessels arriving from Europe with Emigrant Passengers; to which they desire the concurrence of this House.

The said Bill was read a first time.

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

Messages from His Excellency the Lieutenant Governor were delivered by the Honorable Mr. Chandler, a Member of Her Majesty's Executive Council.

The Honorable the President read the same; and they were again read by the Clerk, as follows:—

#### NEW BRUNSWICK.

*Message to the Legislative Council,*

*24th January, 1848.*

W. M. G. COLEBROOKE, LT. GOVERNOR.

The Lieutenant Governor, referring to his opening Speech, lays before the Council, copies of his Correspondence in the last year with the Secretary of State for the Colonies on the subject of Emigration.

W. M. G. C.

(Copy)—No. 135.

*Downing Street, 2d December, 1847.*

SIR,—I have intentionally postponed replying to several of your later Despatches on Emigration, until the close of the season should give me an opportunity of reviewing the whole subject together. I now propose to commence by adverting to such of your Despatches as are not yet answered, and by touching on such topics as require to be separately noticed in New Brunswick, and I shall afterwards refer you to a Despatch which I shall send by this Mail to the Earl of Elgin, for the general views of Her Majesty's Government, which I need scarcely say that they consider equally applicable to New Brunswick as to Canada.

In the first place I have to acknowledge the four Despatches named in the margin,\* accompanied by details on particular Ships.

These have been communicated to the Emigration Commissioners, who have instituted inquiries into any of the cases which demanded investigation. I have already forwarded to you the result in some instances, and shall do the same with the Reports when they reach me.

The Commissioners have by my desire transmitted all remarks which are received on the Emigrants from particular Estates in Ireland to the proprietors, both for their information, and in order that they may have an opportunity if they wish it, of offering any explanation on the subject.

And I have also to acknowledge the three Despatches from you named in the margin,† relating more generally to the sickness of this year, and its consequences, as well as to the causes to which it may be ascribed.

I am glad to perceive by No. 75, that your zeal led you to repair to the scene of suffering at the Quarantine Station on Partridge Island, and that your visit was productive of some reforms which appear to have been much required. The observations of the Medical Board on this subject, transmitted in your Despatch, No. 84, appear entitled to much attention, and I doubt not that they will be well considered both by yourself and by the municipal authorities at Saint John.

You

\* No. 66, 19th July, 1847; No. 67, 30th July, do.; No. 70, 30th July, do.; No. 74, 7th August, do.

† No. 76, 27th August, 1847; No. 79, 14th September, do.; No. 84, 28th September, do.

You will acquaint the Mayor and Common Council of that City, that their Resolutions dated the 3d September, 1847, have been duly received. You will explain to them the sentiments of Her Majesty's Government on this painful subject, as stated in my Despatch to Lord Elgin, which I have already referred to; and you will add, that we shall be prepared to recommend to the consideration of Parliament the claims of the Province to a fair share of assistance in meeting the burthens which have been thrown upon it.

I lament to see by several of your Despatches, and especially by No. 84, of the 28th of September last, that while there is no lack of employment for those who are able and willing to work, it is frequently found that the Irish Immigrants this year are too confirmed in habits of vagrancy to apply to labour, and that in several instances after they had been engaged by farmers, it became necessary to discharge them, because they refused to work. The only remedy I can see for such an evil, if unhappily it continues, would be an effective Vagrant Law, coupled with provision for those who are really destitute in a Work House.

Of course no relief should be given to able bodied persons, unless they perform some actual labour, nor should the amount they receive be otherwise than much less than can be earned by the exertions of an independent labourer.

I am not aware how far the existing provisions of the Law in New Brunswick, on the subject of Vagrancy, may be of a satisfactory nature, and I shall be glad to be referred by you to the Provincial Statutes on the subject; but in the meantime I enclose for your information, in case the question should require to be brought before the Legislature, the copy of an Act 10 and 11 Victoria, cap. 84, which was passed in the last Session of Parliament for the repression of Vagrancy in Ireland.

There remains to be mentioned the important subject to which I have already adverted, in the reply you are authorized to make to the Corporation of Saint John, of some contribution towards the charges brought on the Province by the recent Immigration. It will be necessary that you should furnish me with full information on the nature and amount of the expenditure incurred on this account, and also with an exact statement of the manner in which all funds raised for the relief of Emigrants have been laid out.

When the particulars arrive, and assuming the whole proceeds of the Emigrant Tax to have been applied to their proper object, I shall be prepared to submit to my colleagues a proposal for submitting to Parliament our recommendation that there shall be granted to New Brunswick, on the same principle as to Canada, an equitable contribution from Imperial Funds towards the expense created by the unparalleled misfortunes of Ireland this year, and by the sickness and distress which they have thrown upon the British Provinces in North America.

I have now, I believe, considered all the topics requiring separate notice, in the Province under your Government.

For the general views of the Government on the misfortunes which have occurred, and on the proper measures to be taken for the future, I have to refer you to the enclosed copy of the Despatch I have addressed to the Earl of Elgin, [1st December, 1847,] accompanied by a Report from the Commissioners of Emigration, which you will find to supply a comprehensive review of the occurrences of the past season, and of the important questions connected with it.

You will of course lay all these documents at the first opportunity before the Legislature, to which you will intimate, as I have authorized Lord Elgin to do in Canada, that Her Majesty's Government will be ready to recommend the Royal assent to be given to an Act passed in the first instance for not more than two years, containing provisions of the kind there described.

I have, &c.

(Signed)

GREY.

Lt. Governor Sir W. M. G. Colebrooke, &c. &c. &c.

(Copy)

*Downing Street, 1st December, 1847.*

MY LORD,—I have purposely deferred answering your Despatches of the 28th June and of the 13th July, transmitting Addresses to Her Majesty from both Houses of the Provincial Legislature, and from the Corporation of Montreal, on the subject of the Immigration into Canada of the present year, until the termination of the season for Emigration had enabled me carefully to review all that has taken place during its progress.

I

I have now to inform Your Lordship that I have had the honor of laying these Addresses before the Queen, and that Her Majesty has been pleased to receive them very graciously ; and I have further to instruct Your Lordship to acquaint the Public Bodies from which these Addresses proceed, that in obedience to Her Majesty's commands, Her confidential servants have most anxiously applied themselves to consider what measures it may be expedient to adopt, in order to meet the just wishes therein expressed, by guarding, so far as human precautions may avail to do so, against the recurrence of calamities so deeply to be deplored as those which, during the year now about to close, have befallen not only the Emigrants who have left our shores, but through them, the inhabitants of the British North American Colonies.

I need scarcely assure Your Lordship that these calamities, as described in your Despatches, and in the Public Journals of the Colonies, have caused to us most sincere and lively sorrow ; but upon looking back upon the melancholy history of these sufferings, it is at least some consolation to us to reflect, that they do not appear to have been produced or aggravated by our measures, or by our having neglected any precautions it was in our power to adopt. It is no slight gratification to us now to remember, that strongly as we were urged, in the beginning of the present year, to take measures for carrying Emigration from Ireland to much greater extent than that to which it could naturally attain, and to add to the multitudes who flocked unaided to America, by providing, at the public expense, for the conveyance across the Atlantic of a large additional number of those who were anxious thus to fly from distress in Ireland, we steadily refused to do this, and abstained from giving any artificial stimulus to the tide of Emigration, while at the same time we took such precautions as were in our power to mitigate, as far as possible, the sufferings to which we foresaw that even this spontaneous Emigration would most probably give rise.

As it is highly important that the people of Canada should clearly understand both what were the measures which Her Majesty's Government really adopted, in order to meet the difficulties which were anticipated from the emigration of so large a body of persons from Ireland, and also why those measures were not carried further, I have called upon the Colonial Land and Emigration Commissioners to draw up a Report, (not for my own information but for that of Your Lordship, and of the public both at Home and in the Colonies,) explaining fully the policy which had been pursued, and the obstacles which stood in the way of any more effectual interference on the part of Her Majesty's Government, for the purpose of averting those calamities which have unfortunately occurred.

I have now the honor of forwarding to Your Lordship a copy of the Report, which, in compliance with the instructions I had conveyed to them, has been furnished to me by the Commissioners.

In this very able document, Your Lordship will find it is to be shewn, that it would have been practically impossible, and that if possible, it would have been inhuman and unjust to have interfered, by any exercise of the authority of the Legislature, or of the Executive Government, to detain at home the multitudes who during the past year have endeavoured to escape from misery and starvation, by emigrating from Ireland to America ; and also, that the emigration of so large a number of persons who had previously suffered so severely from the consequences of that visitation, with which it had pleased Providence to afflict us, inevitably led to the breaking out of disease, which could not be prevented from spreading itself from the Emigrants to the Inhabitants of the Colonies to which they flocked. The latter have, however, in this respect, only suffered in common with Liverpool and various other places in Great Britain, to which the natives of Ireland have brought the fever which raged in that Country. I need scarcely inform you that the evils to which these Towns have been exposed from the Immigration from Ireland, of vast numbers of persons suffering from destitution and disease, have been the most serious, and have been the subject of very great complaint. It has been beyond the power of either the Executive Government or of Parliament, to prevent the effects of the calamity by which Ireland has been visited, from being severely felt in other parts of the British Empire on both sides of the Atlantic.

I must refer you to the Report itself for the facts and reasonings upon which are founded these conclusions as to the past, and I now proceed to the more important question, as to what are the measures which, from the experience of the present year, may be considered best adapted to improve the mode of conducting Emigration for the future.

Upon this subject, after having maturely considered the different suggestions of the Commissioners, I am not of opinion that it would be sufficient, to accomplish the object in view, that Parliament should

should pass a new Passengers' Act, enforcing the various additional regulations which they have proposed. It may be expedient that the Passengers' Act should be thus amended, and Her Majesty's Government will not fail very carefully to consider whether any proposal to that effect should be submitted to Parliament; but I am of opinion, that even if this should be done, it would not supersede the necessity of other measures which may best be adopted in the Colonies. Looking to the results of the Emigration, not only of the present, but of former years, it will be found that the health and comfort of Emigrants during their voyage, depend less upon the regulations established by Law, than upon the care and humanity of those by whom their conveyance is undertaken.

When the owners and masters of Ships, and the brokers to whom Emigrants apply for passages, have exerted themselves to perform their several duties effectively, and in the spirit of the existing Law, the regulations of that Law have proved sufficient to protect Emigrants from any serious amount of suffering, except that arising from the attacks of disease, against which it was impossible to guard. On the other hand, it is equally proved by experience, that it is extremely difficult to ensure by detailed regulations, enforced by penalties, that treatment of Emigrants, which is necessary in crowded Ships, in order to prevent their health from being injured.

The most perfect rules which could be devised, with regard to the maintenance on board of Emigrant Ships, of proper ventilation, cleanliness, and regularity, would be of little avail, unless in each Ship there were placed some public officer to see that they were obeyed; and this, I need hardly observe, the very large number of Ships employed in this trade would render practically impossible.

Hence it seems to follow, that while some general regulations, the breach of which can easily be detected and punished, may, with great advantage be established by Law, the requisite attention to the health and comfort of Emigrants may best be secured by making it the obvious pecuniary interest of those by whom their conveyance to the Colonies is undertaken, that they should arrive without having suffered from sickness. Nor does it appear difficult to devise the means by which this may be accomplished. A very simple alteration of the Colonial Law, under the authority of which the Emigrant Tax is levied, would answer the purpose. I would suggest for the consideration of yourself and of your Council, that the Provincial Legislature might with great advantage be invited to enact, that in case a Ship is placed in quarantine for more than such a brief specified period as would merely suffice for observation or cleansing, the Tax on every Emigrant on board should be doubled, and that if detained so long that the double Tax would not cover the consequent expenditure, the surplus shall also be charged to the Ship, provided that the whole amount levied on this account is not to exceed the rate of one pound per head.

The enactment of a Law of the kind would render it so manifestly the interest of the owners and masters of Ships to avoid receiving on board passengers labouring under infectious diseases, and to enforce the cleanliness, ventilation, and attention to diet, on which the health of large bodies of persons at sea so entirely depends; and so much is in the power of those whose interests would thus be engaged in preventing abuse, that such a measure would supersede the necessity of a multitude of minute regulations which it would be extremely difficult to enforce.

The same principle might also be applied in attempting to check another evil which has been the subject of much and of just complaint. I observe it is stated in the Reports now before me, that there have arrived, both in Canada and New Brunswick, during the present season, a large number of persons totally destitute, and at the same time incapable of labour; and that a considerable burthen is likely to be thrown upon both Provinces by the maintenance of Emigrants of this description, consisting of widows and children and of the aged and infirm. It is impossible to deny the justice with which the Colonies complain of this burthen; and in order that they may not in future be exposed to it, I am of opinion that it would form a very proper provision in any new Law to be enacted by the Provincial Legislatures, that in every case in which the local authorities of the port at which an Emigrant Ship arrived, saw reason to apprehend that any of the Emigrants might become a burthen upon the Colony, they should be empowered to require from the Captain, before the Vessel should be permitted to clear out on her return voyage, security for the repayment of any expense which might thus become necessary on account of such Emigrants within a year after their arrival.

This would be a provision somewhat similar to that which exists in the Law of New York upon this subject; but that Law requires the master of a Ship to give security for all his passengers, at the

same time giving him the option of avoiding this obligation by paying one dollar a head as commutation money ; and practically this payment is always preferred.

The effect, consequently, of this arrangement, is merely to impose an additional Emigrant Tax of a dollar a head, without giving to the Shipowner any motive for preferring passengers likely to be able to maintain themselves by their own labour to those who are not so. It would be advisable, in order to discourage the introduction of helpless paupers into Canada, that the Shipowner should be required to give security only for those of his passengers who might obviously come under this description, but that on the other hand he should only be entitled to avoid this obligation by the payment of ten shillings a head on all such Emigrants. Should it be considered that it would be found practically difficult for the local authorities to determine in what cases to call for this security from the masters of Ships, the object in view might be partially attained by imposing an additional Tax of five shillings upon women and children, and men appearing to be sixty years of age and upwards. I am aware that an indiscriminate increase of the Tax upon women and children would be less directly calculated to attain the end in view than the regulation I have first suggested, and it might not be altogether free from objection ; still I am of opinion, that such an increase of Tax, without at all preventing able bodied Emigrants from carrying with them their wives and children, would tend to discourage the arrival of too large a proportion of the class of Emigrants most likely to become chargeable to the Province. While looking to the purpose to which the money raised by the Tax is applied, it would be only reasonable, that, as being the most likely to become chargeable, such Emigrants should pay more than others.

With a similar object I would suggest that the Tax otherwise payable should further be doubled in respect of all Emigrants who should arrive later in the season than the first of September, and should be trebled on those arriving later than the first of October, in each year.

There is no doubt that the arrival of Emigrants so late in the season greatly increases the probability of their becoming a burthen on the Province during the Winter, and the Tax to which they are liable should be augmented in proportion.

It might also be expedient to add a clause, imposing a penalty upon the Ship, if it should appear that, during the voyage, the passengers had not been supplied with a proper amount of provisions.

You will find it explained in the enclosed Report, that the ration of bread which the Act of Parliament requires to be supplied to Emigrants by the master of the Ship, was not intended to be their only food, but that in the scarcity of last year many of those who embarked for America was induced to trust entirely to the Ship's provisions, which afford, by no means, a sufficient allowance for the maintenance of health. It would, therefore, seem highly expedient, that in any Provincial Act which may be passed, the masters of Emigrant Ships should be required to take care that their passengers should either put on board a stock of provisions for themselves, or that such an addition should be made from the Ship's stores, to the ration of bread now required by Law, as to guard against the consequences of an inadequate allowance of food.

The enactment of such a Law as I have now described would be calculated to relieve the Province, both by diminishing the expenses which would be likely to be thrown upon it, on account of the Emigrants who arrived, and also by increasing the amount of the Tax now levied upon them, and applicable to these expenses.

To such a measure, therefore, not carrying the restrictions to be imposed upon Vessels engaged in this trade further than I have suggested, Her confidential servants would be prepared to advise that Her Majesty should assent ; but I must remind you, that while it is proper, for the reasons I have stated, that some such regulations as I have recommended should be enforced, the true interest of the Province, no less than that of this Country, requires that these regulations should not, by their over severity, throw needless obstructions in the way of an intercourse between the Queen's dominions on this and on the opposite side of the Atlantic, which is of the utmost importance to both. Not only has Emigration been the means of adding largely, in the last twenty years, to the industrious population, and therefore, to the wealth of Canada, but also, it is to be recollected, that the profit derived from the conveyance of Emigrants in the outward voyage, enables the Ships which carry them to bring back the produce of Canada at a much cheaper rate than would otherwise be possible.

With regard, therefore, to any Bill for the Regulation of Emigrant Ships which may be tendered for your acceptance by the other Branches of the Provincial Legislature, it will be your duty carefully to consider



consider its provisions before you assent to it, and to decline doing so if you should judge that it is of too rigorous a character.

It is the more indispensable that you should perform this duty with caution and with firmness, on account of the obvious inconvenience which would arise from its being necessary that Her Majesty should disallow an Act upon this subject, to which your own assent had been given, while, at the same time, it would be impossible that Her Majesty should be advised to permit an Act imposing needless or improper restrictions upon so important a trade, to remain in force.

I should further recommend, that the operation of any Act of this description should be limited to two years. This would remove much of the difficulty of permitting it to continue in force, if it should contain any provisions of a questionable character.

I have also to instruct you, if any such Act shall be passed, to forward it to me by the very earliest opportunity, in order that Her Majesty's final decision may be pronounced upon it, with the least possible delay.

Before I close this Despatch, I have only further to direct Your Lordship, in bringing this most important subject under the consideration of your Council and of the Legislature, to remind them, that, although the enactment of such a Law as I have suggested might be of great service in checking abuses, and preventing the recurrence, with the same intensity as before, of the evils which have just been so seriously felt, as arising from Emigration, it would do nothing towards the accomplishment of such an improvement, as I believe to be no less practicable than it is desirable, in the existing mode of settling upon the soil of Canada the host of Emigrants which annually lands in her ports.

Upon this subject, I have in former Despatches so fully stated my views, that it is only necessary for me now to repeat my firm conviction, that there is nothing in the situation of Canada which renders it impossible, by judicious regulations, to provide for the occupation of her vacant territory in a regular and systematic manner, instead of leaving this to be effected, as heretofore, by the desultory and too often ill directed efforts of individuals.

The saving of labour and of capital which would result from such a system would cause the increase of the numbers of her inhabitants by Emigration, to be the means of advancing the Province yet more rapidly in wealth and in civilization.

The powers necessary for establishing such a system, are, by the Constitution of Canada, vested in her own Legislature and people; to them, therefore, I must commit the consideration of the subject, only assuring them, through Your Lordship, that any measures they may adopt for this purpose, will meet with the best encouragement which it is in Her Majesty's power to afford.

I have, &c.

(Signed)

GREY.

The Right Honorable the Earl of Elgin and Kincardine.

## NEW BRUNSWICK.

*Message to the Legislative Council,  
24th January, 1848.*

W. M. G. COLEBROOKE, Lt. GOVERNOR.

The Lieutenant Governor, referring to his opening Speech, communicates to the Council, Extracts of Despatches relative to the Acts for opening Roads and erecting Bridges throughout the Province.

W. M. G. C.

[No. 114.] *Extract of a Despatch from Earl Grey to Sir William M. Colebrooke, dated  
Downing Street, October 18, 1847.*

I observe that the Act (No. 1173) for repairing Roads and re-erecting Bridges throughout the Province, contains a great number of small Grants for that object, and continues a practice, which in my judgment is extremely objectionable, and has been often remarked upon. Although I have not considered it expedient to advise Her Majesty to disallow the Act on this account, I must remind you that your Despatch, No. 46, of 12th of June, 1845, has led Her Majesty's Government to expect that the present defective system of appropriating money for Roads in New Brunswick would be remedied. I will hope that in the next Session some amendment may be made on this point.

I have, &c.

(Signed)

GREY.

Lieutenant Governor Sir W. M. G. Colebrooke, &c. &c. &c.

*Extract of Despatch, No. 46, addressed to Lord Stanley, dated Fredericton, 12th June, 1845,*  
[No. 84.] *with the Acts of the Session.*

“An Act to provide for opening and repairing Roads and erecting Bridges throughout the Province.”

This Act has been passed in the usual manner; the sums appropriated for the Great Roads have been granted without any surveys or estimates to guide the Assembly; and the Grants for Bye Roads, without information as to the condition, or even situation of the Roads.

In 1841, the Accounts were submitted to the Auditor of the Government, and the Commissioners were brought under stricter control in their disbursements.

In the present year, it is proposed to obtain such Reports of the state of the Roads, and Estimates of the sums required for their repair, as will enable the Government to furnish such information to the House as will guide them in future Appropriations.

I have, &c.  
(Signed) W. M. G. COLEBROOKE.

The Right Honorable Earl Grey.

The Honorable Mr. Johnston, by command of His Excellency the Lieutenant Governor, lays before the House—

The copy of a Communication from His Excellency the Lieutenant Governor of Nova Scotia, enclosing copies of Resolutions of the House of Assembly of Nova Scotia, passed on the twenty ninth day of March, 1847, on the subject of the Post Office :

Also, the copy of a Report from the Honorable J. W. Johnston, of Nova Scotia, and the Honorable R. L. Hazen, of this Province, to His Excellency the Right Honorable Earl of Elgin and Kincardine, Governor General, &c. &c., upon the practicability of establishing an uniform and efficient Post Office System throughout the British North American Colonies.

(Copy)

*Government House, Halifax, 15th June, 1847.*

SIR,—In compliance with an Address of the House of Assembly of this Province, I have the honor to request that Your Excellency will invite the attention of the Legislature of New Brunswick to the enclosed copies of Resolutions, passed by the House in the last Session, on the subject of the Post Office.

I have, &c.  
(Signed) J. HARVEY.

His Excellency Sir W. Colebrooke, &c. &c. &c.

*In the House of Assembly, 29th March, 1847.*

1st. Resolved, That it is the opinion of this House, that the extravagant charges for Postage within this Colony, and throughout the Provinces of Canada, New Brunswick, and Prince Edward Island, operate injuriously to the social and commercial interests of the people.

2d. Resolved, That in the opinion of this House, the interests of this Province, in common with those of the other Colonies above mentioned, would be materially advanced by the introduction of one uniform rate of Colonial and Inter-Colonial Postage, reduced in amount below the lowest rates in the existing scale.

3d. Resolved, That the substitution of such reduced and uniform rate for the scale of rates which are now established, when once its practical operation were fairly tested by experience, and the immediate depression, which might be its first result, were succeeded by the elasticity that would be the effect of improved and cheaper means of communication by Mail, would, in the opinion of this House, sustain, if indeed it would not increase, the Revenue derived from the Department in question.

4th. Resolved, That this House, deeply impressed with a sense of the advantages which might be anticipated for this Province, from the greater facilities of intercourse—moral, intellectual, commercial, and social—that one uniform low rate of Postage charges would confer, even if for some years those advantages should be counterbalanced by a deficiency of Revenue, and a consequent increased charge upon

upon the general Funds of the Province for the maintainance of the Provincial Post Office, is of opinion, that an uniform rate of three pence Currency should be established for Postage throughout this Province, and that the House will be prepared, to provide by Grant, for any deficiency of Post Office Revenue, to meet the necessary expenditure for internal communication, should such happen to exist.

5th. Resolved, That in the opinion of this House, it is desirable to have the concurrence of the Legislatures of Canada, New Brunswick, and Prince Edward Island, with that of this Province, in views and measures directed to the attainment of an improved system of management of the Post Office Department, as far as respects these Colonies, and to the accomplishment of the proposed uniform rate of Postage, founded on the recognition of common principles, and of the necessity of an independent authority, placed in some one of the Colonies referred to, and constituted for purposes of central organization, and direction of the department under consideration, within certain limits, to be prescribed and defined, with the concurrent sanction of the Legislature of Canada, and of the lower Colonies.

6th. Resolved, That it is the opinion of this House, that such consentaneous views and measures would result in the establishment of an uniform and harmonious system of management of Inter-Colonial Post Office affairs that would not present the possibility of any collision of the Colonial or Inter-Colonial Authorities with the Imperial Functionaries charged with the management of the General Post Office, nor interfere with the interest of the Empire, in connection with that Department, whilst it would leave the net Post Office Revenue of each Colony, if such should exist, after deducting the expenses of management and communication within its limits, under the control of that particular Province.

Copies from the Journal.

(Signed)

J. WHIDDEN,  
Clerk of the Assembly.

His Excellency Sir W. Colebrooke, &c. &c. &c.

(Copy)

*To His Excellency the Right Honorable James Earl of Elgin and Kincardine, K. T., Governor General of British North America, and Captain General and Governor in Chief in and over the Provinces of Canada, Nova Scotia, New Brunswick, and the Island of Prince Edward, and Vice Admiral of the same, &c. &c. &c.*

MAY IT PLEASE YOUR EXCELLENCY,

We, the undersigned, in obedience to the instructions of Your Excellency and the Lieutenant Governors of Nova Scotia, New Brunswick, and Prince Edward Island, to inquire into and report upon the practicability of establishing an uniform and efficient Post Office system throughout the British North American Colonies, based upon the views entertained by their Lordships, Earl Grey and Lord Clanricarde, and communicated to Your Excellency by Despatch, dated the 31st December, 1846, have given our best consideration to the various important points embraced in the subject of inquiry, and have now the honor to submit our Report.

On entering upon the duties assigned to us, we directed our attention to the representations and addresses which had, from time to time, been presented to the Imperial Government by the several Colonial Legislatures, in reference to the subject of the Post Office, as well for the reason assigned by Lord Clanricarde, that these appeals had induced His Lordship to make the suggestions contained in his letter of the 18th August, 1846, as from the fact that these representations set forth, in a prominent light, the various disadvantages under which the British North American Colonies laboured, and for which a remedy is now to be sought.

A very cursory examination was sufficient to satisfy us, that the Provinces, in their remonstrances against the transfer of assumed surplus receipts to the credit of the Imperial Government, were not actuated by any desire to convert the Postal Imposts into a source of Revenue, or to call in question the prudent management of the Imperial Government, but were prompted by a growing conviction that the social and commercial interests of the Colonies were intimately connected with the extension

of their Postal intercourse, and that they truly regarded it, as Lord Clanricarde has justly observed, as the means, in a new Country, of extending civilization. The elaborate Report, drawn up by the Canadian Commissioners in 1841—the Address from the Legislature of that Province, dated the 2d of June, 1846, in which it is prayed that if a reduction of the rate of Postage to the extent enjoyed by the Mother Country could not be conceded, at least the rates now obtaining in the United States might be adopted—the joint Address of the Legislative Council and House of Assembly of New Brunswick, dated 11th April, 1845—the Report of a select Committee of the latter, dated 11th April, 1846—and more recently still, the Resolutions passed by the House of Assembly of Nova Scotia, of the 29th March, 1847, in which are contained pledges for defraying any deficiency that might be created in the Post Office Revenues, from the establishment of a low and uniform rate of Colonial and Inter-Colonial Postage;—these, and the several representations from the other Provinces, clearly indicate the unanimous desire entertained by the British possessions in North America to have extended to them a share of those benefits, intellectual, social and commercial, which have in so large a measure been conferred upon the Mother Country, by the establishment of the Penny Postage.

Each day's increasing experience has attested the wisdom that prompted the adoption of a measure which was not at the time more characterized by its boldness than it has subsequently been by its success.

The example of cheap Postage thus set in Great Britain, has recently been followed in the United States in a modified form, adapted to a more widely scattered population and extended limits.

The success which has attended these reductions, has relieved the experiment of much that appeared hazardous in a financial point of view, and promises to support the Commissioners in the assumption that any serious diminution in the Provincial Post Office Revenues, arising from an effective reduction in rates, would prove but of short duration, and would be more than balanced by the attainment of the many advantages so ardently sought for by the Provinces, and which such reduction would confessedly confer.

In this view we have more particularly directed our attention to that branch of the subject adverted to in the Post Master General's letter, which refers to the establishment of an independent management within the Provinces, and the several conditions considered by His Lordship as essential to the efficient working of any well digested scheme; and we have engaged in the duties committed to us, under a deep sense of the importance as well as the delicacy of the task of presenting to Your Excellency a plan, which it may be hoped will meet the approval of the Legislatures of the four Provinces.

Hence we have aimed to adapt our suggestions to the attainment of that concurring Legislative agreement through which alone the people of those Colonies can hope to enjoy the great benefits of cheap and extended Postal Communication, rather than to frame an organization which, however promising in theory, should contain elements of uncertainty, hesitation or disagreement, endangering its adoption by any of the Provinces.

At the threshold of our inquiry, lay the consideration of the relative advantages of a system of United Revenue and management for the four Provinces, or of one that would leave the management of the Postal arrangements in the hands of the local Governments of each Province, as suggested by Lord Clanricarde, with no greater central control than shall be necessary for securing the Imperial and Inter-Colonial Postal interests.

We have decided on recommending the latter system, although we have not been insensible to arguments that might be urged in favour of the former.

The objection that His Lordship the Post Master General has anticipated, would result from the control being continued in England, after the Provinces shall have assumed the pecuniary responsibilities of the Department, may in great part be applied against a control of equally extended authority and functions established in any one of the Colonies.

To these may be added the fact that the most efficient practical security against an imprudent excess in Postal accommodation, will be found in the consideration that undue encroachments on the general Revenue for that service, would abridge the means of other and not less valued benefits; but this motive, powerful when confined within the limits of a single Province, might lose much of its force were the Postal Revenues of the four Provinces gathered into one fund, and the Post accommodations dispensed from one common centre, subjecting the Province to a rateable contribution for making good the

the general excess of expenditure over the receipts. Such an arrangement would afford room for jealous comparisons, and in the apprehension that might arise in one Province that economical forbearance on its part would not find kindred practice in others, new incentives would not unnaturally be presented for seeking the utmost benefit out of the common fund, by urging an excessive extension of Postal accommodation, and the most effectual check against extravagant expenditure be thus expressed by weakening the inducement for economy to which we have alluded.

Independently however of the arguments to be advanced on the merits of either side of the question, we believe the scheme by which each Province will be left to the disposition of its own Revenues, and the extension of its own Postal benefits, to be that which is most likely to secure the acquiescence of all the Provinces.

It presents especially to the smaller Colonies the aspect of less hazard as regards finance, and less uncertainty as regards Postal accommodation; and therefore as a first step, we conceive it will prove the more practicable and attainable measure, nor will it close the future against a more enlarged and combined system, should experience warrant the extension.

The conditions and usages suggested by His Lordship the Post Master General, in his letter of the 18th August, 1846, as necessary and valuable under any system of Provincial management, next demanded and have received our careful consideration.

The following propositions comprise everything His Lordship has deemed necessary:—

Concurring in their appropriateness, and believing they will meet the approval of the Provincial Legislatures, we adopt them as part of the scheme we have the honor to recommend in this Report, subject to some explanation which we have subjoined.

1st. That the British principle of Weight, and the scale by which additional rates are calculated, should in no case be abandoned. We also recommend that the system of Accounts, Checks, and Audits, as now used, should be preserved unaltered as far as practicable.

2d. That there should be maintained throughout the British North American Provinces, one uniform system and rate of Postage, with no greater modification than their circumstances may demand.

3d. That no transit Postage should be chargeable on letters forwarded between these Provinces for the cost of conveyance through any of them.

4th. That the uniform internal Colonial rate of two pence sterling the half ounce, should remain in operation as regards letters transmitted in the British Mails between the United Kingdom and the North American Provinces, to be extended to Countries having Postal conventions with Great Britain, as suggested by Lord Clanricarde.

5th. That the prepayment of Postage, as well between the Provinces as between the United Kingdom and the Provinces, shall remain optional.

6th. That to avoid complicated Accounts, each Province shall retain the amount of Postage it collects; a stipulation that involves the understanding of unrestricted freedom and uniformity of principle in respect to the pre-payment of Postage.

7th. The Packet Postage of one shilling sterling per half ounce, we understand will be collected in the four enumerated Provinces, and be remitted to the Post Master General in England, after the deduction of any just claim on behalf of the Provincial Postal Departments.

The internal Colonial rate of two pence sterling, chargeable on letters by the British or other Packet Mails, stands on a different footing, and will, we assume, remain at the credit of the respective Provinces where it may be collected, while in the case of pre-payment in England, it will be passed to the credit of the Province to which the letters shall be addressed for delivery.

It is also understood that Nova Scotia and New Brunswick are not chargeable out of their several Postal funds for the transmission through either of those Provinces, of the Packet Mails passing to Colonies lying beyond them respectively.

While this stipulation is advanced by those Provinces as just in itself it is not calculated to induce practical difficulties; as the Packet Mails referred to are not required to be opened while in transit to their destination, and the service may be (and is understood to be now chiefly, if not solely,) performed under distinct contracts, leading to no complication of Accounts.

This

This service we assume will be provided for out of the shilling sterling, Packet Postage, and that Her Majesty's Government, out of that fund, will continue to transport the Packet Mails to the Provinces for which they are destined, as formerly was done by the "Unicorn" to Quebec, and subsequently through the Territory of the United States.

To select the rate of Postage best adapted to promote the objects in view, with proper regard to the effect of the change on the Revenues of the Colonies, was not the least important part of our duty. We are happily however not without guides for our direction in its performance.

We have agreed to recommend three pence currency per half ounce as the primary rate, and in suggesting its restriction to distances of three hundred miles, and an additional rate to be superadded for distances beyond that limit. We have been alone actuated by considerations of Revenue as influencing the probable concurrence of the several Legislatures.

Your Excellency will perceive that we have followed the scale adopted in the United States of America, to which reference was made in the Address of the Canadian Legislature, 2d June, 1846, (quoted in an earlier part of this Report,) and which, while it strictly coincides with the rates selected by the Assembly of Nova Scotia, promises to meet the views expressed on the 11th April, 1845, by New Brunswick; much that now complicates the Post Office system would be removed, and the benefit of Postal intercourse more widely diffused, were this single rate made applicable to *all* distances within the four Provinces.

Lest, however, any of the Colonial Legislatures should conceive a higher charge for greater distances to be necessary for the increase of the Postal Revenue, we would suggest that the scale we have quoted should again be followed, and the rate of six pence per half ounce imposed for all distances over three hundred miles.

It only remains that we should state the leading provisions, which we think may be requisite or convenient in preparing a system under which the management of the Post Office Departments may be transferred from the Post Master General to the Provincial Authorities.

These are comprised in the following suggestions, which (subject to our previous explanations) we offer for Your Excellency's consideration :—

1st. That there should be an Office of Central Audit in Canada, of which the Post Master General of that Province shall be the head. The duties of this office shall be to audit the accounts quarterly, of the several Provinces, returns of which shall be annually presented to the different Legislatures; to collect and transmit to England the balances due from the four Provinces on the Packet Postage; and, in concert with the chief Officer of the Post Office Department in each Province, to enter into contracts, and make all necessary arrangements for the transmission of the Mails along the chief or central route from Canada to Halifax, and between Nova Scotia and Prince Edward Island.

The expenses of this office, with the exception of the salary of the chief Officer, from which the three lower Colonies are to be free, shall be borne by the several Provinces in proportion to their gross collections, exclusive of Packet Postage.

2nd. That the Post Office Departments in the several Provinces shall be separate and distinct, subject to the authority and control of, and bound to account to their respective Governments, in which shall be vested the power to appoint the chief and subordinate Officers, and to extend or contract (subject to the reservations in the preceding clause) the various Postal routes, offices, &c., within their own limits; and that each Province shall defray the cost of its own Post Office management and Postal routes, Stations, Couriers, &c., and shall retain all its collections, including pre-paid letters; the balance due on Packet Postage to be excepted, which shall be transmitted, quarterly, to the Central Office.

3rd. That one shilling sterling per half ounce be accounted for to Great Britain for British Packet letters, to cover all charges of transport by sea and land between Great Britain and the limits of the several Provinces for which the Mails may be carried; and that two pence sterling per half ounce be the Provincial charge on Packet letters for all distances within the Province receiving or mailing such letters, as has been explained in considering Lord Clanricarde's suggestion.

4th. That one uniform rate of three pence currency per half ounce for all distances under three hundred miles, and if thought necessary for the purpose of revenue, six pence currency for all distances

distances over three hundred miles, be established throughout the four Provinces ; and that no transit charge for letters be made.

The four Provinces in the operation of this clause are considered as one, and no reference is made in it to Packet Mail letters.

5th. That Newspapers, Parliamentary documents, and other printed papers, be transmitted at present rates ; but in each Province the Government, on application of the Legislature, may direct that Newspapers and other printed matter shall be sent through the Post Office, within such Province, free of charge.

6th. That the pre-payment of letters, as already explained, shall be optional in all cases where not interfered with by foreign regulations.

7th. That all Franking privileges be abolished.

All which is respectfully submitted.

(Signed)

J. W. JOHNSTON,  
R. L. HAZEN.

October, 1847.

The Deputy Post Master General of Canada has estimated the number of letters sent through the Post Office during the last year, for distances over three hundred miles, at 210,000, which, at three pence per letter, would yield a Revenue of £2,625, or at the increased rate of six pence, would yield £5,250.

Taking the Postal Revenue of Nova Scotia, the next in point of amount, at one seventh of the Revenue of Canada, and estimating its postages for distances over three hundred miles, in the same proportion, which may be considered an over estimate, her Revenue would, by the double rate, be improved £375. If, however, it may be assumed that correspondence will increase with every reduction of charge, the above calculation will naturally be affected by maintaining throughout the rate of three pence, and the apparent advantage in favour of a second or increased rate proportionably diminished.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill to authorize the Justices of the Peace for King's County to levy an assessment to pay off the County Debts.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received, and that the said Bill be read a third time to-morrow.

The Honorable Mr. Chandler presented to the House a Bill, intituled "An Act in addition to the Law relating to Juries."

The said Bill was read a first time.

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

The Honorable Mr. Wyer, by leave, presented the following Petitions :—

A Petition from Amy G. Campbell, of Saint Andrews, in the County of Charlotte, praying an allowance for teaching a School for three months ; and

A Petition from Sarah Kelly, of the Parish of Saint Stephen, praying an allowance for teaching a School for ten months.

ORDERED, That the said Petitions be received and lie on the Table.

The Honorable Mr. Saunders, by leave, presented a Petition from Calvin L. Hatheway, praying remuneration for services rendered the British Government in the settlement of the Boundary Line question between Great Britain and the United States of America, in the years 1836, 1837, and 1838.

ORDERED, That the said Petition be received and lie on the Table.

The Honorable Mr. Chandler, by leave, presented a Petition from John S. Out-house, praying an allowance for teaching a School in Portland in the year 1845.

ORDERED, That the said Petition be received and lie on the Table.

*Adjourned until To-morrow at 12 o'clock.*

TUESDAY, 1st February, 1848.

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Botsford,  
Mr. Wyer,  
Mr. Minchin.*

*Mr. Robinson,  
Mr. Chandler,  
Mr. Johnston,*

PRAYERS.

The Honorable the President acquainted the House, that by a Mandamus under the Royal Sign Manual, dated the fourth day of February, one thousand eight hundred and forty six, the Honorable Charles Simonds was appointed a Member of this House, and desired to be admitted.

ORDERED, That the Honorable Messieurs Wyer and Minchin be appointed a Committee to attend the Honorable Mr. Simonds, and see him qualified.

The Honorable Mr. Johnston, a Member of Her Majesty's Executive Council, by direction of His Excellency the Lieutenant Governor, lays before the House—

A Copy of a Despatch from the Secretary of State for the Colonies relating to Crown Lands that may be required for the purpose of Railways through this Province.

*Extract of a Despatch from the Right Honorable Earl Grey to Sir William Colebrooke, dated*  
[No. 24.] *Downing Street, 24th October, 1846.*

SIR,—I have received your Despatch, No. 92, of the 29th September, &c. &c. I think it right to state that I approve of your suggestion not to sanction the alienation of any of the Crown Lands in New Brunswick which may be required for the purpose of the Railway, or which are likely to be raised in value in consequence of the Rail Road passing through them. You will therefore give directions to the Officers of the Crown Land Department to avoid disposing of any such Lands at present, except with a distinct reservation of the power of the Crown to resume any portion of them which may be required for the Railway. It will also be desirable that purchasers should be compelled, in the event of the Railway passing within five miles, at their option either to surrender the Land sold to them, receiving payment for improvements, or to pay an additional price for it, according to arbitration.

(Signed)

I have, &c.

GREY.

(Copy)



(Copy)—No. 89.

*Fredericton, N. B., 12th October, 1847.*

MY LORD,—Understanding from Major Robinson and Captain Henderson that they have ascertained the practicability of opening a Line for the construction of a Railway from Halifax to Quebec, traversing the Eastern and Northern Districts of this Province, it is my intention, at a meeting of the Executive Council appointed for to-morrow, to provide for the necessary reserve of Lands along the proposed Line. I anticipate that whenever it may be decided by Her Majesty's Government to undertake the proposed work, there will be no difficulty in obtaining the concurrence of the Provincial Legislature to a free Grant of the Lands required, which may be at the disposal of the Crown; and where the Lands are the property of individuals, that the Assembly will guarantee the possession without charge, as in the Act passed in 1845, to facilitate the construction of a Military Road by Her Majesty's Government, (8 Victoria, cap. 48,) copy of which is herewith enclosed.

I have, &amp;c.

(Signed)

W. M. G. COLEBROOKE.

The Right Hon. Earl Grey, &amp;c. &amp;c. &amp;c.

(Copy)—No. 125.

*Downing Street, 18th November, 1847.*

SIR,—I have to acknowledge the receipt of your Despatch, No. 89, of the 12th October, and to convey to you my entire concurrence in the measures which you propose to adopt for providing for the necessary Reserve of Land in New Brunswick for the intended Line of Railway from Halifax to Quebec.

I have, &amp;c.

(Signed)

GREY.

Lieut. Governor Sir W. M. G. Colebrooke, &amp;c. &amp;c. &amp;c.

Pursuant to the Order of the Day, the Bill to authorize the Justices of the Peace for King's County to levy an assessment to pay off the County Debts, was read a third time and passed.

ORDERED, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to this Bill without any amendment.

Pursuant to the Order of the Day, the following Bills were severally read a second time :—

A Bill to regulate Vessels arriving from Europe with Emigrant Passengers : and  
A Bill, intituled "An Act in addition to the Laws relating to Juries."

ORDERED, That the House be put into a Committee of the whole to-morrow, to take the said Bills severally into consideration.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill to authorize the Justices of the Peace for the County of Sunbury to levy assessments to defray the County and Contingent expenses thereof.

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received and leave granted.

A Message from His Excellency the Lieutenant Governor was delivered by the Honorable Mr. Chandler, a Member of Her Majesty's Executive Council.

The Honorable the President read the same; and it was again read by the Clerk, as follows :—

NEW BRUNSWICK

## NEW BRUNSWICK.

*Message to the Legislative Council,  
24th January, 1848.*

W. M. G. COLEBROOKE, LT. GOVERNOR.

The Lieutenant Governor, referring to his opening Speech, communicates to the Council, a Copy of a Despatch relative to the employment of a Surveying Steamer in the Bay of Fundy next Season.

W. M. G. C.

(Copy)—No. 139.

*Downing Street, 11th December, 1847.*

SIR,—I have the honor to acknowledge the receipt of your Despatches, No. 91, of the 26th October, and No. 96, of the 10th November, enclosing copies of Letters from Captain W. F. Owen, and from the Commissioners of Light Houses in the Bay of Fundy, in which they express their hope that Her Majesty's Government will authorize the completion of the Survey of that Bay. I transmit for your information the accompanying copy of a Letter addressed to this Department by desire of the Lords Commissioners of the Admiralty, to whom I have referred your Despatches, and I have to instruct you to communicate it to Captain Owen and to the Commissioners of Light Houses, in answer to their respective Letters.

I have, &c.

(Signed)

GREY.

Lieut. Governor Sir W. Colebrooke, &c. &c. &c.

(Copy)

*Admiralty, 27th November, 1847.*

SIR,—Having laid before my Lords Commissioners of the Admiralty your Letter of the 23d instant, and its enclosure from the Lieutenant Governor of New Brunswick, relating to the Survey of the Bay of Fundy, and requesting to be informed whether it is their Lordships' intention to discontinue the Survey, and if so, the grounds on which they have considered it expedient to adopt this course;—I am commanded to state, for the information of Earl Grey, that the Steam Vessel at present employed on the Survey of the Bay of Fundy, has been so long in Commission, that their Lordships consider it would be dangerous for her to continue there, but it is their intention to replace her in the ensuing Spring or Summer.

I am, &c.

(Signed)

H. G. WARD.

Herman Merivale, Esquire, &c. &c. &c.

The Honorable Mr. Wyer, from the Committee appointed to attend the Honorable Mr. Simonds and see him qualified, reported that they had, according to order, attended the Honorable Mr. Simonds, who took the usual oath, in the presence of His Excellency the Lieutenant Governor.

The Honorable Mr. Simonds was then introduced between Mr. Wyer and Mr. Minchin, and took his Seat.

A Message was brought from the Assembly by Mr. Hayward, with Resolutions of Appropriation, dated the thirty first day of January last; to which they desire the concurrence of this House.

The said Resolutions were read a first time.

ORDERED, That they be referred to the Committee of the whole House upon Resolutions of Appropriation.

The Honorable Mr. Johnston, by leave, presented the following Petitions:—

A Petition from James Earle, one of the Police and Nightly Watch in the Parish of Portland, in the County of Saint John, praying compensation for injuries sustained by him in the execution of his duty, for reasons stated in his Petition:

A Petition from Henry Kinney, of the same Police and Watch, with a like prayer :  
and

A Petition from James Kirk and John Duncan, Presidents of Marine Assurance Offices in Saint John, H. P. Sturdee, Agent to Lloyd's, and sixty others, Shipowners and Merchants, and seventeen Branch Pilots in this Province, praying Legislative provision for establishing Dipper Harbour, with suitable Wharves, a place of safety for Vessels in distress or difficulty.

ORDERED, That the said Petitions be received and lie on the Table.

The Honorable Mr. Wyer, by leave, presented the following Petitions :—

A Petition from the Reverend William M'Donald, Charles Bradley, and Dennis Bradley, Committee of the Catholic School in connection with the Catholic Church in the Parish of Saint Andrews, Charlotte County, praying a sum of money as heretofore allowed them :

Petitions from Luther Parker, George M'Kenzie, James Muirhead, Hugh Copely, and Thomas Fowler, Schoolmasters in Charlotte and Northumberland Counties, severally praying the Provincial allowance for teaching Schools : and

A Petition from the Commissioners of Buoys and Beacons at the Port of Miramichi, praying an increased Duty on Vessels arriving, to support the ordinary expenses.

ORDERED, That the said Petitions be received and lie on the Table.

*Adjourned until To-morrow at 12 o'clock.*

WEDNESDAY, 2d February, 1848.

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Chandler,  
Mr. Johnston,  
Mr. Simonds.*

*Mr. Botsford,  
Mr. Wyer,  
Mr. Minchin,*

PRAYERS.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into further consideration the Bill to authorize the Justices of the Peace for the County of Sunbury to levy assessments to defray the County and Contingent expenses thereof.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received, and 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 to take into consideration the Bill to regulate Vessels arriving from Europe with Emigrant Passengers.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received, and that the said Bill be read a third time to-morrow.

A Message was brought from the Assembly by Mr. Jordan, with a Bill to authorize the Exploration and Survey of a Line for a Rail Road between Shediac and the City of Saint John ; to which they desire the concurrence of this House.

The said Bill was read a first time.

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

The Honorable Mr. Johnston, by direction of His Excellency the Lieutenant Governor, lays before the House—

The following Abstract of the Revenue of the Province, made up by B. Robinson, Esquire, Treasurer of the Province :—

ABSTRACT OF THE REVENUE OF THE PROVINCE OF NEW BRUNSWICK FOR THE YEAR 1847.

	Loan Fund.	Ordinary Revenue.	Export Duty.	Casual Revenue.	Supreme Court Fees.	Rec. from the Officers of Customs.	Auction Duties.	Pedlars' Licences.	Emigrant Duties.	Lt. House Duties.	S. & D. Seamen's Duties.	TOTALS.
Saint John,	£7,901 0 9	40,168 6 9½	11,472 18 8	9,500 0 0	792 15 10	26,540 10	0 210 11 4	7 10 0	2,036 16 8	2,925 18 0	921 9 3	103,367 17 8
Miramichi,	720 0 0	4,445 7 7	1,433 6 3	0 0 0	0 0 0	2,595 6 9	13 17 6	0 0 0	105 17 6	144 15 11	223 9 8	9,682 10 2
Dalhousie,	173 6 1	1,449 4 4	1,160 14 9	0 0 0	0 0 0	648 17 11	0 0 0	0 0 0	3 14 2	76 14 11	71 11 8	3,484 3 10
Bathurst,	129 17 2	1,963 1 10½	220 16 5	0 0 0	0 0 0	489 17 7	0 0 0	0 0 0	0 0 0	22 2 8	19 18 3	1,885 11 1½
Richibucto,	184 13 6	1,230 16 10	573 10 9	0 0 0	0 0 0	683 7 11	4 4 4	0 0 0	3 0 0	61 7 0	57 2 6	2,700 4 10
Shediac,	7 3 2	1,056 16 10	182 18 0	0 0 0	0 0 0	9 3 7	0 0 0	0 0 0	0 0 0	19 12 0	15 16 6	340 10 1
Bay Verte,	0 16 6	46 4 10	4 7 0	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	83 0 10
Dorchester,	13 1 24	66 8 10	67 0 8	0 0 0	0 0 0	0 0 0	0 0 0	1 12 6	0 0 0	25 14 3	5 18 1	182 12 9½
Hopewell,	0 0 0	0 0 0	70 0 0	0 0 0	0 0 0	0 0 0	0 0 0	2 17 6	0 0 0	12 2 9	2 3 4	87 7 7
Woodstock,	14 7 6	117 14 10	0 0 0	0 0 0	0 0 0	104 1 5	4 2 7	2 10 0	0 0 0	235 9 6	2 3 4	240 6 4
Saint Andrews,	237 17 5	1,090 4 9	440 12 0	0 0 0	0 0 0	1,039 16 8	10 15 04	0 0 0	160 9 2	235 9 6	142 12 6	3,337 17 04
Saint Stephen,	106 13 0	4,092 17 04	700 14 9	0 0 0	0 0 0	0 0 0	1 0 3	13 2 6	8 10 0	130 4 0	75 17 4	1,428 18 104
Saint George,	64 4 0	186 5 11	316 6 6	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	25 1 6	14 14 4	456 12 3
West Isles,	17 19 10	45 6 104	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	31 15 0	28 10 3	16 1 4	189 13 34
Grand Manan, 1846,	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0	3 0 0	0 0 0	3 0 0
TOTALS, £9,571 11 14	80,287 17 4	16,543 5 9	9,500 0 0	792 15 10	31,912 19 10	246 14 94	27 12 6	3,230 2 6	3,700 12 9	1,566 14 9	127,410 7 2	

COMPARATIVE STATEMENT.

	1846.	1847.	Increase.	Decrease.
Loan Fund,...	...	...	...	...
Ordinary Revenue,...	£8,281 3 5	£9,571 11 14	£1,290 7 8½	£0 0 0
Export Duty,	47,744 0 6½	50,287 17 4	2,543 16 9½	0 0 0
Casual Revenue, ...	22,664 1 04	16,553 5 9	0 0 0	6,110 15 34
Supreme Court Fees, ...	7,600 0 0	9,500 0 0	1,900 0 0	0 0 0
Received from the Customs,	454 19 0	792 15 10	337 16 10	0 0 0
Auction Duties, ...	30,961 9 6	31,912 19 10	951 10 4	0 0 0
Pedlars' Licences, ...	407 5 9½	246 14 9½	0 0 0	160 11 0
Emigrant Duties, ...	45 5 0	27 12 6	0 0 0	17 12 6
Light House Duties, ...	2,129 17 6	3,250 2 6	1,120 5 0	0 0 0
Sick and Disabled Seamen's Duties,	4,817 18 0	3,700 12 9	0 0 0	1,117 5 3
TOTALS,	£127,336 18 10½	£127,410 7 2	£8,143 16 8½	£8,070 8 44

Treasury, Saint John, 1st January, 1848.

B. ROBINSON, P. T.

Also, Copies of various Correspondence, Documents, and Papers, relating to Emigration.

ORDERED, That these do lie on the Table.

The Honorable Mr. Chandler presented to the House a Bill, intituled "An Act relating to the appointment of Commissioners of Sewers in the Counties of Westmorland and Albert."

The said Bill was read a first time.

ORDERED, That the said Bill be printed, and published in the Gazette for thirty days.

On motion—

The House was put into a Committee of the whole, to take into consideration Resolutions of Appropriation sent up from the Assembly.

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone through the Resolutions of Appropriation, dated the thirty first day of January, and recommended that the House should concur in the same, and asked leave to sit again.

ORDERED, That the Report be received and leave granted.

Whereupon the Resolutions of Appropriation, dated the thirty first day of January, were concurred in by the House.

ORDERED, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to the said Resolutions of Appropriation.

The Honorable Mr. Johnston, by leave, presented the following Petitions :—

A Petition from James Portmore, of the City of Saint John, Carpenter, praying an allowance for Lumber furnished Emigrants on Partridge Island, in Saint John, for Coffins and for flooring Tents, in July and August last, whilst he was erecting a Marine Hospital on the said Island : and

A Petition from Robert Jardine, of Saint John, praying a return of Duties paid on Animals of a superior description imported from Great Britain.

ORDERED, That the said Petitions be received and lie on the Table.

The Honorable Mr. Wyer, by leave, presented the following Petitions :—

A Petition from Cochran Craig, Church Meigs, the Reverend James Neales, and twenty other persons, praying a grant of money to deepen the Channel of Dark Harbour, in that Island :

A Petition from the same persons, praying an amount of money may be allowed to make perfect the Road leading to Dark Harbour, in the Island of Grand Manan :

A Petition from Adam Duncan Thomson, James Russell, Luther Lawrence, and thirty eight other persons, praying an alteration in the Road between Saint Stephen and Saint Andrews may not be allowed to take place : and

A Petition from James West, of West Isles, in Charlotte County, praying an allowance for teaching a School for six months.

ORDERED, That the said Petitions be received and lie on the Table.

*Adjourned until To-morrow at 12 o'clock.*

THURSDAY, 3d February, 1848.

PRESENT :

THE HON. *Mr. Black, President.*

<i>Mr. Chandler,</i>	<i>Mr. Wyer,</i>
<i>Mr. Hatch,</i>	<i>Mr. Johnston,</i>
<i>Mr. Minchin.</i>	

PRAYERS.

There not being eight Members present, the House adjourned until to-morrow at 12 o'clock.

FRIDAY, 4th February, 1848.

PRESENT :

THE HON. *Mr. Black, President.*

<i>Mr. Shore,</i>	<i>Mr. Robinson,</i>
<i>Mr. Botsford,</i>	<i>Mr. Chandler,</i>
<i>Mr. Wyer,</i>	<i>Mr. Johnston,</i>
<i>Mr. Minchin.</i>	

PRAYERS.

Pursuant to the Order of the Day, the following Bills were severally read a third time and passed :—

A Bill to regulate Vessels arriving from Europe with Emigrant Passengers : and

A Bill to authorize the Justices of the Peace for the County of Sunbury to levy assessments to defray the County and Contingent expenses thereof.

ORDERED, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to these Bills without any amendment.

Pursuant to the Order of the Day, the Bill to authorize the Exploration and Survey of a Line for a Rail Road between Shediac and the City of Saint John, was read a second time.

ORDERED, That the House be put into a Committee of the whole on Monday next, to take the said Bill into consideration.

The Honorable Mr. Johnston, by leave, presented the following Petitions :—

A Petition from Sarah Creekmore, of Blissville, in the County of Sunbury, Widow of an old Soldier of the Revolutionary War, praying that the usual allowance may be granted to her :

A Petition from Caroline Laskey, Widow of the late Charles R. Laskey, a licenced Teacher, praying compensation for her late Husband's services in that capacity, in the Parish of Saint Martin, in the County of Saint John : and

A Petition from Catherine Donald, praying for an amount of Pension due her late Mother, Martha Campbell, Widow of the late Hugh Campbell, an old Soldier of the Revolutionary War in America, at the time of her death.

ORDERED, That the said Petitions be received and lie on the Table.

A Message was brought from the Assembly by Mr. Boyd, with a Bill to provide for the more effectually repairing the Streets and Bridges in the Town Plat of Saint Andrews; to which they desire the concurrence of this House.

The said Bill was read a first time.

ORDERED, That the said Bill be read a second time on Monday next.

A Message from His Excellency the Lieutenant Governor was delivered by the Honorable Mr. Chandler, a Member of Her Majesty's Executive Council.

The Honorable the President read the same; and it was again read by the Clerk, as follows:—

#### NEW BRUNSWICK.

*Message to the Legislative Council,  
24th January, 1848.*

W. M. G. COLEBROOKE, LT. GOVERNOR.

The Lieutenant Governor, referring to his opening Speech, lays before the Council, copies of his Correspondence with the Secretary of State for the Colonies on the subject of obtaining the services of a Teacher for the Model and Training School, and a supply of Elementary Books for the Parish Schools.

W. M. G. C.

[See Appendix No. 1.]

The Honorable Mr. Wyer, by leave, presented the following Petitions:—

A Petition from Rebecca Pratt, of Saint George, in the County of Charlotte, praying for the Provincial allowance for teaching a School in that Parish for six months:

A Petition from James Millican, of Saint John, praying that his Bond given in payment for Land may be cancelled:

A Petition from John Marks, of Saint Stephen, in the County of Charlotte, Merchant, praying for remuneration for expenses incurred in a Law Suit with Robert Watson, Deputy Treasurer:

A Petition from Leonard Hawbelt and Martin Cranney, Commissioners of Buys and Beacons for the Port of Miramichi, praying to be reimbursed for over-expenditure: and

A Petition from Messieurs Pingree and Chipman, of Saint Stephen, in the County of Charlotte, Merchants, praying for a return of Duties paid on certain quantities of Lumber by them exported to the West Indies in 1845.

ORDERED, That the said Petitions be received and lie on the Table.

A Message was brought from the Assembly by Mr. Carman, with a Bill to grant a Bounty on the destruction of Bears and Wolves in this Province; to which they desire the concurrence of this House.

The said Bill was read a first time.

ORDERED, That the said Bill be read a second time on Monday next.

ORDERED



**ORDERED**, That the House do not sit to-morrow, in consequence of the Funeral of the late Attorney General, the Honorable Charles Jeffrey Peters, a Member of this House.

The Honorable Mr. Hatch, by leave, presented the following Petitions :—

A Petition from Charles R. Hatheway, Esquire, praying for remuneration for attending to sick and destitute Emigrants : and

A Petition from Martha Pendleton, Widow of an old Soldier, praying for a Pension.

**ORDERED**, That the said Petitions be received and lie on the Table.

*Adjourned until Monday next at 12 o'clock.*

**MONDAY, 7th February, 1848.**

**PRESENT :**

**THE HON.**

*Mr. Black, President.*

*Mr. Shore,  
Mr. Botsford,  
Mr. Wyer,  
Mr. Kinnear,  
Mr. Minchin,*

*Mr. Robinson,  
Mr. Chandler,  
Mr. Hatch,  
Mr. Johnston,  
Mr. Simonds.*

**PRAYERS.**

Pursuant to the Order of the Day, the following Bills were severally read a second time :—

A Bill to grant a Bounty on the destruction of Bears and Wolves in this Province : and

A Bill to provide for the more effectually repairing the Streets and Bridges in the Town Plat of Saint Andrews.

**ORDERED**, That the House be put into a Committee of the whole to-morrow, to take the said Bills severally into consideration.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill to authorize the Exploration and Survey of a Line for a Rail Road between Shediac and the City of Saint John.

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

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

**ORDERED**, That the Report be received, and that the said Bill be read a third time to-morrow.

A Message from His Excellency the Lieutenant Governor was delivered by the Honorable Mr. Johnston, a Member of Her Majesty's Executive Council.

The

The Honorable the President read the same; and it was again read by the Clerk, as follows :—

NEW BRUNSWICK.

*Message to the Legislative Council,  
4th February, 1848.*

W. M. G. COLEBROOKE, LT. GOVERNOR.

The Lieutenant Governor lays before the Council, the Copy of a Despatch, with other Papers, which he has received from the Secretary of State for the Colonies, relative to the views of the North American Colonial Association of Ireland for the systematic Colonization of New Brunswick.

W. M. G. C.

[*See Appendix No. 2.*]

A Message was brought from the Assembly by Mr. Tibbits, with the following Bills, to which they desire the concurrence of this House :—

A Bill to incorporate the Carleton County Agricultural Society : and

A Bill to authorize the Justices of the Peace for the County of Carleton to raise by Loan a sum of money to enable them to erect a suitable Building for the safe keeping of the County Records.

The said Bills were severally read a first time.

ORDERED, That the said Bills be severally read a second time to-morrow.

A Message was brought from the Assembly by Mr. J. Earle, with a Bill to authorize Her Majesty's Justices of the Peace for Queen's County to make provision for the payment of the County Contingencies ; to which they desire the concurrence of this House.

The said Bill was read a first time.

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

A Message was brought from the Assembly by Mr. Cranney, with a Bill to increase the Duty imposed on Shipping entering the Bay or Harbour of Miramichi, for the support of Buoys and Beacons ; to which they desire the concurrence of this House.

The said Bill was read a first time.

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

A Message was brought from the Assembly by Mr. Jordan, with a Bill to explain an Act, intituled, " An Act to enable the Justices of the Peace of the several Counties in this Province, for the time being, to receive for Public uses grants of Land lying in their respective Counties, and to regulate the Commons belonging to the several Townships or Parishes within the same ;" to which they desire the concurrence of this House.

The said Bill was read a first time.

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

The Honorable Mr. Johnston, by leave, presented the following Petitions :—

A Petition from Michael Fitzgerald, praying an additional allowance may be granted for completing the Tablet ordered in memory of the late Captain Pipon, of the Royal Engineers :

A

A Petition from John Lister, First Lieutenant of Royal Marines, praying an appropriation of money to enable him to purchase such a quantity of Land as his services would have entitled him to previous to the passing of the Civil List Act : and

A Petition from Daniel Sullivan, of the City of Saint John, praying to be reimbursed a sum of money which he had been compelled to expend for costs in prosecuting his claim to goods illegally seized by Officers of the Customs.

ORDERED, That the said Petitions be received and lie on the Table.

The Honorable Mr. Hatch, by leave, presented the following Petitions :—

A Petition from the President and Directors of the Charlotte County Grammar School, praying for a grant of money to aid them in paying an Assistant Teacher's Salary :

A Petition from Alexander Grant, Peter Smith, Thomas Turner, and ninety other inhabitants of Saint Andrews, with a like prayer : and

A Petition from Sarah Caleff, daughter of the late John Caleff, deceased, formerly Surgeon to the Forces in New Brunswick, praying for pecuniary aid.

ORDERED, That the said Petitions be received and lie on the Table.

The Honorable Mr. Botsford, by leave, presented the following Petitions :—

A Petition from William Salter, of Northumberland, Receiver of Crown Debts, praying remuneration for expenses incurred : and

A Petition from Alexander M'Laggan, praying a return of expenses incurred in providing for and conveying Charles Buckley, a Lunatic, to the Asylum in the City of Saint John.

ORDERED, That the said Petitions be received and lie on the Table.

The Honorable Mr. Wyer, by leave, presented the following Petitions :—

A Petition from Mary M. Hitchings, of Charlotte County, praying an allowance for teaching a School :

A Petition from Lavinia H. Love, of the same County, with a like prayer : and

A Petition from Denis F. Butler, of York County, praying an allowance for teaching a School six months in Charlotte County.

ORDERED, That the said Petitions be received and lie on the Table.

The Honorable Mr. Johnston, by leave, presented the following Petitions :—

A Petition from Isabella Gough, Widow of the late James Gough, one of the Police in the Parish of Portland, in the County of Saint John, killed in the execution of his duty, praying for Legislative aid :

A Petition from Alexander Reed, Keeper of the Light House on Partridge Island, praying a return of losses sustained by him in consequence of the conduct of Emigrants legally placed on the Island :

A Petition from Messieurs John Kerr and Company, of the City of Saint John, Merchants, praying a return of Duties paid on Tea imported from the United States of America, and subsequently exported thereto : and

A Petition from Susan P. Long, of the City of Saint John, Widow, praying an allowance for services performed in teaching a School.

ORDERED, That the said Petitions be received and lie on the Table.

*Adjourned until To-morrow at 12 o'clock.*

TUESDAY, 8th February, 1848.

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Botsford,  
Mr. Wyer,  
Mr. Kinnear,  
Mr. Minchin,*

*Mr. Robinson,  
Mr. Chandler,  
Mr. Hatch,  
Mr. Johnston,  
Mr. Simonds.*

PRAYERS.

Pursuant to the Order of the Day, the Bill to authorize the Exploration and Survey of a Line for a Rail Road between Shediac and the City of Saint John, was read a third time and passed.

ORDERED, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to this Bill without any amendment.

Pursuant to the Order of the Day, the following Bills were severally read a second time :—

A Bill to incorporate the Carleton County Agricultural Society :

A Bill to authorize the Justices of the Peace for the County of Carleton to raise by Loan a sum of money to enable them to erect a suitable Building for the safe keeping of the County Records :

A Bill to authorize Her Majesty's Justices of the Peace for Queen's County to make provision for the payment of the County Contingencies :

A Bill to increase the Duty imposed on Shipping entering the Bay or Harbour of Miramichi, for the support of Buoys and Beacons : and

A Bill to explain an Act, intituled, "An Act to enable the Justices of the Peace of the several Counties in this Province, for the time being, to receive for Public uses Grants of Land lying in their respective Counties, and to regulate the Commons belonging to the several Townships or Parishes within the same."

ORDERED, That the House be put into a Committee of the whole to-morrow, to take the said Bills severally into consideration.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill to grant a Bounty on the destruction of Bears and Wolves in this Province.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

The

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

A Message was brought from the Assembly by Mr. Hayward, with a Bill to establish the Road leading from Douglas River to Fredericton as one of the Great Roads ; to which they desire the concurrence of this House.

The said Bill was read a first time.

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

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill to provide for the more effectually repairing the Streets and Bridges in the Town Plat of Saint Andrews.

The Honorable Mr. Shore 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 that the said Bill be read a third time to-morrow.

A Message was brought from the Assembly by Mr. Thomson, with a Bill to establish the Road leading from Lower Trout Brook Bridge, on the Great Road between Saint Andrews and Fredericton, to the Town of Saint George, as one of the Great Roads of Communication ; to which they desire the concurrence of this House.

The said Bill was read a first time.

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

The Honorable Mr. Simonds, by leave, presented a Petition from Jacob Allan, Robert Payne, Magistrates, Gilbert Jordan, and one hundred and forty two other persons, of the Parish of Portland, praying for a grant of money towards the support of the Police establishment in that Parish.

ORDERED, That the said Petition be received and lie on the Table.

The Honorable Mr. Johnston, by leave, presented the following Petitions :—

A Petition from Messieurs Harris and Allen, Thomas Barlow and Company, Thomas C. Everett, and others, Owners of Iron Foundries in Saint John, praying protection in the Provincial Tariff on their Manufactures :

A Petition from James Paterson, late Assistant Teacher of the Grammar School at Saint Andrews, praying a Grant for his services in that capacity :

A Petition from the Reverend James Quinn, Catholic Missionary at Saint John, setting forth certain expenses to which he has become subject by reason of his daily and semi-weekly visits to Emigrants on Partridge Island, and praying to be reimbursed therefor :

A Petition from John Kerr and Edmund Kaye, Merchants, in Saint John, praying reimbursement for Duties paid on one hundred barrels of Pork imported from the United States, and subsequently exported thereto : and

A Petition from Michael Donovan, praying remuneration for teaching a School at Loch Lomond, in the County of Saint John.

ORDERED, That the said Petitions be received and lie on the Table.

The Honorable Mr. Botsford, by leave, presented the following Petitions :—

A Petition from Messieurs Gilmour, Rankin and Company, of Miramichi, praying for a return of Export Duty paid upon Timber and Deals shipped on board the barque Ellergille, in the month of November, 1846, and discharged and put afloat in April and May following, in order to get said Vessel taken off the Strand :

A Petition from the Trustees of the Grammar School in Newcastle, in Northumberland, and others, praying a continuation of the Grant to the said School : and  
A Petition from John Wilson, a Ferryman in Miramichi, praying for loss sustained in running a Team Ferry Boat across the River Miramichi, and for further aid.

ORDERED, That the said Petitions be received and lie on the Table.

The Honorable Mr. Hatch, by leave, presented a Petition from the Minister, Elders and Trustees of Saint John Presbyterian Church, praying aid in support of a School established by them.

ORDERED, That the said Petition be received and lie on the Table.

The Honorable Mr. Kinnear, by leave, presented a Petition from the Presbytery of New Brunswick, praying relief as to certain restrictions in the Marriage Acts.

ORDERED, That the said Petition be received and lie on the Table.

The Honorable Mr. Wyer, by leave, presented a Petition from John Allen, Isaac Kilburn, Asa Coy, and seventy other inhabitants of York County, praying money to discharge a debt incurred by outrages which occurred in York County in July last.

ORDERED, That the said Petition be received and lie on the Table.

The Honorable Mr. Johnston, by leave, presented the following Petitions :—

A Petition from James Moran, Thomas Carson, David Vaughan, and one hundred and thirty five others, inhabitants of the Parish of Saint Martin, and the City of Saint John, praying a grant of money for the purpose of erecting a Breakwater at the South Quaco Head, in Saint Martins :

A Petition from Agnes Jane Waters, a licenced Teacher, praying compensation for teaching a School in the City of Saint John one year and a half : and

A Petition from Robert Strong Bennison, Teacher of the African School in Saint John, praying the usual allowance for teaching a School the past year.

ORDERED, That the said Petitions be received and lie on the Table.

*Adjourned until To-morrow at 12 o'clock.*

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WEDNESDAY, 9th February, 1848.

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Saunders,  
Mr. Chandler,  
Mr. Hatch,  
Mr. Johnston,  
Mr. Simonds.*

*Mr. Robinson,  
Mr. Botsford,  
Mr. Wyer,  
Mr. Kinnear,  
Mr. Minchin,*

PRAYERS.

Pursuant to the Order of the Day, the following Bills were severally read a third time and passed :—

A Bill to grant a Bounty on the destruction of Bears and Wolves in this Province : and

A Bill to provide for the more effectually repairing the Streets and Bridges in the Town Plat of Saint Andrews.

ORDERED, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to these Bills without any amendment.

Pursuant to the Order of the Day, the following Bills were severally read a second time :—

A Bill to establish the Road leading from Douglas River to Fredericton as one of the Great Roads : and

A Bill to establish the Road leading from Lower Trout Brook Bridge, on the Great Road between Saint Andrews and Fredericton, to the Town of Saint George, as one of the Great Roads of Communication.

ORDERED, That the House be put into a Committee of the whole to-morrow, to take the said Bills severally into consideration.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill to increase the Duty imposed on Shipping entering the Bay or Harbour of Miramichi, for the support of Buys and Beacons.

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received, and 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 to take into consideration the Bill to authorize the Justices of the Peace for the County of Carleton to raise by Loan a sum of money to enable them to erect a suitable Building for the safe keeping of the County Records.

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received and leave granted.

A Message was brought from the Assembly by Mr. Ritchie, with a Bill to incorporate the Saint John Temperance Temple Company; to which they desire the concurrence of this House.

The said Bill was read a first time.

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

On motion made and seconded—

ORDERED, That a Select Committee of three Members be appointed to examine and report upon such Bills relating to Corporations as may be referred to them the present Session; and that the Honorable Messieurs Botsford, Chandler, and Wyer, do compose the Committee.

A Message was brought from the Assembly by Mr. Taylor, with a Bill to authorize the Justices of the Peace in the several Counties in this Province to make Regulations for the Markets; to which they desire the concurrence of this House.

The said Bill was read a first time.

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

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill to explain an Act, intituled "An Act to enable the Justices of the Peace of the several Counties in this Province, for the time being, to receive for Public uses Grants of Land lying in their respective Counties, and to regulate the Commons belonging to the several Townships or Parishes within the same."

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received and leave granted.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill to authorize Her Majesty's Justices of the Peace for Queen's County to make provision for the payment of the County Contingencies.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received, and that the said Bill be read a third time to-morrow.

On motion made and seconded—

The Order of the Day for the House to be put into a Committee of the whole to take into consideration the Bill to incorporate the Carleton County Agricultural Society, being read—

ORDERED,



**ORDERED,** That it be discharged, and that the said Bill be referred to the Select Committee appointed to examine and report upon all Bills relating to Corporations.

The Honorable Mr. Simonds, by leave, presented a Petition from the Magistrates of the County of Carleton, praying for aid towards paying the great expense incurred by them in consequence of the Riots in Woodstock in July last, and the disturbed state of the Parish subsequently to that period.

**ORDERED,** That the said Petition be received and lie on the Table.

The Honorable Mr. Johnston, by leave, presented the following Petitions :—

A Petition from James Drake, of the City of Fredericton, praying such a grant of money as will enable him to continue running his Steam Boat on the Upper Saint John for the accommodation of Travellers :

A Petition from R. R. Ketchum, Leonard R. Coombes, Charles A. Hammond, and seventy nine other Magistrates, Merchants, and others, resident in the County of Carleton, praying Legislative aid for improving the Navigation of the River Saint John above the Grand Falls :

A Petition from Robert Jardine, Adam Jack, L. B. Botsford, and thirty three other inhabitants of the City of Saint John, and proprietors of a Lot of Land in the vicinity thereof, intended for a Rural Cemetery, praying an Act of Incorporation may pass : and

A Petition from John Harris, praying for further aid towards carrying out Horticultural improvements in this Province.

**ORDERED,** That the said Petitions be received and lie on the Table.

The Honorable Mr. Wyer, by leave, presented a Petition from Jerushey Black, Widow of an old Soldier, praying the usual allowance.

**ORDERED,** That the said Petition be received and lie on the Table.

The Honorable Mr. Hatch, by leave, presented the following Petitions :—

A Petition from the Reverend Samuel Thomson, A. M., of the Parish of Saint George, in the County of Charlotte, setting forth, that as acting Administrator of the Estate of the late John M'Master, of Saint Andrews, Merchant, he had paid into the Receiver General's Office, the balance due on a Tract of Land ordered to be granted to the heirs of the said John M'Master, which Land has since been granted to another person, and praying relief in the premises :

A Petition from Benjamin Williams, of Charlotte County, praying an allowance for building a Bridge over the River Magaguadavic :

A Petition from the Overseers of Poor of the Parish of Saint George, praying an amount expended in supporting Emigrants the last year : and

A Petition from Donald Livingstone, of Charlotte County, praying an allowance for teaching a School in the Parish of Pennfield.

**ORDERED,** That the said Petitions be received and lie on the Table.

The Honorable Mr. Botsford, by leave, presented the following Petitions :—

A Petition from Catherine M. Buckerfield, of Westmorland, praying an allowance for teaching a School : and

A Petition from the Overseers of Poor for Sackville, praying a return of money expended for destitute Indians.

ORDERED, That the said Petitions be received and lie on the Table.

The Honorable Mr. Johnston, by leave, presented the following Petitions:—

A Petition from John Godfrey Ruel, Lieutenant of Her Majesty's Royal Marines, setting forth, that in June 1833, he became a settler in this Province, with his family of five children,—that he purchased a Tract of Crown Land, payable by instalments, on which he has paid three shillings per acre,—that subsequent to such purchase he was struck with paralysis, and since been incapable of leaving his house,—praying such relief in the premises as may by the House seem meet :

A Petition from Henry Porter, and nine other Magistrates of the City and County of Saint John, together with G. L. Jarvis, James Pettingill, Thomas G. Hatheway, and one hundred and fifty others, qualified to serve as Petit Jurors, praying an Act may pass to increase the allowance to Petit Jurors :

A Petition from Sarah Ann Dysart, praying aid for teaching an Infant School in Saint John : and

A Petition from William Carvill, of Saint John, praying a return of Duty paid on Machinery imported for Rope Manufactory in the City.

ORDERED, That the said Petitions be received and lie on the Table.

*Adjourned until To-morrow at 12 o'clock.*

THURSDAY, 10th February, 1848.

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Saunders,  
Mr. Chandler,  
Mr. Hatch,  
Mr. Johnston,  
Mr. Simonds.*

*Mr. Robinson,  
Mr. Botsford,  
Mr. Wyer,  
Mr. Kinnear,  
Mr. Minchin,*

PRAYERS.

Pursuant to the Order of the Day, the following Bills were severally read a third time and passed :—

A Bill to authorize Her Majesty's Justices of the Peace for Queen's County to make provision for the payment of the County Contingencies : and

A Bill to increase the Duty imposed on Shipping entering the Bay or Harbour of Miramichi, for the support of Buoys and Beacons.

ORDERED, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to these Bills without any amendment.

Pursuant

Pursuant to the Order of the Day, the following Bills were severally read a second time :—

A Bill to incorporate the Saint John Temperance Temple Company : and

A Bill to authorize the Justices of the Peace in the several Counties in this Province to make Regulations for the Markets.

ORDERED, That the first mentioned Bill be referred to the Select Committee appointed to examine and report upon all Bills relating to Corporations ; and

That the House be put into a Committee of the whole to-morrow, to take the said last mentioned Bill into consideration.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into further consideration the Bill to explain an Act, intituled “ An Act to enable the Justices of the Peace of the several Counties in this Province, for the time being, to receive for Public uses Grants of Land lying in their respective Counties, and to regulate the Commons belonging to the several Townships or Parishes within the same.”

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone through the Bill, they had made certain amendments thereto, and recommended the Bill, as amended, to the adoption of the House.

ORDERED, That the Report be received.

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

At A at the end of the Bill, add—“ or on account of any holding or agreement in respect of any such Land so received and retained in trust as aforesaid.”

At B at the end of the Preamble, add—“ or on account of any holding or agreement in respect of any such Land so held in trust as aforesaid.”

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

ORDERED, That they be engrossed, and the Bill, as amended, be read a third time to-morrow.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill to establish the Road leading from Douglas River to Fredericton as one of the Great Roads of Communication.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received and leave granted.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill to establish the Road leading from Lower Trout Brook Bridge, on the Great Road between Saint Andrews and Fredericton, to the Town of Saint George, as one of the Great Roads of Communication.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received and leave granted.

A Message was brought from the Assembly by Mr. Woodward, with a Bill relating to the Public Burial Ground in the City of Saint John ; to which they desire the concurrence of this House.

The said Bill was read a first time.

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

The Honorable Mr. Johnston, by leave, presented the following Petitions :—

A Petition from John Wishart, John V. Thurgar, Edmund Allison, and others, a Committee of the New Brunswick Railway Company at Saint John, together with seventy other inhabitants, praying a grant of money to remunerate in part their Solicitor and Secretary the expenses incurred by him in discharge of his duties :

A Petition from the President and Directors of the Saint John Water Company, praying Legislative relief :

A Petition from John Owens, A. M. L. Seely, S. L. Tilley, Francis Jordan, and one hundred and twenty two others, of the Parish of Portland, praying a Legislative grant in aid of individual subscription towards a Building in the course of erection for Literary and other useful purposes :

A Petition from George J. Harding, resident Health Officer on Partridge Island, praying Legislative provision for his services attending upon numerous distressed Emigrants at the Quarantine Station :

A Petition from Richard R. Ketchum, of Carleton, praying a sum of money to reimburse him for losses sustained in consequence of an illegal seizure and sale of one hundred and fifty tons of Timber by Deputy Garden in 1840 : and

A Petition from the same person, praying a grant of money to reimburse him for costs and interest paid by him on Bonds given for Timber cut under the authority of the State of Maine, and for defending a Suit in the Court of Vice Admiralty on a seizure of Timber cut under the same authority.

ORDERED, That the said Petitions be received and lie on the Table.

The Honorable Mr. Kinnear, by leave, presented a Petition from Magdalen Schureman, praying some relief from the Legislature, being the Widow of an old Officer in the service.

ORDERED, That the said Petition be received and lie on the Table.

The Honorable Mr. Simonds, by leave, presented the following Petitions :—

A Petition from Robert H. Montgomery, Chipman Botsford, James Morse, and one hundred and eighteen other inhabitants of Restigouche, praying aid in building a Ferry Landing at the termination of the Great Road of Communication, and opposite the Metis Road leading to Quebec :

A Petition from William Hamilton, J. L. Barberie, Hugh Montgomery, and fifteen other inhabitants of Dalhousie, praying for a grant of money to aid in building a Grammar School House : and

A Petition from Peter Taylor, Surgeon, of Restigouche, praying remuneration for vaccinating a number of inhabitants of that County in the year 1846, by orders from the resident Magistrates at Campbelltown, during the prevalence of the Small Pox in that neighbourhood.

ORDERED, That the said Petitions be received and lie on the Table.

The Honorable Mr. Botsford, by leave, presented the following Petitions:—

A Petition from David Johnston, of Northumberland, praying a return of Duty paid on Cattle brought from Nova Scotia in June last: and

A Petition from James Johnston, of Northumberland, praying to be remunerated for teaching a School six months the last year.

ORDERED, That the said Petitions be received and lie on the Table.

The Honorable Mr. Hatch, by leave, presented the following Petitions:—

A Petition from the Reverend James Neales, Church Meigs, Cochran Craig, and forty other inhabitants of Grand Manan, praying the continuance of the grant for a Packet, with leave for it to ply once a month between the Island and Saint John:

A Petition from Thomas B. Wilson, John M'Lauchlan, Thomas Sime, and one hundred and thirty one others, residents in Charlotte County, praying that an examination of all the suggested alterations in the Road from Saint Andrews to Saint Stephen may be made, with a view to the adoption of the Allen line of Road, so called:

A Petition from Ann Lindsay, praying the return of Export Duty paid on a Cargo of Lumber shipped to the West Indies in 1845, on board the barque Nipian Lindsay:

A Petition from F. H. Todd, of Saint Stephen, praying a like return of Duty on a Cargo of Lumber shipped by him the same year:

A Petition from John Marks, of the same place, with a like prayer:

A Petition from John James Robinson, praying a return of Export Duty on a Cargo of Lumber shipped to the Island of Jersey, in the English Channel, in December last:

A Petition from the Overseers of the Poor in Saint Stephen, praying a return of expenses incurred by them in supporting sick and distressed Emigrants:

A Petition from Wentworth Quigley, praying the balance of a Pension due his late Father:

A Petition from Rosanna Pulk, of Charlotte County, the Widow of an old Soldier, praying the usual allowance:

A Petition from Sarah Ingalls, of Grand Manan, praying remuneration for teaching a School ten months: and

A Petition from Abraham Gesner, praying some compensation for preparing and publishing a History of New Brunswick.

ORDERED, That the said Petitions be received and lie on the Table.

The Honorable Mr. Minchin, by leave, presented a Petition from Thomas Smith and Andrew Kitchen, of Douglas, in York County, praying aid to enable them to maintain a Team Ferry Boat between Douglas and Kingsclear, at Crock's Point.

ORDERED, That the said Petition be received and lie on the Table.

The Honorable Mr. Wyer, by leave, presented a Petition from Nicholas Wheeler, of Fredericton, praying for extra remuneration as a Tide Waiter.

ORDERED, That the said Petition be received and lie on the Table.

*Adjourned until To-morrow at 12 o'clock.*

FRIDAY, 11th February, 1848.

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Chandler,  
Mr. Hatch,  
Mr. Johnston,  
Mr. Simonds.*

*Mr. Botsford,  
Mr. Wyer,  
Mr. Kinnear,  
Mr. Minchin,*

PRAYERS.

Pursuant to the Order of the Day, the Bill to explain an Act, intituled "An Act to enable the Justices of the Peace of the several Counties in this Province, for the time being, to receive for Public uses Grants of Land lying in their respective Counties, and to regulate the Commons belonging to the several Townships or Parishes within the same," as amended, was read a third time and passed.

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

Pursuant to the Order of the Day, the Bill relating to the Public Burial Ground in the City of Saint John, was read a second time.

ORDERED, That the House be put into a Committee of the whole on Monday next, to take the said Bill into consideration.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill to authorize the Justices of the Peace in the several Counties in this Province to make Regulations for the Markets.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received and leave granted.

A Message was brought from the Assembly by Mr. Fisher, with the following Bills, to which they desire the concurrence of this House :—

A Bill to incorporate the Woodstock Steam Mills and Manufacturing Company: and  
A Bill to amend the Act to incorporate the Nashwaak Boom Company.

The said Bills were severally read a first time.

ORDERED

**ORDERED**, That the twenty third Rule of this House be dispensed with, as regards these Bills, and that they be read a second time.

The said Bills were severally read a second time.

**ORDERED**, That they be referred to the Select Committee appointed to examine and report upon all Bills relating to Corporations.

On motion made and seconded—

**RESOLVED**, That an humble Address be presented to His Excellency the Lieutenant Governor, requesting that His Excellency will be pleased to lay before this House, copies of any Despatch or Despatches which he may have received from the Secretary of State for the Colonies, or from the Governor General, if any such have been received, which contain any directions, instructions or authority to apply any new principles to the tenure of certain Public Offices, or which may in any way alter the Constitution of this Province.

**ORDERED**, That the Honorable Messieurs Botsford and Simonds be a Committee to present the same.

The Honorable Mr. Johnston, by leave, presented the following Petitions :—

A Petition from Archibald Menzies, John Hooper, and twenty five others, inhabitants of Lancaster, praying Legislative aid towards building an Oat Mill in that Parish :

A Petition from the Proprietors of the York and Carleton Mining Company, praying the interposition of the Legislature to enable them to obtain a Grant of Wood Land in the vicinity of their works, to aid them in their operations :

A Petition from the same Company, praying the like interposition to enable them to obtain an extension of their Lease :

A Petition from John W. Ormsby, Captain and Senior Officer in command of the Detachment of Her Majesty's Royal Artillery, stationed in Saint John, praying reimbursement for Duties on Wines consumed by the Officers of that Detachment the past year :

A Petition from Melissa Ann Black, a licenced School Teacher in Saint Martin's Parish, praying an allowance for her services :

A Petition from Sarah Ann Turner, of Carleton, in Saint John, with a similar prayer :

A Petition from Mary Collins, Widow of the late Doctor Collins, of the City of Saint John, praying pecuniary aid to relieve her in her present distressed situation : and

A Petition from Otis Small, praying a return of Duties paid on Bricks imported from the United States of America.

**ORDERED**, That the said Petitions be received and lie on the Table.

The Honorable Mr. Minchin, by leave, presented a Petition from Robert Bates, of York County, praying the amount due the late Catherine Flint, Widow of an old Soldier, may be paid to him.

**ORDERED**, That the said Petition be received and lie on the Table.

The Honorable Mr. Shore, by leave, presented a Petition from Patrick Burke, praying a grant of £77 10s., to compensate him for work done in making part of the Great Road from Fredericton to Saint Andrews.

ORDERED, That the said Petition be received and lie on the Table.

The Honorable Mr. Simonds, by leave, presented the following Petitions:—

A Petition from the Magistrates, Clergy and other inhabitants of Portland, praying that an Act may pass for establishing and maintaining a Police Force in that Parish:

A Petition from Martha Gray, of the same Parish, praying aid for teaching a School for young children:

A Petition from the Overseers of the Poor in the Parish of Chatham, praying to be reimbursed money expended by them in relieving and forwarding destitute Emigrants:

A Petition from the Trustees of the Chatham Steam Ferry Boat Company, praying money to enable the Company to have suitable and requisite Landings for Boats:

A Petition from the Honorable Joseph Cunard, praying a return of Duty paid on Timber and Deals shipped in several Vessels which were stranded, and the Timber and Deals re-shipped, and the Duty again paid:

A Petition from the Miramichi Mechanics' Institute, praying aid to enable them to purchase Land and erect a suitable Building for the Institute:

A Petition from J. Donald and other inhabitants of the Parish of Blackville, in Northumberland, praying aid to enable them to relieve the distress now prevailing among the inhabitants of that Parish, in consequence of the failure of the Grain and Potato Crops:

A Petition from Jane M'Rae, Widow of an old Soldier, praying the usual Pension:

A Petition from Elizabeth Spratt, praying compensation for having taught a School in Northumberland:

A Petition from Patrick Walsh, of Chatham, with a similar prayer: and

A Petition from William Olive, Samuel Strange, George Bond, and one hundred and fifty six other persons, inhabitants of Saint John and Carleton, praying for Bounties on Fish, and encouragement to other sources of productive wealth within the Province.

ORDERED, That the said Petitions be received and lie on the Table.

The Honorable Mr. Hatch, by leave, presented the following Petitions:—

A Petition from the Reverend John Ross, David Mowatt, George P. M'Master, and one hundred and sixty others, praying a repeal of the Acts to regulate Tavern Keepers and Retailers, and to prevent the importation or manufacture of intoxicating liquors in this Province:

A Petition from William Johnston, of Saint Stephen, praying a return of Duties paid on Lumber shipped to the West Indies in 1846: and

A Petition from William Witheral, a Schoolmaster, praying an allowance for teaching a School in the Parish of Saint Andrews.

ORDERED, That the said Petitions be received and lie on the Table.

The



The Honorable Mr. Wyer, by leave, presented a Petition from R. M. Crookshank, William O. Smith, Charles Ward, John Duncan, and other Shipowners, of the City and County of Saint John, praying that a Light House may be erected and maintained at Oak Point, on the River Saint John.

ORDERED, That the said Petition be received and lie on the Table.

The Honorable Mr. Botsford, by leave, presented a Petition from the Right Reverend John, Lord Bishop of Fredericton, praying a return of certain Duties paid upon materials imported for the erection of the Cathedral and Saint Ann's Church, in Fredericton.

ORDERED, That the said Petition be received and lie on the Table.

The Honorable Mr. Hatch gave notice, that he would on Monday next move an additional Rule to be added to the Standing Orders of this House, relating to Plans and Surveys being made of Bye Roads, previous to their being established as Great Roads of Communication.

*Adjourned until To-morrow at 12 o'clock.*

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**SATURDAY, 12th February, 1848.**

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Botsford,  
Mr. Wyer,  
Mr. Kinnear,  
Mr. Minchin,*

*Mr. Saunders,  
Mr. Chandler,  
Mr. Hatch,  
Mr. Johnston,  
Mr. Simonds.*

PRAYERS.

On motion—

The House was put into a Committee of the whole to take into consideration the Bill, intituled "An Act in addition to the Laws relating to Juries."

The Honorable Mr. Chandler took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received, and that the Bill be engrossed and read a third time on Monday next.

The Honorable Mr. Botsford, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address of this House on the subject of certain Despatches from the Secretary of State for the Colonies relating to the tenure of certain Public Offices, affecting the Constitution of the Province, reports, that they had attended to that duty, and His Excellency was pleased to say, the request of the House should be complied with.

The

The Honorable Mr. Chandler, by leave, presented a Petition from Rufus S. DeMill, George W. Cleary, Richard English, and one hundred and seventy eight others, inhabitants of the County of Carleton, praying no Bill may be allowed to pass to authorize the Justices of the Peace to borrow money to build Public Buildings other than those already built.

ORDERED, That the said Petition be received and lie on the Table.

The Honorable Mr. Kinnear, by leave, presented a Petition from B. C. Beardsley, Charles Perley, Stephen Tracy, and one hundred and twelve other inhabitants of Carleton, with a prayer similar to the Petition last before entered.

ORDERED, That the said Petition be received and lie on the Table.

The Honorable Mr. Johnston, by leave, presented the following Petitions :—

A Petition from the York and Carleton Mining Company, praying Legislative aid for a Railway they contemplate erecting on the Public Road laid out from Jackson Town past the Mines of the Company :

A Petition from Thomas Harding, Henry Fowler, Robert Ruddick, and one hundred and ten others, Freeholders of the County of Saint John, praying they may have a hearing before the Road as explored by James Brown, Esquire, under the authority of Government, from Loch Lomond and Sussex Vale, be laid out :

A Petition from James Cother, Richard Sands, and thirty nine other inhabitants on the borders of the Upper Loch Lomond, praying a grant of money in aid of subscriptions to pay a Courier from Saint John through that Settlement to the Parish of Upham in King's County : and

A Petition from the Overseers of the Poor in the Parish of Sheffield, in the County of Sunbury, praying remuneration for expenses incurred in the support of sick and distressed Emigrants.

ORDERED, That the said Petitions be received and lie on the Table.

The Honorable Mr. Minchin, by leave, presented the following Petitions :—

A Petition from James Taylor, of Fredericton, praying a grant of money to reimburse him for costs and interest paid the Attorney General on Bonds given for Timber cut under Licence from the State of Massachusetts : and

A Petition from William Grieves, of York County, praying aid to complete a Wharf at the Ferry Landing on the Post Roads leading from Fredericton to Miramichi, and Nova Scotia by the "Finger Board" route, so termed.

ORDERED, That the said Petitions be received and lie on the Table.

*Adjourned until Monday next at 12 o'clock.*

MONDAY, 14th February, 1848.

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Saunders,  
Mr. Chandler,  
Mr. Hatch,  
Mr. Johnston,  
Mr. Simonds.*

*Mr. Botsford,  
Mr. Wyer,  
Mr. Kinnear,  
Mr. Minchin,*

PRAYERS.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill relating to the Public Burial Ground in the City of Saint John.

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received, and that the said Bill be read a third time to-morrow.

Pursuant to the Order of the Day, the Bill, intituled "An Act in addition to the Law relating to Juries," was read a third time and passed.

ORDERED, That the Title be—

An Act in addition to the Law relating to Juries.

ORDERED, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have passed this Bill, and desire the concurrence of the Assembly thereto.

A Message was brought from the Assembly by Mr. Jordan, that the Assembly had agreed to the amendments made by this House to the Bill to explain an Act, intituled "An Act to enable the Justices of the Peace of the several Counties in this Province, for the time being, to receive for Public uses Grants of Land lying in their respective Counties, and to regulate the Commons belonging to the several Townships or Parishes within the same;" and with the following Bills, to which they desire the concurrence of this House :—

A Bill for the Incorporation of the Saint John Rural Cemetery Company : and

A Bill to authorize the Justices of the Peace for the City and County of Saint John to raise a sum of money for making certain alterations in and additions to the Common Gaol of the said City and County.

The said Bills were severally read a first time.

ORDERED, That the last entered Bill be read a second time to-morrow.

ORDERED, That the twenty third Rule of this House be dispensed with, as regards the first entered Bill, and that the same be read a second time.

The said Bill was read a second time.

ORDERED, That the said Bill be referred to the Select Committee appointed to examine and report upon all Bills relating to Corporations.

On motion—

The House was put into a Committee of the whole, to take into further consideration the Bill to authorize the Justices of the Peace in the several Counties in this Province to make Regulations for the Markets.

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received and leave granted.

A Message was brought from the Assembly by Mr. Read, with a Bill to prevent the growth and increase of Thistles; to which they desire the concurrence of this House.

The said Bill was read a first time.

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

A Message was brought from the Assembly by Mr. Woodward, with a Bill for the better prevention of Illicit Trade; to which they desire the concurrence of this House.

The said Bill was read a first time.

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

A Message was brought from the Assembly by Mr. Brown, with a Bill to appropriate a part of the Public Revenue for the payment of the Ordinary Services of the Province; to which they desire the concurrence of this House.

The said Bill was read a first time.

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

The Honorable Mr. Chandler, a Member of Her Majesty's Executive Council, by direction of His Excellency the Lieutenant Governor, lays before the House the following Document, in answer to the Address of this House of the eleventh instant.

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

*Extract of a Despatch from Earl Grey to Sir John Harvey, dated*

*Downing Street, 31st March, 1847—No. 25.*

Upon a careful comparison of these very able Papers, in which the Members of your Council, and their political opponents, have stated their respective views as to the manner in which the Executive Government of Nova Scotia ought to be conducted, I am led to the conclusion, that there is not, in reality, so wide a difference of principle between the conflicting parties as would at first sight appear to exist; and that it may not be impossible to chalk out a system of Administration to be hereafter adopted, to which, without the slightest sacrifice of consistency, both might assent.

On the one hand, I find that the Members of your Council declare, that they desire in no degree to weaken the responsibility of the Provincial Government to the Legislature; and I gather from the general tenor of their Papers, of the 28th and 30th January, that they are aware, that in the present state of affairs and of public opinion in Nova Scotia, it is necessary that the Governor of the Province should, in administering its affairs, have the advice and assistance of those who can command the confidence of the Legislature, and more especially of that branch of the Legislature which directly represents the people.

On

On the other hand, I can hardly doubt that the Gentlemen of the opposite party, who have insisted so strongly upon the necessity of what is termed Responsible Government, would admit the justness and importance of many of the arguments which have been used, in order to show the danger and inconvenience of making the general tenure of offices in the Colonial service to depend upon the fluctuations of political contests in the Assembly.

I am the more convinced that the gentlemen of the opposition will recognize the force of these arguments, because I observe in the various Papers in which they have stated their views, frequent references, either direct or implied, to the practice of this Country, as that which affords the best model for imitation in laying down rules as to the manner in which the Government of Nova Scotia should be carried on.

Now there is scarcely any part of the system of Government in this Country which I consider of greater value than that, which, though not enforced by any written Laws, but deriving its authority from usage and public opinion, makes the tenure of the great majority of offices in the public service to depend upon good behaviour.

Although, with the exceptions of those who hold the higher judicial situations, in which judicial independence has been considered to be necessary, the whole body of public servants in the United Kingdom held their offices technically, during the pleasure of the Crown; in practice, all, but the very small proportion of offices which are distinguished as political, are held independently of party changes, nor are those who have once been appointed to them, ever, in point of fact, removed, except in consequence of very obvious misconduct or unfitness.

Thus, in fact, though the legal tenure "during good behaviour" is rare, tenure during good behaviour, in the popular sense of the term, may be said to be the general rule of our public service.

The exception, as in the case of those high public servants whom it is necessary to invest with such discretion as, really, to leave in their hands the whole direction of the policy of the Empire, in all its various departments, such power must, with a Representative Government, be subject to constant control by Parliament, and is, therefore, administered only by such persons as from time to time enjoy the confidence of Parliament, as well as of the Crown. These Heads of Departments, or Ministers, together with their immediate subordinates, who are required to represent or support them in Parliament, are almost invariably Members of one or other House, and hold their offices only as long as they enjoy the confidence of Parliament. Though it is not without some inconveniences, I regard this system, as possessing, upon the whole, very great advantages. We owe to it that the public servants of this Country, as a body, are remarkable for their experience and knowledge of public affairs, and honorably distinguished by the zeal and integrity with which they discharge their duties, without reference to party feeling. We owe to it, also, that as the transfer of power from one party in the State to another, is followed by no change in the holders of any but a few of the highest offices, political animosities are not, in general, carried to the same height, and do not so deeply agitate the whole frame of society, as in those countries in which a different practice prevails.

The system with regard to the tenure of office which has been found to work so well here, seems therefore well worthy of imitation in the British American Colonies; and the small population and limited Revenue of Nova Scotia, as well as the general occupation and social state of the community, are in my opinion additional reasons for abstaining, so far as regards that Province, from going further than can be avoided, without giving up the principle of Executive responsibility, in making the tenure of offices in the public service dependent upon the result of party contests. In order to keep the Executive Government in harmony with the Legislature, it is doubtless necessary that the direction of the internal policy of the Colony should be entrusted to those who enjoy the confidence of the Provincial Parliament; but it is of great moment not to carry the practice of changing public officers further than is absolutely necessary for the attainment of that end, lest the administration of public affairs would be deranged by increasing the bitterness of party spirit, and subjecting the whole machinery of Government to perpetual change and uncertainty.

In the political application of these views, there will, I am aware, be room for considerable difference of opinion. In this, as in all questions of classification, varying circumstances, and the various views taken by different men, will give rise to discussions, and occasional alterations with respect

respect to particular offices. Your acquaintance with what has passed and is passing in the Mother Country, will suggest to you instances in which the question has been raised, whether a particular office should not be a Parliamentary office, and some in which different offices have been deliberately removed from the one into the other class.

The question, how many of the public offices in Nova Scotia ought to be regarded as political, is one to be determined on the general principles I have before laid down, and with reference to various considerations arising from the peculiar exigencies of the public service, and the finances and social state of the Colony. The practical end of Responsible Government would be satisfied by the removability of a single public officer, provided that through him public opinion could influence the general administration of affairs. Without quite assenting to the too modest estimate which your present Council have given of the resources of the Province, I admit that the smallness of the community, its want of wealth, and the comparative deficiency of a class possessing leisure and independent incomes, preclude it from at present enjoying a very perfect division of public employments. Small and poor communities must be content to have their work cheaply and somewhat roughly done. Of the present Members of your Council, the Attorney General and Provincial Secretary, to whom the Solicitor General should perhaps be added, appear to me sufficient to constitute the responsible advisers of the Governor. The holders of these offices should henceforth regard them as held on political tenure; and with a view to that end, the Provincial Secretary should be prepared, in the event of any change, to disconnect from his office that of the Clerkship of the Council, which seems to be one that should on every account be held on a more permanent tenure.

It is possible that in the event of any change being rendered necessary by the course of events in the Provincial Parliament, the party succeeding to power might insist on increasing this number of political officers, by adding to the list of those to be so regarded. In case such a question should arise, I must leave it to your discretion, on a view of various local and temporary circumstances which I am unable at present to appreciate, to form your own decision with respect to any such demand. I should feel no objection to somewhat increasing the number of political officers, (for instance, by appointing a financial Secretary and a responsible Chief of the Department of Public Lands and Works,) should the expense of doing so, without injustice to those now in the public service, be found to be not more than the Colonial Revenue would conveniently bear.

But I rely on your using your influence to resist that disposition which a party succeeding to power, often exhibits, to throw open the various offices of emolument to their friends, without sufficient regard to the mischiefs thereby permanently entailed on the public service; and it is but due to what I have seen of the conduct of the principal advocates of Responsible Government in Nova Scotia, to express my reliance on their public spirit, and sober estimate of their Country's position and interest, as the most effectual safeguard against any abuse of power.

There is another safeguard, which, even with the less considerate members of any party, you will, I think, find sufficient to protect the public interests against any great disposition, unnecessarily, to place offices, hitherto held on what has practically been a tenure of good behaviour, on one of a more precarious nature. However desirous the people of Nova Scotia may be to establish the principle of Responsible Government, they would, I feel assured, shrink from effecting any reform, however just or necessary, at the cost of injustice to individuals. Now when individuals have engaged in the public service under a belief, sanctioned by custom, that they obtained a tenure of their offices during good behaviour, it would be most unjust to change that tenure to one of dependence on a Parliamentary majority, without ensuring them a provision that would make up for the loss of official income. I think that the consideration that the improvident grasping at any particular office would necessitate the provision of an adequate pension for its occupant, will be a salutary check on any disposition to carry Party Government beyond its just limits.

This condition must be applied to the removal of those public officers who now have seats in your Executive Council, unless where they have clearly accepted office on an understanding to the contrary effect.

I cannot suppose that the necessity of providing the requisite pensions will be deemed by the Assembly an unreasonable accompaniment of the establishment of Parliamentary Government; and hereafter I think it would be proper to recognise, as an invariable rule, that no person should, without such

such provision, be deprived of any office, (except upon the ground of unfitness or misconduct,) unless he had accepted it on the distinct understanding that it was to be held virtually, as well as nominally, during pleasure.

I entertain a strong conviction, that the adoption of such a rule will be found conducive, not only to the interests of the holders of offices, but also to those of the public, and to a true economy of the public money. As I have already observed, it is impossible to expect that men of superior capacity will devote themselves to the public service unless they are assured that their employment will be permanent, or are offered emoluments so large as to make up for the uncertainty of the tenure by which they are enjoyed. If the emoluments of public employment are small, and its tenure at the same time uncertain, a strong temptation is given to the holders to endeavour to make up for these disadvantages by irregular gains, and thus to give rise to practices equally injurious to the community in a pecuniary and in a moral point of view.

You will observe, that in the preceding observations, I have assumed that those only of the public servants who are to be regarded as removable, on losing the confidence of the Legislature, are to be members of the Executive Council. This I consider to follow from the principles I have laid down. Those public servants who hold their offices permanently, must upon that very ground be regarded as subordinate, and ought not to be members of either House of the Legislature, by which they would necessarily be more or less mixed up in party struggles; and on the other hand, those who are to have the general direction of affairs, exercise that function by virtue of their responsibility to the Legislature, which implies their being removable from office, and also that they should be members either of the Assembly, or of the Legislative Council. But this general direction of affairs, and the control of all subordinate officers, it is the duty of the Governor to exercise, through the Executive Council; hence the seats in that Council must be considered as in the nature of political offices, and if held in connection with other offices, must give to these also a political character. This, however, leads me to observe, that if only two or three of the principal offices are to be regarded as political, it may, very probably, be advisable to assign salaries to two or three of the Executive Councillors, as such. The Executive Council has duties of a very important character to perform; those duties, and the defects in the manner in which they had then generally been discharged, I find thus described in a confidential Despatch, which the late Lord Sydenham, then Mr. P. Thomson, addressed to Lord J. Russell, from Halifax, in the year 1840:—

“ The functions of the Executive Council on the other hand, are, it is perfectly clear, of a totally different character; they are a Body upon whom the Governor must be able to call at any or at all times for advice—with whom he can consult upon the measures to be submitted to the Legislature—and in whom he may find instruments, within its walls, to introduce such amendments in the Laws as he may think necessary, or to defend his acts and his policy. It is obvious, therefore, that those who compose this Body, must be persons whose constant attendance on the Governor can be secured; principally, therefore, officers of the Government itself—but when it may be expedient to introduce others—men holding seats in one or other House, taking a leading part in political life, and above all, exercising influence over the Assembly.

“ The last, and in my opinion by far the most serious defect in the Government, is the utter absence of power in the Executive, and its total want of energy to attempt to occupy the attention of the country upon real improvements, or to lead the Legislature in the preparation and adoption of measures for the benefit of the Colony. It does not appear to have occurred to any one that it is one of the first duties of the Government to suggest improvements where they are wanted;—that the Constitution, having placed the power of Legislation in the hands of an Assembly and a Council, it is only by acting through these Bodies that this duty can be performed;—and that if these proper and legitimate functions of Government are neglected, the necessary result must be not only that the improvements which the people have a right to expect, will be neglected, and the prosperity of the Country checked, but that the Branch of the Legislature will misuse its power, and the popular mind be easily led into excitement upon mere abstract theories of Government to which their attention is directed as the remedy for the uneasiness they feel.”

In this view of the proper functions of the Executive Council, I entirely concur; but I greatly doubt whether they could be adequately discharged by a Council composed of only two or three persons

persons holding offices in the public service, and of gentlemen serving gratuitously. It is hardly possible to expect that those so serving should devote any portion of their time to their public duties, and it therefore appears to me highly desirable that salaries should be assigned to at least one or two seats in the Executive Council.

On such terms as these, which I have thus detailed, it appears to me that the peculiar circumstances of Nova Scotia present no insuperable obstacle to the immediate adoption of that system of Parliamentary Government which has long prevailed in the Mother Country, and which seems to be a necessary part of Representative Institutions, in a certain stage of their progress.

On motion made and seconded—

**RESOLVED**, That the House be put into a Committee of the whole to-morrow, to go into consideration of the answer of the Lieutenant Governor, and the foregoing Despatch connected therewith.

On motion made and seconded—

**RESOLVED**, That the following be one of the Standing Orders of this House :—

**ORDERED**, That the House will not concur in any Bill for the purpose of putting any Road within this Province upon the Great Road establishment without having first laid before it Plans and Surveys of such Road by competent Surveyors duly appointed by His Excellency the Lieutenant Governor or Administrator of the Government for the time being, shewing the necessity for such Road being made one of the Great Roads ; and also, that the line of such Road is the best line that can be obtained between the points of termination of such Road ; such Plan also shewing any alterations that may be requisite to obtain the best line, with an estimate of the expense of such alteration.

The Honorable Mr. Botsford, from the Select Committee appointed to examine and report upon all Bills relating to Corporations, presented a Report.

**ORDERED**, That the Report be received.

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

The Committee to whom were referred all Bills relating to Corporations, beg leave to report that they have examined “ A Bill to incorporate the Woodstock Steam Mills and Manufacturing Company ;” also, “ A Bill to incorporate the Carleton County Agricultural Society ;” also, “ A Bill to incorporate the Saint John Temperance Temple Company ;” and recommend the said Bills to the favourable consideration of the House, without amendment.

Respectfully submitted.

A. E. BOTSFORD, *Chairman.*

*Committee Room, 14th February, 1848.*

**ORDERED**, That the House be put into a Committee of the whole to-morrow, to take the said Bills, and the Report of the Select Committee thereon, severally into consideration.

The Honorable Mr. Johnston, by leave, presented the following Petitions :—

A Petition from William E. Moore and John H. Harding, praying a return of Duties paid by them on Bricks imported from Prince Edward Island for the purpose of building a Steam Mill in Shippegan :



A Petition from the Stockholders of the Portland and Lancaster Steam Ferry Company, praying Legislative aid towards the erection of Landings, and improving the Road approaching the Ferry on the Western side of the River, being a terminus of the Great Road from Fredericton to Saint John :

A Petition from Thomas Walsh, Nurseryman and Gardener, in the Parish of Portland, praying Legislative aid to enable him to extend his operations in that capacity : and

A Petition from the South Bay Boom Company, praying certain alterations and amendments to the Act incorporating the Company.

ORDERED, That the said Petitions be received and lie on the Table.

The Honorable Mr. Kinnear, by leave, presented a Petition from Messieurs R. Jardine, William Parks, and others, praying a grant of money for the British School in Saint John.

ORDERED, That the said Petition be received and lie on the Table.

The Honorable Mr. Hatch, by leave, presented the following Petitions :—

A Petition from John Farmer, of Campo Bello, praying the return of Duty on a quantity of Spirits exported : and

A Petition from William Henan, of Saint Andrews, a Constable, praying for remuneration for proceeding into the State of Maine, in the United States of America, for the purpose of apprehending James Bowes, charged with the murder of one of the Police in Portland.

ORDERED, That the said Petitions be received and lie on the Table.

The Honorable Mr. Chandler, by leave, presented the following Petitions :—

A Petition from John Robinson, William J. Bedell, W. D. Hartt, and forty two other persons, praying Legislative aid to improve the Navigation of the River Nashwasis :

A Petition from John T. Williston and William Letson, a Committee appointed by the Sessions to take charge of Emigrants in 1847, praying a grant of £119 19 11, a balance due in the Accounts contracted : and

A Petition from Harris Hatch, John Wilson, William Kerr, and one hundred and three other persons, inhabitants of the Town of Saint Andrews, praying that the Justices of the Peace of the County of Charlotte shall be authorized by Law to Lease not exceeding twenty acres of the Common Land at the East end of the Town of Saint Andrews to the Saint Andrews and Quebec Rail Road Company, for the purposes therein set forth.

ORDERED, That the said Petitions be received and lie on the Table.

The Honorable Mr. Minchin, by leave, presented the following Petitions :—

A Petition from John Scott, praying remuneration for teaching a School at Stanley ending in November last : and

A Petition from Abigail Sutherland, of York County, the Widow of an old Soldier, praying for the usual Pension.

ORDERED, That the said Petitions be received and lie on the Table.

*Adjourned until To-morrow at 12 o'clock.*

*TUESDAY, 15th February, 1848.*

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Botsford,  
Mr. Wyer,  
Mr. Kinnear,  
Mr. Minchin,*

*Mr. Saunders,  
Mr. Chandler,  
Mr. Hatch,  
Mr. Johnston,  
Mr. Simonds.*

PRAYERS.

Pursuant to the Order of the Day, the Bill relating to the Public Burial Ground in the City of Saint John, was read a third time and passed.

ORDERED, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to this Bill without any amendment.

Pursuant to the Order of the Day, the following Bills were severally read a second time :—

A Bill to authorize the Justices of the Peace for the City and County of Saint John to raise a sum of money for making certain alterations in and additions to the Common Gaol of the said City and County :

A Bill to prevent the growth and increase of Thistles :

A Bill for the better prevention of Illicit Trade : and

A Bill to appropriate a part of the Public Revenue for the payment of the Ordinary Services of the Province.

ORDERED, That the House be put into a Committee of the whole to-morrow, to take the said Bills severally into consideration.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into further consideration the Bill to authorize the Justices of the Peace in the several Counties in this Province to make Regulations for the Markets.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone through the Bill, they had made certain amendments thereto, and recommended the Bill, as amended, to the adoption of the House.

ORDERED, That the Report be received.

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

At A in Section I. expunge the words “ except Meats brought in and immediately sold by the Farmers and others from the Country.”

At B insert the words “ Provided always, that nothing in this Section contained shall authorize the said Justices to lay any tax on any such dead Meats, or on the sale thereof.”

At C in Section II. expunge the words “ and County.”

At D expunge the whole Section.

At E expunge “ IV.” and insert “ III.”

The

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

**ORDERED,** That they be engrossed, and the Bill, as amended, be read a third time to-morrow.

A Message was brought from the Assembly by Mr. Smith, with a Bill to establish the Road leading from Isaac Derry's, in the Parish of Harvey, to the Post Office, thence to Point Wolf River, in the County of Albert, as one of the Great Roads of Communication in this Province; to which they desire the concurrence of this House.

The said Bill was read a first time.

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

On motion made and seconded, that it be

**RESOLVED,** That an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to lay before this House, copies of any Despatch or Despatches which he has received from the Right Honorable Earl Grey, Her Majesty's Principal Secretary of State for the Colonies, which contain instructions or authority to His Excellency to give a practical operation in this Province to His Lordship's views of the tenure of certain Public Offices and of Responsible Government, as explained in a Despatch to His Excellency Sir John Harvey, the Lieutenant Governor of Nova Scotia, dated Downing Street, 31st March, 1847—No. 25; and also, any other Despatch or Despatches which he may have received from the Right Honorable the Secretary of State for the Colonies upon the subject of the surrender, by the Assembly, of the initiative in all matters relating to Appropriation and Revenue;

The House divided, and it passed in the negative.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill to incorporate the Carleton County Agricultural Society, and the Report of the Select Committee thereon.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

**ORDERED,** That the Report be received, and 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 to take into consideration the Bill to incorporate the Saint John Temperance Temple Company, and the Report of the Select Committee thereon.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

**ORDERED,** That the Report be received, and 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 to take into consideration the Bill to incorporate the Woodstock Steam Mills and Manufacturing Company, and the Report of the Select Committee thereon.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received, and that the said Bill be read a third time to-morrow.

The Honorable Mr. Simonds, by leave, presented a Petition from William Livingstone, of the City of Saint John, praying a return of double Head Money on Passengers brought to the Port of Saint John in the Barque "Branches," in June 1840.

ORDERED, That the said Petition be received and lie on the Table.

The Honorable Mr. Johnston, by leave, presented the following Petitions :—

A Petition from Frederick R. Blake, Major Commanding the Thirty third Regiment of Foot, praying reimbursement of Duties paid on Wines consumed by the Mess of that Regiment the past year :

A Petition from Barzillai Ansley, Charles J. Melick, Stephen Whittaker, and seventeen other Leather Manufacturers in Saint John, together with ten Justices of the Peace, and eighty seven Freeholders, praying Legislative protection to the Leather Trade :

A Petition from Andrew S. Phair, Postmaster in Fredericton, praying an appropriation of money to enable the Provincial Government to purchase the Post Office lately erected by him :

A Petition from C. D. Everitt, G. H. Hay, R. and A. Magee, John Lamb, and John Magee, Hat Manufacturers in Saint John, praying Legislative protection by Duties being imposed on Hats imported into the Province :

A Petition from Michael Riley, of Saint John, recommended by John Gillies and others, setting forth that he has established a Manufactory for Morocco Skins, and praying Legislative protection :

A Petition from Robert Clerke, of Saint John, manufacturer of Lasts, praying for Legislative protection :

A Petition from James Whitney, of Saint John, praying that such amendments may be made in the Acts relating to Bankruptcy as will enable Members of the Legislature to be proceeded against with the like facilities as apply to all other persons : and

A Petition from Catherine M. Chamberlain, of Saint John, praying an allowance for teaching a School.

ORDERED, That the said Petitions be received and lie on the Table.

The Honorable Mr. Hatch, by leave, presented a Petition from Eloise Akerley, praying remuneration for her services as a Parish School Teacher in Fredericton the past year.

ORDERED, That the said Petition be received and lie on the Table.

The

The Honorable Mr. Wyer, by leave, presented the following Petitions:—

A Petition from William End and Joseph Read, a Committee of the Directors of the Grammar School at Bathurst, praying a grant of money in aid of the said School: and

A Petition from William Todd, of Saint Stephen, praying that a Bond given by him for Export Duty on a Cargo of Lumber shipped to the West Indies be cancelled, for reasons set forth in the Petition.

ORDERED, That the said Petitions be received and lie on the Table.

The Honorable Mr. Shore, by leave, presented the following Petitions:—

A Petition from John Dibblee, Receiver of Crown Debts, praying remuneration for his services in that capacity: and

A Petition from William Grieves, setting forth that he has purchased and paid for a tract of Crown Land which proves unfit for cultivation, and praying for a sum of money to enable him to purchase another tract, and that he will reconvey to the Crown the former tract.

ORDERED, That the said Petitions be received and lie on the Table.

The Honorable Mr. Chandler, by leave, presented the following Petitions:—

A Petition from Peter M'Clelan, James Brewster, Elisha Peck, and three hundred and fifty four other inhabitants of the County of Albert, praying that the Seat of the Provincial Government may be removed to the City of Saint John: and

A Petition from the President, Directors and Company of the Saint Andrews and Quebec Rail Road Company, praying certain alterations and amendments in the Act for the incorporation of the said Company.

ORDERED, That the said Petitions be received and lie on the Table.

The Honorable Mr. Saunders, by leave, presented a Petition from William J. Bedell, F. W. Hatheway, John L. Marsh, and other inhabitants of Fredericton, praying no Bill may pass to incorporate the City of Fredericton.

ORDERED, That the said Petition be received and lie on the Table.

The Honorable Mr. Kinnear, by leave, presented the following Petitions:—

A Petition from Margaret Manson, a licenced School Teacher, praying for the Provincial allowance for teaching a School at Saint John from the third February, 1845, to March, 1846: and

A Petition from George Cumming, of Saint John, praying aid to enable him to continue and extend his School in Sidney Ward, in the said City.

ORDERED, That the said Petitions be received and lie on the Table.

*Adjourned until To-morrow at 12 o'clock.*

WEDNESDAY, 16th February, 1848.

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Botsford,  
Mr. Wyer,  
Mr. Kinnear,  
Mr. Minchin,*

*Mr. Saunders,  
Mr. Chandler,  
Mr. Hatch,  
Mr. Johnston,  
Mr. Simonds.*

PRAYERS.

Pursuant to the Order of the Day, the Bill to authorize the Justices of the Peace in the several Counties in this Province to make Regulations for the Markets, as amended, was read a third time and passed.

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

Pursuant to the Order of the Day, the following Bills were severally read a third time and passed :—

A Bill to incorporate the Carleton County Agricultural Society :

A Bill to incorporate the Saint John Temperance Temple Company : and

A Bill to incorporate the Woodstock Steam Mills and Manufacturing Company.

ORDERED, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to these Bills without any amendment.

Pursuant to the Order of the Day, the Bill to establish the Road leading from Isaac Derry's, in the Parish of Harvey, to the Post Office, thence to Point Wolf River, in the County of Albert, as one of the Great Roads of Communication in this Province, was read a second time.

ORDERED, That the House be put into a Committee of the whole to-morrow, to take the said Bill into consideration.

A Message was brought from the Assembly by Mr. Taylor, with a Bill relating to the Election of Representatives to serve in the General Assembly ; to which they desire the concurrence of this House.

The said Bill was read a first time.

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

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill to prevent the growth and increase of Thistles.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received.

The

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

At A in Section V. expunge the word “ five.”

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

ORDERED, That it be engrossed, and the Bill, as amended, be read a third time to-morrow.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill to appropriate a part of the Public Revenue for the payment of the Ordinary Services of the Province.

The Honorable Mr. Shore 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.

ORDERED, That the Report be received, and 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 to take into consideration the Bill for the better prevention of Illicit Trade.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received, and 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 to take into consideration the Bill to authorize the Justices of the Peace for the City and County of Saint John to raise a sum of money for making certain alterations in and additions to the Common Gaol of the said City and County.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received and leave granted.

A Message was brought from the Assembly by Mr. Tibbits, with a Bill to incorporate the Woodstock Mechanics' Institute; to which they desire the concurrence of this House.

The said Bill was read a first time.

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

The Honorable Mr. Chandler, a Member of Her Majesty's Executive Council, laid before the House, by direction of His Excellency the Lieutenant Governor, the following Documents :—

**Report and Accounts of the Marine Assurance Company :**

“	“	“	Bank of New Brunswick :
“	“	“	Charlotte County Bank :
“	“	“	Central Bank of New Brunswick :
“	“	“	Saint Stephen Bank.

**ORDERED,** That the same do lie on the Table.

The Honorable Mr. Simonds, by leave, presented the following Petitions :—

A Petition from John Dibblee and eleven other Justices of the Peace for the County of Carleton, praying for relief in consideration of the heavy expense incurred by them in consequence of the riots in Woodstock in July last :

A Petition from Anthony Langevin, Antoine Bellefleur, and ninety four others, inhabitants of the County of Carleton, praying that a sum of money may be granted to enable the Justices of the Peace for that County to discharge the heavy debt incurred in consequence of outrages in Woodstock in July last :

A Petition from Henry Baird, Benjamin Beveridge, and one hundred and twenty other inhabitants of the said County, with a similar prayer :

A Petition from Leonard Coombes, and twenty four other inhabitants of the same County, with a like prayer :

A Petition from Richard Veriker, P. P., Thomas Collins, and one hundred and seven other inhabitants of Woodstock, in the County of Carleton, complaining of the injurious effects of party organizations in that County, and praying the adoption of such measures as will prevent the continuation of the same :

A Petition from the President and Directors of the Woodstock Steam Boat Company, praying return of Duties on Machinery imported from the United States in 1847 :

A Petition from J. R. Tupper, praying a return of Duties on his Horses imported from Nova Scotia in 1846, and on a Coach and Waggon imported for carrying Her Majesty's Mails :

A Petition from Leonard Inch, Abraham M'Gee, and one hundred and thirty other inhabitants of the County of Saint John, praying that a sum of money may be granted to enable the Justices of the Peace for the County of Carleton to discharge the heavy debt incurred in consequence of outrages in Woodstock in July last :

A Petition from Joseph L. Mullin, Thomas Allingham, and sixty nine other inhabitants of Queen's County, with a similar prayer :

A Petition from the Justices of the Peace of Carleton, praying a grant of money to enable them to discharge the heavy debt incurred in preventing the spread of the Small Pox in that County :

A Petition from P. Amireaux, and twenty inhabitants of Madawaska, praying a grant of money to enable them to pay a Courier between the Grand Falls and the Saint Francis : and

A Petition from the President and Directors of the Mechanics' Institute in Carleton, praying that an Act may pass to incorporate the Company.

**ORDERED,** That the said Petitions be received and lie on the Table.

The



The Honorable Mr. Shore, by leave, presented the following Petitions :—

A Petition from H. E. Dibblee, Sub-Collector and Deputy Treasurer at Woodstock, praying the amount of ten per cent. be allowed him on money collected by him and paid over to the Provincial Treasurer from the year 1838 to 1846 inclusive :

A Petition from Asa Upton, and fifteen others, of Carleton, praying an Act may pass to establish the Road leading from Bowyer's Mills to the American Boundary Line :

A Petition from John Street, praying for Legislative aid to enable him to build a Ferry Boat at the Grand Falls :

A Petition from the Justices of the Peace of the County of Carleton, praying to be reimbursed expenses incurred in conveying two Prisoners, under sentence, to the Penitentiary :

A Petition from George M'Grigor, praying an allowance for teaching a School in the Parish of Wicklow :

A Petition from Duncan M'Dougal, praying an allowance for teaching a School in Woodstock : and

A Petition from Joseph Hallett, praying a Pension due the late Mary Hallett, the Widow of an old Soldier, may be paid him.

ORDERED, That the said Petitions be received and lie on the Table.

The Honorable Mr. Chandler, by leave, presented the following Petitions :—

A Petition from Simon Ballard, praying an allowance for ferrying Her Majesty's Mails over the Restook River :

A Petition from John Bedell, George Connell, and others, Members of the Mechanics' Institute, Carleton, praying Legislative aid to enable them to erect a suitable Building in the Town of Woodstock :

A Petition from Richard Carman, Receiver of Crown Debts, praying remuneration for services : and

A Petition from James Ketchum, on behalf of Alexander Goodfellow and himself, praying a grant of money may pass in their favour, to reimburse them a sum of money paid Thomas Elliott, Contractor for building the Arestook Bridge.

ORDERED, That the said Petitions be received and lie on the Table.

The Honorable Mr. Hatch, by leave, presented a Petition from the President and Directors of the Saint Andrews and Quebec Rail Road Company, praying for aid in the construction of a Road.

ORDERED, That the said Petition be received and lie on the Table.

The Honorable Mr. Johnston, by leave, presented the following Petitions :—

A Petition from George Bond, of the City of Saint John, praying that the Carleton Mills may be excepted from any Law that may be passed to prevent Saw Dust from falling into the Harbour of Saint John : and

A Petition from James Malone, praying an allowance for conveying a Mail between Stanley and Fredericton.

ORDERED, That the said Petitions be received and lie on the Table.

*Adjourned until To-morrow at 12 o'clock.*

*THURSDAY, 17th February, 1848.*

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Chandler,  
Mr. Hatch,  
Mr. Johnston,  
Mr. Simonds.*

*Mr. Botsford,  
Mr. Wyer,  
Mr. Kinneear,  
Mr. Minchin,*

PRAYERS.

Pursuant to the Order of the Day, the Bill to prevent the growth and increase of Thistles, as amended, was read a third time and passed.

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

Pursuant to the Order of the Day, the following Bills were severally read a third time and passed :—

A Bill for the better prevention of Illicit Trade : and

A Bill to appropriate a part of the Public Revenue for the payment of the Ordinary Services of the Province.

ORDERED, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to these Bills without any amendment.

Pursuant to the Order of the Day, the following Bills were severally read a second time :—

A Bill relating to the Election of Representatives to serve in the General Assembly : and

A Bill to incorporate the Woodstock Mechanics' Institute.

ORDERED, That the House be put into a Committee of the whole to-morrow, to take the said Bills severally into consideration.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into further consideration the Bill to authorize the Justices of the Peace for the City and County of Saint John to raise a sum of money for making certain alterations in and additions to the Common Gaol of the said City and County.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received, and that the said Bill be read a third time to-morrow.

A Message was brought from the Assembly by Mr. Brown, with a Bill to provide for the payment of Petit Jurors ; to which they desire the concurrence of this House. The said Bill was read a first time.

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

The Honorable Mr. Johnston, by leave, presented a Petition from the President and Directors of the Saint John Mechanics' Institute, praying aid to enable them to extend the usefulness of that Institution.

ORDERED, That the said Petition be received and lie on the Table.

*Adjourned until To-morrow at 12 o'clock.*

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FRIDAY, 18th February, 1848.

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Wyer,  
Mr. Kinnear,  
Mr. Minchin,*

*Mr. Botsford,  
Mr. Hatch,  
Mr. Johnston,  
Mr. Simonds.*

PRAYERS.

Pursuant to the Order of the Day, the Bill to authorize the Justices of the Peace for the City and County of Saint John to raise a sum of money for making certain alterations in and additions to the Common Gaol of the said City and County, was read a third time and passed.

ORDERED, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to this Bill without any amendment.

Pursuant to the Order of the Day, the Bill to provide for the payment of Petit Jurors, was read a second time.

ORDERED, That the House be put into a Committee of the whole on Monday next, to take the said Bill into consideration.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill to incorporate the Woodstock Mechanics' Institute.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received, and that the said Bill be read a third time on Monday next.

A Message was brought from the Assembly by Mr. Boyd, with a Bill to authorize Her Majesty's Justices of the Peace for the County of Charlotte to assess the inhabitants of said County to pay off the County Debt, and to provide for the contingent expenses thereof ; to which they desire the concurrence of this House.

The said Bill was read a first time.

ORDERED, That the said Bill be read a second time on Monday next.

The Honorable Mr. Johnston, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, lays before the House the following Documents :—

CROWN OFFICERS' OPINIONS ON THE QUESTION OF IMPOSING DIFFERENTIAL DUTIES.

(Copy)

*Saint John, 1st February, 1848.*

SIR,—I had the honor to receive, last evening, your letter of the 29th ult., referring me to the Circular Despatch of Lord Stanley, dated 28th June, 1843, relative to Differential Duties, and requesting me, by direction of His Excellency the Lieutenant Governor, to state my opinion—

1st. Whether the prohibition, in the Despatch referred to, was intended to apply only to Foreign Countries, or also to sister Colonies, and the Mother Country.

2d. Whether the Imperial Act of 1846, authorizing the Local Legislatures to repeal the Imperial Duties, can, in anywise, be construed to modify or annul the instructions contained in the Circular Despatch of the 28th June, 1843.

The Despatch begins by pointing out, in forcible language, the inconvenience and danger of Colonial Legislatures undertaking to enforce Differential Duties in ignorance of the existing Treaties or Negotiations for commercial relations between the Mother Country and Foreign States; but the terms of the Despatch are clearly applicable only to great inter-national regulations; and His Lordship proceeds to say, "for these reasons,"—that is, reasons which apply only to inter-national relations—"Her Majesty's Government decidedly object, in principle, to the assumption by the Local Legislatures of the office of imposing Differential Duties on goods imported into *the respective Colonies*": He does not say goods imported from one Colony into another. Again, the Despatch proceeds, "Parliament having already prescribed the rules by which such Duties are to be discriminated, with reference to the place of origin or of export, to Parliament alone the power of altering those rules must be reserved."

Now, I believe I am correct in asserting that Parliament has not prescribed any rules by which Duties on goods imported from one Colony into a sister Colony are to be discriminated, and, therefore, this part of the Despatch can only have reference to Foreign Countries.

The closing sentences of the Despatch are, it is true, couched in strong general terms, but they must, I conceive, be taken in connexion with the previous passages, and be construed with due regard to the general object and tenor of the Despatch.

I, therefore, am decidedly of opinion, that the prohibition contained in the Despatch was intended to apply to inter-national, and not to inter-colonial relations, nor to goods imported from the Mother Country.

On the second point submitted to me I cannot perceive that the Imperial Act of 1846, referred to, has any bearing on the question arising out of the Circular Despatch above mentioned.

I have, &c.

(Signed)

WM. WRIGHT, *Adv. General.*

Honorable John S. Saunders, Provincial Secretary.

*Fredericton, 9th February, 1848.*

SIR,—We have the honor to acknowledge the receipt of your Communication of the 8th instant, by which we are requested to furnish His Excellency the Lieutenant Governor with our opinion on the following points, arising out of the question of Differential Duties, viz :—

"Whether the prohibition in the Despatch of Lord Stanley, dated 28th June, 1843, was intended to apply only to Foreign Countries, viz : That the Legislature, in imposing Duties, should not discriminate in favour of or against any Foreign Country, or whether it was intended to apply not only to Foreign Countries, but also to sister Colonies, and to the Mother Country; the latter construction requiring that the Local Legislatures, in imposing Duties, should lay the same amount of Duty on goods imported from England, or the sister Colonies, as that imposed on goods imported from Foreign Countries ;

Countries; and secondly, whether the Imperial Act of 1846, authorizing the Local Legislatures to repeal the Imperial Duties, can, in anywise, be construed to modify or annul the instructions contained in the Circular Despatch of the 28th June, 1843, in so far as to sanction the re-imposition of discriminating Duties by the Provincial Legislature, the repeal of which was affected by the authority of the Imperial Act of 1846."

We are of opinion, that whatever may have been the true construction of the said Despatch of the 28th June, 1843, since the abolition or the repeal of the Parliamentary Duties, there remains no obstacle to the imposition by the Legislature of such Duties on Foreign products as they, in their discretion, shall think the exigencies of the Province may require, without the levy of similar Duties on articles from either the Mother Country or the sister Colonies, preserving still the restriction of not discriminating in favour of or against any Foreign Nation, so as not to interfere with or make a difference in taxation among any of those Countries.

We have, &c.

W. B. KINNEAR, *Sol. Gen.*  
ED. B. CHANDLER, *Q. C.*  
WILLIAM END, *Q. C.*

The Honorable John Saunders, Provincial Secretary, &c.

**ORDERED,** That the same do lie on the Table.

A Message was brought from the Assembly by Mr. Ritchie, with a Bill for the more efficient decision of claims for Seamen's wages; to which they desire the concurrence of this House.

The said Bill was read a first time.

**ORDERED,** That the said Bill be read a second time on Monday next.

A Message was brought from the Assembly by Mr. Carman, with a Bill relating to the granting of Mill Reserves; to which they desire the concurrence of this House.

The said Bill was read a first time.

**ORDERED,** That the said Bill be read a second time on Monday next.

The Honorable Mr. Simonds, by leave, presented the following Petitions:

A Petition from John Robinson, James A. Maclauchlan, George Morehouse, six other Justices of the Peace, and one hundred and fifty other persons, praying no Act may be allowed to pass to incorporate the City of Fredericton:

A Petition from Ebenezer Smith, Josiah Fowler, Charles A. Robertson, and one hundred and eighty four others, inhabitants of King's County, praying for a grant of money in aid of individual subscription for the building of a Bridge over the Hammond River, at Beatty's Ferry:

A Petition from Ebenezer Smith, James Campbell, and sixty others, inhabitants of King's County, praying that an exploration and survey be made of a line of Road leading from M'Monagle's corner, in the Parish of Sussex, towards Saint John, by way of the Salt Spring Settlement, with a view to establish the same as part of the Great Road between Saint John and Halifax:

A Petition from the Commissioners of Highways in the Parish of Kingston, and thirty two others of the same Parish, praying an Act may pass to make an alteration in a part of the Great Road between the Head of Bellisle and Saint John: and

A Petition from John Robinson, Edward Simonds, George Morehouse, six other Justices of the Peace, and one hundred and eighty other persons, praying that the annual

annual proceeds of the Public Lands in Fredericton, lately acquired under an arrangement with the Board of Ordnance, be paid to the County Treasurer, for the public uses of the County of York.

ORDERED, That the said Petitions be received and lie on the Table.

The Honorable Mr. Johnston, by leave, presented the following Petitions:—

A Petition from the Nashwaak Boom Company, praying an amendment of the Act incorporating the said Company: and

A Petition from Lewis P. Fisher and William Wylie, praying that the Bill to authorize an assessment on the County of Carleton for the purpose of erecting another Office for the Clerk of the Peace and Register may not pass this House for the reasons set forth in their Petition.

ORDERED, That the said Petitions be received and lie on the Table.

The Honorable Mr. Botsford, by leave, presented the following Petitions:—

A Petition from Charles F. Allison, Christopher Milner, H. Pickard, and sixty three other inhabitants of Westmorland, praying Legislative aid to encourage the establishment of a Steam Boat to ply between Saint John and the Head Waters of the Chignecto and Shepody Bays:

A Petition from William Sweet, praying a return of Duties paid on two Oxen imported from Prince Edward Island:

A Petition from William Kelly, of Chatham, Mail Carrier, and thirty seven others, praying an allowance to enable him to convey a Mail semi-weekly instead of weekly, between Chatham and Fredericton: and

A Petition from the Sackville Literary Institute, praying Legislative pecuniary aid to the Institution.

ORDERED, That the said Petitions be received and lie on the Table.

The Honorable Mr. Johnston, by leave, presented a Petition from the Fredericton Boom Company, praying several amendments may be made to the Act incorporating the said Company.

ORDERED, That the said Petition be received and lie on the Table.

*Adjourned until Monday next at 12 o'clock.*

MONDAY, 21st February, 1848.

PRESENT:

THE HON.

*Mr. Shore,  
Mr. Botsford,  
Mr. Hatch,  
Mr. Johnston,  
Mr. Simonds.*

*Mr. Black, President.*

*Mr. Saunders,  
Mr. Wyer,  
Mr. Kinnear,  
Mr. Minchin.*

PRAYERS.

**PRAYERS.**

Pursuant to the Order of the Day, the Bill to incorporate the Woodstock Mechanics' Institute, was read a third time and passed.

**ORDERED,** That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to this Bill without any amendment.

Pursuant to the Order of the Day, the following Bills were severally read a second time:—

A Bill to authorize Her Majesty's Justices of the Peace for the County of Charlotte to assess the inhabitants of said County to pay off the County Debt, and to provide for the contingent expenses thereof:

A Bill to provide for the more efficient decision of claims for Seamen's wages: and  
A Bill relating to the granting of Mill Reserves.

**ORDERED,** That the House be put into a Committee of the whole to-morrow, to take the said Bills severally into consideration.

A Message was brought from the Assembly by Mr. Taylor, that the Assembly had agreed to the amendments made by this House to the Bill to authorize the Justices of the Peace in the several Counties in this Province to make Regulations for the Markets: and with

A Bill to provide for a Town Clock in Fredericton; to which they desire the concurrence of this House.

The said Bill was read a first time.

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

A Message was brought from the Assembly by Mr. Wark, with the following Bills, to which they desire the concurrence of this House:—

A Bill to alter and amend an Act relating to the Great Roads of Communication through the Province:

A Bill to authorize the Rector, Church Wardens and Vestry of Saint Mary's Church, in the Parish of Richibucto, to sell certain Lands granted to the said Corporation, and vest the proceeds in other Lands: and

A Bill in addition to an Act, intituled "An Act to extend the privilege of Solemnizing Marriage to all Ministers or Teachers of the several Religious Congregations in this Province."

The said Bills were severally read a first time.

**ORDERED,** That the said Bills be severally read a second time to-morrow.

A Message was brought from the Assembly by Mr. Woodward, with a Bill to provide for the collection and protection of the Revenue of the Province; to which they desire the concurrence of this House.

The said Bill was read a first time.

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

A Message was brought from the Assembly by Mr. Read, that the Assembly had agreed to the amendment made by this House to the Bill to prevent the growth and increase of Thistles.

A Message was brought from the Assembly by the Honorable Mr. M'Leod, with a Bill to regulate the measurement of Firewood and Bark ; to which they desire the concurrence of this House.

The said Bill was read a first time.

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

On motion—

The House was put into a Committee of the whole to take into consideration the Bill relating to the Election of Representatives to serve in the General Assembly.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received and leave granted.

The Honorable Mr. Minchin, by leave, presented a Petition from Pamela Hartt, praying remuneration for teaching a School in the Parish of Saint Mary, in York County.

ORDERED, That the said Petition be received and lie on the Table.

The Honorable Mr. Simonds, by leave, presented a Petition from John Gillies, Thomas Harding, Gregory Vanhorne, Henry Porter, and three hundred and seventy other inhabitants of the City of Saint John, praying that such Duties may be levied on Boots and Shoes imported into this Province as will protect those engaged in the Domestic Manufacture.

ORDERED, That the said Petition be received and lie on the Table.

The Honorable Mr. Botsford, by leave, presented the following Petitions :—

A Petition from Timothy C. Gallagher, of Westmorland, praying a grant of money due him on certain contracts performed by him on the Great Roads :

A Petition from Nelson Arnold, a Deputy Surveyor, praying compensation for services performed by him :

A Petition from John Johnson, of Richibucto, praying an allowance for teaching a School :

A Petition from James Wheten, of Kent, with a like prayer : and

A Petition from John Chapman, Joseph F. Allison, Andrew Weldon, and four hundred and ninety six other inhabitants of the County of Westmorland, praying that the Seat of Government may be removed to the City of Saint John.

ORDERED, That the said Petitions be received and lie on the Table.

*Adjourned until To-morrow at 12 o'clock.*

**TUESDAY**



**TUESDAY, 22d February, 1848.**

**PRESENT :**

**THE HON.**

*Mr. Black, President.*

*Mr. Shore,  
Mr. Botsford,  
Mr. Hatch,  
Mr. Johnston,  
Mr. Simonds.*

*Mr. Saunders,  
Mr. Wyer,  
Mr. Kinnear,  
Mr. Minchin,*

**PRAYERS.**

Pursuant to the Order of the Day, the following Bills were severally read a second time :—

A Bill to provide for a Town Clock in Fredericton :

A Bill to alter and amend an Act relating to the Great Roads of Communication through the Province : and

A Bill in addition to an Act, intituled “ An Act to extend the privilege of Solemnizing Marriage to Ministers or Teachers of the several Religious Congregations in this Province.”

**ORDERED,** That the House be put into a Committee of the whole to-morrow, to take the said Bills severally into consideration.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill to authorize Her Majesty's Justices of the Peace for the County of Charlotte to assess the inhabitants of said County to pay off the County Debt, and to provide for the contingent expenses thereof.

The Honorable Mr. Saunders took the Chair.

After some time the House resumed.

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

**ORDERED,** That the Report be received, and 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 to take into consideration the Bill to provide for the more efficient decision of claims for Seamen's wages.

The Honorable Mr. Saunders took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone into consideration of the said Bill, and recommended that the further consideration thereof be postponed for three months.

**ORDERED,** That the Report be received ; and it was thereupon

**RESOLVED,** That the further consideration of the said Bill be postponed for three months.

**A**

A Message was brought from the Assembly by Mr. R. D. Wilmot, with a Bill for ascertaining the Population of this Province, and for other purposes therein mentioned ; to which they desire the concurrence of this House.

The said Bill was read a first time.

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

Pursuant to the Order of the Day, the Bill to regulate the measurement of Firewood and Bark, was read a second time.

ORDERED, That the twenty third Rule of this House be dispensed with, as regards this Bill, and that the House be put into a Committee of the whole presently, to take the said Bill into consideration.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone through the Bill, they had made certain amendments thereto, and recommended the Bill, as amended, to the adoption of the House.

ORDERED, That the Report be received.

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

At A in Section I. expunge the word “ fixed,” and insert the word “ flat.”

At B in Section II. insert the words “ as nearly as may be.”

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

ORDERED, That they be engrossed, and the Bill, as amended, be read a third time to-morrow.

Pursuant to the Order of the Day, the Bill to authorize the Rector, Church Wardens and Vestry of Saint Mary’s Church, in the Parish of Richibucto, to sell certain Lands granted to the said Corporation, and vest the proceeds in other Lands, was read a second time.

ORDERED, That the twenty third Rule of this House be dispensed with, as regards this Bill, and that the House be put into a Committee of the whole presently, to take the said Bill into consideration.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received and leave granted.

A Message was brought from the Assembly by Mr. Carman, with a Bill to continue an Act relating to Circuit Courts in this Province, and to provide for the travelling expenses of the Judges holding such Courts, to which they desire the concurrence of this House.

The said Bill was read a first time.

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

Pursuant

Pursuant to the Order of the Day, the Bill to provide for the Collection and Protection of the Revenue of the Province, was read a second time.

ORDERED, That the House be put into a Committee of the whole on Monday next, to take the said Bill into consideration.

The Honorable Mr. Botsford presented to the House a Bill, intituled "An Act to authorize and empower the Rector, Church Wardens and Vestry of Saint Thomas' Church, in the Parish of Saint James, in the County of Charlotte, to sell and convey certain Glebe and Church Lands in said Parish, and vest the proceeds in other Lands more productive to the Rector and Corporation of said Church for the time being."

The said Bill was read a first time.

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

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into further consideration the Bill relating to the Election of Representatives to serve in the General Assembly.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone through the Bill, they had made certain amendments thereto, and recommended the Bill, as amended, to the adoption of the House.

ORDERED, That the Report be received.

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

At A expunge the whole of the forty ninth Section, and alter the numbers of the remaining Sections.

At B insert a new Section, as follows:—

"LIV. And be it enacted, That the repeal of the said several recited Acts hereby repealed, shall not operate to revive any Act thereby repealed; and every act, matter or thing heretofore done under and by virtue of the hereinbefore mentioned several recited Acts, shall be and continue valid and effectual, and of the like force and effect as if this Act had not been made and 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.

ORDERED, That they be engrossed, and the Bill, as amended, be read a third time to-morrow.

The Honorable Mr. Botsford, from the Select Committee appointed to examine and report upon all Bills relating to Corporations, presented a further Report.

ORDERED, That the Report be received.

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

The Committee to whom were referred all Bills relating to Corporations, beg leave to report that they have had under consideration "A Bill to amend the Act to incorporate the Nashwaak Boom Company," and recommend the same to the adoption of the House without amendment.

Respectfully submitted.

A. E. BOTSFORD, *Chairman.*

*Committee Room, 22d February, 1848.*

ORDERED,

**ORDERED**, That the House be put into a Committee of the whole to-morrow, to take the said Bills, and the Report of the Select Committee thereon, severally into consideration.

The Honorable Mr. Kinnear, by leave, presented a Petition from Chloe Dow, of York County, praying an allowance for teaching a School.

**ORDERED**, That the said Petition be received and lie on the Table.

The Honorable Mr. Johnston, by leave, presented the following Petitions :—

A Petition from John S. Phinney, praying an allowance for teaching a School in the Parish of Burton :

A Petition from William Hoyt, a Justice of the Peace, John Bailey, Lawrence Mursereaux, John Dewitt, Overseers of Poor, and nineteen other inhabitants of the Parish of Blissville, in the County of Sunbury, praying aid to assist certain poor families at present in great distress in the said Parish in consequence of the failure of the Potato Crop and other causes :

A Petition from one of the Overseers of the Poor of the Parish of Burton, praying reimbursement for expenses incurred in the support of sick and distressed Emigrants during the past year, amounting to £13 0 6 : and

A Petition from Jeremiah Smith, Overseer of Poor, John Hazen, Sheriff of Sunbury, Charles H. Clowes, and others, Magistrates and Inhabitants of the County of Sunbury, praying aid for the relief of poor families at present in great distress in the Parish of Burton, in consequence of the failure of the Potato Crop and other causes.

**ORDERED**, That the said Petitions be received and lie on the Table.

The Honorable Mr. Botsford, by leave, presented a Petition from the Rector, Church Wardens and Vestry of Saint Thomas' Church, in the Parish of Saint James, praying an Act may pass to authorize them to sell certain Lands in said Parish, and invest the proceeds in other Lands.

**ORDERED**, That the said Petition be received and lie on the Table.

*Adjourned until To-morrow at 12 o'clock.*

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**WEDNESDAY, 23d February, 1848.**

**PRESENT :**

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Botsford,  
Mr. Hatch,  
Mr. Johnston,  
Mr. Simonds.*

*Mr. Saunders,  
Mr. Wyer,  
Mr. Kinnear,  
Mr. Minchin,*

**PRAYERS.**

Pursuant to the Order of the Day, the following Bills, as amended, were severally read a third time and passed :—

**A**

A Bill relating to the Election of Representatives to serve in the General Assembly :  
and

A Bill to regulate the measurement of Firewood and Bark.

ORDERED, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to these Bills, with amendments, to which they desire the concurrence of the Assembly.

Pursuant to the Order of the Day, the Bill to authorize Her Majesty's Justices of the Peace for the County of Charlotte to assess the inhabitants of said County to pay off the County Debt, and to provide for the contingent expenses thereof, was read a third time and passed.

ORDERED, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to this Bill without any amendment.

Pursuant to the Order of the Day, the following Bills were severally read a second time :—

A Bill for ascertaining the Population of this Province, and for other purposes therein mentioned : and

A Bill, intituled " An Act to authorize and empower the Rector, Church Wardens and Vestry of Saint Thomas' Church, in the Parish of Saint James, in the County of Charlotte, to sell and convey certain Glebe and Church Lands in said Parish, and vest the proceeds in other Lands more productive to the Rector and Corporation of said Church for the time being.

ORDERED, That the House be put into a Committee of the whole to-morrow, to take the said Bills severally into consideration.

Pursuant to the Order of the Day, the Bill to continue an Act relating to Circuit Courts in this Province, and to provide for the travelling expenses of the Judges holding such Courts, was read a second time.

ORDERED, That the twenty third Rule of this House be dispensed with, as regards this Bill, and that the House be put into a Committee of the whole presently, to take the said Bill into consideration.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received, and 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 to take into consideration the Bill to amend the Act to incorporate the Nashwaak Boom Company, and the Report of the Select Committee thereon.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED

ORDERED, That the Report be received, and that the said Bill be read a third time to-morrow.

*Adjourned until To-morrow at 12 o'clock.*

THURSDAY, 24th February, 1848.

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Wyer,  
Mr. Minchin,*

*Mr. Hatch,  
Mr. Simonds.*

PRAYERS.

There not being eight Members present, the House adjourned until to-morrow at 12 o'clock.

FRIDAY, 25th February, 1848.

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Botsford,  
Mr. Hatch,  
Mr. Johnston,  
Mr. Simonds.*

*Mr. Saunders,  
Mr. Wyer,  
Mr. Kinnear,  
Mr. Minchin,*

PRAYERS.

On motion—

The following Bills were severally read a third time and passed :—

A Bill to amend the Act to incorporate the Nashwaak Boom Company : and

A Bill to continue an Act relating to Circuit Courts in this Province, and to provide for the travelling expenses of the Judges holding such Courts.

ORDERED, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to these Bills without any amendment.

On motion—

The House was put into a Committee of the whole to take into consideration the Bill for ascertaining the Population of this Province, and for other purposes therein mentioned.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received, and that the said Bill be read a third time to-morrow.

A Message was brought from the Assembly by Mr. S. Earle, with a Bill to alter part of the Great Road from Hampton Ferry to Groom's Bridge, so called; to which they desire the concurrence of this House.

The said Bill was read a first time.

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

A Message was brought from the Assembly by Mr. Carman, with the following Bills, to which they desire the concurrence of this House:—

A Bill to consolidate and amend the Laws relative to the administration of Justice in Criminal cases:

A Bill to consolidate and amend the Laws relative to Larceny and other offences connected therewith: and

A Bill to consolidate and amend the Laws relative to offences against the person.

The said Bills were severally read a first time.

ORDERED, That the said Bills be severally read a second time to-morrow.

The Honorable Mr. Simonds presented to the House, a Bill, intituled "An Act to extend the provisions of an Act amending the Act repealing the Acts affording relief to persons unfortunate in business."

The said Bill was read a first time.

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

On motion—

The House was put into a Committee of the whole, to take into consideration the Bill in addition to an Act, intituled "An Act to extend the privilege of Solemnizing Marriage to all Ministers or Teachers of the several Religious Congregations in this Province."

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received and leave granted.

The Honorable Mr. Johnston, by leave, presented a Petition from James Gallagher, Solomon Hersey, Peter Bogan, and four hundred other persons, inhabitants of the Parish of Portland, praying a Bill before the Legislature for the establishment of a permanent Police in said Parish may not pass into a Law, but that the Act 7th William 4th may be altered in the manner suggested in the Petition.

ORDERED, That the said Petition be received and lie on the Table.

The Honorable Mr. Wyer, by leave, presented the following Petitions:—

A Petition from Henry Dixon, of Charlotte County, praying remuneration for losses sustained in the purchase of a Lot of Land in the said County, which was granted to another person after he had paid a part of the purchase money:

A Petition from Andrew M'Culloch, of Calais, Maine, United States of America, praying a return of Duties on several Cargoes of Lumber shipped to the West Indies in the year 1845: and

A Petition from John Porter and George M. Porter, of Saint Stephen, in the County of Charlotte, praying remuneration for losses sustained in Sluices, Dams, and other improvements, by reason of an extensive Sale of Crown Lands.

ORDERED, That the said Petitions be received and lie on the Table.

*Adjourned until Monday next at 12 o'clock.*

MONDAY, 28th February, 1848.

PRESENT :

THE HON.

*Mr. Botsford,  
Mr. Hatch,  
Mr. Minchin,  
Mr. Simonds.*

*Mr. Black, President.*

*Mr. Wyer,  
Mr. Kinnear,  
Mr. Peters,*

PRAYERS.

On motion—

The Bill for ascertaining the Population of this Province, and for other purposes therein mentioned, was read a third time and passed.

ORDERED, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to this Bill without any amendment.

On motion—

The following Bills were severally read a second time :—

A Bill to alter part of the Great Road from Hampton Ferry to Groom's Bridge, so called :

A Bill to consolidate and amend the Laws relative to the administration of Justice in Criminal cases :

A Bill to consolidate and amend the Laws relative to Larceny and other offences connected therewith : and

A Bill to consolidate and amend the Laws relative to offences against the person.

ORDERED, That the House be put into a Committee of the whole to-morrow, to take the said Bills severally into consideration.

On motion—

The Bill, intituled "An Act to extend the provisions of an Act amending the Act repealing the Acts affording relief to persons unfortunate in business," was read a second time.

ORDERED, That the twenty third Rule of this House be dispensed with, as regards this Bill, and that the House be put into a Committee of the whole presently, to take the said Bill into consideration.

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

The



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

**ORDERED,** That the Report be received and leave granted.

A Message was brought from the Assembly by Mr. Fisher, that the Assembly had agreed to the amendments made by this House to the Bill relating to the Election of Representatives to serve in the General Assembly.

The Honorable Mr. Botsford, from the Select Committee appointed to examine and report upon all Bills relating to Corporations, presented a further Report.

**ORDERED,** That the Report be received.

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

The Committee to whom were referred all Bills relating to Corporations, beg leave to report, that they have had under their consideration “A Bill for the incorporation of the Saint John Rural Cemetery Company,” that they have prepared an amendment thereto, which they recommend to the adoption of the House.

All which is respectfully submitted.

A. E. BOTSFORD, *Chairman.*

*Committee Room, 28th February, 1848.*

**ORDERED,** That the twenty third Rule of this House be dispensed with, as regards this Bill, and that the House be put into a Committee of the whole presently, to take the said Bill, and the Report of the Select Committee thereon, into consideration.

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone through the Bill, they had made certain amendments thereto, and recommended the Bill, as amended, to the adoption of the House.

**ORDERED,** That the Report be received.

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

At A in Section I. insert the word “Company.”

At B in Section III. expunge the word “second,” and insert the word “fifth.”

At C in Section VI. expunge the word “April,” and insert the word “May.”

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

**ORDERED,** That they be engrossed, and the Bill, as amended, be read a third time to-morrow.

On motion—

The House was put into a Committee of the whole, to take into further consideration the Bill to authorize the Rector, Church Wardens and Vestry of Saint Mary's Church, in the Parish of Richibucto, to sell certain Lands granted to the said Corporation, and vest the proceeds in other Lands.

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received and leave granted.

On motion—

The House was put into a Committee of the whole, to take into consideration the Bill, intituled “An Act to authorize and empower the Rector, Church Wardens and Vestry of Saint Thomas’ Church, in the Parish of Saint James, in the County of Charlotte, to sell and convey certain Glebe and Church Lands in said Parish, and vest the proceeds in other Lands more productive to the Rector and Corporation of said Church for the time being.”

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received and leave granted.

A Message was brought from the Assembly by the Honorable Mr. M’Leod, that the Assembly had concurred in the amendments made by this House to the Bill to regulate the measurement of Firewood and Bark.

The Honorable Mr. Simonds, by leave, presented a Petition from Asa Upton, Ralph D. Beardsley, Daniel Hatfield, and two hundred and nineteen other persons, praying a Bill authorizing a Loan for the purpose of building a Clerk and Register Office in the County of Carleton may not pass into a Law.

ORDERED, That the said Petition be received and lie on the Table.

The Honorable Mr. Hatch, by leave, presented a Petition from John Bedell and Rufus S. Demill, of the County of Carleton, setting forth the orders under which the Clerk and Register’s Office have in that County been erected, and praying that no Loan of Money may be authorized to be made to erect other buildings.

ORDERED, That the said Petition be received and lie on the Table.

*Adjourned until To-morrow at 12 o’clock.*

TUESDAY, 29th February, 1848.

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Chandler,  
Mr. Hatch,  
Mr. Johnston,  
Mr. Simonds.*

*Mr. Botsford,  
Mr. Wyer,  
Mr. Kinneur,  
Mr. Minchin,*

PRAYERS.

**PRAYERS:** Elected, Sebastian as H.M. at four o'clock.

Pursuant to the Order of the Day, the Bill for the incorporation of the Saint John Rural Cemetery Company, as amended, was read a third time and passed.

**ORDERED,** That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to this Bill, with certain amendments, to which they desire the concurrence of the Assembly.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill, intituled "An Act to extend the provisions of an Act amending the Act repealing the Acts affording relief to persons unfortunate in business."

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone into consideration of the said Bill, and recommended that the further consideration thereof be postponed for three months.

**ORDERED,** That the Report be received; and it was thereupon

**RESOLVED,** That the further consideration of the said Bill be postponed for three months.

A Message was brought from the Assembly by Mr. Hayward, with a Bill to provide for the necessities occasioned by the failure of the Potato and other Crops during the past year; to which they desire the concurrence of this House.

The said Bill was read a first time.

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

A Message was brought from the Assembly by Mr. Jordan, with a Bill to amend an Act for the amendment of the Charter of the City of Saint John; to which they desire the concurrence of this House.

The said Bill was read a first time.

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

On motion—

The House was put into a Committee of the whole to take into consideration the Bill relating to the granting of Mill Reserves.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

**ORDERED,** That the Report be received.

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

At A in Section III. expunge the words "to which this is an explanation and amendment."

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

**ORDERED,** That it be engrossed, and the Bill, as amended, be read a third time to-morrow.

On motion—

The House was put into a Committee of the whole, to take into further consideration the Bill, intituled "An Act to authorize and empower the Rector, Church Wardens and Vestry of Saint Thomas' Church, in the Parish of Saint James, in the County of Charlotte, to sell and convey certain Glebe and Church Lands in said Parish, and vest the proceeds in other Lands more productive to the Rector and Corporation of said Church for the time being."

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

**ORDERED,** That the Report be received, and that the Bill be engrossed and read a third time to-morrow.

On motion—

The House was put into a Committee of the whole, to take into consideration the Bill to provide for the payment of Petit Jurors.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

**ORDERED,** That the Report be received and leave granted.

On motion—

The House was put into a Committee of the whole, to take into consideration the Bill to provide for the Collection and Protection of the Revenue of this Province.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

**ORDERED,** That the Report be received and leave granted.

The Honorable Mr. Kinnear, by leave, presented a Petition from Josiah S. Brown, Samuel Estabrooks, Hugh Coil, and fifty four other inhabitants of the County of Carleton, praying that a Bill now before the Legislature to authorize the Justices of the Peace to borrow a sum of money to erect Public Buildings may not pass into a Law.

**ORDERED,** That the said Petition be received and lie on the Table.

*Adjourned until To-morrow at 12 o'clock.*

**WEDNESDAY**

WEDNESDAY, 1<sup>st</sup> March, 1848.

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Botsford,  
Mr. Wyer,  
Mr. Peters,*

*Mr. Saunders,  
Mr. Chandler,  
Mr. Kinnear,  
Mr. Simonds.*

PRAYERS.

Pursuant to the Order of the Day, the Bill, intituled "An Act to authorize and empower the Rector, Church Wardens and Vestry of Saint Thomas' Church, in the Parish of Saint James, in the County of Charlotte, to sell and convey certain Glebe and Church Lands in said Parish, and vest the proceeds in other Lands more productive," was read a third time and passed.

ORDERED, That the Title be—

An Act to authorize and empower the Rector, Church Wardens and Vestry of Saint Thomas' Church, in the Parish of Saint James, in the County of Charlotte, to sell and convey certain Glebe and Church Lands in said Parish, and vest the proceeds in other Lands more productive.

ORDERED, That the Master in Chancery do carry the said Bill down to the Assembly, and acquaint that House that the Legislative Council have passed this Bill, and desire the concurrence of the Assembly thereto.

Pursuant to the Order of the Day, the Bill relating to the granting of Mill Reserves, as amended, was read a third time and passed.

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

Pursuant to the Order of the Day, the following Bills were severally read a second time:—

A Bill to provide for the necessities occasioned by the failure of the Potato and other Crops during the past year : and

A Bill to amend an Act for the amendment of the Charter of the City of Saint John.

ORDERED, That the House be put into a Committee of the whole to-morrow, to take the said Bills severally into consideration.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into further consideration the Bill to provide for the payment of Petit Jurors.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received.

The

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

At A in Section II. insert the words “where the cause is not Summary, and the sum of fifteen shillings where the cause is Summary.”

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

ORDERED, That it be engrossed, and the Bill, as amended, be read a third time to-morrow.

A Message was brought from the Assembly by Mr. Connell, with a Bill to establish the line of Road leading from the Court House in Woodstock, in the County of Carleton, through the Jacksontown and Williamstown Settlements, to the River de Chute, as laid out by Messieurs Brown and Hayward, one of the Great Roads in this Province; to which they desire the concurrence of this House.

The said Bill was read a first time.

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

A Message was brought from the Assembly by Mr. Fisher, with a Bill further to amend and continue the Act to incorporate the Fredericton Boom Company; to which they desire the concurrence of this House.

The said Bill was read a first time.

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

A Message was brought from the Assembly by Mr. Carman, with the following Bills, to which they desire the concurrence of this House :—

A Bill to consolidate and amend the Laws relative to malicious injuries to Property : and

A Bill to consolidate the Laws relative to the Crime of Forgery.

The said Bills were severally read a first time.

ORDERED, That the said Bills be severally read a second time to-morrow.

The Honorable Mr. Botsford, by leave, presented a Petition from John W. M. Ruell, of King's County, praying a return of Duty paid by him on Agricultural Implements imported from the United States of America.

ORDERED, That the said Petition be received and lie on the Table.

*Adjourned until To-morrow at 12 o'clock.*

THURSDAY, 2d March, 1848.

PRESENT :

THE HON.

*Mr. Shore,  
Mr. Botsford,  
Mr. Wyer,  
Mr. Kinnear,  
Mr. Minchin,  
Mr. Simonds.*

*Mr. Black, President.*

*Mr. Saunders,  
Mr. Chandler,  
Mr. Hatch,  
Mr. Johnston,  
Mr. Peters,*

PRAYERS.

**PRAYERS.**

Pursuant to the Order of the Day, the Bill to provide for the payment of Petit Jurors, as amended, was read a third time and passed.

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

Pursuant to the Order of the Day, the Bill further to amend and continue the Act to incorporate the Fredericton Boom Company, was read a second time.

**ORDERED,** That the said Bill be referred to the Select Committee appointed to examine and report upon all Bills relating to Corporations.

Pursuant to the Order of the Day, the following Bills were severally read a second time :—

A Bill to consolidate and amend the Laws relative to malicious injuries to Property :  
and

A Bill to consolidate the Laws relative to the Crime of Forgery.

**ORDERED,** That the House be put into a Committee of the whole to-morrow, to take the said Bills severally into consideration.

The Honorable Mr. Chandler presented to the House a Bill, intituled "An Act to amend the Law relating to the Registry of Deeds and other Instruments."

The said Bill was read a first time.

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

The Honorable Mr. Johnston, a Member of Her Majesty's Executive Council, laid before the House—

A Statement of the affairs of the Globe Assurance Company on the thirty first day of December, 1847.

**ORDERED,** That the same do lie on the Table.

On motion—

The House was put into a Committee of the whole, to take into further consideration the Bill to provide for the Collection and Protection of the Revenue of the Province.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

**ORDERED,** That the Report be received, and that the said Bill be read a third time to-morrow.

On motion—

The House was put into a Committee of the whole, to take into further consideration the Bill to establish the Road leading from Douglas River to Fredericton, as one of the Great Roads.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone into further consideration of the said Bill, and recommended that the further consideration thereof be postponed for three months.

**ORDERED,** That the Report be received; and it was thereupon

**RESOLVED,** That the further consideration of the said Bill be postponed for three months.

On motion—

The House was put into a Committee of the whole, to take into further consideration the Bill to establish the Road leading from Lower Trout Brook Bridge, on the Great Road between Saint Andrews and Fredericton, to the Town of Saint George, as one of the Great Roads of Communication.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone into further consideration of the said Bill, and recommended that the further consideration thereof be postponed for three months.

**ORDERED,** That the Report be received; and it was thereupon

**RESOLVED,** That the further consideration of the said Bill be postponed for three months.

On motion—

The House was put into a Committee of the whole to take into consideration the Bill to establish the Road leading from Isaac Derry's, in the Parish of Harvey, to the Post Office, thence to Point Wolf River, in the County of Albert, as one of the Great Roads of Communication in this Province.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone into consideration of the said Bill, and recommended that the further consideration thereof be postponed for three months.

**ORDERED,** That the Report be received; and it was thereupon

**RESOLVED,** That the further consideration of the said Bill be postponed for three months.

On motion—

The House was put into a Committee of the whole, to take into consideration the Bill to alter part of the Great Road from Hampton Ferry to Groom's Bridge, so called.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone into consideration of the said Bill, and recommended that the further consideration thereof be postponed for three months.

**ORDERED,** That the Report be received; and it was thereupon

**RESOLVED,** That the further consideration of the said Bill be postponed for three months.

Pursuant



Pursuant to the Order of the Day, the Bill to establish the line of Road leading from the Court House in Woodstock, in the County of Carleton, through the Jacksontown and Williamstown Settlements, to the River de Chute, as laid out by Messieurs Brown and Hayward, one of the Great Roads in this Province, was read a second time.

ORDERED, That the twenty third Rule of this House be dispensed with, as regards this Bill, and that the House be put into a Committee of the whole presently, to take the said Bill into consideration.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received and leave granted.

On motion—

The House was put into a Committee of the whole, to take into consideration the Bill to alter and amend an Act relating to the Great Roads of Communication through the Province.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received, and that the said Bill be read a third time to-morrow.

On motion—

The House was put into a Committee of the whole, to take into consideration the Bill to provide for a Town Clock in Fredericton.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received, and 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 to take into consideration the Bill to amend an Act for the amendment of the Charter of the City of Saint John.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received, and that the said Bill be read a third time to-morrow.

The Honorable Mr. Johnston, by leave, presented a Petition from John Duncan, Nathan S. DeMill, and Robert Jardine, Commissioners for erecting a Sailors' Home in the City of Saint John, praying further aid to enable them to complete the work.

ORDERED, That the said Petition be received and lie on the Table.

The

The Honorable Mr. Simonds, by leave, presented the following Petitions :—

A Petition from the Rector, Church Wardens and Vestry of Trinity Church, in the Parish of Saint John, praying that a Bill may pass to erect two more Parishes in the City of Saint John, for Ecclesiastical purposes :

A Petition from the Honorable Ward Chipman, H. Bowyer Smith, George P. Peters, Richard Sands, and ninety other persons, with a similar prayer :

A Petition from Robert W. Crookshank, William Wright, Henry Chubb, and forty two others, with a like prayer : and

A Petition from Henry Gilbert, Moses Vernon, Charles Ward, and sixty eight other persons, with a like prayer.

ORDERED, That the said Petitions be received and lie on the Table.

*Adjourned until To-morrow at 12 o'clock.*

**FRIDAY, 3d March, 1848.**

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Saunders,  
Mr. Chandler,  
Mr. Kinnear,  
Mr. Minchin,  
Mr. Simonds.*

*Mr. Robinson,  
Mr. Botsford,  
Mr. Wyer,  
Mr. Johnston,  
Mr. Peters,*

PRAYERS.

Pursuant to the Order of the Day, the following Bills were severally read a third time and passed :—

A Bill to provide for the Collection and Protection of the Revenue of the Province :

A Bill to provide for a Town Clock in Fredericton :

A Bill to alter and amend an Act relating to the Great Roads of Communication through the Province : and

A Bill to amend an Act for the amendment of the Charter of the City of Saint John.

ORDERED, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to these Bills without any amendment.

Pursuant to the Order of the Day, the Bill, intituled "An Act to amend the Law relating to the Registry of Deeds and other Instruments," was read a second time.

ORDERED, That the House be put into a Committee of the whole to-morrow, to take the said Bill into consideration.

The Honorable Mr. Chandler, by leave, presented a Petition from Robert Hay, George Porter, Aaron Yerxa, and one hundred and fifty one others, of Carleton, praying a Bill to authorize the Justices of the Peace for the County of Carleton to borrow a sum of money to erect Public Buildings may not pass into a Law.

ORDERED, That the said Petition be received and lie on the Table.

The

On motion—

The House was put into a Committee of the whole, to take into further consideration the Bill to authorize the Rector, Church Wardens and Vestry of Saint Mary's Church, in the Parish of Richibucto, to sell certain Lands granted to the said Corporation, and vest the proceeds in other Lands.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received, and that the said Bill be read a third time to-morrow.

On motion—

The House was put into a Committee of the whole, to take into further consideration the Bill to authorize the Justices of the Peace for the County of Carleton to raise by Loan a sum of money to enable them to erect a suitable Building for the safe keeping of the County Records.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone into further consideration of the said Bill, and recommended that the further consideration thereof be postponed for three months.

ORDERED, That the Report be received; and it was thereupon

RESOLVED, That the further consideration of the said Bill be postponed for three months.

A Message was brought from the Assembly by Mr. J. Earle, with a Bill to establish the Road leading from the lower end of Long Island, on the River Saint John, through the Jerusalem and Jackson Settlements, until it intersects the Gage Town Road, at Merritt's Bridge, as one of the Great Roads of this Province; to which they desire the concurrence of this House.

The said Bill was read a first time.

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

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into further consideration the Bill to establish the line of Road leading from the Court House in Woodstock, in the County of Carleton, through the Jacksontown and Williamstown Settlements, to the River de Chute, as laid out by Messieurs Brown and Hayward, one of the Great Roads in this Province.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone through the Bill, they had made certain amendments thereto, and recommended the Bill, as amended, to the adoption of the House.

ORDERED, That the Report be received.

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

At A expunge the remainder of the Section, and insert—"as a part of the Great Road leading from Fredericton to the Canada Line, in the stead of the Road now established as such, between Woodstock and the River de Chute.

"II. And be it enacted, That after the passing of this Act, so much of an Act made and passed in the seventh year of the Reign of His late Majesty King William the Fourth, intituled *An Act relating to the Great Roads of Communication through this Province*, as constitutes that part of the Road leading from Woodstock to River de Chute as part of the Great Road, shall be and the same is hereby repealed, any thing in the said recited Act to the contrary notwithstanding."

At B in the Title, expunge the words "as laid out by Messieurs Brown and Hayward."

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

ORDERED, That they be engrossed, and the Bill, as amended, be read a third time to-morrow.

On motion—

The House was put into a Committee of the whole, to take into further consideration the Bill in addition to an Act to extend the privilege of Solemnizing Marriage to all Ministers or Teachers of the several Religious Congregations in this Province.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone through the Bill, they had made certain amendments thereto, and recommended the Bill, as amended, to the adoption of the House.

ORDERED, That the Report be received.

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

At A insert a new Section, as follows:—

"IV. And be it enacted, That every Marriage to be solemnized under this Act shall be subject to all the provisions, and any person or persons concerned therein shall be subject to all the pains and penalties prescribed in and by the second, third and fourth Sections of an Act made and passed in the fourth year of the Reign of King William the Fourth, intituled *An Act to extend the privilege of Solemnizing Marriage to all Ministers or Teachers of the several Religious Congregations in this Province*, in the same manner and to the same extent in every respect as if such Marriage had taken place by a Minister regularly licenced to celebrate and solemnize Marriages under the authority of the Lieutenant Governor or Commander in Chief of this Province, as therein mentioned."

At B expunge "IV." and insert "V."

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

ORDERED, That they be engrossed, and the Bill, as amended, be read a third time to-morrow.

A Message was brought from the Assembly by Mr. Ritchie, with a Bill in amendment of and in addition to an Act, intituled "An Act to incorporate the South Bay Boom Company;" to which they desire the concurrence of this House.

The said Bill was read a first time.

ORDERED, That the twenty third Rule of this House be dispensed with, as regards this Bill, and that the same be read a second time.

The said Bill was read a second time.

ORDERED, That the said Bill be referred to the Select Committee appointed to examine and report upon all Bills relating to Corporations.

The Honorable Mr. Johnston, a Member of Her Majesty's Executive Council, by direction of His Excellency the Lieutenant Governor, lays before the House—

The Blue Book, made up for the Year 1846.

ORDERED, That it do lie on the Table.

On motion—

The House was put into a Committee of the whole, to take into consideration the Bill to provide for the necessities occasioned by the failure of the Potato and other Crops during the past year.

The Honorable Mr. Saunders took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received, and that the said Bill be read a third time to-morrow.

The Honorable Mr. Wyer, by leave, presented a Petition from John Wilson, and three other Justices of the Peace, of Charlotte County, praying a grant of money to improve the Public Wharf for Steam Boats landing at the Town of Saint Andrews.

ORDERED, That the said Petition be received and lie on the Table.

*Adjourned until To-morrow at 12 o'clock.*

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SATURDAY, 4th March, 1848.

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Saunders,  
Mr. Chandler,  
Mr. Kinnear,  
Mr. Peters,*

*Mr. Robinson,  
Mr. Botsford,  
Mr. Wyer,  
Mr. Minchin,  
Mr. Simonds.*

PRAYERS.

Pursuant to the Order of the Day, the following Bills, as amended, were severally read a third time and passed :—

A

A Bill in addition to an Act, intituled "An Act to extend the privilege of Solemnizing Marriage to all Ministers or Teachers of the several Religious Congregations in this Province:" and

A Bill to establish the line of Road leading from the Court House in Woodstock, in the County of Carleton, through the Jacksontown and Williamstown Settlements, to the River de Chute, as laid out by Messieurs Brown and Hayward, one of the Great Roads in this Province.

**ORDERED**, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to these Bills, with amendments, to which they desire the concurrence of the Assembly.

Pursuant to the Order of the Day, the following Bills were severally read a third time and passed:—

A Bill to authorize the Rector, Church Wardens and Vestry of Saint Mary's Church, in the Parish of Richibucto, to sell certain Lands granted to the said Corporation, and vest the proceeds in other Lands: and

A Bill to provide for the necessities occasioned by the failure of the Potato and other Crops during the past year.

**ORDERED**, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to these Bills without any amendment.

Pursuant to the Order of the Day, the Bill to establish the Road leading from the lower end of Long Island, on the River Saint John, through the Jerusalem and Jackson Settlements, until it intersects the Gagetown Road, at Merritt's Bridge, as one of the Great Roads of the Province, was read a second time.

**ORDERED**, That the House be put into a Committee of the whole on Monday next, to take the said Bill into consideration.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill, intituled "An Act to amend the Law relating to the Registry of Deeds and other Instruments."

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

**ORDERED**, That the Report be received, and that the Bill be engrossed and read a third time on Monday next.

On motion made and seconded—

**ORDERED**, That the following Bills be printed:—

A Bill to consolidate and amend the Laws relative to the administration of Justice in Criminal cases:

A Bill to consolidate and amend the Laws relative to Larceny and other offences connected therewith:

A Bill to consolidate and amend the Laws relative to offences against the person:

A Bill to consolidate and amend the Laws relative to malicious injuries to Property :  
and

A Bill to consolidate the Laws relative to the Crime of Forgery.

The Honorable Mr. Botsford, from the Select Committee appointed to examine and report upon all Bills relating to Corporations, presented further Reports.

ORDERED, That the Reports be received.

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

The Committee to whom were referred all Bills relating to Corporations, beg leave to report, that they have examined “ A Bill further to amend and continue the Act to incorporate the Fredericton Boom Company,” and have prepared certain amendments to the same, which they recommend to the favourable consideration of the House.

Respectfully submitted.

A. E. BOTSFORD, *Chairman.*

*Committee Room, 4th March, 1848.*

The Committee to whom were referred all Bills relating to Corporations, have had under their consideration “ A Bill in amendment of and in addition to an Act, intituled ‘ An Act to incorporate the South Bay Boom Company,’ ” and beg leave to report, that they have prepared certain amendments to the same, which they recommend to the favourable consideration of the House.

Respectfully submitted.

A. E. BOTSFORD, *Chairman.*

*Committee Room, 4th March, 1848.*

ORDERED, That the House be put into a Committee of the whole on Monday next, to take the said Bills, and the Reports of the Select Committee thereon, severally into consideration.

*Adjourned until Monday next at 12 o'clock.*

MONDAY, 6th March, 1848.

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Chandler,  
Mr. Kinnear,  
Mr. Peters,*

*Mr. Botsford,  
Mr. Wyer,  
Mr. Minchin,  
Mr. Simonds.*

PRAYERS.

Pursuant to the Order of the Day, the Bill, intituled “ An Act to amend the Law relating to the Registry of Deeds and other Instruments,” was read a third time and passed.

ORDERED, That the Title be—

An Act to amend the Law relating to the Registry of Deeds and other Instruments.

ORDERED, That the Master in Chancery do carry the said Bill down to the Assembly,  
and

and acquaint that House that the Legislative Council have passed this Bill, and desire the concurrence of the Assembly thereto.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill to establish the Road leading from the lower end of Long Island, on the River Saint John, through the Jerusalem and Jackson Settlements, until it intersects the Gagetown Road, at Merritt's Bridge, as one of the Great Roads of this Province.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone into consideration of the said Bill, and recommended that the further consideration thereof be postponed for three months.

ORDERED, That the Report be received ; and it was thereupon

RESOLVED, That the further consideration of the said Bill be postponed for three months.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill in amendment of and in addition to an Act, intituled "An Act to incorporate the South Bay Boom Company," and the Report of the Select Committee thereon.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received and leave granted.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill further to amend and continue the Act to incorporate the Fredericton Boom Company, and the Report of the Select Committee thereon.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received and leave granted.

A Message was brought from the Assembly by Mr. Woodward, with a Bill relating to the Trade between the British North American Possessions ; to which they desire the concurrence of this House.

The said Bill was read a first time.

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

The Honorable Mr. Wyer, by leave, presented a Petition from Henry Jones, John Robinson, Benjamin Good, and thirty other inhabitants of York County, praying a grant may pass to the Justices of the Peace of the County of Carleton to enable them to discharge the heavy debt incurred in consequence of the outrages committed in the County of Carleton in July last.

ORDERED, That the said Petition be received and lie on the Table.

*Adjourned until To-morrow at 12 o'clock.*



**TUESDAY, 7th March, 1848.**

**PRESENT :**

**THE HON.**

*Mr. Black, President.*

*Mr. Shore,  
Mr. Botsford,  
Mr. Wyer,  
Mr. Minchin,  
Mr. Simonds.*

*Mr. Robinson,  
Mr. Chandler,  
Mr. Kinnear,  
Mr. Peters,*

**PRAYERS.**

Pursuant to the Order of the Day, the Bill relating to the Trade between the British North American Possessions, was read a second time.

**ORDERED,** That the House be put into a Committee of the whole to-morrow, to take the said Bill into consideration.

A Message was brought from the Assembly by Mr. Jordan, that the Assembly had agreed to the amendments made by this House to the Bill for the incorporation of the Saint John Rural Cemetery Company ; and with the following Resolution :—

“ **RESOLVED,** That an humble and dutiful Address be presented to Her Most Gracious Majesty, praying that an early settlement of the Boundary between this Province and Canada may be effected by such means as to the Royal wisdom may seem meet ; and that the Honorable the Legislative Council be requested to join in such Address.”

On motion made and seconded—

**RESOLVED,** That this House do agree to the proposed Address to Her Most Gracious Majesty, praying that an early settlement of the Boundary between this Province and Canada may be effected.

**ORDERED,** That the Master in Chancery do go down to the Assembly and communicate this Resolution.

A Message was brought from the Assembly by Mr. Boyd, with a Bill to empower and authorize the Justices of the Peace for the County of Charlotte to Lease a certain piece of Common Land in the Parish of Saint Andrews, and to invest the proceeds towards the support of the Poor of the said Parish ; to which they desire the concurrence of this House.

The said Bill was read a first time.

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

A Message was brought from the Assembly by Mr. Wark, that the Assembly had agreed to the amendments made by this House to the Bill in addition to an Act, intituled “ Act to extend the privilege of Solemnizing Marriage to all Ministers or Teachers of the several Religious Congregations in this Province :” and with

A Bill imposing Duties for raising a Revenue ; to which they desire the concurrence of this House.

The said Bill was read a first time.

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

A

A Message was brought from the Assembly by the Honorable Mr. Baillie, with a Bill to amend an Act, intituled "An Act to authorize the granting of a Tract of Land as a Mill Reserve to the Honorable John Robertson;" to which they desire the concurrence of this House.

The said Bill was read a first time.

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

A Message was brought from the Assembly by Mr. Thomson, that the Assembly had agreed to the Bill sent down from this House, intituled "An Act to authorize and empower the Rector, Church Wardens and Vestry of Saint Thomas' Church, in the Parish of Saint James, in the County of Charlotte, to sell and convey certain Glebe and Church Lands in said Parish, and vest the proceeds in other Lands more productive."

*Adjourned until To-morrow at 1 o'clock.*

WEDNESDAY, 8th March, 1848.

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Botsford,  
Mr. Wyer,  
Mr. Minchin,  
Mr. Simonds.*

*Mr. Saunders,  
Mr. Chandler,  
Mr. Kinnear,  
Mr. Peters,*

PRAYERS.

Pursuant to the Order of the Day, the Bill imposing Duties for raising a Revenue, was read a second time.

ORDERED, That the House be put into a Committee of the whole to-morrow, to take the said Bill into consideration.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill relating to the Trade between the British North American Possessions.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received, and that the said Bill be read a third time to-morrow.

Pursuant to the Order of the Day, the Bill to amend an Act, intituled "An Act to authorize the granting of a Tract of Land as a Mill Reserve to the Honorable John Robertson," was read a second time.

ORDERED, That the twenty third Rule of this House be dispensed with, as regards this Bill, and that the House be put into a Committee of the whole presently, to take the said Bill into consideration.

The

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received, and that the said Bill be read a third time to-morrow.

Pursuant to the Order of the Day, the Bill to empower and authorize the Justices of the Peace for the County of Charlotte to Lease a certain piece of Common Land in the Parish of Saint Andrews, and to invest the proceeds towards the support of the Poor of the said Parish, was read a second time.

ORDERED, That the twenty third Rule of this House be dispensed with, as regards this Bill, and that the House be put into a Committee of the whole presently, to take the said Bill into consideration.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received.

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

At A in Section I. insert the words “ Provided always, that such Lease shall be made only to the Quebec and Saint Andrews Rail Road Company, for the purposes of such Rail Road.”

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

ORDERED, That it be engrossed, and the Bill, as amended, be read a third time to-morrow.

*Adjourned until To-morrow at 12 o'clock.*

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THURSDAY, 9th March, 1848.

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Botsford,  
Mr. Wyer,  
Mr. Kinnear,  
Mr. Peters,*

*Mr. Saunders,  
Mr. Chandler,  
Mr. Hatch,  
Mr. Minchin,  
Mr. Simonds.*

PRAYERS.

Pursuant to the Order of the Day, the Bill to empower and authorize the Justices of the Peace for the County of Charlotte to Lease a certain piece of Common Land in the Parish of Saint Andrews, and to invest the proceeds towards the support of the Poor of the said Parish, as amended, was read a third time and passed.

B\*

ORDERED

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

Pursuant to the Order of the Day, the following Bills were severally read a third time and passed :—

A Bill relating to the Trade between the British North American Possessions ; and  
A Bill to amend an Act, intituled “ An Act to authorize the granting of a Tract of Land as a Mill Reserve to the Honorable John Robertson.”

**ORDERED**, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to these Bills without any amendment.

A Message was brought from the Assembly by Mr. Brown, with a Bill to provide for the better payment of Petit Jurors attending the several Courts of Record in this Province ; to which they desire the concurrence of this House.

The said Bill was read a first time.

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

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill imposing Duties for raising a Revenue.

The Honorable Mr. Saunders took the Chair.

After some time the House resumed.

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

**ORDERED**, That the Report be received, and that the said Bill be read a third time to-morrow.

A Message was brought from the Assembly by Mr. Woodward, with a Bill to incorporate the New Brunswick Electric Telegraph Company ; to which they desire the concurrence of this House.

The said Bill was read a first time.

**ORDERED**, That the twenty third Rule of this House be dispensed with, as regards this Bill, and that the same be read a second time.

The said Bill was read a second time.

**ORDERED**, That the said Bill be referred to the Select Committee appointed to examine and report upon all Bills relating to Corporations.

The Honorable Mr. Botsford, by leave, presented to the House a Bill, intituled “ An Act to incorporate the Dorchester Temperance Hall and Mechanics’ Institute.”

The said Bill was read a first time.

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

The Honorable Mr. Chandler, a Member of Her Majesty’s Executive Council, by direction of His Excellency the Lieutenant Governor, lays before the House—

An Abstract, shewing the State of the Central Bank of New Brunswick on Monday the sixth day of March, 1848.

**ORDERED**, That the same do lie on the Table.

A Message was brought from the Assembly by Mr. Jordan, with a Bill in addition to the Acts relating to the Provincial Penitentiary; to which they desire the concurrence of this House: and

That the Honorable Mr. Hazen, Mr. L. A. Wilmot, Mr. End, and Mr. Barberie, are appointed a Committee on the part of the Assembly, to join such Committee as this House may appoint, to prepare the Address to Her Majesty upon the subject of the settlement of the Boundary Line with Canada.

ORDERED, That the Honorable Messieurs Botsford and Hatch be a Committee on the part of this House to prepare the Address.

ORDERED, That the Master in Chancery do go down to the Assembly, and communicate the appointment.

The said Bill was read a first time.

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

The Honorable Mr. Chandler, by leave, presented the following Petitions:—

A Petition from Robert Parker, Robert Bayard, William Reynolds, John V. Thurgar, and fifty other Pewholders and Communicants of Trinity Church, in the City of Saint John, praying this House will not sanction any Bill for the separation of the Section of the City South of Duke Street, and that the Parishioners therein, who earnestly desire it, may be allowed to enjoy their existing Parish connexion with Trinity Church: and

A Petition from the Saint Andrews and Quebec Rail Road Company, praying certain amendments in the Act incorporating the said Company, and in other Acts relating thereto.

ORDERED, That the said Petitions be received and lie on the Table.

*Adjourned until To-morrow at 12 o'clock.*

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FRIDAY, 10th March, 1848.

PRESENT:

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Chandler,  
Mr. Hatch,  
Mr. Minchin,  
Mr. Simonds.*

*Mr. Botsford,  
Mr. Wyer,  
Mr. Kinnear,  
Mr. Peters,*

PRAYERS.

Pursuant to the Order of the Day, the Bill imposing Duties for raising a Revenue, was read a third time and passed.

ORDERED, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to this Bill.

Pursuant to the Order of the Day, the Bill, intituled "An Act to incorporate the Dorchester Temperance Hall and Mechanics' Institute," was read a second time.

ORDERED.

**ORDERED**, That the House be put into a Committee of the whole to-morrow, to take the said Bill into consideration.

Pursuant to the Order of the Day, the Bill in addition to the Acts relating to the Provincial Penitentiary, was read a second time.

**ORDERED**, That the twenty third Rule of this House be dispensed with, as regards this Bill, and that the House be put into a Committee of the whole presently, to take the said Bill into consideration.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

**ORDERED**, That the Report be received and leave granted.

A Message was brought from the Assembly by Mr. Hayward, with Resolutions of Appropriation, dated the ninth day of March; to which they desire the concurrence of this House.

The said Resolutions were read a first time.

**ORDERED**, That they be referred to the Committee of the whole House upon Resolutions of Appropriation.

Pursuant to the Order of the Day, the Bill to provide for the better payment of Petit Jurors attending the several Courts of Record in this Province, was read a second time.

**ORDERED**, That the twenty third Rule of this House be dispensed with, as regards this Bill, and that the House be put into a Committee of the whole presently, to take the said Bill into consideration.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

**ORDERED**, That the Report be received, and that the said Bill be read a third time to-morrow.

The Honorable Mr. Botsford, from the Select Committee appointed to examine and report upon all Bills relating to Corporations, presented a further Report.

**ORDERED**, That the Report be received.

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

The Committee to whom were referred all Bills relating to Corporations, have examined "A Bill to incorporate the New Brunswick Electric Telegraph Company," and beg to report certain amendments to the said Bill, which they recommend to the favourable consideration of the House.

Respectfully submitted.

A. E. BOTSFORD, *Chairman*.

*Committee Room, 10th March, 1848.*

**ORDERED**

**ORDERED,** That the twenty third Rule of this House be dispensed with, as regards this Bill, and that the House be put into a Committee of the whole presently, to take the said Bill, and the Report of the Select Committee thereon, into consideration.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

**ORDERED,** That the Report be received.

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

At A in Section V. expunge the remainder of the Section, and insert as follows:—  
 “by three Arbitrators, one to be chosen by the said Corporation, their agents or servants, and one by the owner or owners, occupier or occupiers of the private or corporate property in question; which two Arbitrators, so chosen, shall choose a third Arbitrator; and in case the two first mentioned Arbitrators shall not agree in the choice of a third Arbitrator, then and in such case it shall and may be lawful for the Lieutenant Governor, or Administrator of the Government for the time being, upon application of the said Corporation, to appoint the third Arbitrator; and the award of the said Arbitrators, or of any two of them, shall be final and conclusive in the matters referred to them; and in case any of the said owners or occupiers of such corporate or private property shall decline making any such agreement, or appointing such Arbitrator, then and in every such case the said Corporation shall make application to the Supreme Court of this Province, or to any one of the Judges thereof, stating the grounds of such application, and such Court or Judge is hereby empowered and required from time to time, upon such application, to issue a writ or warrant, directed to the Sheriff of the County in which such lands lie; or in case of his being a party interested, then to any Coroner of such County, and in case of the said Sheriff and of the said Coroner being both interested, then to some person or persons who may be disinterested, commanding such Sheriff, Coroner, person or persons disinterested, as the case may be, to summon and empanel a Jury of twelve freeholders, within the said County, who may be altogether disinterested, which Jury, upon their oath, which oath, as well as the oaths to be taken by any person or persons who shall be called upon to give evidence in the matter, the Sheriff, Coroner, or person or persons summoning such Jury, is and are hereby empowered to administer, shall inquire, ascertain and assess the distinct sum or sums of money or annual rent to be paid as the amount of compensation and satisfaction for the damages that may and shall be sustained by such owner or owners, occupier or occupiers of such corporate or private property as aforesaid; and the inquisition, award or verdict of such Jury shall be returned and filed in the Office of the Clerk of the Pleas in the said Supreme Court, and shall be final and conclusive between the parties; which amount so assessed as aforesaid, and the costs and expenses of such proceedings, when taxed and allowed by the said Supreme Court, or one of the Judges thereof, shall be borne by the said Corporation, and shall be by them paid within thirty days after the said inquisition, award or verdict shall be filed as aforesaid.”

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

ORDERED, That it be engrossed, and the Bill, as amended, be read a third time to-morrow.

A Message was brought from the Assembly by Mr. Woodward, that the Assembly had agreed to the Bill sent down from this House, intituled "An Act to amend the Law relating to the Registry of Deeds and other Instruments."

*Adjourned until To-morrow at 12 o'clock.*

SATURDAY, 11th March, 1848.

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Chandler,  
Mr. Hatch,  
Mr. Minchin,  
Mr. Simonds.*

*Mr. Botsford,  
Mr. Wyer,  
Mr. Kinnear,  
Mr. Peters,*

PRAYERS.

Pursuant to the Order of the Day, the Bill to incorporate the New Brunswick Electric Telegraph Company, as amended, was read a third time and passed.

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

Pursuant to the Order of the Day, the Bill to provide for the better payment of Petit Jurors attending the several Courts of Record in this Province, was read a third time and passed.

ORDERED, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to this Bill without any amendment.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill, intituled "An Act to incorporate the Dorchester Temperance Hall and Mechanics' Institute."

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received, and that the Bill be engrossed and read a third time on Monday next.

On motion—

The House was put into a Committee of the whole, to take into further consideration Resolutions of Appropriation sent up from the Assembly.

The



The Honorable Mr. Shore took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone through the Resolutions of Appropriation, dated the ninth day of March, and recommended that the House should concur in the same, and asked leave to sit again.

ORDERED, That the Report be received and leave granted.

Whereupon the Resolutions of Appropriation, dated the ninth day of March, were concurred in by the House.

ORDERED, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to the said Resolutions of Appropriation.

A Message was brought from the Assembly by Mr. Cranney, with Resolutions of Appropriation, dated the tenth day of March instant, to which they desire the concurrence of this House.

The said Resolutions were read a first time.

ORDERED, That they be referred to the Committee of the whole House upon Resolutions of Appropriation.

The Honorable Mr. Minchin, by leave, presented a Petition from the Justices of the Peace of the County of York, praying the sum of twenty two pounds two shillings and six pence may be allowed them for expenses incurred in sending Prisoners from the said County to the Provincial Penitentiary.

ORDERED, That the said Petition be received and lie on the Table.

*Adjourned until Monday next at 12 o'clock.*

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MONDAY, 13th March, 1848.

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Botsford,  
Mr. Wyer,  
Mr. Kinneear,  
Mr. Peters,*

*Mr. Saunders,  
Mr. Chandler,  
Mr. Hatch,  
Mr. Minchin,  
Mr. Simonds.*

PRAYERS.

Pursuant to the Order of the Day, the Bill, intituled "An Act to incorporate the Dorchester Temperance Hall and Mechanics' Institute," was read a third time and passed.

ORDERED, That the Title be—

An Act to incorporate the Dorchester Temperance Hall and Mechanics' Institute.

ORDERED, That the Master in Chancery do carry the said Bill down to the Assembly, and acquaint that House that the Legislative Council have passed this Bill, and desire the concurrence of the Assembly thereto.

A

A Message was brought from the Assembly by Mr. Connell, with Resolutions of Appropriation, dated the eleventh day of March; to which they desire the concurrence of this House.

The said Resolutions were read a first time.

ORDERED, That they be referred to the Committee of the whole House upon Resolutions of Appropriation.

On motion made and seconded—

The House was put into a Committee of the whole, to go into consideration of the answer of the Lieutenant Governor to the Address of this House of the eleventh day of February last, enclosing an Extract of a Despatch from Earl Grey to Sir John Harvey, dated the thirty first day of March, 1847—No. 25.

The Honorable Mr. Saunders took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone into consideration of the same, they had made some progress therein, and asked leave to sit again to-morrow.

ORDERED, That the Report be received and leave granted.

The Honorable Mr. Simonds, by leave, presented the following Petitions :

A Petition from Donald Downie, praying an allowance for teaching a School in the Parish of Durham, in the County of Restigouche: and

A Petition from John M'Gregor, praying an allowance for teaching a School in the same County.

ORDERED, That the said Petitions be received and lie on the Table.

*Adjourned until To-morrow at 12 o'clock.*

TUESDAY, 14th March, 1848.

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Saunders,  
Mr. Chandler,  
Mr. Hatch,  
Mr. Johnston,  
Mr. Peters,*

*Mr. Botsford,  
Mr. Wyer,  
Mr. Kinneur,  
Mr. Minchin,  
Mr. Simonds.*

PRAYERS.

A Message was brought from the Assembly by Mr. Carman, that the Assembly had agreed to the Bill sent down from this House, intituled "An Act in addition to the Law relating to Juries," with an amendment, to which they desire the concurrence of this House: and with

A Bill to continue an Act to prevent the spread of a Disorder now existing in certain parts of the Counties of Gloucester and Northumberland; to which they desire the concurrence of this House.

The said last mentioned Bill was read a first time.

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

Pursuant

Pursuant to the Order of the Day, the House was put into a Committee of the whole to go into further consideration of the answer of the Lieutenant Governor to the Address of this House of the eleventh day of February last, enclosing an Extract of a Despatch from Earl Grey to Sir John Harvey, dated the thirty first day of March, 1847—No. 25.

The Honorable Mr. Saunders took the Chair.

After some time the House resumed.

The Chairman reported, that in the Committee the following Resolutions were moved:—

Whereas the copy of a Despatch from the Right Honorable Earl Grey, Her Majesty's Secretary of State for the Colonies, to His Excellency Sir John Harvey, the Lieutenant Governor of Nova Scotia, dated thirty first March, 1847, in which is contained the views of His Lordship on the system of conducting Public Affairs in the Administration of the Government of Nova Scotia, was laid before this House on the fourteenth day of February, with a verbal statement by a Member of the Government, made by command of His Excellency the Lieutenant Governor, that these views of Earl Grey do not merely relate to Nova Scotia, but are of general application in British North America: And Whereas it is highly expedient that this House should express their opinion of what are the views of Earl Grey, as explained in the said Despatch; therefore

**RESOLVED**, That in the opinion of this House, His Lordship does undoubtedly make the surrender, by the Assembly, to the Government, of the initiative in all measures relating to Revenue and Appropriation, the basis of all the changes which the said Despatch contemplates, and would, if thus construed and carried out, give stability to, and greatly improve the Constitution of this Colony, and would, moreover, make it as nearly analogous to the British Constitution, and Parliamentary Government, as the relative situations of the Parent State and this Colony, will at present admit.

**RESOLVED**, As the opinion of this House, that the Government of this Province cannot be faithfully and beneficially conducted, unless it acts consistently and impartially, and upon fixed and well understood principles, which cannot be expected or hoped for, if unchecked power is vested in a single individual, or in either Branch of the Legislature: The British Constitution has been preserved by a well adjusted balance of power, by which balance, the rights of the Crown and of the People are secured, and such balance of power is as essentially necessary in a Colony having a Legislature, as in the Parent State.

**RESOLVED**, As the opinion of this House, that the system of Government, as explained in the aforesaid Despatch, cannot be carried into effect, without providing adequate Pensions to those Public Officers who have faithfully discharged their duties, who did not accept their offices upon a political tenure, and who may be compelled to resign by the operation of the new principles of Government suggested in the said Despatch.

**RESOLVED**, As the opinion of this House, that if the Departmental System of Government is established in this Province, and the Assembly continue to exercise the sole right to initiate all measures of Revenue, Appropriation and General Policy, the elements of discord and agitation will be awakened to a most injurious extent, and a settled Government can no longer exist; the Government chiefly composed of Heads

of Departments, will be responsible to the Assembly for existence as a Government, and as Heads of Departments, without possessing even a shadow of power—without the means of incurring any real responsibility; and thus will be established this absolute responsibility to the Assembly, without that essential safeguard against extravagance and corruption, which, in the Parent State, mainly contributes to the safety of the Empire.

And they passed in the negative.

On the question that the Report be received, the House divided—

CONTENT.	NON-CONTENT.
Mr. Botsford,	Mr. Black,
Mr. Chandler,	Mr. Saunders,
Mr. Wyer,	Mr. Hatch,
Mr. Kinnear,	Mr. Simonds.
Mr. Johnston,	
Mr. Minchin,	
Mr. Peters.	

And so it passed in the affirmative.

*Adjourned until To-morrow at 12 o'clock.*

**WEDNESDAY, 15th March, 1848.**

**PRESENT :**

**THE HON.**

*Mr. Black, President.*

*Mr. Shore,  
Mr. Chandler,  
Mr. Hatch,  
Mr. Johnston,  
Mr. Peters,*

*Mr. Botsford,  
Mr. Wyer,  
Mr. Kinnear,  
Mr. Minchin,  
Mr. Simonds.*

**PRAYERS.**

Pursuant to the Order of the Day, the Bill to continue an Act to prevent the spread of a Disorder now existing in certain parts of the Counties of Gloucester and Northumberland, was read a second time.

**ORDERED,** That the House be put into a Committee of the whole to-morrow, to take the said Bill into consideration.

The House proceeded to take into consideration the amendment sent up from the Assembly to the Bill, intituled "An Act in addition to the Law relating to Juries."

The same was then read, as follows :—

At A near the close of the fourth Section, insert the words "or Coroner as the case may require."

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

**ORDERED**

**ORDERED**, That the Master in Chancery do go down to the Assembly, and acquaint that House thereof.

On motion—

The House was put into a Committee of the whole, to take into further consideration the Bill in addition to the Acts relating to the Provincial Penitentiary.

The Honorable Mr. Chandler took the Chair.

After some time the House resumed.

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

**ORDERED**, That the Report be received, and that the said Bill be read a third time to-morrow.

A Message was brought from the Assembly by Mr. Connell, with a Bill to enable the Justices of the Peace for the County of Carleton to pay certain expenses incurred in preserving the Peace in said County; to which they desire the concurrence of this House.

The said Bill was read a first time.

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

A Message was brought from the Assembly by Mr. Woodward, that the Assembly had agreed to the amendments made by this House to the Bill to incorporate the New Brunswick Electric Telegraph Company.

On motion—

The House was put into a Committee of the whole, to take into further consideration the Bill further to amend and continue the Act to incorporate the Fredericton Boom Company, and the Report of the Select Committee thereon.

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone through the Bill, they had made certain amendments thereto, and recommended the Bill, as amended, to the adoption of the House.

**ORDERED**, That the Report be received.

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

At A in Section I. expunge the word “of,” and insert the words “not exceeding.”

At B in Section III. expunge the word “ninth,” and insert the word “eighth.”

At C at end of Section VI. insert a new Section, as follows:—

“VII. And be it enacted, That it shall be the duty of the said Corporation, and they are hereby required every year during the continuance of this Act, while they keep up the Boom or Booms at the Company’s principal place of business below Fredericton, and carry on the business of collecting and picking up Timber therein, also to keep up a sufficient Boom at Crock’s Point for the purpose of preventing, as far as possible, Timber, Logs, Masts, Spars, and other Lumber, from floating down behind the Islands in the River Saint John, and such Boom to keep in a good and efficient state, with a sufficient number of men to protect and take care of the same, during

during the period the said Company shall or may collect Timber, Masts, Spars, and other Lumber, at their principal Boom below Fredericton."

At D expunge "VII." and insert "VIII."

At E in Section VII. insert the words "except such parts of the said recited Acts as are repealed by this Act."

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

ORDERED, That they be engrossed, and the Bill, as amended, be read a third time to-morrow.

On motion—

The House was put into a Committee of the whole, to take into further consideration the Bill in amendment of and in addition to an Act, intituled "An Act to incorporate the South Bay Boom Company," and the Report of the Select Committee thereon.

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone through the Bill, they had made certain amendments thereto, and recommended the Bill, as amended, to the adoption of the House.

ORDERED, That the Report be received.

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

At A in Section IV. expunge the Section, and alter the numbers of the remaining Sections accordingly.

At B in Section VII. expunge the words "rafts of."

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

ORDERED, That they be engrossed, and the Bill, as amended, be read a third time to-morrow.

A Message was brought from the Assembly by Mr. Vail, with Resolutions of Appropriation, dated the thirteenth day of March instant, to which they desire the concurrence of this House.

The said Resolutions were read a first time.

ORDERED, That they be referred to the Committee of the whole House upon Resolutions of Appropriation.

A Message was brought from the Assembly by Mr. Boyd, that the Assembly had agreed to the amendment made by this House to the Bill to empower and authorize the Justices of the Peace for the County of Charlotte to Lease a certain piece of Common Land in the Parish of Saint Andrews, and to invest the proceeds towards the support of the Poor of the said Parish.

The Honorable Mr. Chandler, by leave, presented a Petition from William Napier, praying to be remunerated for services performed by him in Gauging at the Port of Bathurst for the last four years.

ORDERED, That the said Petition be received and lie on the Table.

The

The Honorable Mr. Johnston, by leave, presented a Petition from Thomas Wetherall, praying an allowance for teaching a School in Queen's County.

ORDERED, That the said Petition be received and lie on the Table.

The Honorable Mr. Kinnear, by leave, presented a Petition from Asa Coy, Benjamin Wolhaupter, Joseph Gaynor, George J. Dibblee, and ninety one others, Magistrates and Inhabitants of Fredericton and other parts of the County of York, praying the Bill for erecting a Town Hall in Fredericton, may be passed by this House.

ORDERED, That the said Petition be received and lie on the Table.

*Adjourned until To-morrow at 12 o'clock.*

THURSDAY, 16th March, 1848.

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Chandler,  
Mr. Hatch,  
Mr. Johnston,  
Mr. Peters,*

*Mr. Botsford,  
Mr. Wyer,  
Mr. Kinnear,  
Mr. Minchin,  
Mr. Simonds.*

PRAYERS.

Pursuant to the Order of the Day, the following Bills, as amended, were severally read a third time and passed :—

A Bill further to amend and continue the Act to incorporate the Fredericton Boom Company : and

A Bill in amendment of and in addition to an Act, intituled "An Act to incorporate the South Bay Boom Company."

ORDERED, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to these Bills, with amendments, to which they desire the concurrence of the Assembly.

Pursuant to the Order of the Day, the Bill in addition to the Acts relating to the Provincial Penitentiary, was read a third time and passed.

ORDERED, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to this Bill without any amendment.

Pursuant to the Order of the Day, the Bill to enable the Justices of the Peace for the County of Carleton to pay certain expenses incurred in preserving the Peace in said County, was read a second time.

ORDERED, That the House be put into a Committee of the whole to-morrow, to take the said Bill into consideration.

A Message was brought from the Assembly by Mr. Jordan, with a Bill to amend an Act to provide for increasing the number of Special Constables in the City of Saint

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John,

John, and for appointing Special Constables in the City and County of Saint John; to which they desire the concurrence of this House.

The said Bill was read a first time.

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

On motion—

The House was put into a Committee of the whole, to take into further consideration Resolutions of Appropriation sent up from the Assembly.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone through the Resolutions of Appropriation, dated the tenth day of March, and recommended that the House should concur in the same.

That the Committee had gone into consideration of the Resolutions of Appropriation dated the eleventh and thirteenth days of March, they had made some progress therein, and asked leave to sit again.

ORDERED, That the Report be received and leave granted.

Whereupon the Resolutions of Appropriation, dated the tenth day of March, were concurred in by the House.

ORDERED, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to the Resolutions of Appropriation dated the tenth day of March.

A Message was brought from the Assembly by Mr. Woodward, with the following Bills, to which they desire the concurrence of this House :—

A Bill more effectually to provide for the support of a Nightly Watch and Day Police in that part of the City of Saint John lying on the Eastern side of the Harbour of Saint John, and for lighting the same, as also for other purposes : and

A Bill relating to Immigration, and the care and safe keeping of the Children and Property of deceased Emigrants.

The said Bills were severally read a first time.

ORDERED, That the said Bills be severally read a second time to-morrow.

*Adjourned until To-morrow at 12 o'clock.*

FRIDAY, 17th March, 1848.

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Chandler,  
Mr. Hatch,  
Mr. Johnston,  
Mr. Peters,*

*Mr. Botsford,  
Mr. Wyer,  
Mr. Kinnear,  
Mr. Minchin,  
Mr. Simonds.*

PRAYERS.



**PRAYERS.**

The Honorable Mr. Kinnear, by leave, presented a Petition from W. D. Hartt, Asa Coy, Thomas Pickard, Justices of the Peace, and one hundred and eighty two others, Rate payers and inhabitants of the City of Fredericton, praying a Bill now before the Legislature, to incorporate the City, may be allowed to pass.

**ORDERED,** That the said Petition be received and lie on the Table.

The Honorable Mr. Botsford, by leave, presented a Petition from Benjamin P. Griffith, Cornelius Connolly, Hezekiah Stoddart, and one hundred and thirty four other inhabitants of the County of Carleton, praying no Bill may pass for taxing the County until publicity is given to the same by being read in open Court.

**ORDERED,** That the said Petition be received and lie on the Table.

Pursuant to the Order of the Day, the following Bills were severally read a second time :—

A Bill to amend an Act to provide for increasing the number of Special Constables in the City of Saint John, and for appointing Special Constables in the City and County of Saint John :

A Bill more effectually to provide for the support of a Nightly Watch and Day Police in that part of the City of Saint John lying on the Eastern side of the Harbour of Saint John, and for lighting the same, as also for other purposes : and

A Bill relating to Immigration, and the care and safe keeping of the Children and Property of deceased Emigrants.

**ORDERED,** That the House be put into a Committee of the whole to-morrow, to take the said Bills severally into consideration.

A Message was brought from the Assembly by Mr. Hanington, that the Assembly had agreed to the Bill sent down from this House, intituled "An Act to incorporate the Dorchester Temperance Hall and Mechanics' Institute."

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill to enable the Justices of the Peace for the County of Carleton to pay certain expenses incurred in preserving the Peace in said County.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

**ORDERED,** That the Report be received, and that the said Bill be read a third time to-morrow.

A Message was brought from the Assembly by Mr. Fisher, with a Bill to continue and amend the Act to incorporate the Arestook Boom Company; to which they desire the concurrence of this House.

The said Bill was read a first time.

**ORDERED,** That the twenty third Rule of this House be dispensed with, as regards this Bill, and that the same be read a second time.

The said Bill was read a second time.

**ORDERED**

ORDERED, That the said Bill be referred to the Select Committee appointed to examine and report upon all Bills relating to Corporations.

The Honorable Mr. Chandler presented to the House a Bill, intituled "An Act in further amendment of the Law."

The said Bill was read a first time.

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

On motion—

The House was put into a Committee of the whole, to take into consideration the Bill to continue an Act to prevent the spread of a Disorder now existing in certain parts of the Counties of Gloucester and Northumberland.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received and leave granted.

*Adjourned until To-morrow at 12 o'clock.*

SATURDAY, 18th March, 1848.

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Botsford,  
Mr. Wyer,  
Mr. Kinnear,  
Mr. Minchin,  
Mr. Simonds.*

*Mr. Saunders,  
Mr. Chandler,  
Mr. Hatch,  
Mr. Johnston,  
Mr. Peters,*

PRAYERS.

Pursuant to the Order of the Day, the Bill to enable the Justices of the Peace for the County of Carleton to pay certain expenses incurred in preserving the Peace in said County, was read a third time and passed.

ORDERED, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to this Bill without any amendment.

Pursuant to the Order of the Day, the Bill, intituled "An Act in further amendment of the Law," was read a second time.

ORDERED, That the House be put into a Committee of the whole on Monday next, to take the said Bill into consideration.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill more effectually to provide for the support of a Nightly Watch and Day Police in that part of the City of Saint John lying on the  
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Eastern side of the Harbour of Saint John, and for lighting the same, as also for other purposes.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received and leave granted.

A Message was brought from the Assembly by Mr. Jordan, with Resolutions of Appropriation, dated the seventeenth day of March instant, to which they desire the concurrence of this House.

The said Resolutions were read a first time.

ORDERED, That they be referred to the Committee of the whole House upon Resolutions of Appropriation.

A Message was brought from the Assembly by Mr. Fisher, that the Assembly had agreed to the amendments made by this House to the Bill further to amend and continue the Act to incorporate the Fredericton Boom Company.

On motion—

The Bill, intituled “An Act relating to the appointment of Commissioners of Sewers in the Counties of Westmorland and Albert,” was read a second time.

ORDERED, That the twenty third Rule of this House be dispensed with, as regards this Bill, and that the House be put into a Committee of the whole presently, to take the said Bill into consideration.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received, and that the Bill be engrossed and read a third time on Monday next.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into further consideration the Bill to continue an Act to prevent the spread of a Disorder now existing in certain parts of the Counties of Gloucester and Northumberland.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received, and that the said Bill be read a third time on Monday next.

The Honorable Mr. Simonds, by leave, presented a Petition from George Camp, of Queen's County, praying the Pension allowed to James Appleby, an old Soldier, may be granted to him, for keeping the said Pensioner for seven months.

ORDERED, That the said Petition be received and lie on the Table.

*Adjourned until Monday next at 12 o'clock.*

MONDAY, 20th March, 1848.

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Boisford,  
Mr. Wyer,  
Mr. Kinnear,  
Mr. Minchin,  
Mr. Simonds.*

*Mr. Chandler,  
Mr. Hatch,  
Mr. Johnston,  
Mr. Peters,*

PRAYERS.

Pursuant to the Order of the Day, the Bill, intituled "An Act relating to the appointment of Commissioners of Sewers in the Counties of Westmorland and Albert," was read a third time and passed.

ORDERED, That the Title be—

An Act relating to the appointment of Commissioners of Sewers in the Counties of Westmorland and Albert.

ORDERED, That the Master in Chancery do carry the said Bill down to the Assembly, and acquaint that House that the Legislative Council have passed this Bill, and desire the concurrence of the Assembly thereto.

Pursuant to the Order of the Day, the Bill to continue an Act to prevent the spread of a Disorder now existing in certain parts of the Counties of Gloucester and Northumberland, was read a third time and passed.

ORDERED, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to this Bill without any amendment.

Pursuant to the Order of the Day, the Bill for the regulating of the Navigation of small Rivers and Streams, and the building of Dams across the same, in this Province, was read a second time.

ORDERED, That the House be put into a Committee of the whole to-morrow, to take the said Bill into consideration.

A Message was brought from the Assembly by Mr. Brown, with a Bill for the adjustment of claims upon certain purchasers of Crown Lands, and upon other persons who have given Bonds for Timber cut in excess and without Licence ; to which they desire the concurrence of this House.

The said Bill was read a first time.

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

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration a Bill, intituled "An Act in further amendment of the Law."

The Honorable Mr. Chandler took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received, and that the Bill be engrossed and read a third time to-morrow.

On

On motion—

The House was put into a Committee of the whole, to take into consideration the Bill relating to Immigration, and the care and safe keeping of the Children and Property of deceased Emigrants.

The Honorable Mr. Chandler took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received.

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

“Expunge the whole of the second Section, and alter the numbers of the remaining Sections.”

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

ORDERED, That it be engrossed, and the Bill, as amended, be read a third time to-morrow.

*Adjourned until To-morrow at 11 o'clock.*

TUESDAY, 21st March, 1848.

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Botsford,*

*Mr. Chandler,*

*Mr. Wyer,*

*Mr. Hatch,*

*Mr. Kinnear,*

*Mr. Johnston,*

*Mr. Minchin,*

*Mr. Peters,*

*Mr. Simonds.*

PRAYERS.

Pursuant to the Order of the Day, the Bill, intituled “An Act in further amendment of the Law,” was read a third time and passed.

ORDERED, That the Title be—

An Act in further amendment of the Law.

ORDERED, That the Master in Chancery do carry the said Bill down to the Assembly, and acquaint that House that the Legislative Council have passed this Bill, and desire the concurrence of the Assembly thereto.

Pursuant to the Order of the Day, the Bill relating to Immigration, and the care and safe keeping of the Children and Property of deceased Emigrants, as amended, was read a third time and passed.

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

A

A Message was brought from the Assembly by Mr. Fisher, with a Bill to incorporate the City of Fredericton; to which they desire the concurrence of this House.

The said Bill was read a first time.

ORDERED, That the twenty third Rule of this House be dispensed with, as regards this Bill, and that the same be read a second time.

The said Bill was read a second time.

ORDERED, That the said Bill be referred to the Select Committee appointed to examine and report upon all Bills relating to Corporations.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill for the regulating of the Navigation of small Rivers and Streams, and the building of Dams across the same, in this Province.

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received and leave granted.

A Message was brought from the Assembly by Mr. Ritchie, that the Assembly had agreed to the amendments made by this House to the Bill in amendment of and in addition to an Act, intituled "An Act to incorporate the South Bay Boom Company."

Pursuant to the Order of the Day, the Bill for the adjustment of claims upon certain purchasers of Crown Lands, and upon other persons who have given Bonds for Timber cut in excess or without Licence, was read a second time.

ORDERED, That the twenty third Rule of this House be dispensed with, as regards this Bill, and that the House be put into a Committee of the whole presently, to take the said Bill into consideration.

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received and leave granted.

A Message was brought from the Assembly by Mr. Woodward, with Resolutions of Appropriation, dated the eighteenth day of March; to which they desire the concurrence of this House.

The said Resolutions were read a first time.

ORDERED, That they be referred to the Committee of the whole House upon Resolutions of Appropriation.

On motion—

The House was put into a Committee of the whole, to take into further consideration the Bill more effectually to provide for the support of a Nightly Watch and Day Police in that part of the City of Saint John lying on the Eastern side of the Harbour of Saint John, and for lighting the same, as also for other purposes.

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

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

**ORDERED**, That the Report be received, and that the said Bill be read a third time to-morrow.

The Honorable Mr. Chandler presented to the House a Bill, intituled "An Act for altering the time for holding one of the Terms of the General Sessions of the Peace and Inferior Court of Common Pleas in the County of Westmorland."

The said Bill was read a first time.

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

On motion—

The House was put into a Committee of the whole, to take into consideration the Bill to consolidate and amend the Laws relative to the administration of Justice in Criminal Cases.

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone into consideration of the said Bill, and recommended that the further consideration thereof be postponed until the next Session of the Legislature.

**ORDERED**, That the Report be received; and it was thereupon

**RESOLVED**, That the further consideration of the said Bill be postponed until the next Session of the Legislature.

On motion—

The House was put into a Committee of the whole, to take into consideration the Bill to consolidate and amend the Laws relative to Larceny and other offences connected therewith.

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone into consideration of the said Bill, and recommended that the further consideration thereof be postponed until the next Session of the Legislature.

**ORDERED**, That the Report be received; and it was thereupon

**RESOLVED**, That the further consideration of the said Bill be postponed until the next Session of the Legislature.

On motion—

The House was put into a Committee of the whole, to take into consideration the Bill to consolidate and amend the Laws relative to Offences against the Person.

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone into consideration of the said Bill, and recommended that the further consideration thereof be postponed until the next Session of the Legislature.

**ORDERED**, That the Report be received; and it was thereupon

**RESOLVED**, That the further consideration of the said Bill be postponed until the next Session of the Legislature.

On motion—

The House was put into a Committee of the whole, to take into consideration the Bill to consolidate and amend the Laws relative to malicious injuries to Property.

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone into consideration of the said Bill, and recommended that the further consideration thereof be postponed until the next Session of the Legislature.

ORDERED, That the Report be received ; and it was thereupon

RESOLVED, That the further consideration of the said Bill be postponed until the next Session of the Legislature.

On motion—

The House was put into a Committee of the whole, to take into consideration the Bill to consolidate the Laws relative to the crime of Forgery.

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone into consideration of the said Bill, and recommended that the further consideration thereof be postponed until the next Session of the Legislature.

ORDERED, That the Report be received ; and it was thereupon

RESOLVED, That the further consideration of the said Bill be postponed until the next Session of the Legislature.

On motion—

The House was put into a Committee of the whole, to take into consideration the Bill to amend an Act to provide for increasing the number of Special Constables in the City of Saint John, and for appointing Special Constables in the City and County of Saint John.

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received, and that the said Bill be read a third time to-morrow.

*Adjourned until To-morrow at 12 o'clock.*

WEDNESDAY, 22d March, 1848.

PRESENT :

THE HON.

*Mr. Botsford,*

*Mr. Wyer,*

*Mr. Kinnear,*

*Mr. Minchin,*

*Mr. Simonds.*

*Mr. Black, President.*

*Mr. Chandler,*

*Mr. Hatch,*

*Mr. Johnston,*

*Mr. Peters,*

PRAYERS.



**PRAYERS.**

Pursuant to the Order of the Day, the following Bills were severally read a third time and passed :—

A Bill to amend an Act to provide for increasing the number of Special Constables in the City of Saint John, and for appointing Special Constables in the City and County of Saint John : and

A Bill more effectually to provide for the support of a Nightly Watch and Day Police in that part of the City of Saint John lying on the Eastern side of the Harbour of Saint John, and for lighting the same, as also for other purposes.

**ORDERED,** That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to these Bills without any amendment.

Pursuant to the Order of the Day, the Bill, intituled “ An Act for altering the time for holding one of the Terms of the General Sessions of the Peace and Inferior Court of Common Pleas in the County of Westmorland,” was read a second time.

**ORDERED,** That the House be put into a Committee of the whole to-morrow, to take the said Bill into consideration.

A Message was brought from the Assembly by Mr. Jordan, with a Bill for establishing and maintaining a Police Force in the Parish of Portland, in the City and County of Saint John ;” to which they desire the concurrence of this House.

The said Bill was read a first time.

**ORDERED,** That the twenty third Rule of this House be dispensed with, as regards this Bill, and that the same be read a second time.

The said Bill was read a second time.

**ORDERED,** That the House be put into a Committee of the whole to-morrow, to take the said Bill into consideration.

On motion—

The House was put into a Committee of the whole, to take into further consideration Resolutions of Appropriation sent up from the Assembly.

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone through the Resolutions of Appropriation, dated the eleventh, thirteenth, seventeenth and eighteenth days of March, and recommended that the House should concur in the same, with an exception, which the Committee recommended should not be concurred in, and asked leave to sit again.

**ORDERED,** That the Report be received and leave granted.

Whereupon the Resolutions of Appropriation, dated the eleventh, thirteenth, seventeenth and eighteenth days of March, were concurred in by the House, with the exception of the grant—

To Thomas Wetherall the sum of twenty pounds for teaching a School in the Parish of Johnston, in Queen's County, a period of eighteen months ending on the twentieth day of January, one thousand eight hundred and forty eight.

**ORDERED**

**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 Resolutions of Appropriation, with the exception before entered.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into further consideration the Bill for the regulating of the Navigation of small Rivers and Streams, and the building of Dams across the same, in this Province.

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone through the Bill, they had made certain amendments thereto, and recommended the Bill, as amended, to the adoption of the House.

**ORDERED**, That the Report be received.

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

At A in Section I. insert the words “ proceed to investigate the same, giving the party or parties interested an opportunity of stating their objections to such contemplated Sluiceway ; and if, upon such investigation, they should determine to adopt the suggestions of the said Report, then and in such case the said Justices shall.”

At B insert the words “ good and sufficient.”

At C expunge the words “ of the width of — feet.”

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

**ORDERED**, That they be engrossed, and the Bill, as amended, be read a third time to-morrow.

A Message was brought from the Assembly by Mr. Street, with a Bill to regulate the importation of Books, and to protect the British Author ; to which they desire the concurrence of this House.

The said Bill was read a first time.

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

A Message was brought from the Assembly by Mr. J. Earle, with Resolutions of Appropriation, dated the twenty first day of March ; to which they desire the concurrence of this House.

The said Resolutions were read a first time.

**ORDERED**, That they be referred to the Committee of the whole House upon Resolutions of Appropriation.

On motion—

The House was put into a Committee of the whole, to take into further consideration Resolutions of Appropriation.

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone through the Resolutions of Appropriation, dated the twenty first day of March, and recommended that the House should concur in the same, with the exception of the following Grants :—

To

To Hugh Copely, of the Parish of Saint George, Schoolmaster, the sum of twenty pounds to remunerate him for teaching a School in said Parish for one year ending the twentieth day of January last :

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of three hundred and fifty pounds in payment of the balance due Francis Elliot for the erection of a Bridge over Bathurst Basin, in the County of Gloucester, including allowance for extra work in raising the height of the Bridge, in full of all demands for principal, interest and extra work for and on account of said Bridge, and as a final settlement of the transaction ;

Which the Committee recommend should not be concurred in.

The Chairman further reported, that in the Committee, on the question, whether the last entered Grant be concurred in, the Committee divided—

## CONTENT.

Mr. Saunders,  
Mr. Botsford,  
Mr. Wyer,  
Mr. Peters,  
Mr. Simonds.

## NON-CONTENT.

Mr. Black,  
Mr. Chandler,  
Mr. Hatch,  
Mr. Kinnear,  
Mr. Johnston,  
Mr. Minchin.

And so it passed in the negative.

The Chairman further reported, that he was directed by the Committee to ask leave to sit again.

ORDERED, That the Report be received and leave granted.

Whereupon the Resolutions of Appropriation, dated the twenty first day of March, were concurred in, with the exceptions before entered.

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 Resolutions, with the exceptions before entered.

*Adjourned until To-morrow at 11 o'clock.*

THURSDAY, 23d March, 1848.

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Chandler,  
Mr. Hatch,  
Mr. Johnston,  
Mr. Peters,*

*Mr. Botsford,  
Mr. Wyer,  
Mr. Kinnear,  
Mr. Minchin,  
Mr. Simonds.*

PRAYERS.

Pursuant to the Order of the Day, the Bill for the regulating of the Navigation of small Rivers and Streams, and the building of Dams across the same, in this Province, as amended, was read a third time and passed. ORDERED

**ORDERED,** That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to this Bill, with certain amendments, to which they desire the concurrence of the Assembly.

Pursuant to the Order of the Day, the Bill to regulate the importation of Books, and to protect the British Author, was read a second time.

**ORDERED,** That the House be put into a Committee of the whole to-morrow, to take the said Bill into consideration.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill, intituled "An Act for altering the time for holding one of the Terms of the General Sessions of the Peace and Inferior Court of Common Pleas for the County of Westmorland."

The Honorable Mr. Chandler took the Chair.

After some time the House resumed.

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

**ORDERED,** That the Report be received, and that the Bill be engrossed, and read a third time to-morrow.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill for establishing and maintaining a Police Force in the Parish of Portland, in the City and County of Saint John.

The Honorable Mr. Chandler took the Chair.

After some time the House resumed.

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

**ORDERED,** That the Report be received, and that the said Bill be read a third time to-morrow.

A Message was brought from the Assembly by Mr. Vail, with a Bill to incorporate the King's County Central Agricultural Society: and with

Resolutions of Appropriation, dated the twenty second day of March; to which they desire the concurrence of this House.

The said Bill and Resolutions of Appropriation were severally read a first time.

**ORDERED,** That the Resolutions be referred to the Committee of the whole House upon Resolutions of Appropriation; and

That the twenty third Rule of this House be dispensed with, as regards the said Bill, and that the same be read a second time.

The said Bill was read a second time.

**ORDERED,** That the said Bill be referred to the Select Committee appointed to examine and report upon all Bills relating to Corporations.

On motion—

The House was put into a Committee of the whole, to take into further consideration Resolutions of Appropriation sent up from the Assembly.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone through the Resolutions of Appropriation, dated the twenty second day of March, and recommended that the House should concur in the same, and asked leave to sit again.

**ORDERED**, That the Report be received and leave granted.

Whereupon the Resolutions of Appropriation, dated the twenty second day of March, were concurred in by the House.

**ORDERED**, That the Master in Chancery do go down to the Assembly, and acquaint that House thereof.

A Message was brought from the Assembly by Mr. Woodward, that the Assembly had agreed to the amendment made by this House to the Bill relating to Immigration, and the care and safe keeping of the Children and Property of deceased Emigrants :

And with the following Bills, to which the Assembly desire the concurrence of this House :—

A Bill for the imposition of Duties on certain Goods imported under the Act of Parliament relating to the British Possessions abroad, and remaining in Warehouse from and after the first day of April next : and

A Bill to authorize the Justices of the Peace for the City and County of Saint John to levy an assessment for the payment of expenses incurred in the preservation of the Public Peace in the Parish of Portland, and with lighting a part of the said Parish with Gas.

The said Bills were severally read a first time.

**ORDERED**, That the said last mentioned Bill be read a second time to-morrow ; and

That the twenty third Rule of this House be dispensed with, as regards the said first entered Bill, and that the said Bill be read a second time.

The said Bill was read a second time.

**ORDERED**, That the House be put into a Committee of the whole to-morrow, to take the said Bill into consideration.

The Honorable Mr. Johnston, a Member of Her Majesty's Executive Council, by direction of His Excellency the Lieutenant Governor, lays before the House—

A Return of the State of the Central Fire Insurance Company on the seventh day of March, 1847.

**ORDERED**, That it lie on the Table.

The Honorable Mr. Johnston, by leave, presented the following Petitions :—

A Petition from LeBaron Drury, Sheriff of King's County, praying for an additional allowance to cover the expenses of the late Election for that County :

A Petition from John M'Killigan, a Schoolmaster, praying an allowance for teaching a School in King's County : and

A Petition from John A. Boyer, praying an allowance for teaching a School in the same County.

**ORDERED**, That the said Petitions be received and lie on the Table.

The Honorable Mr. Hatch, by leave, presented the following Petitions:—

A Petition from Thomas Quinn, of Charlotte County, praying remuneration for teaching a School in the Parish of Saint Patrick: and

A Petition from Josephus Moore, of Charlotte County, praying that an Act may pass for the relief of certain Land purchasers, similar to a Bill passed in the House of Assembly during the last Session.

ORDERED, That the said Petitions be received and lie on the Table.

The Honorable Mr. Botsford, by leave, presented a Petition from Patrick King, praying an allowance for conveying Mails between the Bend of Petitcodiac and Amherst.

ORDERED, That the said Petition be received and lie on the Table.

*Adjourned until To-morrow at 11 o'clock.*

FRIDAY, 24th March, 1848.

PRESENT:

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Chandler,  
Mr. Hatch,  
Mr. Johnston,  
Mr. Peters,*

*Mr. Botsford,  
Mr. Wyer,  
Mr. Kinnear,  
Mr. Minchin,  
Mr. Simonds.*

PRAYERS.

Pursuant to the Order of the Day, the Bill, intituled "An Act for altering the time for holding one of the Terms of the Court of General Sessions of the Peace and Inferior Court of Common Pleas in the County of Westmorland," was read a third time and passed.

ORDERED, That the Title be—

An Act for altering the time for holding one of the Terms of the Court of General Sessions of the Peace and Inferior Court of Common Pleas in the County of Westmorland.

ORDERED, That the Master in Chancery do carry the said Bill down to the Assembly, and acquaint that House that the Legislative Council have passed this Bill, and desire the concurrence of the Assembly thereto.

Pursuant to the Order of the Day, the Bill for establishing and maintaining a Police Force in the Parish of Portland, in the City and County of Saint John, was read a third time and passed.

ORDERED, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to this Bill without any amendment.

Pursuant to the Order of the Day, the Bill to authorize the Justices of the Peace for the City and County of Saint John to levy an assessment for the payment of expenses

expenses incurred in the preservation of the Public Peace in the Parish of Portland, and in lighting a part of the said Parish with Gas, was read a second time.

ORDERED, That the House be put into a Committee of the whole to-morrow, to take the said Bill into consideration.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill to regulate the importation of Books, and to protect the British Author.

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received and leave granted.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill for the imposition of Duties on certain Goods imported under the Act of Parliament relating to the British Possessions abroad, and remaining in Warehouse from and after the first day of April next.

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received, and that the said Bill be read a third time to-morrow.

On motion—

The House was put into a Committee of the whole, to take into further consideration the Bill for the adjustment of claims upon certain purchasers of Crown Lands, and upon other persons who have given Bonds for Timber cut in excess or without Licence.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received and leave granted.

A Message was brought from the Assembly by Mr. Taylor, with a Bill to revive, continue and amend the Act for the establishment of Boards of Health in this Province; to which they desire the concurrence of this House.

The said Bill was read a first time.

ORDERED, That the twenty third Rule of this House be dispensed with, as regards this Bill, and that the same be read a second time.

The said Bill was read a second time.

ORDERED, That the House be put into a Committee of the whole to-morrow, to take the said Bill into consideration.

The Honorable Mr. Botsford, from the Select Committee appointed to examine and report upon all Bills relating to Corporations, presented a further Report.

ORDERED, That the Report be received.

The

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

The Committee to whom were referred all Bills relating to Corporations, beg leave to report, that they have examined “A Bill to incorporate the King’s County Central Agricultural Society,” and recommend the same, without amendment, to the adoption of the House.

Respectfully submitted.

A. E. BOTSFORD, *Chairman.*

*Committee Room, 24th March, 1848.*

ORDERED, That the House be put into a Committee of the whole to-morrow, to take the said Bill, and the Report of the Select Committee thereon, into consideration.

A Message was brought from the Assembly by Mr. Steves, with Resolutions of Appropriation, dated the twenty third day of March ; to which they desire the concurrence of this House.

The said Resolutions were read a first time.

ORDERED, That they be referred to the Committee of the whole House upon Resolutions of Appropriation.

On motion—

The House was put into a Committee of the whole, to take into further consideration Resolutions of Appropriation sent up from the Assembly.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone through the Resolutions of Appropriation, dated the twenty third day of March, and recommended that the House should concur in the same, and asked leave to sit again.

ORDERED, That the Report be received and leave granted.

Whereupon the Resolutions of Appropriation, dated the twenty third day of March, were concurred in by the House.

ORDERED, That the Master in Chancery do go down to the Assembly, and acquaint that House thereof.

*Adjourned until To-morrow at 12 o'clock.*

SATURDAY, 25th March, 1848.

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Botsford,  
Mr. Wyer,  
Mr. Kinnear,  
Mr. Minchin,  
Mr. Simonds.*

*Mr. Saunders,  
Mr. Chandler,  
Mr. Hatch,  
Mr. Johnston,  
Mr. Peters,*

PRAYERS.



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**PRAYERS.**

Pursuant to the Order of the Day, the Bill for the imposition of Duties on certain Goods imported under the Act of Parliament relating to the British Possessions abroad, and remaining in Warehouse from and after the first day of April next, was read a third time and passed.

**ORDERED,** That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to this Bill without any amendment.

A Message was brought from the Assembly by Mr. Vail, that the Assembly had concurred in the amendments made by this House to the Bill for the regulating of the Navigation of small Rivers and Streams, and the building of Dams across the same, in this Province.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill to authorize the Justices of the Peace for the City and County of Saint John to levy an assessment for the payment of expenses incurred in the preservation of the Public Peace in the Parish of Portland, and in lighting a part of the said Parish with Gas.

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

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

**ORDERED,** That the Report be received, and that the said Bill be read a third time.

The said Bill was read a third time and passed.

**ORDERED,** That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to this Bill without any amendment.

A Message was brought from the Assembly by Mr. Boyd, with a Bill in addition to and amendment of an Act further to amend and extend the provisions of an Act, intituled "An Act to incorporate the Saint Andrews and Quebec Rail Road Company;" to which they desire the concurrence of this House.

The said Bill was read a first time.

**ORDERED,** That the twenty third Rule of this House be dispensed with, as regards this Bill, and that the same be read a second time.

The said Bill was read a second time.

**ORDERED,** That the said Bill be referred to the Select Committee appointed to examine and report upon all Bills relating to Corporations.

A Message was brought from the Assembly by Mr. Fisher, that the Assembly had agreed to the Bill sent down from this House, intituled "An Act in further amendment of the Law."

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill to incorporate the King's County Central Agricultural Society, and the Report of the Select Committee thereon.

The

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received, and 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 to take into further consideration the Bill for the adjustment of claims upon certain purchasers of Crown Lands, and upon other persons who have given Bonds for Timber cut in excess or without Licence.

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone through the Bill, they had made certain amendments thereto, and recommended the Bill, as amended, to the adoption of the House.

ORDERED, That the Report be received.

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

At A in Section I. expunge the Section, and insert as follows :—

“ Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That in all cases of sales of Crown Lands between the first day of January 1833, and the thirty first day of December 1837, to individuals, in parcels exceeding five hundred acres, upon which one or more instalments have been paid, and where the Lands so sold and purchased have since been relinquished by the purchaser or purchasers, or parties interested, and where any such purchaser or purchasers, his or their assignees or legal representatives, may apply by Petition for a compensation in Lands for the amount of instalments actually paid, at the original price agreed on for the same, it shall and may be lawful to and for the Lieutenant Governor or Administrator of the Government for the time being, to direct an inquiry to be made of the claims of each and every such petitioner or petitioners; and if it shall be made to appear that any of the said parties petitioning have an equitable claim to consideration, by reason of the amount actually paid on such purchase, then and in such case it shall and may be lawful to and for the Lieutenant Governor or Administrator of the Government for the time being, by and with the advice of the Executive Council, to order and direct a Grant of Crown Lands to issue to such individual or individuals, of so many acres as the instalments so paid as aforesaid would amount to, at the original price bid for the Lands by them severally purchased as aforesaid; all cost of Survey of the Lands so to be granted, and all other expenses, to be first paid by the party to whom such Grants are directed to be issued; such Survey to be made under the direction of the Surveyor General: Provided always, that such Grants shall be made of portions of the Land originally purchased where the same shall be vacant, and where any part of such Lands are not vacant then of such Lands as may be selected by the individual to whom such Grant is intended to be made; and provided also, that all just allowances for Timber cut off the said Lands or otherwise, be first deducted from the amount for which such Grant shall be made.”

At

At B in Section II. expunge the words "Commissioners hereafter named, or any two of them," and insert the words "the Lieutenant Governor or Administrator of the Government for the time being, by and with the advice of the Executive Council."

At C expunge the remainder of the Section, and insert the words "if it shall be so determined."

At D expunge the third, fourth, fifth, sixth and seventh Sections, and alter the numbers of the remaining Sections.

At E in the Title, expunge the word "upon," and insert the word "of."

At F in the Title, expunge the word "upon," and insert the word "of."

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

ORDERED, That they be engrossed, and the Bill, as amended, 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 to take into consideration the Bill to revive, continue and amend the Act for the establishment of Boards of Health in this Province.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone through the Bill, they had made certain amendments thereto, and recommended the Bill, as amended, to the adoption of the House.

ORDERED, That the Report be received.

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

At A in Section I. insert the words "and regulation."

At B insert the words "the several Counties of."

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

ORDERED, That they be engrossed, and the Bill, as amended, be read a third time this day.

The Honorable Mr. Botsford, from the Select Committee appointed to examine and report upon all Bills relating to Corporations, presented a further Report.

ORDERED, That the Report be received.

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

The Committee to whom were referred all Bills relating to Corporations, have had under consideration "A Bill to incorporate the City of Fredericton," and beg leave to report, that they have examined certain Petitions, numerously signed, for and against the Bill, and that it contains several additional Sections which were not attached to it when read in Sessions; and on the whole, your Committee recommend that the same should be considered by the House in Committee of the whole, when it can be determined whether the Bill should be printed, and the further consideration postponed to the next Session of the Legislature.

Respectfully submitted.

A. E. BOTSFORD, *Chairman.*

*Committee Room, 25th March, 1848.*

ORDERED

ORDERED, That the twenty third Rule of this House be dispensed with, as regards this Bill, and that the House be put into a Committee of the whole presently, to take the said Bill, and the Report of the Select Committee thereon, into consideration.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received, and that the said Bill be read a third time. The said Bill was read a third time and passed.

ORDERED, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to this Bill without any amendment.

Pursuant to the Order of the Day, the Bill to revive, continue and amend the Act for the establishment of Boards of Health in this Province, as amended, was read a third time and passed.

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

RESOLVED, That a Select Committee of three Members be appointed to investigate the Contingent Accounts of this House for the present Session.

ORDERED, That the Honorable Messieurs Botsford, Hatch, and Johnston, do compose the Committee.

The Honorable Mr. Simonds, by leave, presented a Petition from Dugald Stewart, to be reimbursed for money transmitted by him as Deputy Treasurer, through the Post Office, to the Treasurer at Saint John, and which amount, so transmitted, is supposed to have been embezzled at the Post Office.

ORDERED, That the said Petition be received and lie on the Table.

*Adjourned until Monday next at 11 o'clock.*

MONDAY, 21th March, 1848.

PRESENT :

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Botsford,  
Mr. Wyer,  
Mr. Kinneear,  
Mr. Peters,*

*Mr. Saunders,  
Mr. Chandler,  
Mr. Hatch,  
Mr. Johnston,  
Mr. Simonds.*

PRAYERS.

Pursuant to the Order of the Day, the Bill for the adjustment of claims upon certain purchasers of Crown Lands, and upon other persons who have given Bonds for Timber cut in excess or without Licence, as amended, was read a third time and passed.

ORDERED

**ORDERED**, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to this Bill, with amendments, to which they desire the concurrence of the Assembly.

Pursuant to the Order of the Day, the Bill to incorporate the King's County Central Agricultural Society, was read a third time and passed.

**ORDERED**, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to this Bill without any amendment.

The Honorable Mr. Botsford, from the Select Committee appointed to examine and report upon all Bills relating to Corporations, presented a further Report.

**ORDERED**, That the Report be received.

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

The Committee to whom were referred all Bills relating to Corporations, have examined "A Bill in addition to and amendment of an Act further to amend and extend the provisions of an Act, intituled 'An Act to incorporate the Saint Andrews and Quebec Rail Road Company,'" and report, that they have prepared an amendment to the same, which they recommend to the adoption of the House.

Respectfully submitted.

A. E. BOTSFORD, *Chairman.*

*Committee Room, 27th March, 1848.*

**ORDERED**, That the twenty third Rule of this House be dispensed with, as regards this Bill, and that the House be put into a Committee of the whole presently, to take the said Bill, and the Report of the Select Committee thereon, into consideration.

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone through the Bill, they had made certain amendments thereto, and recommended the Bill, as amended, to the adoption of the House.

**ORDERED**, That the Report be received.

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

At A in Section I. insert the words "now in force or."

At B in Section IV. expunge the word "hundred," and insert the word "thousand."

At C expunge the word "hundred," and insert the word "thousand."

At D expunge the word "hundred," and insert the word "thousand."

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

**ORDERED**, That they be engrossed, and the Bill, as amended, be read a third time this day.

Pursuant to the Order of the Day, the said Bill, as amended, was read a third time and passed.

**ORDERED**, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to this Bill, with amendments, to which they desire the concurrence of the Assembly. A

A Message was brought from the Assembly by Mr. J. Earle, with Resolutions of Appropriation, dated the twenty fifth day of March; to which they desire the concurrence of this House.

The said Resolutions were read a first time.

**ORDERED,** That they be referred to the Committee of the whole House upon Resolutions of Appropriation.

On motion—

The House was put into a Committee of the whole, to take into further consideration Resolutions of Appropriation sent up from the Assembly.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone into consideration of the Resolutions of Appropriation, dated the twenty fifth day of March, they had made some progress therein, and asked leave to sit again to-morrow.

**ORDERED,** That the Report be received and leave granted.

On motion—

The House was put into a Committee of the whole, to take into further consideration the Bill to regulate the importation of Books, and to protect the British Author.

The Honorable Mr. Botsford took the Chair.

After some time the House resumed.

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

**ORDERED,** That the Report be received, and that the said Bill be read a third time.

The said Bill was read a third time and passed.

**ORDERED,** That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to this Bill without any amendment.

A Message was brought from the Assembly by Mr. Boyd, with a Bill to extend the provisions of an Act, intituled "An Act to facilitate the making of a Rail Road from Saint Andrews, in the County of Charlotte, to Woodstock, in the County of Carleton, and Branches thereof;" to which they desire the concurrence of this House.

The said Bill was read a first time.

**ORDERED,** That the twenty third Rule of this House be dispensed with, as regards this Bill, and that the same be read a second time.

The said Bill was read a second time.

**ORDERED,** That the House be put into a Committee of the whole to-morrow, to take the said Bill into consideration.

A Message was brought from the Assembly by Mr. R. D. Wilmot, with a Bill for the encouragement of the Fisheries of this Province; to which they desire the concurrence of this House.

The said Bill was read a first time.

**ORDERED,** That the twenty third Rule of this House be dispensed with, as regards this Bill, and that the same be read a second time.

The said Bill was read a second time.

**ORDERED**

**ORDERED**, That the House be put into a Committee of the whole to-morrow, to take the said Bill into consideration.

A Message was brought from the Assembly by Mr. Taylor, with Resolutions of Appropriation, dated the twenty seventh day of March; to which they desire the concurrence of this House.

The said Resolutions were read a first time.

**ORDERED**, That they be referred to the Committee of the whole House upon Resolutions of Appropriation.

*Adjourned until To-morrow at 10 o'clock.*

**TUESDAY, 28th March, 1848.**

**PRESENT :**

**THE HON.**

*Mr. Black, President.*

*Mr. Shore,  
Mr. Botsford,  
Mr. Wyer,  
Mr. Kinnear,*

*Mr. Saunders,  
Mr. Chandler,  
Mr. Hatch,  
Mr. Johnston.*

**PRAYERS.**

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill to extend the provisions of an Act, intituled "An Act to facilitate the making of a Rail Road from Saint Andrews, in the County of Charlotte, to Woodstock, in the County of Carleton, and Branches thereof."

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

**ORDERED**, That the Report be received, and that the said Bill be read a third time.

The said Bill was read a third time and passed.

**ORDERED**, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to this Bill without any amendment.

A Message was brought from the Assembly by Mr. Brown, that the Assembly had agreed to the amendments made by this House to the Bill in addition to and amendment of an Act further to amend and extend the provisions of an Act, intituled "An Act to incorporate the Saint Andrews and Quebec Rail Road Company."

A Message was brought from the Assembly by Mr. Steves, that the Assembly had agreed to the amendment made by this House to the Bill to revive, continue and amend the Act for the establishment of Boards of Health in this Province: and

With Resolutions of Appropriation, dated the twenty seventh day of March; to which they desire the concurrence of this House.

The said Resolutions were read a first time.

K\*

**ORDERED**

**ORDERED**, That they be referred to the Committee of the whole House upon Resolutions of Appropriation.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into consideration the Bill for the encouragement of the Fisheries of this Province.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

**ORDERED**, That the Report be received and leave granted.

On motion—

The House was put into a Committee of the whole, to take into further consideration Resolutions of Appropriation sent up from the Assembly.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone through the Resolutions of Appropriation, dated the twenty fifth and twenty seventh days of March, and recommended that the House should concur in the same, with exceptions, and asked leave to sit again.

**ORDERED**, That the Report be received and leave granted.

Whereupon the said Resolutions of Appropriation were concurred in by the House, with the following exceptions :—

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one hundred pounds, in aid of individual subscription, towards the erection of a Wharf and Public Landing Place at Campbelton, opposite the Metis Road, in the County of Restigouche :

To James Vernon, of Saint John, the sum of one hundred and fifty pounds eight shillings and eight pence to compensate him for certain damages sustained on account of the Title of the Crown to certain Lands granted to him having proved defective ; agreeably to the Report of a Select Committee made during the last Session :

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of fifty pounds to aid in completing the Public Wharf at Woodstock, in the County of Carleton :

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of forty pounds ; one half thereof to be expended in blowing Rocks and making a Towing Path at the Great Falls of the Upsalquitch River, and the other half for the like purpose at the Little Falls :

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of twenty five pounds towards the support of a School established in Tracadie, County of Gloucester, under the tuition of Francis Xavier LeFrance, to be in full to the first day of May next :

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of fifty pounds, in aid of individual subscription, to build a Wharf at the Public Landing above the Grand Falls :



To James Johnston the sum of ten pounds for having taught a School in the Parish of Newcastle, in the County of Northumberland, for six months ending on the fourth day of November last :

To Benjamin Babb, of Saint James, in the County of Charlotte, the sum of twenty pounds to remunerate him for teaching a School in that Parish for one year ending on the first day of January, 1848 :

To Dennis F. Butler, of Fredericton, the sum of ten pounds to remunerate him for teaching a School in Saint Stephen for six months ending in the year 1846 :

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of two hundred pounds towards the erection of Ferry Landings and Approaches in the Parish of Lancaster, County of Saint John, at the place where the new Steam Boat is to ply between Indian Town and Lovett's Point, in the said Parish of Lancaster :

To John Walsh the sum of forty pounds for having taught a School at Saint John for two years ending the first day of February, 1848 :

To Isaac Woodward, of Saint John, the sum of thirty pounds for his services as acting Emigrant Officer at Saint John during the absence of the Emigrant Officer in England :

To the Postmaster General the sum of twenty pounds to enable him to establish a semi-weekly Mail between Saint John and Quaco :

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of one hundred pounds for deepening and improving the Canal between South Bay and the River Saint John, in the County of Saint John.

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 Resolutions of Appropriation, with the exceptions before entered.

A Message was brought from the Assembly by Mr. Taylor, with Resolutions of Appropriation, dated the twenty eighth day of March ; to which they desire the concurrence of this House.

The said Resolutions were read a first time.

ORDERED, That they be referred to the Committee of the whole House upon Resolutions of Appropriation.

On motion—

The House was put into a Committee of the whole, to take into further consideration Resolutions of Appropriation sent up from the Assembly.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone through the Resolutions of Appropriation, dated the twenty eight day of March, and recommended that the House should concur in the same, with certain exceptions, which the Committee recommend should not be concurred in, and asked leave to sit again.

ORDERED, That the Report be received and leave granted.

Whereupon the Resolutions of Appropriation, dated the twenty eighth day of March, were concurred in by the House, with the exception of the following Grants :

To

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of twenty five pounds, in aid of individual subscription, towards building a Public Wharf at Hampton Ferry ; the same not to be drawn from the Treasury until it shall be satisfactorily certified to His Excellency in Council, that a similar amount has been raised by subscription and *bona fide* paid towards this object :

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of fifty pounds, in aid of contributions from the Fredericton Road Fund, to improve the Ferry Landing from Fredericton, at Phoenix Square, in connection with the Great Road to Miramichi :

To His Excellency the Lieutenant Governor or Administrator of the Government for the time being, the sum of thirty pounds, in aid of individual subscription, to pay a Courier between Cape Tormentine and Shediac, via Shemogue.

ORDERED, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to the said Resolutions of Appropriation, with the exceptions before entered.

A Message was brought from the Assembly by Mr. Brown, with a Bill to provide for opening and repairing Roads and erecting Bridges throughout the Province ; to which they desire the concurrence of this House.

The said Bill was read a first time.

ORDERED, That the twenty third Rule of this House be dispensed with, as regards this Bill, and that the same be read a second time.

The said Bill was read a second time.

ORDERED, That the twenty third Rule of this House be dispensed with, as regards this Bill, and that the House be put into a Committee of the whole presently, to take the said Bill, into consideration.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received, and that the said Bill be read a third time presently.

The said Bill was read a third time and passed.

ORDERED, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to this Bill without any amendment.

Pursuant to the Order of the Day, the House was put into a Committee of the whole to take into further consideration the Bill for the encouragement of the Fisheries of this Province.

The Honorable Mr. Saunders took the Chair.

After some time the House resumed.

The Chairman reported, that the Committee had gone into further consideration of the said Bill, and recommended that the further consideration thereof be postponed for three months.

Upon

Upon the question, that the Report be received, the House divided—

## CONTENT.

Mr. Shore,  
Mr. Botsford,  
Mr. Chandler,  
Mr. Kinnear,  
Mr. Johnston.

## NON-CONTENT.

Mr. Black,  
Mr. Saunders,  
Mr. Wyer,  
Mr. Hatch.

And so it passed in the affirmative; and it was thereupon

**RESOLVED**, That the further consideration of the said Bill be postponed for three months.

The Honorable Mr. Chandler, a Member of Her Majesty's Executive Council, by direction of His Excellency the Lieutenant Governor, lays before the House the following Documents:—

(Copy)

*Downing Street, 24th February, 1848.*

SIR,—I have the honor to transmit for your information and guidance, the accompanying copies of two Letters addressed to this Department by desire of the Lords' Commissioners of the Treasury, on the subject of the Customs' Establishment which it will be necessary to maintain in those of Her Majesty's Colonies in which the Legislatures have availed themselves of the power given by the Imperial Act 9 and 10 Vict. cap. 94, for the repeal of the Differential Duties on Foreign Goods.

I have to instruct you to bring this subject under the consideration of your Executive Council, with a view to the adoption of such measures as may be advisable for carrying the intentions of Her Majesty's government into effect, as far as these relate to the Colony under your government.

You will not fail to notice the suggestions offered by the Lords of the Treasury, that the Officers about to be appointed at the Out-Stations should be afforded all practicable accommodation in the Buildings occupied by the Provincial Revenue Officers, and also that provision should be made for the payment of the Salaries and expenses of the present Customs' Establishment from Colonial Funds, as may be necessary for the adjustment of the Accounts connected with the repealed Duties.

I have, &c.

(Signed)

GREY.

Lieut. Governor Sir W. Colebrooke, &c. &c. &c.

(Copy)

*Treasury Chambers, 4th January, 1848.*

SIR,—I am commanded by the Lords' Commissioners of Her Majesty's Treasury to transmit to you a copy of their Lordships' Minute of the 24th ultimo, upon the subject of the Customs' Establishments to be maintained in the Islands of Saint Vincent, Saint Lucia, and Prince Edward, upon the repeal of the Import Duties levied under the British Possessions' Act, with copy of a Memorandum shewing the principal duties which the Officers of the Imperial Customs will now have to perform, and of an abstract of the Laws for regulating the Trade of the British Possessions abroad, in order that they may be submitted to Earl Grey for His Lordship's information, with respect to the directions which it has appeared to the Lords' Commissioners to be advisable to give for the reduction of the Customs' Establishments in the Colonies, in which the Legislative authorities have availed themselves of the powers given by the Imperial Act of 9 and 10 Victoria, cap. 94, for the repeal of the differential Duties on Foreign Goods, and with a view to provide at the same time for the due execution of the other services with which the Officers under the Board of Customs will be charged in those Colonies.

Adverting to that part of the Communication which the Lords' Commissioners have directed to be made to the Commissioners of Customs, (by their Minute, of which a copy is annexed,) upon the subject of the information to be furnished to the Comptrollers by the Officers employed in the collection of the Colonial Duties, their Lordships desire me to request that you will move Earl Grey to convey such Instructions to the Officers in charge of the Governments of those Colonies, in which the new

arrangements are to be carried into effect, as will, in consideration of the entire relief of such Colonies from all further charge in respect of the Imperial Customs' Establishments, make it imperative upon the Colonial receivers of Duties, and all other Colonial Officers, to furnish the Comptrollers about to be appointed, with all such Returns, copies of Documents, or other information, as may be necessary for the compilation of Accounts and Returns required by the Imperial Government, or by Parliament.

With respect to the Saint Vincent Tonnage Duty, as the object for which it was originally imposed will now cease, the Lords' Commissioners suggest that it might be left for the Local Legislature to determine whether the collection of it should be discontinued or not.

I am, &c.

(Signed)

C. TREVELYAN.

Benjamin Hawes, Esquire.

*Copy of Treasury Minute, dated the 24th December, 1847.*

My Lords have before them the Report from the Commissioners of Customs, No. 1560, dated the 16th September last, transmitting a Schedule of the existing Customs' Establishments in the Islands of Saint Lucia, Saint Vincent, and Prince Edward, with a statement of the Establishment, which will, in their opinion, be sufficient, when the several Colonial enactments repealing the Duties of Customs collected under the provisions of the Imperial Act of 8 and 9 Vict. cap. 93, shall come into operation in those Islands.

My Lords have also before them the Report, No. 1739, dated the 25th October last, setting forth that the Royal Assent to the Colonial Act repealing the Imperial Duties of Customs in Prince Edward Island, was proclaimed on the 28th September, 1847, from which day the collection of those Duties would cease, and no funds, consequently, would be available from that period for defraying the Salaries of the Officers on the Establishment, or of the incidental expenses thereof.

The Commissioners detail the instructions which they have issued for the guidance of their Officers until further orders, and solicit early directions upon the subject generally, especially as to the mode in which the expenses of the Department, not only at Prince Edward Island, but at Saint Lucia and Saint Vincent, are to be defrayed, and the Officers (who will become redundant) to be disposed of.

My Lords have also before them the further Report, No. 1841, dated the 13th November, 1847, setting forth that the Ordinance of the Government of Saint Lucia, repealing the Duties collected under the Imperial Act of 8 and 9 Vict. cap. 93, came into operation on the 27th of last September, and that neither the services of the Collector of Customs at Saint Lucia, nor those of any of the Officers of the Imperial Customs' Establishment, would be required in aid of the collection of the Colonial Revenue of that Island.

My Lords have also before them the several Orders in Council of the 10th of August last, signifying Her Majesty's assent to the Acts passed by the Legislatures of Saint Lucia, Prince Edward Island, and Saint Vincent, pursuant to the provisions of the Act of the Imperial Parliament of 9 and 10 Vict. cap. 94, for the repeal of the Import Duties levied in those Colonies respectively, under the authority of the Imperial Act for regulating the Trade of the British Possessions abroad.

My Lords also refer to the statements submitted in the Report of the Commissioners of Customs of the 22d May last, of the various functions which will remain to be executed by the Officers under their direction in the Colonies, irrespective of the collection of the above mentioned Import Duties, and notwithstanding their repeal.

My Lords concur in the suggestions of the Commissioners of Customs, that for the performance of these functions, an Officer, with due authority from the Commissioners, should be stationed in each Colony, with the designation of "Comptroller of Customs and Navigation Laws," and that it should be the duty of this Officer to attend to the due observance of all provisions of the Imperial Laws relating to the intercourse of Foreign Shipping—to the importation of Foreign Goods—to the Registry of British Shipping—to the Returns of all Vessels entering inwards and outwards, whether British or Foreign, and to the issue of any requisite Certificates of Clearance and of origin of produce, or otherwise, in order to the admission of goods either into the United Kingdom or to other British Possessions; also to prepare and transmit the various periodical Returns relating to Navigation and Trade required for

for the information of Parliament; also to see that the provisions of the Passengers' Act, and of the Act relating to Merchant Seamen, are duly conformed to; and to perform any duties assigned to the Officers of Customs under the Slave Trade Abolition Act, or which have been otherwise devolved on those Officers, except as regards collection of the repealed Import Duties.

Although my Lords conceive that a very material portion of the occupation of the Officers to be retained in the Colonies to which the provisions of the Act before mentioned of 9 and 10 Vict. apply, will have reference to the privileges and relaxations of the Law accorded on the application, and for the convenience of Traders in the Colonies, by the establishment of Free Ports, and the arrangements for Free Warehousing; they are, nevertheless, prepared to authorize the payment out of the general Revenue of Customs, of such charges for maintaining these Officers as may not be defrayed from monies accruing to the Crown at the several stations, and to dispense with further contribution for this purpose from the Colonial Funds, except where the Officers are employed under Colonial Laws for the collection of Colonial Duties, or for other local objects.

But at the same time, in authorizing this arrangement, as regards existing Free Ports, my Lords deem it necessary to observe, that in the event of any further extension of these privileges being applied for under the present state of the Law, it will be incumbent on the Colonial Governments to provide for the expense of any additional assistance to the Comptrolling Officer that such extension may render necessary.

My Lords presuming that the Colonial Acts for the repeal of the Possessions' Act Duties will have come into operation at Saint Vincent, as well as at Prince Edward Island and Saint Lucia, have had under consideration the arrangements required for carrying the intentions above signified into effect, and are pleased to authorize the appointment, at those Stations, of the following Officers, in lieu of the Officers under the Board of Customs, heretofore employed there, viz:—

*For the Island of Saint Lucia.*

One Comptroller of Customs and Navigation Laws,	...	...	...	£250
One Clerk and Searcher,	...	...	...	150

*At Prince Edward Island.*

One Comptroller of Customs and Navigation Laws,	...	...	...	£250
One Clerk and Searcher,	...	...	...	150

*At Saint Vincent.*

One Comptroller of Customs and Navigation Laws,	...	...	...	£300
One Clerk and Searcher,	...	...	...	150

Transmit copy of the foregoing Minute to the Commissioners of Customs, desiring, with reference thereto, that they will select, without delay, either from the Establishments of their Department in the above mentioned Islands, or from those in any neighbouring Colonies in which steps have been taken for the repeal of the Possessions' Act Duties, such parties, being already in the receipt of Salaries equivalent to the rates it is now proposed to assign to the new Officers before specified, (of Comptrollers and Clerks) as they may consider duly qualified to fill the same, submitting their names for my Lords' approval; and that they will furnish such Officers with all necessary instructions for their guidance, as regards the duties which will now devolve on them.

Further desire the Commissioners will recall all other Officers of their Establishment at the three Stations in question, and that they will report to my Lords as regards such of them as may not be engaged or retained in the service of the Colonial Governments, what title the parties may have to superannuation, or to redundant allowance, or gratuity on the reduction of their several offices. Likewise state that my Lords will be prepared to authorize the payment out of the General Revenue of the Customs, of any balances of Salary which may become due to the reduced Officers, after the period at which the collection of the Possessions' Act Duties shall have ceased, and all accounts and other business relating to them shall have been settled, which the provisions heretofore made for meeting the expenses of the Department at each of the respective Stations may not furnish the means of

Further

Further acquaint the Commissioners that my Lords will move Her Majesty's Secretary of State to convey such instructions to the Governors of those Colonies to which the Comptrollers of Navigation Laws may be appointed, as will insure these Officers being furnished by the Officers employed in the collection of Colonial Duties, with any information or assistance which may be necessary for the compilation of the Returns they are required to make out, or for the due performance of the other services intrusted to them.

Also acquaint the Commissioners that my Lords will request the Secretary of State to apprise the Officer in charge of the Government of Saint Vincent, that on the reduction of the Customs' Establishment, the Colonial Tonnage Duty can no longer be collected by the Officers of that Department, in order that such other provision may be made in that respect as the Colonial Legislature may think fit.

#### APPENDIX A.

##### *Memorandum of the Laws for regulating the Trade of the British Possessions abroad.*

The Act by which the Trade of the British Possessions in North America or the West Indies, and the Mauritius, is more immediately regulated, is the 8th and 9th Vict., cap. 93, intituled "An Act to regulate the Trade of the British Possessions abroad;" certain provisions of the Navigation Act of the 8th and 9th Vict., cap. 88, as well as of the Registry Act of the 8th and 9th Vict., cap. 89, also apply to those Possessions; and the Act for the general regulation of the Customs of the United Kingdom, of the 8th and 9th Vict., cap. 86, immediately bears on the said Possessions, inasmuch as the latter Act requires, that in various instances goods shall be accompanied to this country by Certificates and other Documents, to be granted by the Officers of Customs, who have been appointed for the purpose of carrying into effect the British Possessions Act of 8 and 9 Vict., cap. 93.

In the event of the Duties of Customs imposed by the last mentioned Act being abolished, it will be necessary to consider in what manner the duties at present performed by the Officers of Customs for Imperial purposes shall in future be executed; and it may be proper, therefore, in the first instance, for the sake of perspicuity, to classify under separate and distinct heads, the principle objects contemplated to be attained by the Act of 8 and 9 Vict., cap. 93.

First.—The powers of the Crown. The Queen is empowered to issue Orders in Council for regulating the Trade and Commerce of the British Possessions on or near the Continent of Europe, or within the Mediterranean Sea, or in Africa, or within the limits of the East India Company's Charter, excepting the Possessions of the said Company.

The Crown has the power of appointing Free Ports, i. e. of declaring what Ports are free to carry on Trade with Foreign Countries.

The Crown has the sole power of declaring, by Order in Council, the Ships of what Foreign Countries are entitled to the privileges of the Navigation Act, whereby they are permitted, under certain restrictions, to Trade with the British Possessions.

The Crown, by Order in Council, can exempt certain articles from Duty.

The Crown is empowered, by Order in Council, to constitute Free Ports to be Warehousing Ports.

These several Orders emanating from the Crown, are now enforced in North America and the West Indies, by the Imperial Officers of Customs.

The second object contemplated by the Act of 8 and 9 Vict., cap. 93, is the levying and imposing the Duties of Customs. Upon those Duties ceasing, the Officers employed in collecting them would not be required for that special purpose.

The third object contemplated, may be divided into three heads—

1st.—The prescribed regulations for the entering of Vessels and goods inwards and outwards:

2d.—The prescribed regulations in regard to the Internal Trade of British North America; and the

3d.—Lays down the Warehousing regulations.

Under any circumstances it is apprehended that the regulations contained under heads 2d and 3d, would

would be carried into effect by the Colonial Officers, except so far as enforcing the provisions of the Navigation Law at the Ports of Quebec and Montreal.

With respect to the first head, if it is intended for the purpose of enforcing the Navigation Act, the Registry Act, and other Imperial Acts, as well as of compiling Statistical Statements of Trade and Revenue, to employ Imperial Officers, they must be furnished with the Ship's Report Inwards and Outwards, as well as the Bills of Entries for Goods, as at present.

The fourth object contemplates and provides for the granting of various Certificates, to be furnished by the Imperial Officers, to be produced in this Country and in the British Possessions abroad, upon the arrival of Vessels and Goods, to entitle them to certain advantages.

The twenty second and twenty third Sections of the Act require that all Vessels clearing from the Colonies, shall, under certain pains and penalties, carry a Certificate of Clearance.

And the fourth and thirty sixth Sections of the Regulation Act of the 8th and 9th Vict. cap. 86, requires that the Manifest to be produced in this Country shall be certified by the Imperial Officers of Customs in the Colonies, and enacts, that no Goods coming from the Colonies shall be deemed to be such, or entitled to any advantage, unless accompanied by Certificate of Clearance.

The twenty fourth, twenty fifth and twenty sixth Sections of the British Possessions' Act of 8 and 9 Vict. cap. 93, enacts that Vessels laden with Timber coming from North America, with Deck Loads, shall be accompanied by certain Certificates from the Clearing Officers, under certain penalties recoverable in the United Kingdom.

The twenty seventh Section of the same Act, and the fourteenth Section of the Duty Act of 8 and 9 Vict. cap. 90, requires that the produce of the State of Maine, coming down the Saint John, shall be accompanied by special Certificates of Clearance, in order to entitle such produce to be deemed, upon arrival in any part of Her Majesty's Dominions, to be the produce of New Brunswick.

The twenty eighth Section of the British Possessions' Act provides that Ships cleared from Newfoundland, or from any part of Her Majesty's Dominions for the Fisheries of Newfoundland, the Master, upon being furnished with a special Certificate from the Port of Clearance, shall be exempt from Entry or Clearance from any Custom House in Newfoundland during the Fishing Season.

The forty first Section enacts, that before Sugar, Coffee, Cocoa, or Spirits, can be exported from the West Indies, proof must be given that they are the produce of the particular Island, whereupon the Collector is required to grant a Certificate of Production; and under the thirty eighth Section of the Regulation Act of the 8th and 9th Vict. cap. 86, the Certificate of Production must be produced in the United Kingdom to enable articles to be entered as British produce.

The fifth object contemplated, is to create jurisdiction for hearing causes and enforcing penalties.

Most of the clauses under this head prescribe the mode to be observed in suing for penalties and obtaining condemnation of Goods smuggled into the Colonies. When Duties cease, many, if not most, of the clauses, would, to a certain extent, be inoperative.

The sixth object contemplated, embraces matters of a miscellaneous nature.

The thirty eighth Section of the British Possessions' Act enacts, that Goods imported from the United Kingdom, must be accompanied by Cockets.

The Regulation Act requires that the Cocket shall be taken out in the United Kingdom.

The thirty ninth Section enacts, that no Goods upon importation into the British Possessions, can be deemed to be the produce of the United Kingdom or a British Possession, unless imported from the United Kingdom or a British Possession.

The seventh object contemplated by the British Possessions' Act, is to prohibit and restrict the importation of certain Goods.

The sixth Section sets forth a Table of Prohibitions and Restrictions.

The ninth Section prohibits the importation of Books, wherein Copy Right subsists.

The tenth Section prohibits the importation of Goods of Foreign manufacture with British marks.

In order to carry these prohibitory clauses into effect, it will be necessary that an examination to a certain extent must be made, as at present, by the Imperial Officers of Customs, although there would be no Imperial Duty to collect.

The eighth object is to prescribe the powers and jurisdiction of the Commissioners of Customs.

The seventeenth Section of the Act prescribes the mode and manner in which Monies and Duties should be levied; and places them under the management of the Commissioners of Customs; and the

The thirtieth Section empowers the Commissioners of Customs to declare Trade between neighbouring Colonies, a Coasting Trade.

The Navigation Act of 8 and 9 Vict. cap. 88, imposes at present many duties upon the Imperial Officers of Customs.

1st.—They must see that the Foreign Ship can legally trade with the British Possessions:

2nd.—They must take care that no Goods prohibited by Law of Navigation shall be imported:

3rd.—They must take care that Foreign Ships shall not carry Goods from one British Possession to another:

4th.—They must ascertain that British Ships are duly navigated:

5th.—That Foreign Ships are of the prescribed legal build, and that they are all duly navigated:

6th.—They must take care that British Ships are navigated by a British born Master and Seaman, in the manner prescribed by Law:

7th.—They must take care that no British registered Ship shall be suffered to depart unless duly navigated.

The Sections in the British Possessions' Act of 8 and 9 Vict. cap. 93, adverted to in No. 5, prescribes the mode of suing for penalties incurred under the Navigation Act.

If the Imperial Officers are to continue to administer the Navigation Law in all its details, they must have the Ships' Reports, and every other relative Document, to enable them to proceed in their examination, as at present.

The Registry Act of 8 and 9 Vict. cap. 89, imposes many most important duties upon the Imperial Officers of Customs, and for which adequate provision must be made, with the view of the due enforcement of its provisions.

The penalties and forfeitures incurred under the Registry Act must be sued for and recovered in the same manner as for breaches of the Navigation Act.

The Passengers' Act imposes many and special duties upon the Imperial Officers of Customs.

The Corn Law Acts require the production in the United Kingdom of certain Certificates, to be granted by the Officers of the Imperial Customs, in the Colonies.

The Merchant Seamen's Act of the 7th and 8th Vict. cap. 112, imposes many important duties upon the Officers of Customs in the Colonies.

The Slave Trade Laws also impose certain duties on Officers of Imperial Customs in the British Possessions abroad.

## B.

*Memorandum shewing the principal duties which the Comptroller of Customs and Navigation Laws, and the Officers acting under his orders, in Nova Scotia, would have to execute under the present proposition.*

1st.—The enforcement of the provisions of the Navigation Laws, which restrict the exportation of Goods from the United Kingdom to the British Possessions, and the carrying of Goods from one British Possession to another, or from one part of such Possession to another part thereof, to British Vessels, and also confines the importation of Goods into such Possessions in Foreign Vessels to the produce of the Countries to which such Foreign Vessels may belong.

The Navigation Law defines the qualifications which constitute a British and a Foreign Vessel respectively, to which the Officers would have to direct their attention.

2nd.—To issue certificates of Registry to all British built Vessels, owned at the respective Ports; seeing that the provisions of the Act are first duly complied with;—To record the Bills of Sale for and Mortgages on such Vessels;—To endorse on the Certificates all changes of the Masters thereof, and



and record the name of the Vessel to be registered at the Port; and if not there registered, to give notice of the change to the proper Officers; and in certain cases to cancel Certificates of British Registry;—To make quarterly Returns of all these several particulars to the Registrar General of Shipping, in London.

3rd.—To furnish that Officer with the Names, Country and Tonnage of all Vessels entering inwards and outwards—the places from which they arrive, or to which they depart—the names of the Masters—the number of men employed in navigating each Vessel—and, in the case of British Vessels, the Port at which each Vessel is registered, with the year and number of the Certificate.

4thly.—The enforcement of the various provisions of the Act regulating the Trade of the British Possessions' abroad, as respects the importation of Goods, and places not "Free Ports."

Also as respects Goods imported in Foreign Vessels under the several Orders in Council, which permit certain Foreign Countries only to trade with such Possessions;—To see that the prohibitions and restrictions in respect to Goods, are duly observed;—To issue Certificates of Clearance to all Vessels departing from the Port, whether laden or in ballast; and if laden, to certify in such Clearance, whether the Goods be the produce of the Province of Nova Scotia or of any other British Possession, or of the United Kingdom, in order to entitle such Goods to the privileges attached to those characters when imported into any other British Possession, or into the United Kingdom;—And in case of Goods cleared from the United Kingdom, to certify the Manifest agreeably to the fourth Section of 8 and 9 Vict. cap. 86.

To receive Declarations and issue special Certificates in respect to certain Goods upon their exportation to the United Kingdom, or to any British Possession.

To grant Certificates as to Deck Loads.

5thly.—To receive Declarations and issue special Certificates in respect to Corn.

6thly.—To make the following Quarterly Returns to the Inspector General of Imports and Exports:

A.—The total number and tonnage of all Vessels arriving from each Country,—the number of men employed in navigating them,—distinguishing British Vessels from Foreign:

B.—The quantities and value of all Goods imported in British Vessels,—such Goods arranged in alphabetical order,—and the Return divided into Sections, to shew the Countries from which they are imported:

C.—A similar Return of Goods imported in Foreign Ships:

D.—A Return of the number and tonnage of Vessels outwards:

E.—The quantities and value of Goods exported in British Vessels:

F.—A similar Return of Goods exported in Foreign Vessels.

Returns D. E. and F., to correspond with the particulars required in A. B. and C.

7thly.—To compile the Returns of Tonnage, and of Imports and Exports, for the Blue Book, which is annually laid before Parliament.

8thly.—To see that the provisions of the Passengers' Act are duly observed.

9thly.—To take care that the Act relating to the Merchant Seamen be duly observed.

10thly.—The Officers of Customs are also required to perform some important duties under the Consolidated Slave Trade Abolition Act.

(Copy)

Treasury Chambers, 19th February, 1848.

SIR,—I am commanded by the Lords' Commissioners of Her Majesty's Treasury to acquaint you, for the information of Earl Grey, that their Lordships have given directions for the revision of the Establishment under the Board of Customs in Nova Scotia and in New Brunswick, on the principles explained in the Minute which accompanied the Letter from this Department to Mr. Hawes, of the fourth ~~plains~~.

I am, at the same time, to transmit for Lord Grey's further information, statements of the Officers that will be retained in the service of the Customs in these Provinces; and adverting to the maintenance, with a view to the accommodation of Colonial Trade, of Officers at so many Stations, I am to request that you will suggest to Earl Grey, that the respective Colonial Governments should be called upon to make any practicable arrangements for affording these Officers such office room as they may require in the Buildings occupied by the Provincial Revenue Officers; and likewise, that the instructions suggested in the above mentioned Letter, of the fourth ultimo, in regard to the Comptrollers being furnished by the Colonial Officers with documentary or other information, may be given in the instances now in question.

I am also to request the attention of the respective Lieutenant Governors may be called to the provision that should be made for continuing the payments hitherto made from the Colonial Funds for the Salaries or other expenses of the present Customs' Establishment, for such reasonable period as may be necessary for the adjustment and closing of Accounts and transactions connected with the collection of the repealed Duties.

I am, &c.

(Signed)

C. E. TREVELYAN.

H. Merivale, Esquire, &c. &c. &c.

*Statement of Establishment in New Brunswick, under the Board of Customs, after the Repeal of the Imperial Duties.*

SAINT JOHN:

Office.	Salary.	Totals.
Controller of Customs and Navigation Laws, ... ..	£500 0 0	
1 Clerk, ... ..	200 0 0	
1 Do. ... ..	150 0 0	
1 Superintending Officer of Imports, ... ..	300 0 0	
1 Do. do. to act as Clerk, ... ..	150 0 0	
		<u>£1,300 0 0</u>

The two last Officers to assist generally in the Controller's Department, when necessary.

SAINT ANDREWS.

Controller of Customs and Navigation Laws, ... ..	£250 0 0	
1 Searcher and Clerk, ... ..	150 0 0	
		<u>400 0 0</u>

MIRAMICHI.

Controller of Customs and Navigation Laws, ... ..	£200 0 0	
1 Searcher and Clerk, ... ..	100 0 0	
		<u>300 0 0</u>

DORCHESTER—Controller of Customs and Navigation Laws, ... .. 120 0 0

RICHIBUCTO, Do. Do. ... .. 120 0 0

DALHOUSIE, Do. Do. ... .. 100 0 0

BATHURST, Do. Do. ... .. 100 0 0

CAMPO BELLO, Do. Do. ... .. 120 0 0

MAGAGUADAVIC, Do. Do. ... .. 100 0 0

SAINT STEPHEN, Do. Do. ... .. 100 0 0

£2,700 0 0

Statement of Establishment in Nova Scotia, under the Board of Customs, after the Repeal of the Imperial Duties.

Office.	Salary.	Totals.
Controller of Customs and Navigation Laws,	£500 0 0	
1 Clerk,	200 0 0	
1 Do.	150 0 0	
1 Superintending Officer of Imports,	300 0 0	
1 Do. do. to act as Clerk,	150 0 0	
		£1,300 0 0

These two Officers to assist generally in the Controller's Department, when necessary.

PICTOU.

Controller of Customs and Navigation Laws,	£250 0 0	
1 Searcher and Clerk,	150 0 0	400 0 0

LIVERPOOL.

Controller of Customs and Navigation Laws,	£200 0 0	
1 Searcher and Clerk,	100 0 0	300 0 0

YARMOUTH.

Controller of Customs and Navigation Laws,	£200 0 0	
1 Searcher and Clerk,	100 0 0	300 0 0

LUNENBURGH—Controller of Customs and Navigation Laws, 150 0 0

WINDSOR, Do. Do. 150 0 0

CORNWALLIS, Do. Do. 150 0 0

DIGBY, Do. Do. 150 0 0

ANNAPOLIS, Do. Do. 120 0 0

PARSBOROUGH, Do. Do. 120 0 0

GUYSBOROUGH, Do. Do. 120 0 0

SHELBURNE, Do. Do. 100 0 0

BARRINGTON, Do. Do. 100 0 0

ARGYLE, Do. Do. 100 0 0

NEW EDINBURGH, Do. Do. 100 0 0

CUMBERLAND, Do. Do. 100 0 0

WALLACE, Do. Do. 100 0 0

CAPE BRETON.

Controller of Customs and Navigation Laws,	£250 0 0	
Searcher and Clerk,	150 0 0	
1 Superintending Officer at Arichat,	100 0 0	500 0 0

£1,330 0 0

The Committee appointed to investigate and report upon the Contingent Accounts of this House for the year, have examined the same, and beg leave to report, that they find the same correct, and amount to the sum of six hundred and thirty two pounds eighteen shillings and five pence, and recommend the same to be allowed.

Respectfully submitted.

A. E. BOTSFORD,  
H. HATCH,  
H. JOHNSTON.

*Committee Room, 28th March, 1848.*

**RESOLVED**, That the Contingent Expenses of this House for the present Session amount to the sum of six hundred and thirty two pounds eighteen shillings and five pence.

A Message was delivered from His Excellency the Lieutenant Governor, by the Honorable Mr. Chandler, a Member of Her Majesty's Executive Council.

The Honorable the President read the same; and it was again read by the Clerk, as follows:—

**NEW BRUNSWICK.**

*Message to the Legislative Council,  
27th March, 1848.*

**W. M. G. COLEBROOKE, LT. GOVERNOR.**

The Lieutenant Governor being at present at the City of Saint John, and prevented by indisposition from proceeding to Fredericton, the Seat of Government, and the exigency of the public business requiring that the Royal pleasure should be declared on certain Bills which have passed the Legislative Council and Assembly, requests that when the Legislative Council adjourn on Wednesday the twenty ninth instant, they do adjourn themselves to meet at the Court House in the City of Saint John, on Thursday the thirtieth instant.

W. M. G. C.

**ORDERED**, That when this House do adjourn on Wednesday the twenty ninth instant, it do adjourn to meet again at the Court House in the City of Saint John, on Thursday the thirtieth instant.

*Adjourned until To-morrow at 9 o'clock.*

**WEDNESDAY, 29th March, 1848.**

**PRESENT :**

THE HON.

*Mr. Shore,*

*Mr. Black, President.*

*Mr. Saunders.*

A Message was brought from the Assembly by Mr. Hayward, with Resolutions of Appropriation, dated the twenty eighth day of March; to which they desire the concurrence of this House.

A Message was brought from the Assembly by Mr. Brown, with the following Bills, to which they desire the concurrence of this House:—

A

A Bill to provide for the expenses incurred in the support, relief and maintenance of indigent, sick and distressed Emigrants and Orphans, who arrived in this Province during the past year : and

A Bill to appropriate a part of the Public Revenue for the services therein mentioned.

*Adjourned to meet at the Court House in the City of Saint John to-morrow.*

**THURSDAY, 30th March, 1848.**

The House met at the Court House in the City of Saint John, pursuant to adjournment.

**PRESENT :**

THE HON.

*Mr. Black, President.*

*Mr. Shore,  
Mr. Botsford,  
Mr. Hatch,  
Mr. Johnston,  
Mr. Simonds.*

*Mr. Saunders,  
Mr. Chandler,  
Mr. Kinnear,  
Mr. Peters,*

On motion made and seconded, it was

**RESOLVED**, That the following Resolutions of Appropriation be concurred in by this House :—

To the Postmaster at Fredericton, the sum of four hundred and eighty two pounds seven shillings and eleven pence, being the amount of Postages of the Legislature this Session :

To the Clerk of the House of Assembly, the sum of two thousand one hundred and thirty two pounds eighteen shillings and five pence, being the Contingencies of the present Session.

**ORDERED**, That the Master in Chancery do go down to the Assembly, and acquaint that House thereof.

On motion, the following Bills were severally read a first time :—

A Bill to provide for the expenses incurred in the support, relief and maintenance of indigent, sick and distressed Emigrants and Orphans, who arrived in this Province during the past year : and

A Bill to appropriate a part of the Public Revenue for the services therein mentioned.

**ORDERED**, That the twenty third Rule of this House be dispensed with, as regards these Bills, and that they be severally read a second time.

The said Bills were severally read a second time.

**ORDERED**, That the twenty third Rule of this House be dispensed with, as regards the Bill to provide for the expense incurred in the support, relief and maintenance of indigent, sick and distressed Emigrants and Orphans, who arrived in this Province during the past year,—and that the House be put into a Committee of the whole presently to take the said Bill into consideration.

The

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received, and that the said Bill be read a third time.

The said Bill was read a third time and passed.

ORDERED, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to this Bill without any amendment.

ORDERED, That the twenty third Rule of this House be dispensed with, as regards the Bill to appropriate a part of the Public Revenue for the services therein mentioned,—and that the House be put into a Committee of the whole presently, to take the said Bill into consideration.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received, and that the said Bill be read a third time.

The said Bill was read a third time and passed.

ORDERED, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to this Bill without any amendment.

The Honorable Mr. Botsford, from the Select Committee appointed to examine and report upon all Bills relating to Corporations, presented a further Report.

ORDERED, That the Report be received.

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

The Committee to whom were referred all Bills relating to Corporations, beg leave to report, that they have examined “A Bill to continue and amend the Act to incorporate the Arestook Boom Company,” and recommend the said Bill to the favourable consideration of the House.

Respectfully submitted.

A. E. BOTSFORD, *Chairman.*

*Committee Room, 30th March, 1848.*

ORDERED, That the twenty third Rule of this House be dispensed with, as regards this Bill, and that the House be put into a Committee of the whole presently, to take the said Bill, and the Report of the Select Committee thereon, into consideration.

The Honorable Mr. Shore took the Chair.

After some time the House resumed.

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

ORDERED, That the Report be received, and that the said Bill be read a third time.

The said Bill was read a third time and passed.

ORDERED, That the Master in Chancery do go down to the Assembly, and acquaint that House that the Legislative Council have agreed to this Bill without any amendment.

The

The House adjourned during pleasure.

After some time the House resumed.

His Excellency the Lieutenant Governor came to the Council Chamber, and being seated in the Chair on the Throne, the Honorable the President commanded the Gentleman Usher of the Black Rod to let the Assembly know—"It is His Excellency's pleasure they attend him immediately in this House."

The House attended accordingly.

His Excellency then gave his assent to the following Bills, intituled—

An Act to appropriate a part of the Public Revenue for the payment of the Ordinary Services of the Province :

An Act to appropriate a part of the Public Revenue for the services therein mentioned :

An Act to provide for opening and repairing Roads and erecting Bridges throughout the Province :

An Act to provide for the necessities occasioned by the failure of the Potato and other Crops during the past year :

An Act to provide for the expenses incurred in the support, relief and maintenance of indigent, sick and distressed Emigrants and Orphans who arrived in this Province during the past year :

An Act imposing Duties for raising a Revenue :

An Act to provide for the collection and protection of the Revenue of this Province :

An Act for the imposition of Duties on certain Goods imported under the Act of Parliament relating to the British Possessions abroad, and remaining in Warehouse from and after the first day of April next :

An Act relating to the Trade between the British North American Possessions :

An Act to increase the Duty imposed on Shipping entering the Bay or Harbour of Miramichi, for the support of Buoys and Beacons :

An Act to regulate Vessels arriving from Europe with Emigrant Passengers :

An Act to incorporate the City of Fredericton :

An Act in further amendment of the Law :

An Act in addition to the Law relating to Juries :

An Act to provide for the better payment of Petit Jurors attending the several Courts of Record in this Province :

An Act to amend the Law relating to the Registry of Deeds and other Instruments :

An Act to continue an Act relating to Circuit Courts in this Province, and to provide for the travelling expenses of the Judges holding such Courts :

An Act to alter and amend an Act relating to the Great Roads of Communication through this Province :

An Act for the regulating of the Navigation of small Rivers and Streams, and the building of Dams across the same, in this Province :

An Act to revive, continue and amend the Act for the establishment of Boards of Health in this Province :

An Act to authorize the Justices of the Peace in the several Counties of this Province to make Regulations for the Markets :

- An Act to regulate the measurement of Firewood and Bark :
- An Act to grant a Bounty on the destruction of Bears and Wolves in this Province :
- An Act to prevent the growth and increase of Thistles :
- An Act to explain an Act, intituled " An Act to enable the Justices of the Peace of the several Counties in this Province, for the time being, to receive for Public uses, Grants of Land lying in their respective Counties, and to regulate the Commons belonging to the several Townships or Parishes within the same :"
- An Act for ascertaining the Population of this Province, and for other purposes therein mentioned :
- An Act in addition to the Acts relating to the Provincial Penitentiary :
- An Act to amend an Act for the amendment of the Charter of the City of Saint John :
- An Act to amend an Act to provide for increasing the number of Special Constables in the City of Saint John, and for appointing Special Constables in the City and County of Saint John :
- An Act further to continue an Act, intituled " An Act to extend the jurisdiction of the Corporation of the City of Saint John, for the regulation of the Rates of Pilotage, beyond the limits now prescribed by Charter :"
- An Act relating to the Public Burial Ground in the City of Saint John :
- An Act more effectually to provide for the support of a Nightly Watch and Day Police in that part of the City of Saint John lying on the Eastern side of the Harbour of Saint John, and for lighting the same, as also for other purposes :
- An Act for establishing and maintaining a Police Force in the Parish of Portland, in the City and County of Saint John :
- An Act to authorize the Justices of the Peace for the City and County of Saint John to raise a sum of money for making certain alterations in and additions to the Common Gaol of the said City and County :
- An Act to authorize the Justices of the Peace for the City and County of Saint John to levy an assessment for the payment of expenses incurred in the preservation of the Public Peace in the Parish of Portland, and in lighting a part of the said Parish with Gas :
- An Act to continue an Act to prevent the spread of a Disorder now existing in certain parts of the Counties of Gloucester and Northumberland :
- An Act to provide for a Town Clock in Fredericton :
- An Act to enable the Justices of the Peace for the County of Carleton to pay certain expenses incurred in preserving the Peace in said County :
- An Act to authorize the Justices of the Peace for Kings' County to levy an assessment to pay off the County Debts :
- An Act to authorize the Justices of the Peace for the County of Sunbury to levy assessments to defray the County and contingent expenses thereof :
- An Act to authorize Her Majesty's Justices of the Peace for Queens' County to make provision for the payment of the County Contingencies :
- An Act to authorize Her Majesty's Justices of the Peace for the County of Charlotte to assess the inhabitants of said County to pay off the County Debt, and to provide for the contingent expenses thereof :
- An Act to provide for the more effectually repairing the Streets and Bridges in the Town Plat of Saint Andrews :



An Act to empower and authorize the Justices of the Peace for the County of Charlotte to lease a certain piece of Common Land in the Parish of Saint Andrews, and to invest the proceeds towards the support of the Poor of the said Parish :

An Act to authorize the Rector, Church Wardens and Vestry of Saint Mary's Church, in the Parish of Richibucto, to sell certain Lands granted to the said Corporation, and vest the proceeds in other Lands :

An Act to authorize and empower the Rector, Church Wardens and Vestry of Saint Thomas' Church, in the Parish of Saint James, in the County of Charlotte, to sell and convey certain Glebe and Church Lands in said Parish, and vest the proceeds in other Lands more productive :

An Act to amend an Act, intituled "An Act to authorize the granting of a Tract of Land, as a Mill Reserve, to the Honorable John Robertson:"

An Act to authorize the Exploration and Survey of a Line for a Rail Road between Shediac and the City of Saint John :

An Act in addition to and amendment of an Act further to amend and extend the provisions of an Act, intituled "An Act to incorporate the Saint Andrews and Quebec Rail Road Company :"

An Act further to amend and continue the Act to incorporate the Fredericton Boom Company :

An Act in amendment of and in addition to an Act, intituled "An Act to incorporate the South Bay Boom Company :"

An Act to continue and amend the Act to incorporate the Arestook Boom Company :

An Act to incorporate the New Brunswick Electric Telegraph Company :

An Act for the Incorporation of the Saint John Rural Cemetery Company :

An Act to incorporate the Kings' County Central Agricultural Society :

An Act to incorporate the Carleton County Agricultural Society :

An Act to incorporate the Saint John Temperance Temple Company :

An Act to incorporate the Woodstock Steam Mills and Manufacturing Company :

An Act to incorporate the Dorchester Temperance Hall and Mechanics' Institute :

An Act to incorporate the Woodstock Mechanics' Institute :

An Act to amend the Act to incorporate the Nashwaak Boom Company :

An Act for the better prevention of Illicit Trade, (*with a suspending clause*) :

An Act to regulate the importation of Books, and to protect the British Author, (*with a suspending clause*) :

An Act relating to Immigration, and the care and safe keeping of the Children and Property of deceased Emigrants, (*with a suspending clause*) :

An Act in addition to an Act, intituled "An Act to extend the privilege of Solemnizing Marriage to all Ministers or Teachers of the several Religious Congregations in this Province," (*with a suspending clause*) :

An Act to extend the provisions of an Act, intituled "An Act to facilitate the making of a Rail Road from Saint Andrews, in the County of Charlotte, to Woodstock, in the County of Carleton, and Branches thereof," (*with a suspending clause*) : and

An Act relating to the Election of Representatives to serve in the General Assembly, (*with a suspending clause*).

His Excellency was then pleased to deliver the following Speech:—

*“ Mr. President, and Honorable Gentlemen of the Legislative Council ;*

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

“ After a Session of more than ordinary duration, it affords me much satisfaction to be able to relieve you from your labours.

“ Whether contemplating the circumstances under which you have been called to provide for the interests of the Province, or the measures which have engaged your deliberations, they are alike calculated to impress upon me a sense of the great responsibilities which have devolved on you, and of the manner in which you have applied yourselves to meet them.

“ Of the many important Acts which have been matured during the Session, I cannot omit prominently to notice the liberal and humane provision you have made to prevent a recurrence of the sufferings of Emigrants arriving in the Province, and for the care of the sick and helpless, who may in future be thrown upon your shores,—measures by which the community will at the same time be protected from the spread of infectious diseases.

“ The Act for the establishment of a Police in the City of Saint John and Portland, will contribute to the public security in this distinguished Seat of the wealth and enterprise of the Province.

“ The Act for the Incorporation of Fredericton, is another measure of great interest, not only in the effects it is calculated to produce upon the prosperity of that rising community, but in the recognition of the important principle of Municipal Organization at the Seat of the Provincial Government.

“ It will be in your recollection, that the extension to the Province of the English principle of voluntary Incorporation, was amongst the earliest of the measures to which I recommended your attention ; and I can have no hesitation in assuring you of my own conviction, founded on experience, of the great advantages which would arise to the Province at large from its general introduction.

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

“ I thank you for the Supplies which you have so liberally granted for the Public Service.

“ In the funds which you have placed at the disposal of the Government for the relief of Emigrants, you have evinced your humane regard for their comfort and welfare.

“ In the encouragement which you have given for the opening of Railways, you have manifested an enlightened sense of the most effectual means of accelerating the improvement of the Province, and facilitating inter-communications.

“ The ample provision which you have made for the Provincial Treasury and Customs, will enable the Government to provide for the efficiency of those Departments ; and the extension of the system of Warehousing Goods at Fredericton and other Out-ports, will conduce to the protection of the Fair Trader, and to the Commercial prosperity of the Province.

“ I cannot omit also to notice the improved system by which you have enabled the Government to secure the due expenditure of the Road and other appropriations.

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“ In the increased responsibilities which you have thus imposed upon the Government, I recognise your growing confidence in the benefits to be derived from the recognition of Executive responsibility in matters of Finance,—a principle which it was amongst the earliest of my proposals to you to carry out, and the advantages of which have been so amply confirmed by general experience.

“ *Mr. President, and Honorable Gentlemen of the Legislative Council ;*

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

“ Her Majesty having been pleased to require my services in another quarter, this is the last occasion on which I shall have an opportunity of meeting you.

“ In the long period in which I have been called on to administer the Government of this Province, I have had occasion to witness the exemplary patience with which trials have been endured by the people, and the spirit with which they have been surmounted. The obstacles to your advancement have, as I hope, been essentially removed ; and although the great resources of the Province are still but imperfectly developed, I anticipate that, by your united efforts, aided by British capital and enterprise, this object will be fully attained.

“ A just appreciation of the principles of Constitutional Government will be highly conducive to the success of these views ; and such principles will essentially be found, in providing for Executive responsibility, and a due separation of Administrative from Legislative functions. The prospect of carrying out these important principles in the absence of all party divisions and asperities, while it holds out a guarantee for their successful accomplishment, affords to me the most heartfelt gratification, having uniformly endeavoured, so far as it has depended on me, to foster amongst you a spirit of unanimity.

“ In the changes which, in these eventful times, are in progress throughout the world, there can be none, I feel assured, in the hereditary feelings with which you have cherished a regard for English institutions, habits, and principles ; and in taking leave of you, I cannot manifest a stronger desire for your welfare, social and political, than by expressing an earnest wish that these may be strengthened and cemented throughout a Province destined, under Providence, to assume so prominent a rank amongst the prosperous Dependencies of the British Empire.”

After which, the President of the Council, the Honorable Mr. Black, by His Excellency's command, declared the General Assembly to be prorogued until the last Tuesday in June next.

WILL. TYNG PETERS, *Clerk.*

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# APPENDIX.

## No. 1.

[See Journal 4th February 1848.]

*Correspondence relative to the Teacher of the Training and Model School, and the Importation of School Books.*

[Copy—No. 1, with one Enclosure.]

[No. 52.]

*Fredericton, N. B., June 11, 1847.*

MY LORD,—I have the honor to enclose copy of a Minute of the Executive Council, who are appointed, with me, to constitute a Board of Education under an Act of the last Session, four copies of which are also herewith enclosed.

As it is the desire of the Board to obtain the assistance of the Committee of Privy Council for Schools, in procuring the services of a competent person to conduct a Normal School, for the Training of Teachers, in this Province, I request that Your Lordship will be so good as to bring the subject under the consideration of their Lordships; and if the allowance granted by the Act should prove insufficient to obtain the services of a person of adequate qualifications, I should be glad to be apprised of the fact, rather than that one of inferior qualifications should be sent out, and which would operate unfavourably on the prospect of effecting a permanent improvement in the Elementary Teaching in the Province.

If, in the next two years, a good Normal School should be successfully established, I have little doubt that it would be liberally supported, although it has been impracticable at present to obtain for it a more liberal endowment.

If, in consideration of the number of Emigrants from the United Kingdom who participate in the benefit of the Schools, Her Majesty's Government should be induced, till 1850, to augment the Grant of the Assembly for a Normal School, so as to obtain the services of a person of superior qualifications, it would be the means of promoting an object of the greatest importance to the Country, in the guarantee it would afford for the due instruction of the rising generation, which is so imperfectly attained under the present defective system.

I have, &c.

(Signed)

W. M. G. COLEBROOKE.

The Right Hon. Earl Grey, &c. &c. &c.

[Enclosure.]

[Enclosure.]

*Provincial Board of Education, 11th June, 1847.*

At a Meeting of the Committee,

PRESENT :

The Hon Mr. Shore,  
Mr. Chandler,  
Mr. Attorney General,  
Mr. Rankin,

The Hon. Mr. Johnston,  
Mr. Hazen,  
Mr. Baillie,  
Mr. Hill.

The Committee proceeded to the consideration of the means of establishing the Training and Model School, and agreed to recommend as follows :—

“ With respect to the qualifications of the Teacher, it is expected that he shall be capable of carrying out the system pursued under the directions of the Committee of Her Majesty’s Privy Council on Education ; and as the whole of that system is not applicable to this Province, it is requisite that he be able to adjust it to existing circumstances, under the regulations that may be instituted by the Provincial Board of Education.

“ In addition to Spelling, Reading, Writing, and Arithmetic, the Act of Assembly specifies English Grammar, Book Keeping, Natural Philosophy, Algebra, Geometry, Trigonometry, Mensuration, Land Surveying, and Navigation, as branches to be taught in the School. While therefore a competent knowledge of these branches will necessarily attach to the office of the Training School Teacher, ability to deliver, at short notice, elucidated Lectures, on any selected branch of Natural Philosophy, or of investigating, in like circumstances, intricate Mathematical Problems, will not be looked for.” \* \* \* \* \*

“ That His Excellency the Lieutenant Governor should make application to the proper authority in England to procure a Teacher for the Model and Training School to be established under the late Act for the improvement of the Parish Schools, possessing the qualifications indicated in the above memorandum.

“ That the salary of such Teacher should be fixed at £200 Currency, equal to £166 13s. 4d. Sterling, Bills at 8 per cent. premium, being the full extent allowed by the Act, for the period of two years, or until 1st May, 1850.

“ That the sum of £50 Sterling should be drawn from the Treasury to pay the outfit and passage expenses of the Teacher ; such £50 Sterling to be refunded by a Grant of the Legislature, to be hereafter obtained.”

[Copy—No. 2, with one Enclosure.]

[No. 56.]

*Fredericton, N. B., June 22, 1847.*

MY LORD,—In reference to my Despatch, No. 52, dated June 11, 1847, in which I submitted a request to Your Lordship to obtain the aid of the Committee of the Privy Council for Schools in procuring a competent Teacher for establishing a Model and Training School at Fredericton, I have the honor to enclose a further Resolution of the

the Executive Council, expressive of their desire to obtain, through the same medium, a selection of approved Parish School Books, it being understood that the compilations recently published, under the auspices of the Privy Council, are well calculated for the use of the Schools in New Brunswick, and may be obtained on the most moderate terms. I accordingly request that Your Lordship will be pleased to forward this object, in connection with that of obtaining through the Committee of the Privy Council, a competent Teacher for the Model and Training School.

I have, &c.

(Signed)

W. M. G. COLEBROOKE.

The Right Honorable Earl Grey, &c. &c. &c.

[Enclosure.]

In Council, 18th June, 1847.

PRESENT :

His Excellency the Lieutenant Governor,  
 The Hon. George Shore, The Hon. Charles J. Peters,  
 Hugh Johnston, Thomas Baillie,  
 Robert L. Hazen,

Ordered, That an application be made to the Commissioners of Privy Council for Schools, through the Secretary of State for the Colonies, to obtain a selection of approved Parish School Books, for the use of the Schools in New Brunswick, to be supplied on the most moderate terms, to the extent of £800. Sterling.

[Copy—No. 3, with one Enclosure.]

[No. 95.]

Downing Street, July 23, 1847.

Sir,—I have to acknowledge the receipt of your Despatch, No. 52, of 11th June, requesting me to obtain the aid of the Committee of the Privy Council for Schools, in procuring a competent Teacher for the proposed Model and Training School in Fredericton.

Having transmitted your application to the Committee of Council on Education, I enclose herewith copy of the answer which I have received from the Secretary to that Board, from which you will perceive, that a Teacher possessed of sufficient acquirements to undertake the charge of a Training School, could not be induced to leave England for the Salary of £200, the rate laid down in the Act which accompanied your Despatch. I shall therefore abstain from taking any further steps in this matter, until I shall receive a report from you, stating whether the Colonial Legislature think it expedient to make any further grant of money towards this object.

I have subsequently received your Despatch, No. 56, of 22d June, enclosing a requisition for a supply of Parish School Books, for the use of the Schools in New Brunswick. To prevent unnecessary delay, I have instructed the Committee on Education to provide a selection of School Books on the terms mentioned in your Despatch.

I have, &c.

(Signed)

GREY.

[Enclosure.]

NEW BRUNSWICK }  
NORMAL SCHOOL. }

[Enclosure.]

COMMITTEE OF COUNCIL ON EDUCATION,

*Privy Council Office, Downing Street, 17th July, 1847.*

SIR,—I have the honor to acknowledge the receipt of your Letter, dated the 9th instant, enclosing a copy of a Despatch from Sir William Colebrooke, the Governor of New Brunswick, together with the copy of an Act to provide for the support and improvement of the Parish Schools in that Colony, and inquiring whether a Master can be procured in this Country, competent to conduct a Training School in that Colony, for a Salary of £200 per annum.

In reply, I am to request you to inform Lord Grey, that the Masters of successful Elementary Schools in this Country occasionally obtain a Salary of £200 per annum.

From the Colonial Act it appears that first class Teachers in the Colony are to be qualified to teach Spelling, Reading, Writing, Arithmetic, English Grammar, Book Keeping, Natural Philosophy, Algebra, Geometry, Trigonometry, Mensuration, Land Surveying, and Navigation.

A Master competent to conduct a Training School, in which acquirements of this nature are to be attained, could not be induced to leave England for a Salary of £200; such a Salary would be barely sufficient to induce a skilful and accomplished Master to take charge of the Practising School, to be attached to such a Training School, in a Colony.

The copy of the Act is returned to you herewith.

I have, &c.

(Signed)

P. KAY SHUTTLEWORTH.

[Copy—No. 4, with one Enclosure.]

[No. 82.]

*Fredericton, N. B., September 14, 1847.*

MY LORD,—Having at the last Meeting of the Executive Council brought under their consideration the Letter of Mr. P. Kay Shuttleworth, enclosed with Your Lordship's Despatch, No. 95, of the 23d July last, the Board regarding the early appointment of a competent Teacher as of great importance to the Province, in order that the qualifications of the numerous Parish School Teachers may be fully tested, and that a uniform and improved system of teaching may be introduced, are desirous that the Committee of the Privy Council for Schools should be moved to select and appoint such a Master to take charge of the Training School about to be established, as from Mr. Shuttleworth's letter would appear to be fully competent to the task, and that the stipend of £200 per annum, with accommodation of a House now fitting up for his reception within the same enclosure with the School, will be assigned to such a person. Although he may not be conversant with all the Branches enumerated in the Act, his competency to take charge of such a Training School, as conducted in England, being



being deemed fully sufficient, I enclose a Letter which has been addressed to me on the subject by the Secretary of the Board of Education in this Province.

I have, &c.

(Signed)

W. M. G. COLEBROOKE.

The Right Honorable Earl Grey, &c. &c. &c.

[Enclosure.]

Fredericton, 6th September, 1847.

MAY IT PLEASE YOUR EXCELLENCY,

I regret to learn the uncertainty as to the Teacher. The Branches of Education specified in the Law are, without explanation, calculated to deter Candidates, and to induce the parties entrusted with the selection to look for much higher qualifications than are necessary or expected. On referring to the Reports of examinations of Schools noticed in the Minutes of Council, I find solutions by boys and young men, of questions which involve as much Mathematical knowledge, and as thorough an apprehension of the *dicta* in Natural Philosophy as our principal Teacher would require to possess, in addition to the necessary power of attention, knowledge of English Grammar, and method of training to intelligent reading.

I have never heard any person acquainted with the state of Schools in Scotland doubt the possibility of procuring a Teacher recommended by one of the Normal Schools there. The income, including house rent, is equal to that of the Reverend Mr. Brooke, and if satisfaction be afforded, there ought to be no doubt that the Salary would be increased. But of all these circumstances Your Excellency is well aware.

I am, &c.

(Signed)

J. GREGORY.

His Excellency Sir W. M. G. Colebrooke, Lieut. Governor, &c. &c. &c.

[Copy—No. 5, with one Enclosure.]

Downing Street, 4th October, 1847.

SIR,—Since my Despatch of the 23rd July, stating that it would be impossible to find, in this Country, a competent person to undertake the charge of a Training School in New Brunswick, at an annual Salary of £200 Currency, I have had an opportunity of offering the situation to a gentleman, who is, in every respect, qualified to fill the duties attaching to it. This gentleman, Mr. D'Avray, at present holds the office of Director of a Normal School in Mauritius, with a Salary nearly double in amount that which the Legislature of New Brunswick has provided for the proposed Teacher in that Province, together with advantages of house rent and private teaching, which render his office one of considerable value. But in consequence of the climate having seriously disagreed with some of the members of his family, he is anxious to be employed in a Country which will be less prejudicial to their health. Under these circumstances, and knowing his attainments, I offered him the situation in New Brunswick, which you requested me to fill, and I have received from him an answer, stating his perfect readiness to accept the offer, provided he can do so without either

either of station or emolument. I enclose a copy of that answer, from which you will perceive that Mr. D'Avray declines to proceed to New Brunswick unless he can obtain a Grant of £300 to defray the expenses of passage and of outfit,—a portion of which sum, not exceeding one third, he would be willing to repay by monthly instalments, should the Colonial Legislature exact it. You will lay this Despatch, and Mr. D'Avray's communication, before your Executive Council, and consult with them as to the propriety of meeting his views. I shall be happy in being instrumental to the establishment of this gentleman in New Brunswick, on account of the very high character he bears. It is proper to mention to you, that it will be exceedingly difficult to find a person so well qualified for the important office to which I propose to appoint him, who would accept the situation on so moderate a scale of remuneration, and it would, therefore, in my opinion, be highly desirable to secure his services for the Province.

I have, &c.

(Signed)

GREY.

Lieut. Governor Sir W. M. G. Colebrooke, &c. &c. &c.

[Enclosure.]

39 Queen Square, Bloomsbury, 13th September, 1847.

Sir,—With reference to your favour of the 30th ultimo, communicating, by direction of Earl Grey, the offer of exchanging the office which I at present hold, for that of Teacher of a Training School at Fredericton, in New Brunswick, at a Salary of £200 per annum, currency, I beg leave in the first place to tender my grateful acknowledgements to His Lordship for his kindness; and secondly to express my perfect readiness to accept the offer, provided I can do so without loss either of station or of emolument.

I am afraid that my social position as Teacher of a Training School would be far inferior to that which I occupy as Head Master of the Lower School at the Royal School in Mauritius, and as I should be very unwilling to expose myself to any mortification which might result from that inferiority, I am very anxious to be positively informed on this point.

In the next place, the Salary is too small; £200 per annum, and that currency, cannot, I conceive, be a sufficient remuneration, especially when it is remembered that I should have no opportunity of increasing my income by private Tuition; lastly, I am informed that I should have to pay the expenses of my passage and outfit, no arrangements having been made by the Legislature on this head.

I conceive this to be a fatal objection to my proceeding to New Brunswick: In the first place, because I could not obtain the necessary funds; and secondly, because even were I prepared to meet the expense, it would in my opinion be unfair to expect me to do so.

My Salary for the twelve months subsequent to my arrival in the Colony would be £200 currency. The mere passage money from Liverpool to Boston or to Halifax, would be £102, and to which must be added at least, £50 for the expense of travelling from this to Liverpool, and from Boston or Halifax to Fredericton—together about £152 sterling, or very nearly one year's Salary.

It must also be borne in mind, that in exchanging a Tropical for a Northern Climate, I should necessarily incur a very heavy expense in providing my family and myself with

with the clothing, &c., which that change would render indispensable. I have made every calculation on this head, and I find that a very moderate outfit would cost me upwards of £150.

In conclusion, I have to request that you will be so good as to lay this letter before Earl Grey, and to submit to His Lordship that it will be impossible for me to avail myself of his kind offer of exchanging to New Brunswick, unless I can obtain a grant of £300 to defray the expenses of passage and of outfit; a portion of which sum, not exceeding one third, I should be willing to repay by monthly instalments, should the Colonial Legislature exact it.

The enclosed letter from Mr. Foord, the Agent, relates to the expense of passage from Liverpool to Halifax or Boston.

I have, &c.

(Signed)

M. D'AVRAY.

Benjamin Hawes, Esquire, Under Secretary of State, &c. &c. &c.

*Agency of the British and North American Royal Mail Steam Ships,  
52 Old Broad Street, London, 11th September, 1847.*

Sir,—The enclosed will give you all particulars of the North American Royal Mail Steam Ships for Halifax and Boston.

The charge for the passage of yourself, lady and child, will be 21 fares at 39 guineas, or £40 19s., say £102 7 6, exclusive of Wines and Spirits.

I am, &c.

(Signed)

J. B. FOORD.

M. D'Avray, Esquire, 39 Queen Square, Bloomsbury.

[Copy—No. 6.]

*Downing Street, October 13, 1847.*

[No. 111.]

Sir—I have received your Despatch of the 14th September, No. 82, on the subject of the appointment of a Master to conduct the Training School in New Brunswick, and have to refer you to my Despatch of the 4th instant, which was written previously to the receipt of your present communication.

I do not propose taking any further steps in this matter until I shall have received your reply to my last Despatch.

I have, &c.

(Signed)

GREY.

Lieut. Governor Sir W. M. G. Colebrooke, &c. &c. &c.

[Copy—No. 7.]

*Frederickton, N. B., October 28, 1847.*

[No. 94.]

Mr. Lord,—I have had the honor to receive Your Lordship's Despatch, No. 109, of the 4th instant, informing me that you had offered the situation of Master of the

Training

Training School in New Brunswick to Mr. D'Avray, who at present holds the office of Director of a Normal School at Mauritius, and who is willing to come out to this Province on the reduced Salary granted till 1850 by the Assembly of the last Session, if he can obtain a sum of £300 to defray the expenses of his passage and outfit, a portion of which sum, not exceeding one third, he would be willing to repay by monthly instalments, should the Provincial Legislature require it.

Your Lordship has requested me to lay this Despatch before the Executive Council, and to consult with them on the propriety of meeting Mr. D'Avray's views, considering that it would be exceedingly difficult to find a person so well qualified for the office, who would accept the situation on so moderate a scale, on which account it would be highly desirable to secure his services.

Considering it of great importance to establish the School as soon as possible, in order that it may be in operation during the meeting of the Legislature in the next Session, I have appointed the Executive Council specially to meet on the 10th of November, the earliest date at which it would be convenient to the Members who reside at a distance to repair to Fredericton, and I shall thus be enabled to apprise Your Lordship of the result of their advice in this matter by the second Packet of this month.

The Salary of £200 Currency is certainly small for an office of this important nature; but I should hope, on the successful establishment of the School under a competent Teacher, and its general appreciation, that the Salary might be augmented by a grant of the Assembly, or from the unappropriated Surplus of the Civil List Fund, and the subject might be brought under consideration of the Assembly before the expiration of the present Act in 1850.

In respect to Mr. D'Avray's application to defray the expenses of his passage and outfit, on a proviso of reimbursing a third part, if required, I have to observe, that £50 have already been sanctioned for this purpose; and anticipating the anxiety of the Executive Council to secure to the Province the services of so competent a person, I should be glad to receive Your Lordship's sanction to the advance being charged to the Surplus of the Civil List Fund, if it should not be reimbursed by the Assembly.

A convenient Stone House is now fitting up for the reception of the Teacher, and a School House has been erected within the same enclosure, so that if he should arrive in the month of December or January, the School might be opened before the meeting of the Legislature.

I have, &c.

(Signed)

W. M. G. COLEBROOKE

The Right Honorable Earl Grey.

In Council, 11th November, 1847.

PRESENT:

His Excellency the Lieutenant Governor,

The Hon. George Shore,

Hugh Johnston,

Robert L. Hazen,

The Hon. Charles J. Peters,

Thomas Baillie,

Geo. S. Hill.

Read

Read the correspondence between the Lieutenant Governor and Earl Grey on the subject of the proposed appointment of Mr. D'Avray to be Master of the Training School at Fredericton; and the Board fully concur in the terms of the Lieutenant Governor's Despatches and the views expressed by His Excellency therein.

Extract from the Minutes.

(Signed)

ROBT. FULTON.

[Copy—No. 8, with Enclosures.]

Downing Street, September 28, 1847.

SIR.—In conformity with the request contained in your Despatch, No. 56, of the 22d June, the necessary instructions were given for procuring, through the Committee of Council on Education, a selection of School Books for the use of the Schools in New Brunswick, and I have now to acquaint you that the Books in question have been obtained, and were despatched from Dublin, in packages addressed to yourself, on the 13th instant; I enclose herewith a copy of a letter, with the Invoice therein referred to (in original,) which I have received from the Secretary to the Committee of Council on Education, on the subject of the expense incurred in meeting your requisition, and I have to direct you to give immediate instructions for liquidating the same.

I have, &c.

(Signed)

GREY.

P. S.—Since writing the above I have received from Mr. Kay Shuttleworth a further letter, dated the 2d instant, enclosing the Broker's Bill of Charges, and also the Bill of Lading. I enclose a copy of the former; the latter documents are sent to you in original.

Lieut. Governor Sir W. Colebrooke, K. H., &c. &c. &c.

(Copy)

COMMITTEE OF COUNCIL ON EDUCATION.

Council Office, Whitehall, September 15, 1847.

SIR.—I have the honor to enclose, for the information of Lord Grey, a letter from the Secretaries to the Commissioners of National Education in Ireland, together with a copy of the Invoice of Books selected by the Commissioners for the use of the Colony of New Brunswick, and shipped on the 11th instant for Liverpool, whence a vessel sails to-day for Saint John, New Brunswick.

I request that you will enable me, at an early period, to reimburse the Commissioners of National Education for the cost of these Books, and for the expenses of shipping, freight, and insurance incurred by them.

I have, &c.

(Signed)

J. P. KAY SHUTTLEWORTH.

Benjamin Hawes, Esq., &c. &c.

(Copy)

(Copy)

*Education Office, Dublin, September 13, 1847.*

SIR,—We have the honor to inform you, that in compliance with the wishes of the Committee of Council on Education, conveyed to us in your communication of the 18th and 24th ult., we have made a selection of the Irish National School Books, Tablets and Maps, including some of Professor Sullivan's works, and others not published but sanctioned by the Commissioners of National Education, for use in their Schools.

We have added twelve sets of requisites for teaching Hullah's System of Vocal Music, consisting of Books, Sheets, and Tuning Forks.

The packages consist of 53 chests and 1 box of Books, &c., and 1 case of Maps; and they were shipped on the 11th instant for Liverpool, from whence a vessel sails on the 15th for Saint John, New Brunswick.

As nearly as we have been able to ascertain, the expenses of shipping, freight and insurance will amount to £55, and as the sum of £800, directed to be expended, was intended to cover these charges, we have limited the amount of Books, &c. accordingly.

Enclosed we send the Invoice, with a Duplicate for Earl Grey, and we shall transmit the Broker's account of shipping, &c., so soon as we shall have received it. You will then have the goodness to forward a Bank order for the amount of the Books, and all expenses.

We have sent with the packages referred to, a small parcel of Books for His Excellency the Governor of New Brunswick, from His Grace the Archbishop of Dublin, as samples.

We have, &amp;c.

(Signed)

MAURICE CROSS,  
JAMES KELLY,  
*Secretaries.*

J. P. Kay Shuttleworth, Esq.,  
Com. of Council on Education, Whitehall, London.

(Copy)

COMMITTEE OF COUNCIL ON EDUCATION.

*Privy Council Office, Downing Street, October 2, 1847.*

Commissioners of  
National Education, Ireland. }

SIR,—I am directed to transmit to you the enclosed Broker's Bill of Charges, for expenses attending the shipping and insurance of Books, Maps, and other School Apparatus, sent from the Office of the Irish Education Commissioners, in accordance with instructions from the Committee of Council on Education, for His Excellency the Governor of New Brunswick. I am also directed to enclose the Bill of Lading, which should be forwarded to His Excellency.

My Lords request arrangements may be made for the early payment to the Commissioners of the whole outlay incurred by them.

I have, &amp;c.

(Signed)

K. SHUTTLEWORTH.

Benjamin Hawes, Esquire. Under Secretary of State, &c. &c. &c.

[Extracts.]

[Extracts.]

Invoice of 53 Chests and 1 Box Books, and 1 Case Maps forwarded from the Education Office, Dublin, on 10th September, 1847, addressed to His Excellency the Governor of New Brunswick.

							s. d.	
10,000	First Book of Lessons,	...	...	...	...	...	0 1	£41 13 4
5,000	Second do.	...	...	...	...	...	0 4	83 6 8
2,000	Sequel to the Second Book,	...	...	...	...	...	0 6	50 0 0
3,000	Third Book of Lessons,	...	...	...	...	...	0 8	100 0 0
500	Fourth do.	...	...	...	...	...	0 10	20 16 8
500	Supplement to the Fourth Book,	...	...	...	...	...	1 0	
500	Fifth do. (Boys'),	...	...	...	...	...	1 0	75 0 0
500	Reading Book, for Girls' School,	...	...	...	...	...	1 0	
50	Introduction to the Art of Reading,	...	...	...	...	...	0 8	1 13 4
1,000	English Grammar,	...	...	...	...	...	0 4	16 13 4
200	Key to do.	...	...	...	...	...	0 2	1 13 4
1,000	Arithmetic,	...	...	...	...	...	0 4	16 13 4
100	Key to do.	...	...	...	...	...	0 4	1 13 4
500	Arithmetic in Theory and Practice,	...	...	...	...	...	1 4	33 6 8
300	Book Keeping,	...	...	...	...	...	0 6	7 10 0
160	Key to do.	...	...	...	...	...	0 6	2 10 0
100	Epitome of Geographical Knowledge,	...	...	...	...	...	1 8	8 6 8
500	A Compendium of do.	...	...	...	...	...	0 6	12 10 0
300	Elements of Geometry,	...	...	...	...	...	0 4	5 0 0
300	Mensuration,	...	...	...	...	...	0 8	10 0 0
100	Appendix to Mensuration,	...	...	...	...	...	0 6	2 10 0
	Scripture Lessons, (O. T.), No. 1,	...	...	...	...	6 each	0 6	
	Do. " No. 2,	...	...	...	...	gratis	0 6	
	Do. (N. T.), No. 1,	...	...	...	...	as specimens	0 6	
	Do. " No. 2,	...	...	...	...		0 6	
1,000	Sacred Poetry,	...	...	...	...	...	0 4	16 13 4
500	Lessons on the Truth on Christianity,	...	...	...	...	...	0 4	8 6 8
100	Set Tablet Lessons Arithmetic, 60 Sheets,	...	...	...	...	...	1 2	5 16 8
200	Do. Spelling and Reading, 33 Sheets,	...	...	...	...	...	0 8	6 13 4
300	Do. Copy Lines, 6 Sheets,	...	...	...	...	...	1 0	15 0 0
20	Map of the World,		6 ft. 8 in. by 3 ft. 6 in.,	...	...	...	12 0	12 0 0
6	Ancient World,	Cloth and Rollers.	"	...	...	...	9 0	
18	Europe,		"	...	...	...	9 0	
6	Asia,		"	...	...	...	9 0	
6	Africa,		"	...	...	...	9 0	
18	America,		5 ft. 8 in. by 4 ft. 4 in.,	...	...	...	9 0	40 10 0
18	England,		"	...	...	...	9 0	
6	Scotland,		"	...	...	...	9 0	
6	Ireland,		"	...	...	...	9 0	
6	Palestine,		"	...	...	...	9 0	
500	Geography generalized by Professor Sullivan,		...	...	...	...	...	1 6
2,000	Introduction to Geography and History, by do.	...	...	...	...	...	0 6	50 0 0
1,000	The Spelling Book, superseded by do.	...	...	...	...	...	0 6	25 0 0
400	Attempt to simplify English Grammar, by do.	...	...	...	...	...	1 0	20 0 0
12	Huller's Manual, @ 3s.,	...	...	...	...	...	£3 0 0	
12	Do. Large Sheets, 1 to 20, @ 15s.,	...	...	...	...	...	9 0 0	

Carried forward,

£12 0 0 £728 6 8

						<i>Brought forward,</i>						
12	Hullah's Exercises, 1, 2, 3, @ 1s. 6d.,	...	...	...	...	£12	0	0	£728	6	8	
12	Tuning Forks, @ 2s. 6d.,	...	...	...	...	0	18	0				
						1	10	0				
						<hr/>						
	Off 10 per cent.,	...	...	...	...	£14	8	0				
						1	8	9				
						<hr/>				12	19	3
24	Easy Lessons on Reasoning, @ 1s. 6d.,	...	...	...	...	£1	16	0				
24	Do. Money Matters, @ 10d.,	...	...	...	...	1	0	0				
24	Do. Christian Evidences, @ 6d.	...	...	...	...	0	12	0				
						<hr/>						
	Off 10 per cent.,	...	...	...	...	£3	8	0				
						0	6	9				
						<hr/>				3	1	3
						<hr/>						
										£744	7	2

*Charges by C. and R. Elliott, Shipping Agents, Dublin and Liverpool.*

Insurance,	...	...	...	...	...	£26	7	6				
Bill of Lading,	...	...	...	...	...	0	1	8				
City of Dublin Town Dues and Landing,	...	...	...	...	...	0	18	4				
Customs Entry and Dock Dues,	...	...	...	...	...	0	9	2				
Freight to Saint John, Receiving, Shipping, Cartage, & Forwarding,	...	...	...	...	...	11	10	4				
Freight to Liverpool, Cartage, Shipping, Bills of Lading, ...	...	...	...	...	...	8	6	8				
Insurance from Dublin to Liverpool,	...	...	...	...	...	1	17	8				
						<hr/>				49	11	4
						<hr/>						
	Sterling,	...	...	...	...	...	...	...	...	£793	18	6
						<hr/>				<hr/>		

**No. 2.**

[See Journal 7th February 1848.]

*Correspondence relative to the views of the North American Colonial Association of Ireland for the systematic Colonization of New Brunswick.*

(Copy)—No. 82.

*Downing Street, June 7, 1847.*

SIR,—I transmit to you herewith the accompanying copy of a Letter which has been addressed to me at the instance of the Directors of the North American Colonial Association of Ireland, in which they offer their services to Her Majesty's Government for the purpose of promoting the more rapid and systematic Colonization of the Province of New Brunswick, on the condition of receiving that degree of countenance and assistance from the Government which may be necessary to enable them to carry their plans into effect.

Having



Having carefully perused the application made by the Association on this subject, I have no hesitation in directing you to recommend it to the favourable consideration of the Provincial Legislature, entertaining a confident persuasion that those Bodies will not give their consent to the proposals of the Association, without taking such precautions as they may conceive requisite for effectually securing the public interest.

I have, &c.

(Signed)

GREY.

Lieut. Governor Sir W. M. G. Colebrooke, &c. &c. &c.

(Copy)

7 Broad Street Buildings, May 31, 1847.

MY LORD,—I am desired by the Directors of the North American Colonial Association of Ireland respectfully to tender their services to Her Majesty's Government, for the purpose of promoting the more rapid and systematic Colonization of the Province of New Brunswick.

A List of the Directors of the Association, together with the Acts of Parliament, by which it is incorporated and invested with powers for carrying out its objects, are submitted herewith for Your Lordship's inspection.

I am also desired to forward an Act passed by the Legislature of New Brunswick in 1840, authorizing the Lieutenant Governor and Council to grant to the Association on certain terms of purchase, 100,000 acres of the Wild Lands of that Province belonging to the Crown.

Circumstances with which it is unnecessary to trouble Your Lordship have hitherto prevented the Association from availing itself of this Grant, and indeed from exercising the powers which it possesses for purposes of Colonization. But the Directors think that the time has now arrived, when, if Her Majesty's Government be pleased to make use of their instrumentality, the powers in question might be employed with benefit alike to the Mother Country, and to the Province which they have selected as the fittest field for their operations.

The principal object which the Association has in view, is to render available its powers and the facilities which its organization affords for conducting the business of Emigration and Settlement in New Brunswick, by offering its co-operation to the many landholders in Ireland and Scotland who desire to encourage and assist the surplus population of their respective estates to establish themselves in British America. The Directors are led to hope, that by their agency, in connexion with such landholders, it will be found practicable to locate upon tracts well suited for Agricultural purposes, and not too remote from lands already reclaimed from the waste, considerable bodies of Emigrants coming from the same neighbourhood and bringing with them the Ministers of Religion and other means and appliances of civilization, and to make at the same time effectual provision for the comfortable maintenance of the Settlers until they shall have reaped their first crop.

The Directors of the Association are willing to undertake their part in this useful work, if Your Lordship be disposed to afford them that degree of countenance and assistance on the part of Her Majesty's Government which is necessary to enable them to carry it on with good effect.

To

To this end it is essential that the land upon which Emigrants of the description in question are to be located, should be placed at the disposal of the Association at a very cheap rate. Your Lordship is well aware that the means of such parties, as well as the means of their Landlords of assisting them, when applied to any considerable number of persons, are extremely limited, and this circumstance has prevented the Directors from turning the high priced lands which they already possess in Lower Canada, to the use now proposed for the cheaper lands of New Brunswick. But the Directors do not seek remission or abatement of the price of 3s., Halifax Currency, (equivalent to 2s. 6d. Sterling) per acre, stipulated for in the accompanying Act of the Colonial Legislature. They ask that they should be enabled to prepare the land at this price for the actual occupation of the Emigrant, by being permitted to discharge the claim of the Government by the legitimate and proved expenses incurred in the survey and sub-division of the wild tracts which it is intended to reclaim, and in the construction of the necessary roads. Otherwise such outlay must of course be added to the original cost of the land, and thus the Directors fear effectually prevent that Emigration and Settlement upon a large scale, and with due precaution for the safety and well being of the Emigrants, which it is alike the interest of the Mother Country and the Colony to encourage. And it is obvious that the essential steps of survey and road-making involve only a part of the preliminary expenses which must be incurred before Settlers can be thrown upon their own resources in the forests of New Brunswick.

Adverting to that consideration, and to the fact that the Directors desire to embark in the useful enterprize which they have in view, as the Agents of the Government, and not as a matter of speculation, they request in the second place that they may be required to pay for the land which the Lieutenant Governor of New Brunswick may be pleased to place at their disposal, only as they are able to sell and settle it, the land reverting to the Crown if not paid for within a certain limited period.

The Directors are aware that the power of disposing of the Crown Lands in New Brunswick has been conceded to the Local Government, but they entertain no doubt that on such a representation from Your Lordship as would demonstrate your confidence in the views and intentions at least, of the Association, and your wish that a favourable field might be granted to its endeavour to carry these views into execution, the Lieutenant Governor and the Legislature of the Province would be alike disposed to give every reasonable encouragement to the objects which the Directors desire to accomplish. They feel the more assured of this, because they have reason to know that this was the spirit in which the Provincial Parliament passed the Act of 1840; and that the inability of the Association to avail itself of the opening afforded by that Act has been much regretted.

The Directors have a further guarantee that a fair trial will be both afforded to the experiment, and that even if not so eminently successful in its issue as they hope and trust it will be, the parties who may proceed to New Brunswick under the auspices of the Association will at least be protected from injustice, and from that severe suffering which has too often followed upon the heels of ill advised Emigration. Mr. Perley, the Government Emigration Agent of that Province, has long been a shareholder in the North American Colonial Association of Ireland. The Act of 1840 was obtained by his exertions as its Agent, and he is now desirous, with Your Lordship's sanction,

to undertake the management in New Brunswick of the operations for which it is the object of this Address to obtain the countenance and support of Her Majesty's Government. If Your Lordship shall be pleased to favor the Directors with an assurance to that effect, they will lose no time in taking such measures as may place them in a position to begin to carry their plans into execution immediately upon receiving an intimation of the readiness of the Local Government to afford them that cordial co-operation essential to success.

I have, &c.

(Signed)

JAS. DEWAR, *Sec'y.*

*The Directors of the North American Colonial Association of Ireland.*

Earl Fitz William,  
Lord Petre,  
John Auldgo, Esquire,  
Colonel Breen, M. P.,  
Edward H. Chapman, Esquire,  
Andrew Colville, Esquire,  
Russell Ellice, Esquire,

George Forsyth, Esquire,  
Ross D. Mangles, Esquire, M. P.,  
George Robt. Martin, Esquire,  
Brice Pearse, Esquire,  
The Hon. F. Ponsonby,  
Sir George Simpson,  
John Abel Smith, Esquire, M. P.

(Signed)

JAS. DEWAR, *Secy.*

*Acts referred to in the foregoing Letter :*

Provincial Act, intituled "An Act to authorize the granting of certain Tracts of Land to the North American Colonial Association of Ireland, and to prescribe the terms and conditions thereof."

Acts of the Imperial Parliament, 5 & 6 William 4, c. 110; 5 & 6 Victoria, c. 96.

(Copy)

*Saint John, August 12, 1847.*

**MAY IT PLEASE YOUR EXCELLENCY,**

I have the honor of representing to Your Excellency that the North American Colonial Association of Ireland, by instrument bearing date the 18th June, 1847, have appointed me their Commissioner for the conduct of the affairs of the Association in New Brunswick.

As such Commissioner, I beg to refer to the Letter from the Association to the Right Honorable the Earl Grey, Her Majesty's Principal Secretary of State for the Colonies, dated 31st May last, and His Lordship's reply, copies of which, it is understood, have been transmitted to Your Excellency.

On behalf of the Association, I have now to state their desire to purchase twenty thousand acres of Land west of the River Saint John, between Woodstock and the Sea, as parcel of the quantity of one hundred thousand acres which the Lieutenant Governor and Council are authorized by the Act of 1840 to sell to the Association by private sale.

The Association asks to acquire this portion at the minimum price stated in the Act, of three shillings currency per acre, and prays that Your Excellency in Council will give the necessary instructions to Her Majesty's Surveyor General for the survey of this quantity, in some fitting locality to be agreed upon by that officer and myself.

In the letter to the Right Honorable the Earl Grey, the Association states its desire to render available the powers and facilities its organization affords for conducting the business of Emigration and Settlement in New Brunswick, and that through its agency it will be found practicable to locate upon tracts well suited for agricultural purposes, and not too remote from lands already reclaimed, considerable bodies of Emigrants coming from the same neighbourhood, and bringing with them the Ministers of Religion and other means and appliances of civilization, and to make at the same time effectual provision for the comfortable maintenance of the Settlers until they shall have reaped their first crop; and as the Association desire to embark in this useful enterprise as the Agents of the Government, and not as a matter of speculation, I have to solicit a favourable consideration of its request, that the expenses of survey and road making may be deducted from the purchase money of the land, and in the second place, that they may be required to pay for the land placed at their disposal only as they are able to sell and settle it, the land reverting to the Crown if not paid for within a limited period.

From the high character and standing of the Noblemen and Gentlemen who constitute the Board of Directors of the Association, there can be no doubt that they honorably intend to fulfil the objects they have stated, and the experiment they now propose to make, if successful, cannot fail to prove highly beneficial to this Province, and lead to its settlement on an extensive scale, in a manner which will be highly desirable.

I have, &c.

(Signed)

M. H. PERLEY, *Commissioner.*

His Excellency Sir W. M. G. Colebrooke, &c. &c. &c.

(Copy)

*Secretary's Office, Fredericton, August 26, 1847.*

SIR,—I have the honor to inform you, that your Communication relative to the proposed purchase of Crown Lands in this Province by the North American Colonial Association of Ireland, was duly laid before His Excellency the Lieutenant Governor in Council on the 19th of this instant month, and I am directed to inform you that the Executive Government cannot depart from the terms prescribed by the Act 3 Vic., cap. 82, but that 20,000 acres of Land may be granted to the Association under the conditions of that Act.

I have, &c.

(Signed)

JOHN S. SAUNDERS.

M. H. Perley, Esq., Com. N. Am. Coln. Ass. Ireland, St. John.

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