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JOURNAL
OF THE
HOUSE OF ASSEMBLY
OF
UPPER CANADA.

FROM THE 13th DAY OF JANUARY, TO THE 16th DAY OF APRIL 1835.

(BOTH DAYS INCLUSIVE.)

IN THE FOURTH YEAR OF THE REIGN OF

KING WILLIAM THE FOURTH:

BEING THE 1st SESSION OF THE 12th PROVINCIAL PARLIAMENT.

MARSHALL SPRING BIDWELL, ESQ. Speaker.

SESSION 1835.



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

TORONTO:
M. REYNOLDS, PRINTER TO THE HON. THE HOUSE OF ASSEMBLY.

1835.

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**JOURNAL,
HOUSE OF ASSEMBLY.**

1835.



RULES

FOR THE GUIDANCE OF PROCEEDINGS

IN THE

HOUSE OF ASSEMBLY.

MEETINGS AND ADJOURNMENTS OF THE HOUSE.

- RESOLVED,**—That this House do meet at 10 o'clock, A. M. and if, at that hour, there is not a quorum, the Speaker may take the chair and adjourn.
- II.—That when the House adjourns, the Members shall keep their seats until the Speaker leaves the chair.
- III.—That whenever an adjournment takes place for want of a quorum, the hour at which such adjournment is made, and the names of the Members present, shall be inserted in the Journals.

Quorum.

- IV.—That twenty-three Members, including the Speaker, shall form a Quorum.

Minutes.

- V.—That every day, immediately after the Speaker shall have taken the chair, the Minutes of the preceding day shall be read by the clerk, to the end that any mistake therein may be corrected by the House.
- VI.—That during the reading of the Minutes, the doors shall be closed.

Speaker.

- VII.—That the Speaker shall preserve order and decorum, and decide questions of order, subject to an appeal to the House.
- VIII.—That the Speaker shall take the chair when Black Rod is at the door.
- IX.—That the Speaker shall not take part in any debate, or vote, unless the House shall be equally divided, in which case, he may give his reasons for so voting, standing uncovered.
- X.—That when the Speaker is called upon to decide a point of order or practice, he shall state the Rule applicable to the case.

Members.

- XI.—That every Member, previous to his speaking to any question or motion, shall rise from his seat, uncovered, and address himself to the Speaker.
- XII.—That when two or more Members rise at once, the Speaker shall name the Member who is first to speak, subject to appeal to the House.
- XIII.—That every Member, who shall be present when a question is put, shall vote thereon, unless the House shall excuse him, or unless he be personally interested in the question; provided such interest is resolvable into a personal pecuniary profit, or such as is peculiar to the Member, and not in common with the interest of the subject at large, in which case he shall not vote.
- XIV.—When the Speaker is putting a question, no Member shall walk out of, or across, the House, nor when a Member is speaking, shall any other Members hold discourse which may interrupt him, nor pass between him and the chair.
- XV.—That a Member called to order shall sit down, unless permitted to explain, and all debate on the question of order, shall take place before the decision of the Speaker.
- XVI.—That no Member shall speak beside the question in debate.
- XVII.—That any Member may of right require the question, or motion in discussion, to be read for his information, at any time during the debate, but not so as to interrupt a Member speaking.
- XVIII.—That no Member other than the one proposing a question or motion, (who shall be permitted a reply) shall speak more than once on the same, without leave of the House, except in explanation of a material part of his speech, which may have been mis-conceived, but then he is not to introduce new matter.

XIX.—That any Member may, at any time, desire the House to be cleared of strangers, and the Speaker shall immediately give directions to the Serjeant-at-Arms to do so, without debate.

Legislative Council.

XX.—That the Master-in-Chancery attending the Legislative Council, be received as their messenger, at the Clerk's table, where he shall deliver such message as he is charged with.

XXI.—That all messages from this House to the Legislative Council be sent by two Members, to be named by the Speaker, accompanied by the Serjeant-at-Arms.

XXII.—That when the House shall judge it necessary to request a conference with the Legislative Council, the reasons to be given by this House upon the subject of the conference shall be prepared and agreed to by the House, before the messengers shall be appointed to make the said request.

Committee.

XXIII.—That the Rules of the House shall be observed in Committee of the whole so far as they may be applicable, except the Rule limiting the time of speaking.

XXIV.—That in forming a Committee of the whole House, before leaving the chair, the Speaker shall appoint a chairman to preside, who shall immediately take the chair without argument or comment.

XXV.—That every Member who shall introduce a bill, petition, or motion upon any subject which may be referred to a Committee, shall be one of the Committee without being named by the House, except in cases of controverted elections.

XXVI.—That of the number of Members appointed to compose a Committee, such number thereof as shall be equal to a majority of the whole number chosen, shall be a quorum, competent to proceed to business, (except in election committees,) where the number, to form such quorum, shall not be specially fixed by the House.

XXVII.—That in a Committee of the whole House, a motion that the Chairman leave the chair, shall always be in order and take precedence of every other motion, and that when the motion is made on account of any question of order or privilege arising, the Speaker shall resume the chair without discussion or vote of the Committee.

XXVIII.—That in a Committee of the whole House, all motions relating to the matter under consideration shall be put in the order in which they are proposed.

XXIX.—That the mode of appointing a Special Committee, consisting of more than five Members, shall be, first, to determine the number of which it shall consist, then, each Member shall write on a slip of paper the names of as many Members as are to form such Committee, and deliver the same to the Clerk, who shall thereupon examine the said lists, and report to the Speaker, for the information of the House, who have most voices in their favor; and if any difficulty should arise by two or more having an equal number of voices, the sense of the House shall be taken as to the preference.

Yeas and Nays.

XXX.—That the Yeas and Nays shall be taken and entered on the minutes at the request of any one Member.

Motions and Questions.

XXXI.—That one day's notice shall be given of all motions for introducing new matter, other than matters of privilege and bringing up petitions.

XXXII.—That a motion to adjourn shall always be in order.

XXXIII.—That after a motion is read by the Speaker, it shall be deemed to be in the possession of the House, but may be withdrawn at any time before decision, or amendment, with permission of the House.

XXXIV.—That a motion for commitment, until it is decided, shall preclude all amendment of the main question.

Aid and Supply.

XXXV.—That if any motion be made for any public aid, subsidy, duty, or charge upon the people, the consideration and debate thereon shall not presently be entered upon, but adjourned till such further day as the House shall think fit to appoint, and shall be referred to a Committee of the whole House, and their opinion reported before any resolution or vote of the House do pass thereupon.

Bills.

XXXVI.—That when a Bill or Petition is read in the House, the Clerk shall certify the readings, and the time, on the back thereof.

XXXVII.—That every Bill shall be read twice before it is committed, and engrossed and read a third time before it is sent up to the Legislative Council for concurrence.

XXXVIII.—That when any Bill shall be brought down to this House from the Honorable the Legislative Council, or when any Bill sent up from this House to the Legislative Council shall be returned with amendments, such Bill so brought down, or the amendments, shall undergo the same readings and formal consideration, and the same shall be committed and be subjected to the same order, form and stages, as are observed upon Bills originating in this House.

XXXIX.—That every public Bill shall be introduced by a motion for leave, specifying the object of the Bill; or by a motion to appoint a committee to prepare and bring it in; or by an order of the House on the report of a committee: and that every private Bill, shall be founded on a petition, notice of the intention of the petitioners having been inserted in the Upper Canada Gazette for the period of six months previous to the meeting of the Legislature.

XL.—That no Bill brought into this House shall have more than one reading on the same day.

Petitions.

XLI.—That all Petitions to be introduced, shall be brought in immediately after the minutes are read, and that such Petitions shall be read by the Clerk, after the third reading of any bills that may stand for that purpose on the order of the day; provided such Petitions shall have lain on the table two days.

Orders of the Day.

XLII.—That all Orders of the Day which by reason of any adjournment, shall not have been proceeded upon, shall be considered as postponed, till the next day on which the House shall sit, and shall stand first on the order of the day, after the third reading of bills and addresses and reading of petitions.

Accounts.

XLIII.—That all Accounts which shall in future be presented by any individual for work or labor done, or for articles furnished for the use of this House, shall be sworn to, and the affidavit specify that the charges therein contained, are the usual charges, and the commonly received prices for such work and labor, or for such articles furnished.

Printing.

XLIV.—That all the Printing done by order of the House shall be engaged by contract for the Session, on the lowest terms offered, and during the Session, be under the superintendence of a select committee; and during the recess, under the clerk.

Unprovided Cases.

XLV.—That in all unprovided cases, resort shall be had to the rules, usages and forms of the Parliament of Great Britain and Ireland.

Truly extracted from the Minutes.

JAMES FIZTGIBBON,
Clerk of Assembly.

Standing Orders of the House.

I.—That the Public Accounts laid before this House at the present Session be printed for the use of the members as early as practicable—and that this resolution be a standing order of the House in future, as to the Public Accounts to be hereafter laid before the Commons House of Assembly, and that two hundred copies of each Accounts be accordingly printed for this purpose at every session.

Journal 1824. Page 130, M. S.

II.—That in all cases of Controverted Elections for Counties, Towns, or Ridings, in this Province, the petitioners do by themselves or by their agents, within a convenient time to be appointed by this House, deliver to the sitting members or their agents, lists of the persons intended by the petitioners to be objected to, who voted for the sitting members, giving, in the said lists, the several heads of objections and distinguishing the same against the names of the voters excepted to, and that the sitting members do by themselves or by their agents, within the same time, deliver the like lists on their part to the petitioners or their agents.

Journal 1825. Page 48, M. S.

III.—That in future two hundred copies of the Journals of this House be printed as soon as may be practicable after each Session of the Provincial Legislature, under the provisions of the 46th (now 44th) rule.

Journal 1825-6. Page 367, M. S.

IV.—That whenever any item on the Order of the Day shall be called and the member who introduced the same, if present, shall not be prepared to proceed thereon, the said item shall be placed at the foot of the order of the day.

Journal 1829. Page 529, M. S. Copy.

V.—That the Clerk of this House, with the approbation of the Speaker and the consent of this House, shall appoint all its Subordinate Officers and Servants, (the Sergeant at Arms excepted,) and that no officer or servant of this House shall be removed or dismissed from his office or service without its knowledge and consent. As also that this House shall from time to time determine the rate of recompense to be made to all persons employed in its service, except in such cases as are already provided for by law.

Journal 1829. Page 46, M. S.

VI.—That no Petition complaining of the Election and Return of any member who may be returned to serve in any future Parliament, shall be received by this House, unless it be presented during the first fourteen days of the Session next ensuing after the said election and return.

Journal 1829. Page 746, M. S. Copy.

VII.—That the Clerk, during the recess, shall allow members of this House to have access to the Journals and other records, between the hours of ten in the morning and three in the afternoon of each day, and to take extracts or copies of such documents or records as they may consider necessary for their guidance and information.

Journal 1829. Page 747, M. S. Copy.

VIII.—That no person whatever (not a member of this House) shall be permitted to enter the Copying Clerk's Rooms.

Journal 1830. Page 129, M. S. Copy.

IX.—That the Printed Edition of the Journals be disposed of as follows, viz:—
 Three copies to each Member.
 One copy to each of the Members of the Legislative Council.
 Six copies to the Lieutenant Governor.
 Three copies to the Library.
 One copy (each) to the Governors, Legislative Councils and Assemblies, of Lower Canada, New Brunswick, Nova Scotia, and Prince Edward's Island.

Rules, &c.

Three copies to the Library of the Imperial Parliament.

One copy to the Colonial Department.

Six copies to the Clerk's Office for the use of this House, and the remainder to such Members of the House of Commons of Great Britain as the Speaker may direct.

Journal 1830. Page 194, M. S. Copy.

X.—That, in future, all notices of the intentions of members to introduce bills, motions, or resolutions, other than matters of privilege, shall be given immediately after the reading of petitions.

Journal 1831. Page 70, M. S. Copy.

Ordered, That it be a standing order of this House, that the Clerk shall take down the yeas and nays on all nominations for the election of Speaker, and that the same shall be entered in the Journals.

Printed Journal, Page 24. MS., Page 36.

January 17th, 1835.

Ordered, That so much of the forty-fourth rule of this House be rescinded, as requires the printing to be done by contract, during the session, at the lowest terms offered.

Printed Journal, Page 41. MS., Page 97.

January 22nd, 1835.

Ordered, That the postage of packets containing only petitions to this House, and documents relating thereto, shall be charged in the account for contingencies, upon production of such packet to the Clerk, although the weight may exceed six ounces.

Printed Journal, Page 41. MS., Page 97.

January 22nd, 1835.

Ordered, That, in future, five hundred copies of the Journals, of each Session, of this House, be printed for the use of Members.

Printed Journal, Page 130. MS. Page 390.

February 12th, 1835.

Ordered, That the time for receiving and disposing of the reports of select committees, shall be next in order after giving notices.

Printed Journal, Page 302. MS., Page 972.

March 30th, 1835.

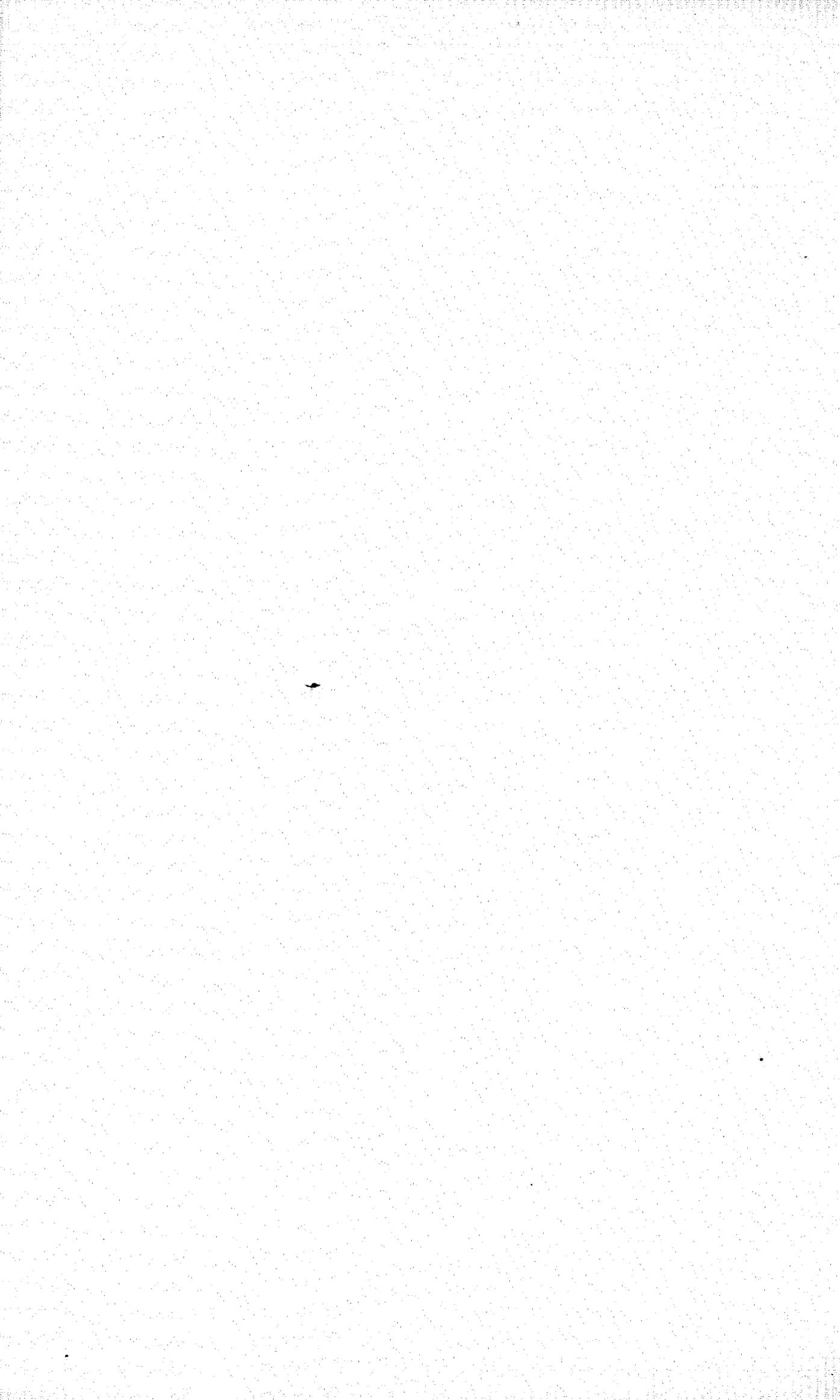
Ordered, That when this House is not in Session, as well as when it is, the Speaker may give such directions as he may think necessary and proper for carrying into effect the orders of the House and for ensuring the safety of its records—and all the clerks and officers of the House shall be under the direction of the Speaker in all matters whatsoever connected with the performance of their official duties.

Printed Journal, Page 380. MS., Page 1258.

April 14th, 1835.

Truly extracted from the Journals.

JAMES FITZGIBBON,
Clerk.



PROCLAMATION.



UPPER CANADA.

J. COLBORNE,

LIEUTENANT GOVERNOR.

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

To our beloved and faithful Legislative Councillors of our Province of Upper Canada, and to our Knights, Citizens and Burgesses of our said Province; to our Provincial Parliament, at our City of Toronto, on the fifteenth day of April, instant, to be commenced, held, called and elected, and to every of you—*Greeting* :

Proclamation proroguing the Provincial Parliament to the 24th day of May, 1835.

WHEREAS on the sixth day of March last, we thought fit to prorogue our Provincial Parliament to the 15th day of April, instant, at which time, at our City of Toronto, you were held and constrained to appear.

NOW KNOW YE, that WE, taking into our Royal consideration the ease and convenience of our loving subjects, have thought fit, by and with the advice of our Executive Council, to relieve you and each of you of your attendance at the time aforesaid, hereby convoking, and by these presents enjoining you and each of you, that on Saturday, the 24th day of May, next ensuing, you meet us in our Provincial Parliament, at our City of Toronto, there to take into consideration the state and welfare of our said Province of Upper Canada, and therein to do as may seem necessary, and herein fail not.

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

By command of His Excellency,

SAMUEL P. JARVIS,

Cl'k Crown in Chancery.

J. C.

D. CAMERON,

Secretary,

By a further Proclamation of His Excellency Sir John Colborne, K. C. B. Lieutenant Governor of the Province of Upper Canada, dated the sixteenth day of May, in the year of our Lord, one thousand eight hundred and thirty-four, the meeting of the Legislative Council and House of Assembly stands further prorogued to the thirtieth day of June, next ensuing.

Proclamation proroguing Provincial Parliament to 20th June.

By a further Proclamation of His Excellency Sir John Colborne, K. C. B. Lieutenant Governor of the Province of Upper Canada, dated the twenty-sixth day of June, in the year of our Lord, one thousand eight hundred and thirty-four, the meeting of the Legislative Council and House of Assembly stands further prorogued to the seventh day of August, next ensuing.

Proclamation proroguing Provincial Parliament to 7th of August.

By a further proclamation of His Excellency Sir John Colborne, K. C. B. Lieutenant Governor of Upper Canada, dated the first day of August, in the year of our Lord, one thousand eight hundred and thirty-four, the meeting of the Legislative Council and House of Assembly stands further prorogued to the fifteenth day of September next ensuing.

Proclamation proroguing Provincial Parliament to 15th September.

PROCLAMATION.

UPPER CANADA.

J. COLBORNE,

LIEUTENANT GOVERNOR.

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

Proclamation dissolving the Parliament.

To our beloved and faithful Legislative Councillors, of our Province of Upper Canada, and to our Knights, Citizens and Burgesses of the House of Assembly of our said Province, called and chosen to our present Parliament of our said Province, and to all our loving subjects to whom these presents shall come—*Greeting* :

WHEREAS, We have thought fit, by and with the advice of our Executive Council, of our said Province of Upper Canada, to dissolve the present Provincial Parliament of our said Province, which stands prorogued to Monday the fifteenth day of this present month of September.

NOW KNOW YE, that WE do, for that end publish this our Royal Proclamation, and do hereby dissolve the said Provincial Parliament, accordingly ; and the Legislative Councillors, and the Knights, Citizens and Burgesses of the House of Assembly are discharged from their meeting and attendance on the said fifteenth day of this present month of September.

IN TESTIMONY WHEREOF, We have caused these our Letters to be made patent, and the Great Seal of our said Province to be hereunto affixed : Witness, our trusty and well-beloved SIR JOHN COLBORNE, K. C. B. Lieutenant Governor of our said Province, and Major General Commanding our Forces therein, at Toronto, the first day of September, in the year of our Lord, one thousand eight hundred and thirty-four, and in the fifth year of our reign.

J. C

By command of His Excellency, in Council,

SAMUEL P. JARYIS,

Ck Crown in Chancery.

D. CAMERON,

Secretary.

PROCLAMATION.

UPPER CANADA.

J. COLBORNE.

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

To all our loving subjects in our Province of Upper Canada—*Greeting* :

Proclamation convening the Parliament to meet on Monday, the 20th of October.

WHEREAS, We are desirous and resolved, as soon as may be, to meet our people of our said Province of Upper Canada, and to have their advice in Provincial Parliament, We do make known such our Royal will and pleasure, and we do hereby summon and call together an Assembly in and for the said Province, to meet on Monday, the twentieth day of October, now next ensuing, and we do hereby further declare that by and with the advice of our Executive Council for the affairs of this Province, we have this day given orders for the issuing out writs in due form for summoning and calling together our Assembly in and for the said Province ; which writs are to bear teste the second day of this present month of September, and to be returnable on Monday, the twentieth day of October, now next ensuing.

IN TESTIMONY WHEREOF, WE have caused these our Letters to be made patent, and the Great Seal of our said Province to be hereunto affixed. Witness, our trusty and well-beloved SIR JOHN COLBORNE, K. C. B. Lieutenant Governor of our said Province, and Major General Commanding our Forces therein, at our City of Toronto this second day of September, in the year of our Lord one thousand eight hundred and thirty-four, and in the fifth year of our Reign.

J. C.

By command of His Excellency in Council,

SAMUEL P. JARVIS,

Ck Crown in Chancery.

D. CAMERON,

Secretary.

PROCLAMATION.

UPPER CANADA.

J. COLBORNE.

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

To our beloved and faithful Councillors of our Province of Upper Canada, and to our Knights, Citizens and Burgesses of our said Province, to the Assembly at our city of Toronto, on the twentieth day of October, to be commenced, held, called and elected, and to every of you,

GREETING :

WHEREAS, for certain arduous and urgent affairs, US, the state and defence of our Province of Upper Canada concerning, at our Assembly at the day and place aforesaid, to be held, WE have ordained you by our separate writs, at the city and day aforesaid, to be present for the purposes therein mentioned. Nevertheless for certain causes and considerations, Us thereto especially moving, our said Assembly at and upon the twentieth day of October, instant, We have thought fit to prorogue, so that you, nor any of you on the said twentieth day of October instant, at our said city to appear, are to be held or constrained, for We do will that you and each of you be, as to Us, in this matter entirely exonerated, commanding and, by the tenor of these presents, firmly enjoining you and every of you, and all others in this behalf interested, that on Tuesday, the twenty-fifth day of November, now next ensuing, at our city of Toronto, personally, you and every of you, to be and appear, to treat, do, act and conclude upon those things which in our said Assembly, by the common Council of our said Province, by the favour of God may be ordained.

Proclamation proroguing Provincial Parliament to the 5th November.

In testimony whereof, We have caused these our Letters to be made Patent, and the Great Seal of our said Province to be hereunto affixed : Witness our trusty and well-beloved SIR JOHN COLBORNE, K. C. B., Lieutenant Governor of our said Province, and Major General commanding our Forces therein, at our City of Toronto, this eighteenth day of October, in the year of our Lord, one thousand eight hundred and thirty four, and in the fifth year of our reign.

J. C.

By command of His Excellency in Council.

ROBERT JAMESON,
Attorney General.

D. CAMERON,
Secretary.

By a further Proclamation of His Excellency Sir John Colborne, K. C. B., Lieutenant Governor of the Province of Upper Canada, dated the seventeenth day November, in the year of our Lord one thousand eight hundred and thirty four, the meeting of the Legislative Council and House of Assembly stands further prorogued to the twenty second day of December next ensuing.

Proclamation proroguing Provincial Parliament to 22nd December.

PROCLAMATION.

UPPER CANADA.

J. COLBORNE.

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

To our beloved and faithful Legislative Councillors of our Province of Upper Canada, and to our Knights, Citizens, and Burgesses of our said Province, to our Provincial Parliament, at our City of Toronto, on the twenty-second day of December instant, to be commenced, held, called and elected, and to every of you,

GREETING :

WHEREAS, by our proclamation hearing date the seventeenth day of November last, We thought fit to prorogue our Provincial Parliament to the twenty-second day of December, instant, at which time at our city of Toronto, you were held and constrained to appear.

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

Proclamation convening the Provincial Parliament to meet for the actual despatch of public business, on Thursday, 15th January, 1835.

IN TESTIMONY WHEREOF, We have caused these our Letters to be made patent, and the Great Seal of our said Province to be hereunto affixed. Witness our trusty and well-beloved SIR JOHN

COLBORNE, K. C. B. Lieutenant Governor of our said Province, and Major General Commanding our Forces therein, at our city of Toronto, this ninth day of December, in the year of our Lord one thousand eight hundred and thirty-four, and in the fifth year of our Reign.

J. C.

By command of His Excellency, in Council,

SAMUEL P. JARVIS,
Clk Crown in Chancery.

D. CAMERON,
Secretary.

JOURNAL, &c.

1st Sess. 12th Parl. 5th Wm. IV. January 15th 1835.

Province of }
Upper Canada. }

HOUSE OF ASSEMBLY,

Thursday, 15th January, 1835.

At ten o'clock this day, James Fitzgibbon, Esq., Clerk of Assembly, and Samuel Peters Jarvis, Esquire, Clerk of the Crown in Chancery, Commissioners appointed to administer the Oath prescribed by the Statute to the Members returned to serve in the present Parliament, attended in the Chamber of the Assembly, and administered the Oath to fifty eight Members, viz :

| FROM WHAT COUNTY TOWN OR RIDING. | NAMES. | |
|----------------------------------|--|-------------------------|
| <i>City of Toronto</i> | James E. Small, | |
| <i>Niagara</i> | Charles Richardson, | |
| <i>Hamilton</i> | Allan N. McNab, | |
| <i>Kingston</i> | Christopher A. Hagerman, | |
| <i>Brockville</i> | David Jones, | |
| <i>Cornwall</i> | Archibald McLean, | |
| <i>Glengarry</i> | Donald McDonell and Alexander Chisholm, | |
| <i>Prescott</i> | Alexander McDonell and Charles Waters, | |
| <i>Russell</i> | Thomas Mackay, | |
| <i>Stormont</i> | William Bruce and Donald Æ. McDonell, | |
| <i>Dundas</i> | John Cook and Peter Shaver, | |
| <i>Grenville</i> | Hiram Norton and William B. Wells, | |
| <i>Leeds</i> | Ogle Robert Gowan and Robert S. Jameson, | |
| <i>Carlton</i> | Edward Malloch, | |
| <i>Lanark</i> | William Morris and Josias Tayler, | |
| <i>Frontenac</i> | Jacob Shibley and John Strange, | |
| <i>Hastings</i> | Henry W. Yager and James H. Samson, | |
| <i>Lennox and Addington</i> , | Marshall S. Bidwell and Peter Perry, | |
| <i>Prince Edward</i> | John P. Roblin and James Wilson, | |
| <i>Northumberland</i> | Alexander McDonell and John Gilchrist, | |
| <i>Durham</i> | George S. Boulton and John Brown, | |
| <i>Simcoe</i> | William B. Robinson and Samuel Lount, | |
| LINCOLN. YORK. | { 1st Riding..... | David Gibson, |
| | { 2nd Riding..... | William Lyon Mackenzie, |
| | { 3rd Riding..... | Thomas David Morrison |
| | { 4th Riding..... | John McIntosh, |
| | { 1st Riding..... | Dennis Woolverton, |
| | { 2nd Riding..... | George Rykert, |
| | { 4th Riding..... | Gilbert McMicking, |
| <i>Haldimand</i> | William Hamilton Merritt, | |
| <i>Wentworth</i> | Harmannus Smith and Jacob Rymal, | |
| <i>Halton</i> | Caleb Hopkins and James Durand, | |
| <i>Middlesex</i> | Thomas Parke and Elias Moore, | |
| <i>Oxford</i> | Charles Duncombe and Robert Alway, | |
| <i>Norfolk</i> | Francis L. Walsh and David Duncombe, | |
| <i>Kent</i> | William McCrae and Nathan Cornwall, | |
| <i>Essex</i> | Francis Caldwell and John A. Wilkinson. | |

Names of Members and places represented.

House summoned to Bar of Legislative Council.

At 3 o'clock, P. M. the Gentleman Usher of the Black Rod came to the Bar of the House and delivered the commands of His Excellency the Lieutenant Governor for the immediate attendance of the Members present at the Bar of the Legislative Council Chamber; and having withdrawn, the Clerk and Serjeant at Arms, with the Members present, proceeded, without delay, to the Legislative Council Chamber.

Speaker of Legislative Council informs the Assembly that His Excellency does not think proper to declare the cause of calling the Parliament till a Speaker be chosen.

The Honorable the Speaker of the Legislative Council, then said, "Honorable Gentlemen of the Legislative Council, and Gentlemen of the House of Assembly, I am commanded by His Excellency the Lieutenant Governor to inform you that His Excellency does not think fit to declare the causes for which he has summoned this Provincial Parliament until there be a Speaker of the House of Assembly.

"It is therefore His Excellency's pleasure that you, Gentlemen of the House of Assembly, do forthwith repair to the place in which the sittings of the House of Assembly are usually held and there choose a fit person to be your Speaker, and that you present the person so chosen, to His Excellency in this House, on tomorrow, at 3 o'clock in the afternoon, for his approbation."

House returns to Hall of Assembly & Marshall S. Bidwell is chosen Speaker.

The Members then returned to the Chamber of the Assembly, and having taken their seats, Mr. Perry, seconded by Mr. Duncombe, of Oxford, moved, that Mr. Marshall S. Bidwell, a Member for the incorporated counties of Lennox and Addington be chosen Speaker.

Which was carried.

Speaker elect is conducted to the Chair and thanks the House for the honor conferred.

Whereupon, the Clerk having declared Mr. Bidwell duly elected, he was conducted to the chair by Messrs. Perry and Duncombe, and, standing on the upper step, he returned his humble acknowledgments to the House for the honor they had conferred upon him by choosing him to be their Speaker,

The House then adjourned till two of the clock P. M. tomorrow.

Friday, 16th January, 1835.

The House met pursuant to adjournment.

House summoned to bar of Legislative Council.

At 3 o'clock the Gentleman Usher of the Black Rod came to the Bar and delivered the commands of His Excellency the Lieutenant Governor for the immediate attendance of this House with its Speaker elect, at the Bar of the Legislative Council Chamber, and retired.

House attends the summons. Speaker on return of House reports his Excellency's approval of the choice of Speaker and that the usual privileges are assured.

The Speaker elect, with the officers of the House and members present, agreeably to the commands delivered, repaired to the Bar of the Legislative Council Chamber, and, being returned, the Speaker reported that His Excellency had been pleased to approve of the choice the House had made of him to be their Speaker, and had given an assurance that the usual privileges of the House would be granted by His Excellency in the most ample manner.

Bill for the sale of Clergy reserves bro't in and read.

Mr. Perry, seconded by Mr. Chisholm, moves for leave to bring in a bill for the sale and leasing the Clergy Reserves in this Province for the purposes of General Education, and that the 31st rule of this House be dispensed with so far as relates to the said bill.

Which was granted and the bill read.

On motion of Mr. Perry, seconded by Mr. Shaver,

Bill referred to Select Committee to report thereon.

Ordered that the Bill be referred to a Select Committee of five Members to examine and amend and report the same to this House; and that Messrs. Perry, Morrison, Small, Chisholm and Norton do compose said Committee.

Speaker reports His Excellency's speech.

Mr. Speaker reported that when the House attended upon His Excellency, at the Bar of the Legislative Council Chamber, His Excellency had been pleased to open the Session with a most gracious Speech from the Throne; of which, to prevent mistakes, he had procured a copy.

The Speech was then read as follows :

Speech read.

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

You have the satisfaction of being convened to promote, by your counsels, the welfare of the people, at a period when the increased activity with which every description of improvement proceeds throughout the Province, assures you that the general interests of the Colony are greatly prospering.

Speech of His Excellency the Lieutenant Governor at opening of Session.

The exertion, perseverance, and spirit of enterprise so conspicuous in each District; and the independency and comfort, which the more industrious portion of your population has speedily attained, are obviously the early advantages resulting from the flow of emigration to the Province, and from the useful public works which have been accomplished under the direction of the parent state, and of the Legislature of this country.

These considerations will doubtless chiefly engage your attention, in deciding on the means that can be prudently applied to encourage the present ardor for improvement, and to carry into effect the undertakings, which have been projected, to connect more extensively the navigable waters of some of the most flourishing Districts.

The completion of the Grenville Canal and other public works on the River Ottawa, has brought the Rideau Navigation fully into operation.

The internal commerce carried on by the Welland Canal increases, and will be extended by the improved communications in progress on the Grand River.

Gentlemen of the House of Assembly,

I have directed to be laid before you the annual accounts, the estimates of the amount required for the public service of the current year and statements of the Casual and Territorial Revenue.

With these documents will be transmitted for your examination detailed accounts of the disbursements, authorized during the prevalence of the disease, which, by the dispensation of Divine Providence, again afflicted the Province.

I entertain no doubt, that you will think it right to provide for the repayment of the sums which have been distributed by the Boards of Health.

Honorable Gentlemen and Gentlemen,

The laws which are about to expire will demand your attention.

The several Acts passed by the Provincial Legislature to protect the interests of individuals, in cases in which the local tribunals could not interpose, have suggested to His Majesty's Government the propriety of recommending such a revision to be made of your legal Institutions as will prevent a delay in the Administration of Justice in similar instances which might constantly occur.

I shall have occasion to communicate with you by message on this subject and to convey to you the views of His Majesty's Government, relative to the arrangements proposed for the re-organization of the Post Office in these Colonies.

The assurances which I received from the inhabitants of this Province, in the course of the past year, expressive of their attachment to their Sovereign, and which it became my duty to forward to the Secretary of State for the Colonies, have afforded His Majesty the highest gratification.

These further proofs of the devoted loyalty of the people of the Province, and of their sincere and earnest desire to maintain and perpetuate the connection with the Great Empire of which they form an important part, will, I am confident, be duly appreciated by you, and by all our countrymen who intend to fix their abode in this favored land.

- Petitions brought up
of W. B. Jarvis. Mr. Robinson brought up the Petition of William Botsford Jarvis, of the City of Toronto; which was laid on the table.
- Mayor, Aldermen,
and Commonalty of
Toronto City. Mr. Small brought up the Petition of the Mayor, Aldermen and Commonalty of the City of Toronto; which was laid on the table.
- John Booth and
others. Mr. Norton brought up the Petition of John Booth and three hundred and fifty three others of the County of Leeds; which was laid on the table.
- George Cameron
and others. Mr. Mackenzie brought up the Petition of George Cameron and sixty-eight others of Chinguacousy, in the County of York; which was laid on the table.
- Edward Clark and
others. Mr. Mackenzie brought up the Petition of Edward Clark and fifty others of the Townships of Caledon, Chinguacousy and Mono, in the Home District; which was laid on the table.
- James Johnston. Mr. McKay brought up the Petition of James Johnston of Bytown, in the County of Carleton; which was laid on the table.
- Notice of Address
to His Majesty on
free importation. Mr. MacNab gives notice that he will, on Wednesday next, move an address to His Majesty, praying for the repeal of a certain Act passed in the Imperial Parliament in the first year of His Reign as far as the same relates to the free importation into this Province of certain articles, the growth and manufacture of the United States of America.
- Notice of Bill to
amend Summary
Punishment Act. Mr. MacNab gives notice that he will, on Monday next, move for leave to bring in a Bill to alter and amend An Act passed in the last Session of the Eleventh Parliament of this Province, entitled "An Act to provide for the summary punishment of petty trespasses and other offences."
- Notice of reading
Journals on Petition
of Nancy Strobridge. Mr. MacNab gives notice that he will, on this day week, move for the reading of that part of the Journals of the last Session of the Eleventh Parliament as relates to the Petition of Nancy Strobridge, widow of the late James Gordon Strobridge, Contractor on the Burlington Bay Canal.
- Notice of reading
Journals on Hamil-
ton Bank Bill. Mr. MacNab gives notice that he will, on Monday next, move for the reading of that part of the Journals of the last Session of the Eleventh Parliament as relates to the Bill establishing a Bank at Hamilton, in the Gore District.
- Notice of Hamil-
ton Fair Bill. Mr. MacNab gives notice that he will, on Monday next, move for leave to bring in a Bill establishing four public fairs in the town of Hamilton, in the Gore District.
- Notice of Bill to
authorise Surveyors
to swear their assist-
ants. Mr. Samson gives notice that he will, on to-morrow, move for leave to bring in a Bill to authorise Deputy Provincial Surveyors to swear all persons acting in any survey under them, either as pointing out the posts, monuments or lines of original surveys, as chain bearers, or in any manner assisting in such survey.
- Notice of Still Li-
cence Law amend-
ment. Mr. Samson gives notice that he will, on to-morrow, move for leave to bring in a Bill to alter, amend and extend the provisions of the several laws now in force relating to the licensing Stills.
- Notice of Bill al-
lowing members to
vacate their seats. Mr. Samson gives notice that he will, on to-morrow, move for leave to bring in a Bill to authorise Members of the House of Assembly to resign their seats in this House during the continuance of the Parliament for which they may have been elected.
- Notice of Bill ma-
king Judgments re-
corded a lien on
lands. Mr. Samson gives notice that he will, on to-morrow, move for leave to bring in a Bill to render judgments, entered of record and duly registered, a lien upon lands and tenements.
- Notice of Bill to
make real estate as-
sets in hands of Ex-
ecutors. Mr. Samson gives notice that he will, on Thursday next, move for leave to bring in a Bill to declare the law rendering real estate assets in the hands of executors, and to provide for the sale of the same.
- Notice of Bill to
amend the law
granting Licences to
Innkeepers. Mr. Samson gives notice that he will, on Tuesday next, move for leave to bring in a Bill to alter, amend and to extend the laws now in force relating to the granting of Licenses to Innkeepers, and to facilitate the recovering of the penalty against persons selling liquors without license.

Mr. Mallock gives notice that he will, on Wednesday next, move for leave to bring in a Bill to amend the Court of Requests Law.

Notice of Bill to amend the Court of Requests Law.

Mr. Mackenzie gives notice that he will, on to-morrow, move for the appointment of a Standing Committee of seven Members, three of whom to be a quorum, to enquire into the State of the Currency, and the receipts and expenditure of the whole Public Revenue from whatever source derived, with power to send for persons, papers and records, and leave to report from time to time by bill, address or otherwise; that to this Committee shall be referred the Public Accounts of the Province as also so much of a Despatch from His Majesty's Principal Secretary of State for the Colonies, dated the 8th of November, 1832, and numbered 162, as relates to Revenue and Finance, and a message from the Lieutenant Governor, dated 6th January, 1834, accompanying certain opinions on Currency by the Lords of the Treasury, dated 30th October, 1833; that the 29th rule be suspended in so far as it may be found to apply to said motion; and that it be an instruction to the said Committee to enquire into and report on all receipts and expenditures by authority of His Majesty's Government within the Province, for naval and military purposes, and for all other purposes whatever.

Notice of motion for a Standing Committee on Currency and Revenue, &c. &c. &c.

Mr. Mackenzie gives notice that he intends, to-morrow, to move that the Banks of Upper Canada, and of the Midland District be required to furnish the annual statements of their operations prescribed in the Bank Acts.

Notice of motion for Bank Returns.

Mr. Mackenzie gives notice that he intends, to-morrow, to move that the Welland Canal Company be required to give to this House the annual detailed statement of their affairs required by the Statutes.

Notice of motion for Returns for Welland Canal.

Mr. Mackenzie gives notice that, on to-morrow, he intends to move for an inquiry into the details of the contingent expenses of the Legislative Council.

Notice of motion for enquiry expenses Legislative Council.

Mr. Mackenzie gives notice that he intends, to-morrow, to move that the following be a standing order of this House:

"Resolved, That at the election of a Speaker the names of the members shall be taken down by the Clerk and be entered in the Journals."

Notice of Resolution for Yeas and Nays on choice of Speaker.

Mr. Mackenzie gives notice that, on Wednesday next, he will move that the documents transmitted to His Excellency the Lieutenant Governor by His Majesty's Principal Secretary for the Colonies and sent down to this House accompanying the despatch No. 162, of the 8th November, 1832, be printed: five hundred copies, in pamphlet form, for the use of members.

Notice of motion for printing documents, accompanying despatch 8th November.

Mr. Mackenzie gives notice, that he will, on to-morrow, move a resolution for an address to His Excellency for copies of all correspondence between His Majesty's Government in England and the Lieutenant Governor in this Colony, relative to his several expulsions from the House of Assembly; as also relative to the summary removal from the office of Attorney General, of Henry John Boulton, Esquire, (now Chief Justice of Newfoundland) and of Christopher Alexander Hagerman, Esquire, from the office of Solicitor General; together with all correspondence between the King's Government and the Lieutenant Governor respecting the re-appointment of the said Christopher Alexander Hagerman to the office of Solicitor General, and the appointment of Robert S. Jameson to the office of Attorney General, in the room of the said Henry John Boulton.

Notice of Resolution for an address to His Excellency for correspondence on the subject of expulsions of Wm. L. Mackenzie, removal & appointment of Crown Officers, do. of Mr. Jameson as Attorney General.

Mr. Mackenzie gives notice that he intends to move, on this day fortnight, for leave to bring in a bill to determine the places at which County Elections shall be held throughout this Province, and to make further provision relative to elections for Members of the House of Assembly.

Notice of Bill to determine the places for holding County Elections.

Mr. Mackenzie gives notice that he will, on an early day, move resolutions for erasing from the Journals the proceedings relative to his several expulsions from the House of Assembly, and declaring the proceedings of the House in that case unconstitutional.

Notice of motion for erasing from the Journals the proceedings of the House in expelling W. L. Mackenzie.

Mr. Robinson gives notice that he will, on Thursday next, move for leave to bring in a bill to compel the attendance of Witnesses before Justices.

Notice of Bill to compel witnesses to attend before Justices.

Notice of motion for Committee on Expiring Laws.

Mr. Duncombe, of Oxford, gives notice that he will, on to-morrow, move for the appointment of a Committee to enquire into the expiring laws, with power to report upon the same.

Notice of Road and Bridge appropriation Bill.

Mr. Duncombe, of Oxford, gives notice that he will, on to-morrow, move for leave to bring in a bill granting to His Majesty a sum of money for the improvement of the Roads and Bridges in this Province.

Notice of Bill to amend the Court of Requests Act.

Mr. Duncombe, of Oxford, gives notice that he will, on this day week, move for leave to bring in a bill to amend the Court of Requests law, allowing parties to suits in this Court the trial by Jury when either of the parties desire.

Notice of Members Wages Bill.

Mr. Roblin gives notice that he will, on to-morrow, move for leave to bring in a bill to allow wages to members representing the different towns in this Province.

Notice of motion for Select Committee on Bill to establish Provincial Bank.

Mr. Merritt gives notice that he will, on to-morrow, move for the appointment of a Committee to enquire into the expediency of establishing a Provincial Bank in this Province.

Notice of Bill to amend the York Incorporation Act.

Mr. Small gives notice that he will, on Wednesday next, move for leave to bring in a bill to amend and repeal certain parts of an Act of the Parliament of this Province, passed in the last Session of the last Provincial Parliament, incorporating the Town of York.

Notice of Members Wages Repeal Bill.

Mr. Boulton gives notice that he will, on Monday next, move for leave to bring in a bill to repeal the law granting wages to Members of the House of Assembly.

On motion of Mr. Malloch, seconded by Mr. Morris,

Journal to be exhibited on the Lobby.

Ordered that the Clerk do exhibit daily, in the lobby, a copy of the Journals for public information.

Notice of reading Journals on Light House, Hartley's Point.

Mr. Caldwell gives notice that he will, on Monday next, move for the reading of that part of the Journals of last session which relates to the erection of a Light House on Hartley's Point, in the County of Essex, in the Western District.

On motion of Mr. McNab, seconded by Mr. McCrae,

Printing Committee appointed.

Ordered that Messrs. McNab, Gowan, Norton, and Wilkinson be a Committee to superintend the printing of this House during the present Session.

Notice of motion for Committee on Assessment Law.

Mr. Rykert gives notice that he will, on to-morrow, move for the appointment of a Committee to enquire into the expediency of amending the present Assessment Law of this Province.

Notice of Bill to amend the law relating to Overseers of Highways.

Mr. Rykert gives notice that he will, on Monday next, move for leave to bring in a bill to amend the law now in force in this Province, relating to the number of overseers of highways, and to fix the time for the application of the Statute Labour in the several Townships of this Province.

On motion of Mr. Roblin, seconded by Mr. Cook, That the postage on all Letters, Papers and Packages not exceeding six ounces in weight, to and from Members of this House, during the present Session, be paid by the Clerk of the House and charged in the contingent account, the House divided, and the Yeas and Nays were taken as follows:

YEAS,—Messrs.

House divides on motion for charging Postage of Session in contingent account.

| | | | | |
|------------------|--------------------|------------|-------------|-------------|
| Alway, | ford, | berland, | Perry, | Smith, |
| Att'y General, | Duncombe of Nor- | M'Kay | Richardson, | Strange, |
| Boulton, | folk, | M'Lean, | Robinson, | Taylor, |
| Brown, | Gilchrist, | M'Micking, | Roblin, | Walsh, |
| Bruce, | Gowan, | Macnab, | Rykert, | Wells, |
| Caldwell, | Jones, | Moore, | Rymal, | Wilkinson, |
| Chisholm, | M'Crea, | Morrison, | Samson, | Wilson, |
| Cook, | M'Donell, of Glen- | Norton, | Shaver, | Woolverton, |
| Cornwall, | garry, | Parke, | Shibley, | Yager—43. |
| Duncombe, of Ox- | M'Donell, Northum- | | | |

NAYS,—Messrs.

| | | | | |
|---------|----------|------------|----------|-----------|
| Durand, | Hopkins, | M'Intosh, | Mallock, | Morris, |
| Gibson, | Lount, | Mackenzie, | Merritt, | Small—10. |

The question was carried in the affirmative by a majority of thirty-three, and it was

Ordered, "That the postage on all Letters, Papers and Packages not exceeding six ounces in weight to and from Members of this House, during the present Session, be paid by the Clerk of the House and charged in the contingent account." Postage to be paid as a contingency.

Mr. Perry gives notice that he will, on Tuesday next, move for leave to bring in a bill for the regulation of Grand and Petit Juries in this Province. Notice of Jury Bill.

Mr. Perry gives notice that he will, on Monday next, move for leave to bring in a bill to repeal the several laws of this Province for the appointment and prescribing the duties of Township Officers and to reduce the same to one act of Parliament, with some amendments. Notice of Township Officers Bill.

Mr. Perry gives notice that he will, on Monday next, move an address to His Excellency requesting His Excellency to inform this House what answers (if any) has been received from His Majesty's Government to the Address of this House relative to grants of land and the Land Granting Department in this Province, during the last Session. Notice of an Address to His Excellency on the subject of Land Granting.

Mr. Richardson gives notice that he will, on Thursday next, move for leave to bring in a Bill to establish an Asylum in this Province. Notice of Asylum Bill.

Mr. Richardson gives notice that he will, on Thursday next, move for leave to bring in a bill to abolish Imprisonment for Debt in this Province, except in cases of fraud. Notice of Bill to abolish Imprisonment for debt.

Mr. Richardson gives notice that he will, this day fortnight, move for leave to bring in a bill to incorporate the town of Niagara, establish a Police, and erect a new Market therein. Notice of Niagara Incorporation Bill.

Mr. Walsh gives notice that he will, on tomorrow, move for leave to bring in a Bill to amend the Registry Laws of this Province, and to provide for the safety of the County Records. Notice of Registry Bill.

Adjourned.

Saturday, 17th January, 1835.

The House met.

The minutes of yesterday and Thursday were read.

Mr. Boulton brought up the petition of P. McGuire and two hundred and forty-five others, inhabitants of the township of Cavan, in the Newcastle District; which was laid on the Table. Petitions brought up. P. McGuire and others.

Mr. Mackenzie brought up the petition of David Thorburn, of Queenston, which was laid on the table. D. Thorburn, Esq.

Mr. McLean brought up the Petition of William Johnston and sixteen others, inhabitants of the County of Stormont; which was laid on the table. William Johnston and others.

Mr. Rykert brought up the Petition of George Adams and forty-four others, inhabitants of the District of Niagara; which was laid on the table. George Adams and others.

Mr. Mackenzie brought up the Petition of George Garner and seven others, electors of the third riding of the County of Lincoln; which was laid on the table. George Garner and others.

Mr. Norton brought up the Petition of John Kilborn and ninety-six others, of the Township of Woford, in the Johnstown District; which was laid on the table. John Kilborn and others.

Mr. Norton brought up the Petition of John Reid and twenty-six others, electors of the Town of Brockville; which was laid on the table. John Reid and others.

Mr. Walsh brought up the Petition of Benjamin Vanorman and thirty-nine others, of the Townships of Bayham, Charlotteville, Houghton, Townsend, Middleton, Walsingham, Walpole, Windham, and Woodhouse, in the London District; which was laid on the table. Benjamin Vanorman and others.

Jeremiah Woolven and others. Mr. Walsh brought up the Petition of Jeremiah Woolven and sixty-three others, of the above mentioned Townships; which was laid on the table.

Simson McCall and others. Mr. Walsh brought up the Petition of Simson McCall and two hundred and thirty-one others, of the before mentioned Townships, in the London District; which was laid on the table.

Daniel Fisher and others. Mr. MacKay brought up the Petition of Daniel Fisher and seventy-four others, inhabitant freeholders of the County of Carleton; which was laid on the table.

John Bennet. Mr. Gilchrist brought up the Petition of John Bennet of Cobourg; which was laid on the table.

Daniel Armstrong and others. Mr. Durand brought up the Petition of Daniel Armstrong and two hundred and one others, of the Township of Dumfries, in the County of Halton; which was laid on the table.

Pearse, Dumble and Hore. Mr. Gilchrist brought up the Petition of Pearse, Dumble and Hore, Contractors for the Bobcaygean Canal; which was laid on the table.

Cornelius Anderson and others. Mr. Gibson brought up the Petition of Cornelius Anderson and fifteen others, inhabitants of the Township of Etobicoke; which was laid on the table.

James Calcut and others. Mr. Gilchrist brought up the Petition of James Calcut and one hundred and fifty-one others, inhabitants of the Newcastle District; which was laid on the table.

Nathan Martin and others. Mr. Gibson brought up the Petition of Nathan Martin and one hundred and sixteen others, inhabitants of the Townships of York, Vaughan, and Etobicoke, in the County of York; which was laid on the table.

E. C. Griffin and others. Mr. Durand brought up the Petition of Ebenezer C. Griffin and fifty-four others, inhabitants of the Township of Flamborough East, and vicinity; which was laid on the table.

Daniel Jones and others. Mr. Jones brought up the Petition of Daniel Jones and forty-nine others; which was laid on the table.

On motion of Mr. Mackenzie, seconded by Mr. McMicking,

Petitions of D. Thorburn, Esq. and of George Garner and others read. *Ordered* that the Petitions of David Thorburn, Esquire, and of George Garner and others, be now read and that the forty-first rule of this House be dispensed with so far as it would interfere with this motion.

The Petition of David Thorburn and George Garner and others were read accordingly.

Petitions of D. Thorburn & George Garner and others, entered and ordered to be printed. Mr. Mackenzie, seconded by Mr. McMicking, moves that it be resolved that the Petitions of David Thorburn, Esquire, of Queenston, and of George Garner and certain others, freeholders of the District of Niagara, be entered on the Journals, and 200 copies printed for the use of members.

Which was carried and the Petitions are as follows :

To the Honorable the Commons House of Assembly in Provincial Parliament Assembled;

Petition of D. Thorburn, Esq. The Petition of David Thorburn, Esquire, of Queenston,

HUMBLY SHEWETH:

That Your Petitioner was nominated by the Electors of the third Riding in the County of Lincoln, as a Candidate at the last Election for the said third Riding, to represent the said Riding in the present Parliament, and that John Johnson Lefferty, Esquire, was the other Candidate nominated in opposition to your Petitioner, and that Alexander Hamilton, Esquire, Sheriff of the Niagara District, was the Returning Officer to hold the said Election to return one Member to represent the same in said Parliament; that the said Returning Officer, pursuant to public notice, did, on the sixth day of October last by request of the Electors open a poll for the election of a member to represent the said third Riding, and did continue the Poll, from day to day, until Saturday, the 11th of said month, the last day which said poll could be held by law.

That your Petitioner had a majority of votes polled, and that at or about four o'clock, P. M. of the said 11th day of October, a certain freeholder of the said third Riding did present himself to vote for your Petitioner and was objected to by the opposing Candidate on the ground of not having taken the oath of allegiance: and upon application being made to the Returning Officer by the supporters of your Petitioner to know if the poll would be held open long enough for the said voter to go to Niagara, a distance of eleven miles, and qualify himself to vote at said election, the Returning Officer said he would not, as he, the said Returning Officer, intended to close the said election by eight o'clock at farthest: and in consequence of the statement made by the said Returning Officer your Petitioner was deprived of the said vote.

Petition of David Thorburn, Esq.

But, notwithstanding the assertion so made by the said Returning Officer, that he would close the election at eight o'clock, P. M., the said Returning Officer did, at the the instigation and by request of the said John Johnson Lefferty, the opposing Candidate to your Petitioner, and against the will of a majority of the Electors of said third Riding, keep open and continue the said election until midnight of the said eleventh day of October, although your Petitioner, by the advice and at the request of his supporters, entered his protest against continuing the election after nine o'clock; and your petitioner begs further to state that he, at midnight, had a majority by one vote, and that the said Returning Officer did, after the hour of minight, (it then being Sunday morning) receive and record the vote of the said John Johnson Lefferty in favour of himself, thereby causing the poll to stand equal.

Your Petitioner, therefore, begs leave humbly to suggest to your Honorable House that the conduct of said Returning Officer is without precedent and against all laws and usage for governing and determining elections, as your Honourable House must be perfectly aware; and your petitioner had a majority of votes up to the very hour of midnight, as will be seen by referring to the poll book kept at said election, and by the protest of Malcolm Lang, Esquire, an elector of said third Riding, against the receiving the vote of the said John Johnson Lefferty.

Your Petitioner therefore prays your Honorable House to take the matter into consideration and allow your petitioner to take his seat as the member for said third riding, and as in duty bound will ever pray.

DAVID THORBURN.

Queenston, January, 13th, 1835.

*To the Honorable the Commons' House of Upper Canada in
Provincial Parliament assembled.*

The Petition of the Undersigned Electors of the Third Riding in the County of Lincoln,

HUMBLY SHEWETH:

That at the last election for a Member to represent the said Third Riding in Parliament, Alexander Hamilton, Esquire, High Sheriff of the District of Niagara, was Returning Officer: that the candidates proposed at the said election, and from whom a poll was demanded and opened by the said Returning Officer, were John Johnson Lefferty, of Stamford, and David Thorburn, of Queenston, Esquires: to wit, on the 6th day of October last, in the village of Stamford, the said Returning Officer did open and hold a poll for the election of one member to represent the said third Riding in Provincial Parliament; and that the said Returning Officer did continue to open and hold a poll from day to day until Saturday the eleventh day of October aforesaid (and sixth day of holding said election) and on the said eleventh day of October, David Thorburn had a majority of votes polled at said election, and at or about 4 o'clock, P. M. of the said eleventh day of October Orin Theal did present himself as a freeholder in the said third Riding to vote for David Thorburn, Esquire, one of the candidates at said election and was objected to by John Johnson Lefferty, Esquire, opposing candidate, on the ground of not having taken the oath of allegiance; and in consequence of the rejection of the vote of the said Orin Theal by the said opposing candidate, the said Returning Officer was applied to, to know if the poll would be held open

Petition of George Garner and others.

Petition of George Garner and others.

long enough for the said Orin Theal to go to Niagara (a distance of eleven miles) and take the oath of allegiance and return and vote at said election; and the answer made by the Returning Officer was, that he would not, as he the said Returning Officer intended to close said election at or before eight o'clock at night; but instead of the Returning Officer so closing the poll as above stated, he did, at the instigation and request of the said John Johnson Lefferty, Esquire, the opposing candidate, hold open and continue said poll until 12 o'clock at night of the said eleventh day of October, notwithstanding protest had been made by the said David Thorburn, against continuing the poll after nine o'clock; which said protest was entered in the poll-book at said election, and that the said Returning Officer did record and receive the vote of the said John Johnson Lefferty, in favour of himself, after the hour of midnight, it being then Sunday morning, which will be seen by a protest entered on said poll-book by Malcolm Lang, Esquire, an elector of said Third Riding, and thereby causing the poll to stand even by the vote of the said John Johnson Lefferty, Esquire, in favour of himself, and causing a double return to be made, and leaving the said Third Riding unrepresented in your said Commons' House of Assembly.

Your Petitioners therefore humbly pray your Honourable House to cause the said return to be amended by striking out the name of John Johnson Lefferty, Esquire, and that the said David Thorburn may be allowed to take his seat in your Honourable House as a member for the said third Riding.

And Your Petitioners as in duty bound will ever pray.

GEORGE GARNER,
PHILIP GARNER,
FREDERICK DECOW,
ISAAC KELLY,

WILLIAM RYNN,
JOHN COUK,
JOHN DECOW,
GEORGE LACY.

Stamford, January 13th, 1835.

Motion for referring foregoing petitions to Committee of Privilege.

On motion of Mr. Mackenzie, seconded by Mr. McMicking, that the Petition of David Thorburn, Esquire, and the Petition of George Garner and others, be referred to a Committee of Privilege to search for precedents and to report to this House the proper course to be adopted for the trial of the double return made by the Sheriff of the District of Niagara for the Third Riding of Lincoln; and that Messrs. Morrison and Wells be the Committee.

Amendment proposed.

Mr. Samson, seconded by Mr. Gowan, moves in amendment, that after the word "moves" in the original the whole be expunged and the following inserted: "that a Committee of Privilege be appointed to search into precedents on the subject of double returns and to report to this House as soon as possible, and that Messrs. Small, Perry, Robinson, Morris, and Wilkinson do compose the same."

On which the yeas and nays being taken, were as follows:

YEAS--MESSIEURS,

Yeas 3.

Gowan, Morris, Samson—3.

NAYS,—MESSIEURS.

| | | | |
|-----------------------|------------------------|-------------|-------------|
| Alway, | Gilchrist, | Moore, | Small, |
| Boulton, | Hopkins, | Morrison, | Smith, |
| Brown, | Jones, | Norton, | Strange, |
| Bruce, | Lount, | Parke, | Taylor, |
| Caldwell, | McCrae, | Perry, | Walsh, |
| Chisholm, | McDonell, of Gleng'y, | Richardson, | Waters, |
| Cook, | McDonell, of Stornont, | Robinson, | Wells, |
| Cornwall, | McIntosh, | Roblin, | Wilkinson, |
| Duncombe, of Oxford, | McKay, | Rykert, | Wilson, |
| Duncombe, of Norfolk, | Mackenzie, | Rynal, | Woolverton, |
| Durand, | McLean, | Shaver, | Yager—47. |
| Gibson, | McMicking, | Shibley, | |

Amendment lost.

The question of amendment was decided in the negative by a majority of forty.

In amendment to Original Question a select committee of privilege on double return proposed and ordered.

In amendment to the original question, Mr. Mackenzie, seconded by Mr McMicking, moves that after the word "that," in the original motion, the whole be expunged and the following inserted, "Messrs. Wilson and Morrison be a Committee of Privilege to search for precedents and to report to this House the pro-

per course to be adopted for the trial of an election in the case of a double return."

On which the House divided and the question was carried in the affirmative.

The original question as amended was then put and carried, and it was

Ordered, "That Messrs. Wells and Morrison be a committee of privilege to search for precedents and to report to this House the proper course to be adopted for the trial of an Election in the case of a double return."

Mr. Small gives notice, that he shall, on Monday next, move for the reading of that part of the Journals, of the last Session of Parliament, which relates to the petition of John O. Hatt and others. Notice of reading of John O. Hatt and others.

Mr Caldwell gives notice, that he will, on Monday next, move that an humble Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to lay before this House any information he may possess in regard to the payment of the War Losses by His Majesty's Government since the last Session of Parliament. Notice of Address for information on War Losses.

Mr. Perry, seconded by Mr. Morrison, moves, That the Speech of His Excellency, the Lieutenant Governor, from the Throne, at the opening of the present Session of Parliament, be referred to the consideration of a committee of the whole House on Friday next, and that one hundred copies be printed for the use of members. Speech of his Excellency to be considered on Tuesday next.

In amendment, Mr. McLean, seconded by Mr. Robinson, moves, that, in the original motion "Friday" be expunged and "Tuesday" be inserted.

Which was carried.

The original question as amended was then put and carried, and it was

Ordered, "That the speech of His Excellency the Lieutenant Governor from the Throne, at the opening of the present Session of Parliament, be referred to the consideration of a Committee of the whole House, on Tuesday next, and that one hundred copies be printed for the use of members." 100 copies to be printed.

Agreeably to notice. Mr. Mackenzie, seconded by Mr. Wilson, moves that a Standing Committee be appointed, of seven members, three of whom to be a quorum, to enquire into the state of the Currency, and the receipts and expenditure of the whole Public Revenue, from whatever source derived, with power to send for persons, papers and records, and leave to report from time to time, by bill, address, or otherwise; that, to this Committee shall be referred the Public Accounts of the Province; as also so much of a despatch from His Majesty's Principal Secretary of State for the Colonies, dated the 8th of Nov. 1832, & No. 162 as relates to Revenue and Finance, and a message from the Lieutenant Governor, dated 6th January, 1834, accompanying certain opinions on Currency, by the Lords of the Treasury; dated 30th Oct. 1833; that the 29th rule of this House be suspended so far as relates to the same; and that the said Committee be instructed to enquire into and report on all receipts and expenditures by authority of His Majesty's Government, within the Province, for Naval and Military purposes, and for all other purposes whatever. Motion for standing committee on the state of Currency Revenue and Finance, and on Naval and Military expenditures.

On which the yeas and nays being taken, were as follows:

YEAS—MESSIEURS.

Clusholm,

Mackenzie—2.

Yeas 2.

NAYS—MESSIEURS.

- Alway,
- Att'y General,
- Bruce,
- Caldwell,
- Cornwall,
- Duncombe, of Oxford,
- Duncombe, of Norfolk,
- Durand,
- Gibson,
- Gilchrist,
- Gowan,
- Hopkins,

- Jones,
- McCrae,
- McDonell, of Glengarry,
- McDonell, of Stormont,
- McKay,
- McLean,
- MacNab,
- Malloch,
- Merritt,
- Moore,
- Morris,
- Morrison,

- Norton,
- Parke,
- Perry,
- Richardson,
- Robinson,
- Roblin,
- Rykert,
- Rymal,
- Samson,
- Shaver,
- Shibley,
- Small,

- Smith,
- Sol'r General,
- Strange,
- Taylor,
- Walsh,
- Waters,
- Wells,
- Wilkinson,
- Wilson,
- Woolverton,
- Yager—47.

Nays 47.

The question was decided in the negative by a majority of forty-five.

Motion for discharging part of order of the Day.

Mr. Mackenzie, seconded by Mr. Yager, moves that so much of the order of the day as relates to his motion on Banks be discharged.

Amendment for banks to send in their returns according to law.

In amendment, Mr. McLean, seconded by Mr. Solicitor General, moves that all of the original motion, after the word "that" be expunged and the following inserted: "the Bank of Upper Canada and the Commercial Bank of the Midland District be required to make the returns authorised and required by law to be laid before this House."

Which was carried *nem con.*

Amendment carried *nem con.*

Present—MESSRS. *Alway, Attorney General, Boulton, Bruce, Caldwell, Chisholm, Cornwall, Duncombe (of Oxford,) Duncombe (of Norfolk,) Durand, Gibson, Hopkins, Jones, Lount, McCrae, McDonell (of Glengarry,) McDonell (of Stormont) McIntosh, MacKay, Mackenzie, McLean, McMicking, MacNab, Malloch, Merritt, Moore, Morris, Morrison, Norton, Parke, Perry, Richardson, Robinson, Roblin, Rykert, Rymal, Samson, Shaver, Shibley, Small, Smith, Solicitor General, Strange, Tayler, Walsh, Waters, Wells, Wilkinson, Wilson, Woolverton, and Yager.*

The original question as amended was then put and carried and it was

Ordered "that the Bank of Upper Canada, and the Commercial Bank of the Midland District be required to make the returns authorised and required by law to be laid before this House."

Motion on Welland Canal discharged from the order of the day.

Mr. Mackenzie, seconded by Mr. Roblin, moves that so much of the order of the day as relates to his motion on the Welland Canal, be discharged.

On which the House divided, and the question was carried in the affirmative.

Motion for discharging from order of day the notice relating to taking votes at election of Speaker.

Mr. Mackenzie, seconded by Mr. Roblin, moves that so much of the orders of the day as relates to his motion respecting the taking the votes at the election of a Speaker be discharged.

Amendment to above proposed.

In amendment, Mr. Samson, seconded by Mr. Smith, moves that all after the word "moves," in the original, be expunged, and the following inserted: "it be resolved that it be a standing order of this House that the Clerk shall take down the yeas and nays on all nominations for the election of Speaker, and that the same shall be entered in the Journals."

Which was carried *nem con.*

Amendment carried *nem con.*

Present—MESSRS. *Attorney General, Boulton, Bruce, Caldwell, Chisholm, Cornwall, Duncombe (of Oxford,) Duncombe (of Norfolk,) Durand, Gibson, Gilchrist, Gowan, Hopkins, Jones, Lount, McCrae, McDonell (of Glengarry,) McDonell (of Stormont,) McIntosh, McKay, Mackenzie, McLean, McMicking, MacNab, Malloch, Merritt, Morris, Morrison, Norton, Parke, Perry, Richardson, Robinson, Roblin, Rykert, Rymal, Samson, Shaver, Shibley, Small, Smith, Solicitor General, Strange, Tayler, Walsh, Wells, Wilkinson, Wilson, Woolverton, and Yager.*

The original question, as amended, was then put and carried, and it was

Yeas and Nays to be taken on choice of Speaker.

Ordered, "that it be a standing order of this House that the Clerk shall take down the yeas and nays on all nominations for the election of Speaker, and that the same shall be entered on the Journals."

Motion of an address to His Excellency the Lieutenant Governor for information relative to the several expulsions of W. L. Mackenzie, removal of Crown Officers, re-appointment of Mr. Hagerman, and appointment of Attorney General.

Agreeably to notice, Mr. Mackenzie, seconded by Mr. Roblin, moves that it be resolved, that an address be presented to His Excellency, the Lieutenant Governor, for copies of all correspondence, between His Majesty's Government in England and the Lieutenant Governor of this Colony, relative to his, Mr. Mackenzie's, several expulsions from the House of Assembly, as also relative to the summary removal, from the office of Attorney General, of Henry John Boulton, Esq. (now Chief Justice of Newfoundland,) and of Christopher Alexander Hagerman, Esq., from the office of Solicitor General, together with all correspondence between the King's Government and the Lieutenant Governor respecting the re-appointment of the said Christopher Alexander Hagerman to the office of Solicitor General, and of the appointment of Robert S. Jameson to the office of Attorney General in the room of the said Henry John Boulton.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|---|---|---|--|----------|
| Alway, Bruce, Chisholm, Durand, Gibson, Gilchrist, | Hopkins, Lount, McIntosh, Mackenzie, McMicking, Moore, | Morrison, Perry, Roblin, Shaver, Shibley, Small, | Waters, Wells, Wilson, Woolverton, Yager—23. | Yeas 23. |
|---|---|---|--|----------|

NAYS—MESSIEURS,

| | | | | |
|--|--|---|-------------------------------------|----------|
| Attorney General, Caldwell, Cornwall, Duncombe, of Oxford. Duncombe, of Norfolk. | Gowan, McKay, Malloch, Merritt, Parke, | Richardson, Rykert, Rymal, Samson, Smith, | Strange, Walsh, Wilkinson—18. | Nays 18. |
|--|--|---|-------------------------------------|----------|

The question was carried in the affirmative by a majority of five and it was resolved accordingly. Resolution adopted.

On motion of Mr. Mackenzie, seconded by Mr. McIntosh,

Ordered, that Messrs. Roblin and Perry be a Committee to draft and report an address to the Lieutenant Governor founded on the foregoing resolution. Committee appointed to draft address.

Mr. Roblin, from the Committee to draft an address to His Excellency the Lieutenant Governor for copies of correspondence between His Majesty's Government and the Government of this Colony on the subject of the several expulsions of W. L. Mackenzie, Esq.; the removal from office of the Crown Officers; the re-appointment of the Solicitor General, and the appointment of the present Attorney General, reported a draft which was received and read twice, concurred in, and ordered to be engrossed and read a third time on Monday next. Address reported.

Address adopted and ordered for 3rd reading on Monday

Adjourned.

Monday, 19th January, 1835.

The House met.

The minutes of Saturday were read.

Mr. Morrison brought up the Petition of Leonard Wilcox, of the City of Toronto; which was laid on the table. Petitions brought up Of Leonard Wilcox

Mr. Shibley brought up the Petition of William Simpkins, and one hundred and fifteen others, inhabitants of the Township of Loughborough, in the County of Frontenac; which was laid on the table. William Simpkins and others.

Mr. Rykert brought up the Petition of W. H. Merritt, Esq. and three others, trustees to the Grantham Academy; which was laid on the table. W. H. Merritt, Esq. and others.

Mr. McMicking brought up the Petition of William Hepburne, and four others; which was laid on the table. William Hepburne and others.

Mr. McDonell, of Stormont, brought up the Petition of John McDonell and Thomas Mears; which was laid on the table. John McDonell and Thomas Mears.

Mr. Solicitor General brought up the Petition of Mrs. Elizabeth Thomson, of Kingston; which was laid on the table. Mrs. Elizabeth Thomson.

Mr. McMicking brought up the Petition of William Current, and ninety-seven others, of the District of Niagara; which was laid on the table. William Current and others.

Mr. Duncombe, of Oxford, brought up the Petition of Christopher Hughes and fifty-three others, of the Township of Norwich; which was laid on the table. Christopher Hughes and others.

Mr. Duncombe, of Oxford, brought up the Petition of Ensign Rexford and fifty-two others, of the Township of Zorra, in the London District; which was laid on the table. Ensign Rexford and others.

Mr. Duncombe, of Oxford, brought up the Petition of F. J. S. Grooves and seventy-three others; which was laid on the table. F. J. S. Grooves and others.

Mr. Duncombe, of Oxford, brought up the Petition of Rear Admiral Vansittart and one hundred and four others, of the Townships of Zorra, Oxford, and Blanford, in the London District; which was laid on the table. Rear Admiral Vansittart and others.

Agreeably to the order of the day, the Address to His Excellency for copies of correspondence between His Majesty's Government and the Government of this

tion of W. L. Mackenzie, and dismissal of Crown Officers, read 3rd time.

Province, on the several expulsions of William Lyon Mackenzie, Esq. by the House of Assembly;—the removal of the Crown Officers;—the re-appointment of the Solicitor General, and the appointment of R. S. Jameson, Esq. Attorney General, was read the third time.

Motion for passing address in 6 months.

Mr. Samson, seconded by Mr. Morris, moves, that the Address do not now pass; but that it do pass this day six months.

On which the yeas and nays, being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------------|----------------|-------------------------|-------------|---------------|
| House divides. | Att'y General, | McDonell, of Glengarry. | Merritt, | Samson, |
| | Boulton, | McDonell, of Northumb. | Morris, | Smith, |
| | Caldwell, | McKay, | Richardson, | Strange, |
| | Cornwall, | McLean, | Robinson, | Taylor, |
| | Gowan, | MacNab, | Rykert, | Walsh, |
| | McCrae, | Malloch, | Rymal, | Wilkinson—24. |

NAYS—MESSIEURS,

| | | | |
|------------|------------------------|-----------|-------------|
| Alway, | Hopkins, | Morrison, | Small, |
| Bruce, | Lount, | Norton, | Waters, |
| Chisholm, | McDonell, of Stormont. | Parke, | Wells, |
| Cook, | McIntosh, | Perry, | Wilson, |
| Durand, | Mackenzie, | Roblin, | Woolverton, |
| Gibson, | McMicking, | Shaver, | Yager—27. |
| Gilchrist, | Moore, | Shibley, | |

The question of amendment was decided in the negative by a majority of three.

On passing Address House divides.

On the question for passing the Address the yeas and nays, being taken, were as follows :

YEAS—MESSIEURS.

| | | | |
|------------|------------|----------|-------------|
| Alway, | Hopkins, | Norton, | Small, |
| Bruce, | Lount, | Parke, | Waters, |
| Chisholm, | McIntosh, | Perry, | Wells, |
| Cook, | Mackenzie, | Roblin, | Wilson, |
| Durand, | McMicking, | Shaver, | Woolverton, |
| Gibson, | Moore, | Shibley, | Yager—26. |
| Gilchrist, | Morrison, | | |

NAYS—MESSIEURS,

| | | | |
|-----------------------|-------------------------|-----------|---------------|
| Att'y General, | McDonell, of Glengarry, | Malloch, | Samson, |
| Boulton, | McDonell, of Stormont, | Merritt, | Smith, |
| Cornwall, | McDonell, of Northumb. | Morris, | Strange, |
| Duncombe, of Norfolk. | McKay, | Robinson, | Taylor, |
| Gowan, | McLean, | Rykert, | Walsh, |
| Jones, | MacNab, | Rymal, | Wilkinson—25. |
| McCrae, | | | |

Address is passed.

The question was carried in the affirmative by a majority of one, and the address was passed, and is as follows :

To His Excellency, Sir John Colborne, Knight Commander of the most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, Major General Commanding His Majesty's Forces therein, &c. &c. &c.

MAY IT PLEASE YOUR EXCELLENCY,

Address to His Excellency for copy of correspondence on the subject of the several expulsions of W. L. Mackenzie, Esq., the dismissal of Crown Officers, re-appointment of Solicitor General, and the appointment of R. S. Jameson as Attorney General.

We, His Majesty's dutiful and loyal subjects, the Commons of Upper Canada, in Provincial Parliament assembled, humbly request that Your Excellency will be pleased to furnish this House with copies of all correspondence between His Majesty's Government, in England, and the Government of this Colony, relative to the several expulsions from this House of William Lyon Mackenzie, Esq.; as also, relative to the summary removal, from the office of Attorney General, of Henry John Boulton, Esq. (now Chief Justice of Newfoundland,) and of Christopher Alexander Hagerman, Esq. from the office of Solicitor General; together with all correspondence between the King's Government and Your Excellency, respecting the re-appointment of the said Christopher Alexander Hagerman to the office of Solicitor General, and the appointment of Robert S. Jame-

son to the office of Attorney General, in the room of the said Henry John Boulton.

MARSHALL S. BIDWELL,
SPEAKER.

Commons House of Assembly, }
January 19th, 1835. }

Agreeably to the order of the day, the Petition of William Botsford Jarvis, Esq. complaining that, at the late Election for a member to represent the City of Toronto in this House, a large number of illegal votes were polled for the sitting member, James Edward Small, Esq.—That the Returning Officer rejected several legal votes for Petitioner—That Petitioner upon a scrutiny will be able to prove that he had a majority of legal votes, and ought to have been returned, and praying that the House will order an investigation to be made into the merits of this Petition, and, if the same be found to be substantiated, to direct that the name of James Edward Small, Esq. be erased from the return, and that of Petitioner inserted in the place thereof;—The Petition of the Mayor, Aldermen, and Commonalty of the City of Toronto, praying that a bill may be passed providing for the more fair and equal assessment of the City taxes—to repeal so much of the charter as empowers the Corporation to borrow and expend, in any way they may think fit, a sum equal in amount to the whole of the revenue liable to be raised from the Citizens in five years, and that no more may be borrowed in any one year, than the anticipated amount of that year, unless authorised by special Act of Parliament—That no further qualifications may be required for Aldermen and Common Councilmen than to be resident inhabitants of the City, subjects of His Majesty, and the choice of the Electors—That that section may be repealed which allows to the District one penny in the pound of the City tax, and that a fair proportion of the actual expenses of the Jail and of the interest of the District debt be paid in lieu thereof—That the people may elect their Coroners—That the Mayor may be elected by the people—That in the election of Civil Officers the votes may be taken by ballot—That the Mayor shall give his vote in all cases, and that where the votes are equal, with his vote included, the question shall be considered as lost—That the clauses may be repealed which require a registry of voters—That the revenue arising from Licenses to Tavern-keepers may be under the control of the City Council—That the Court of Requests may be abolished within the City, and the substitution of an efficient Court, to be taken from the elective Magistracy, with the assistance of a Jury of six when required by either party, to decide on debt and contract, under twenty-five pounds—That Common Council may examine witnesses on oath at contested Elections, and that the Legislature may inquire into the system under which Commons and waste Grounds in the environs of Toronto, so essential to the health, comfort and recreation of the inhabitants, are being alienated to individuals without the authority of Law—and the proceeds applied to purposes unknown to the public—As also, that the monies realised or due, on sales already effected, might be applied towards the liquidation of the debt of ten thousand pounds, entailed on the inhabitants by the Act of Incorporation.

Petition of W. B. Jarvis, Esq. complaining of the undue Election of Ja's E. Small, Esq., read.

Petition of the Toronto City Corporation, praying for amendment in their charter, read.

The Petition of John Booth and three hundred and fifty-three others, electors of the County of Leeds, representing that the return of Ogle R. Gowan and Robert S. Jameson, Esquires, as members to serve in this present Parliament, is illegal, unconstitutional and void; for that the said Ogle R. Gowan and Robert S. Jameson were not elected by the greatest number of qualified voters of the County; as there is a large majority of the said County in favor of having Matthew M. Howard and William Buell, Esquires, (late candidates at said election) as their Representatives, and that they were prevented from entering the hustings to poll their votes for the said Matthew M. Howard and William Buell by force and violence—that force and violence have been used by a number of the friends of Ogle R. Gowan and Robert S. Jameson, candidates at said election, to prevent such entrance to the hustings of electors disposed or intending to vote for the said Matthew M. Howard and William Buell—and that they, or many of them have been prevented from voting on account thereof—that riots, assaults and batteries have occurred at the said election, and the Returning Officer did not provide sufficient means for the protection of electors coming or offering to come forward to vote thereat, and many were, in consequence, deterred from coming forward to vote, while others, after attempting to gain access to the hus-

Petition of John Booth and others, complaining of the Election of Messrs. Gowan & Jameson, and praying that their names may be erased from the return and those of Wm. Buell and Matthew M. Howard inserted in their stead, or that such other measures may be adopted as to the House may seem meet, read.

Petition of John Booth and others.

tings to vote, have been compelled to go away without doing so:—that the said election was held in a place affording facilities for riotous and disorderly persons to succeed in their attempts to commit violence and destroy the freedom of said election—that the said Ogle R. Gowan and Robert S. Jameson encouraged and promoted violence at said election, and also encouraged their friends and partizans to prevent the electors opposed to them from coming forward to vote:—that the said electors further represent that the said Robert S. Jameson and Ogle R. Gowan are not their legal representatives, nor could they, had a free and fair election taken place, have been returned as Representatives of the County; but a large majority of the legally qualified voters would have recorded their votes in favor of Matthew M. Howard and William Buell, Esquires, late candidates at said election, they therefore pray that the return may be amended by striking out the names of Ogle R. Gowan and Robert S. Jameson, Esquires, and inserting those of Matthew M. Howard and William Buell, Esquires, in their stead—or that such other measures may be adopted as may be considered most proper and expedient—that the County of Leeds may be truly and fairly represented.

Petition of George Cameron and others, praying for money for roads, read.

Petition of Edward Clark and others, praying for money for roads, read.

Petition of James Johnston, complaining of the late election for the county of Carleton, & praying that the said election may be declared void the Returning officer having closed the poll before the time agreed upon, read.

The Petition of George Cameron and sixty-eight others, of the Township of Chinguacousy, praying for a grant of money for the improvement of the road between the fourth and fifth concessions of said Township: The Petition of Edward Clark and fifty others, of the Townships of Caledon, Chinguacousy and Mono, praying for a grant of money to be expended on the first line, east of the Centre Road, of Caledon—and the Petition of James Johnston of Bytown, in the County of Carleton, setting forth, that at the last election holden on the — day of October last, at Bradley's Inn, in the Township of Goulbourn, he was duly nominated and seconded as one of the candidates to represent the County of Carleton—that the said election proceeded regularly until Saturday, the last day of the election—that it had been determined by the Returning Officer, on the opening of the poll, with the consent of the candidates, that the poll should remain open on the last day to the latest period of the day, in order to afford an opportunity to the freeholders to record their votes—that many of Petitioner's supporters relying upon the faith of such a declaration could not make it convenient to attend the hustings (owing as well to the distance of their residence from the place, as other matters requiring their attention) at an early period of the election, and considering they would have sufficient time on Saturday, did not, until that day present themselves at the poll—that Petitioner on Saturday morning was the third candidate on the poll-book, yet had every reason to believe that before the poll closed in the evening, he would have the largest number of votes, as a great number of his supporters had not been forward—that about five of the clock Petitioner left the Hustings in order to collect and bring forward his voters, and on his return, in about ten minutes, he learned from the Returning Officer that he would receive no further votes—that Petitioner remonstrated at the illegality and impropriety of such a proceeding, as it had been perfectly understood that the poll would not be closed until all the freeholders had given their votes, provided no delay beyond an hour took place—that the Returning Officer closed the poll and declared Messrs. Lewis and Malloch elected, although fully aware that a large number of freeholders were present, ready to vote, thereby depriving them of the elective franchise and violating the freedom of elections; and praying that the said election may be declared void and a new one ordered, and that the improper conduct of the Returning Officer may be taken into consideration, and further to act in the premises as the House may think just.—Were read.

On motion of Mr. Robinson, seconded by Mr. McLean,

Petition of W. B. Jarvis, to be taken into consideration on Monday, 2d Feb. at 10 A. M.

Speaker to give notice of same.

Ordered—That the Petition of William Botsford Jarvis, Esquire, complaining of the undue election and return of James E. Small, Esquire, to serve as a member for the City of Toronto, in the House of Assembly, be taken into consideration on Monday, the second day of February next, at ten o'clock in the forenoon, and that the Speaker do give notice of the same to the Petitioner, and also to the sitting member.

On motion of Mr. Norton, seconded by Mr. Roblin,

Petition of John Booth and others to be taken into consi-

Ordered—that the House will take into consideration the Petition of John Booth, and others, of the County of Leeds, complaining against the undue election and return of Ogle R. Gowan, Esq. and Robert S. Jameson, Esq. as mem-

bers to serve for said County, on Monday, the second day of February next, at the hour of twelve o'clock, noon, and that the Speaker give notice to the parties.

deration on Monday 2d Feb., at noon. Speaker to give notice of same.

On motion of Mr. Small, seconded by Mr. Lount,

Ordered—That the Petition of the Mayor, Aldermen and Common Council, praying for amendments to the Act Incorporating the City of Toronto, be referred to a Select Committee, and that the said Committee do consist of Messrs. Morrison, Wells and Parke, to report thereon by bill or otherwise.

Petition of Toronto Corporation ref'd to a sel. com.

Mr. Norton presented a list of witnesses in the case of the Petition of John Booth and others, which was read by the Clerk as follows :

List of witnesses presented on the part of petitioners in the case of the Leeds Election.

List of witnesses in the case of the Petition of John Booth and others :

| | | | |
|---------------------------|-------------------------|-----------------------|-----------------------|
| Adiel Sherwood, Esq. | <i>Brockville.</i> | Allan Sweet, | <i>Leeds.</i> |
| James Phillips, | <i>Bastard.</i> | Ebenezer Smith, | <i>Elizabethtown.</i> |
| George Delong, | <i>Crosby.</i> | Sterling Deming, | <i>Yonge.</i> |
| Robert Clark, | <i>Elizabethtown.</i> | Harmonious Alguire, | <i>Elizabethtown.</i> |
| Malcolm Cameron, | <i>Perth.</i> | William Smith, | <i>Bastard.</i> |
| James Story, | <i>Elmsley.</i> | Lewis Ireland, | <i>Kitley.</i> |
| Joseph Coon, | <i>Elizabethtown or</i> | John Mattice, | <i>North Crosby.</i> |
| | <i>Yonge.</i> | Robert Brownlee, | <i>Elmsley.</i> |
| William Simpson, | <i>Smith's Falls.</i> | Stephen Beach, | <i>Elizabethtown.</i> |
| Archibald Fletcher, | <i>Elizabethtown.</i> | Benjamin Thompson, | <i>Elizabethtown.</i> |
| George Breakenridge, Esq. | <i>Bastard.</i> | Peet Selce, | <i>Elizabethtown.</i> |
| Dormon Dewolf, | <i>Yonge.</i> | Philip M. Wiltse, | <i>Yonge.</i> |
| George Crawford, | <i>Cornwall.</i> | Ithamer Knap, | <i>Bastard.</i> |
| James Brooker, | <i>Yonge.</i> | Stephen Knowlton, | <i>Crosby.</i> |
| Alexander Brownlee, | <i>Cornwall.</i> | Capt. Peter Cole, | <i>Elizabethtown.</i> |
| William M'Pherson, | <i>Elmsley.</i> | Reuben Sherwood, Esq. | <i>Bastard.</i> |
| Thomas Lindsay, | <i>Bastard.</i> | George Malloch, Esq. | <i>Brockville.</i> |
| Nathan F. Soper, | <i>Beverley.</i> | Robert Edmondson, | <i>Brockville.</i> |
| David Fairbairn, | <i>Brockville.</i> | Richard Moore, | <i>Elizabethtown.</i> |
| William M'Millan, | <i>Bastard.</i> | Miles Fulford, | <i>Leeds.</i> |
| Levi Soper, Esq. | <i>Lansdown.</i> | Richard Lepincot, | <i>Beverley.</i> |
| Robert Clow, | <i>Elizabethtown.</i> | John Bland. | <i>Brockville.</i> |

Mr. Chisholm gives notice that he will, on tomorrow, move for the appointment of a committee of five members on the subject of education and the school lands in this Province, with power to send for persons and papers and to report by bill or otherwise.

Notice of Com. on Education and School Lands.

Mr. Rykert gives notice that he will, on Thursday next, move for leave to bring in a Bill to amend the charter of the Grantham Academy.

Notice of Grantham Academy Charter amendment Bill.

Mr. Roblin gives notice that he will, on tomorrow, move for leave to bring in a bill to establish a standard weight for the different kinds of grain and pulse in this Province.

Notice of bill to affix a standard weight to Grain.

Mr. Robinson presented a list of witnesses in the case of the petition of Wm. Botsford Jarvis, Esquire, which was read by the Clerk as follows :

List of witnesses in Toronto contested election, presented.

LIST of Witnesses required by William Botsford Jarvis Esquire, in support of his Petition complaining of the undue Election and return of James Edward Small, Esquire, as a Member for the City of Toronto.

| | | | |
|----------------------|----------------------|---------------------|-------------------|
| D. Boulton, Esquire, | G. Monro, | H. Carfrae, | Robt. Baldwin, |
| Alexander Hamilton, | Thomas Carfrae, Esq. | James FitzGibbon, | R. Sullivan, |
| George Walton, | J. G. Spragge, | C. A. Hagerman, | John Bell, |
| S. Washburn, | G. Radenhurst, | S. P. Jarvis, | James H. Price, |
| Mrs. ———, | Mr. Easton, | Charles Stotesbury, | J. Hollister, |
| Dr. Burnside, | George Duggan, | George Cooper, | — Cunningham, |
| — Goderham, | George Gurnett, | J. Roddy, | Mrs. M'Intosh, |
| C. Gamble, Esquire, | Jesse Ketchum, | R. Meighan, | Charles Thompson, |
| W. Gamble, Esquire, | G. Nichol, | Charles C. Small, | Walter Rose, |
| James Newbigging, | R. Blevins, | Samuel P. Hurd, | Mr. Purkiss, |
| Mrs. Swan, | J. Snider, | W. H. Boulton, | Mrs. Jordan, |
| R. Stanton, | J. Powers, | W. W. Baldwin, Esq. | Thomas King. |

Witnesses requir'd by W. B. Jarvis.

Mr. Boulton gives notice that he will, on Wednesday next, move for an Address to His Majesty on the subject of certain Pensioners who commuted their Pensions and have received grants of land in this Province.

Notice of an address to H. M. on commuted pensions.

Mr. Duncombe, of Oxford, gives notice that he will, on Monday next, move for leave to bring in a bill regulating Common Schools, and making further provision for the support of the same.

Notice of Common School Regulation Bill.

Notice of address to His Exc'y for information on school aud.

Mr. Morris gives notice that he will, on tomorrow, move an address to His Excellency, the Lieutenant Governor; to know if any and what answer has been received by His Excellency from His Majesty's Government in answer to the address of this House, at the last Session, on the subject of the School Lands.

Notice of Select Com. on Assess'ts of Eastern District.

Mr. McDonell, of Stormont, gives notice that he will, tomorrow, move that Peter Shaver, Alexander Shaver, Alexander Chisholm and William Bruce, Esquires, be a committee to investigate and report to this House in what manner the public assessments of the Eastern District, may for the future, be rendered more available for the public good of that District, and that in order to facilitate their report that they be authorised to call upon the Treasurer of the Eastern District for such papers and accounts and orders of Sessions as will enable them to forward the same.

Bill to authorise Surveyors to take evidence on oath, brought in and read.

Agreeably to notice, Mr. Samson, seconded by Mr. Morris, moves for leave to bring in a bill to authorize Deputy Provincial Surveyors to take evidence on oath in certain cases.

Second reading to-morrow.

Which was granted, and the bill read, and ordered for a second reading to-morrow.

Members seats vacation bill brought in and read.

Agreeably to notice, Mr. Samson, seconded by Mr. Yager, moves for leave to bring in a bill to authorize Members of the House of Assembly to vacate their seats.

Second reading to-morrow.

Which was granted, and the bill read and ordered for a second reading to-morrow.

Select Committee appointed to report on expiring laws.

On motion of Mr. Duncombe, of Oxford, seconded by Mr. Merritt, Ordered, that a Committee be appointed to examine and report upon expiring laws, by bills or otherwise, and that Messrs. C. Duncombe, Alway and Richardson do compose said Committee.

Speaker reports the receipt of a report on Poor Laws from Mr. Hume.

The Speaker reported that he had received from Joseph Hume, Esquire, Member for Middlesex, in the British Parliament, a Report of the Commissioners on Poor Laws, for the use of this House.

Bill to provide for the payment of wages to town members, read.

Agreeably to notice, Mr. Roblin, seconded by Mr. Wells, moves for leave to bring in a bill to provide for the payment of wages to Members representing the different Towns in this Province.

Second reading to-morrow.

Which was granted, and the bill read and ordered for a second reading to-morrow.

Select Committee appointed to report on establishment of a Provincial Bank.

On motion of Mr. Merritt, seconded by Mr. Rykert, ordered, that Messrs. Merritt, Morris, Robinson, MacNab and Duncombe, of Oxford, be a Committee to take into consideration the expediency of establishing a Provincial Bank within this Province, with power to send for persons and papers, and report thereon, by bill or otherwise.

Committee to enquire into Assessment Law.

On motion of Mr. Rykert, seconded by Mr. Merritt, ordered, that Messrs. Rykert, Duncombe, of Oxford, and Walsh, be a Committee to enquire into the expediency of amending the present Assessment Law of this Province, with power to send for persons and papers, and report thereon, by bill or otherwise.

Notice of enquiry into contingent expenses of Legislative Council struck off the order of the day.

Mr. Mackenzie, seconded by Mr. Smith, moves, that the notice given by him of a motion for enquiring into the contingent expenses of the Legislative Council, be struck off the order of the day.

On which the yeas and nays, being taken, were as follows:

YEAS—MESSIEURS,

| | | | |
|-----------------------|-------------------------|-------------|---------------|
| Attorney General, | McCrac, | MacNab, | Rykert, |
| Caldwell, | McDonell, of Glengarry, | Malloch, | Smith, |
| Cornwall, | McDonell, of Stormont, | Merritt, | Strange, |
| Duncombe, of Oxford, | McKay, | Morris, | Taylor, |
| Duncombe, of Norfolk, | Mackenzie, | Richardson, | Walsh, |
| Gowan, | McLean, | Robinson, | Wilkinson—25. |
| Lount, | | | |

Yeas 25.

NAYS—MESSIEURS.

| | | | |
|-----------|------------|---------|----------------|
| Alway, | McIntosh, | Parke, | Shibley, |
| Chisholm, | McMicking, | Perry, | Small, |
| Cook, | Moore, | Roblin, | Wells, |
| Durand, | Morrison, | Rymal, | Wilson, |
| Gibson, | Norton, | Shaver, | Woolverton—21. |
| Hopkins, | | | |

Nays 21.

The question was carried in the affirmative by a majority of four, and it was ordered accordingly.

Agreeably to notice, Mr. Macnab, seconded by Mr. Wilkinson, moves for leave to bring in a bill to alter and amend an act passed in the last session of the last Parliament, entitled, "An Act to provide for the summary punishment of petty trespasses and other offences."

Summary Punishment Amend't Bill brought in and read.

Which was granted, and the bill read and ordered for a second reading to-morrow.

Second reading to-morrow.

Agreeably to notice, Mr. Macnab, seconded by Mr. Rymal, moves for the reading of that part of the journals of the last Session of the last Parliament as relates to the petition of Job Loder and others, praying for the establishment of a Bank at Hamilton in the District of Gore.

Journal read on establishing a Bank in the town of Hamilton, District of Gore.

Which was carried, and the Journal was read :

(See printed Journal, page 11.)

Mr. Macnab, seconded by Mr. Rymal, moves for leave to bring in a bill to establish a Bank at Hamilton, in the District of Gore.

Hamilton Bank Bill brought in and read.

Which was granted, and the bill read.

On the question for the second reading of the bill tomorrow, Mr. Mackenzie, seconded by Mr. McIntosh, moved, in amendment, that the Bill be not read a second time to-morrow, but that it be read a second time this day fortnight.

Motion for reading Bill this day fortnight.

On which the yeas and nays being taken were as follows :

YEAS—MESSIEURS,

| | | | | |
|--|-----------------------------------|----------------------------|-------------------------------------|----------|
| Alway, Cook, Gibson, Gilchrist, | Lount, M'Intosh, Mackenzie, | Moore, Small, Smith, | Wilson, Woolverton, Yager—13. | Yeas 13. |
|--|-----------------------------------|----------------------------|-------------------------------------|----------|

NAYS—MESSIEURS,

| | | | | |
|--|--|---|--|----------|
| Boulton, Bruce, Caldwell, Cornwall, Duncombe, of Oxford, Duncombe, of Norfolk, Durand, Gowan, Hopkins, | Jones, M'Crae, M'Kay, M'Lean, M'Micking, Macnab, Malloch, Merritt, Morris, | Norton, Parke, Perry, Richardson, Robinson, Roblin, Rykert, Rymal, | Samsen, Shaver, Shibley, Strange, Tayler, Walsh, Wells, Wilkinson—34. | Nays 34. |
|--|--|---|--|----------|

The question of amendment was decided in the negative by a majority of twenty-one; and the bill was ordered for a second reading tomorrow.

Mr. Gowan presented a list of witnesses in the case of the Leeds Election, which was read by the Clerk as follows :

Bill to be read second time to-morrow.

LIST of Witnesses on the part of Robert S. Jameson and Ogle R. Gowan, Esquires.

| | | | | |
|---|---|--|---|---|
| Adiel Sherwood, Esq. Richard Osborne, William Sly, Senior, George Johnston, Cleveland Stafford, John Corbitt, James Hughes, William Earl, William Faris Johnston, George Noble Brown, William Sly, Junior, Edward Moles, Nehemiah Wright, John Reynolds, William Young, Abraham Cavanagh, Richard Lippencot, Robert Dargarville, Jos. King Hartwell, Esq. Js. Lancaster Schofield, Esq. Peter Schofield, Esq. John Cannon, James Shaw, Esq. John Leggett, Esq. Benjamin Tett, Esq. George Hume Reade, Esq. | Brockville. Yonge. South Crosby. Lansdown. Lansdown. Yonge. South Crosby, Bastard. Lansdown. Yonge. South Crosby. Elizabethtown. South Crosby. South Crosby. Yonge. South Crosby. Bastard. Bastard. Bastard. Brockville. Elmsley. Bastard. South Crosby. South Crosby. South Crosby. North Crosby. Perth. | John Haggert, Esq. Alexander Matheson, James Shaw, Esq. William Green, Esq. Peter Johnson, Thomas Sheffield, Esq. Benjamin Moulton, John Johnston, Wm. Richards De Rinzie, Esq. Jno. Bermingham, Thos. Hill, Alex. Fraser, Esq. Henry Orr, Nicholas Brasee, Esq. Chester Gurney, George Earle, Theophilus Oaks, Henry Johnston, John M'Cready, John Kenneday, William Taylor, Robert Taylor, John Rowsome, James Goff, Esq. Walter Atkin, Esq. | Perth. Elmsley. Elmsley. Yonge. Lansdown. Lansdown. Yonge. Yonge. Yonge. Leeds. Elizabethtown. Perth. Perth. Bastard. Lansdown. Lansdown. Lansdown. Lansdown. Elizabethtown. South Crosby. Lansdown. Lansdown. Yonge. Elizabethtown. Elizabethtown. | List of witnesses in the case of the election contest for the County of Leeds, required by the sitting members Messrs. Jameson & Gowan. |
|---|---|--|---|---|

Adjourned.

Tuesday, 20th January, 1835.

The House met.

The minutes of yesterday were read.

On motion of Mr. Robinson, seconded by Mr. Morris,

Copies on hand of the revised Statutes to be distributed.

Petitions brought up

James Duncan & others.

Margaret Drummond & Jos. Bruce.

Samuel Kennedy and others.

William Purdy & others.

David Lynch and others.

Cyrenius Hall & others.

Daniel Aikins.

Paul Glasford and others.

Asa Clother, Jun. Clother and others.

James Dixon and others.

William and Jas. Gardner.

Petition of P. McGuire and others, complaining of the admission duty free of produce from U. S. & praying relief read.

Petition of Wm. Johnston and others praying for pecuniary relief for roads, read.

Petition of G. Adams & others, praying for a Bank at St. Catharines, read.

Petition of John Kilborn and others, praying for relief concerning the side lines of lots in the Township of Wolford, read.

Petition of John Reid and others complaining of the elec-

Ordered, That the Clerk of this House be directed to furnish members with such copies of the statutes of the Province as may be in his possession; and that the members receiving the same shall give a receipt to the Clerk for their safe return at the close of the Session.

Mr. Macnab brought up the petition of James Duncan and one hundred and forty seven others, inhabitants of the townships of York and Vaughan, in the county of York; which was laid on the table.

Mr. Strange brought up the petition of Margaret Drummond, Executrix, and Joseph Bruce, Executor, to the estate of the late Robert Drummond of Kingston; which was laid on the table.

Mr. Morrison brought up the Petition of Samuel Kennedy and thirty-seven others of the township of Scarborough, in the county of York; which was laid on the table.

Mr. McDonell, of *Northumberland*, brought up the Petition of William Purdy, and two hundred and fifty-four others, of the Townships of Ops, Mariposa, Cartwright and Reach; which was laid on the table.

Mr. McMicking brought up the petition of David Lynch, and one hundred and forty-five others, inhabitants of the Township of Stamford, in the Niagara District; which was laid on the table.

Mr. McMicking brought up the petition of Cyrenius Hall, and fifty-five others, of the Township of Bertie, in the County of Lincoln; which was laid on the table.

Mr. Norton brought up the Petition of Daniel Aikins, an alien; which was laid on the table.

Mr. Norton brought up the Petition of Paul Glasford, and thirty-five others, inhabitants of the Province of Upper Canada; which was laid on the table.

Mr. Norton brought up the Petition of Asa Clother, John Clother, and sixty-seven others, inhabitants of the County of Grenville; which was laid on the table.

Mr. Gibson brought up the Petition of James Dixon and seventy-two others, inhabitants of the Township of Etobicoke, in the County of York; which was laid on the table.

Mr. Parke brought up the Petition of William and James Gardiner, of the London District; which was laid on the table.

Agreeably to the order of the day, the Petition of P. McGuire, and two hundred and forty-five others, of the Township of Cavan, representing the loss sustained by them by the free admission of American produce, and from the small amount of duty required at the ports for the admission of mechanical articles from the United States of America—that if these evils be persisted in, ruinous effects will follow upon the agricultural interests of these Provinces, and praying relief in the premises.

The Petition of William Johnston and sixteen others, of the County of Stormont, praying for the sum of seventy-five pounds to be granted, to be expended on the road in front of the eighth concession of Osnabruck—and on that between lots six and seven, leading to the front of the Township, and that John Jardine, Isaac Eastman and Daniel McLaughlin be appointed Commissioners for expending said sum.

The Petition of George Adams and forty-four others, of the District of Niagara, praying that a Bank may be established at Saint Catharines in said District.

The Petition of John Kilborn and ninety-six others, of the Township of Wolford, in the District of Johnstown, setting forth, that in consequence of an error in the original survey of said Township of Wolford, the eastern boundary varies materially in its course from the Western, and consequently from the courses of the side lines as heretofore surveyed and established, and praying that a law may be passed establishing the western limits of the said township of Wolford, (which they have ascertained to be in accordance with their deeds) as the true and governing courses of the side lines therein respectively.

The Petition of John Reid and twenty-six others, of the Town of Brockville, protesting against the return of David Jones, Esq. as their Representative; as

being illegal and void. For that the said David Jones had not a majority of qualified and legal votes over Henry Sherwood, Esq., another candidate at the said election—that the hour of two o'clock, in the afternoon of the eleventh day of October, was fixed upon to close the poll; whereas it was not closed until half past three of the same day—that at the hour agreed upon to close the poll, and for one hour afterwards, the said Henry Sherwood had a majority of votes upon the poll-book over the said David Jones—that, at about half past three of the clock of the said eleventh of October, an illegal vote was received for the said David Jones, which gave him a majority of one over the said Henry Sherwood, though the said Henry Sherwood produced, in about a minute and a half, a qualified and legal voter, who was refused, the poll being closed in the meantime, and the said David Jones declared duly elected—that corrupt and undue means were resorted to by individuals in the interest of the said David Jones to influence the minds of voters at the said election; and praying to amend the return, or that such other steps may be taken as to the House may seem best in the premises. The Petition of Benjamin Vanorman and thirty-nine others, of the Townships of Bayham, Charlotteville, Houghton, Middleton, Townsend, Walsingham, Walpole, Windham, and Woodhouse, praying that the said townships, together with the Promontory of Long Point and Turkey Point, be erected into a separate District, subdivided in such manner as the House shall think best, and that a suitable place be established for the District Town, with the necessary provisions for a Gaol and Court House. The Petition of Jeremiah Wolven and sixty-three others of the above named townships, praying as above, and also, that the County of Oxford may be included in said new District. The Petition of Simpson McCall and two hundred and thirty-one others of the above named townships, praying the same as Petition of Benjamin Vanorman and others. The Petition of Daniel Fisher and seventy-four others, freeholders of the County of Carleton, praying that the election of the said county for members to serve in the present Parliament may be declared null and void, as that by the arbitrary and illegal conduct of the Returning Officer, petitioners were not allowed to vote at said election. Petitioners allege that they attended the first and second days of the election, but, from the crowded state of the poll room, they could not record their votes, and as it was understood the poll would be kept open until the last moment, Petitioners returned home intending to return to the election when the great body of electors had polled; and though they did return in sufficiently good time, the poll had closed and the Returning Officer refused their votes. The Petition of John Bennet of Cobourg, stating the existence of a dangerous shoal on Lake Ontario, between Cobourg and Port Hope, on which Steam-boats and other vessels have frequently run aground, and that it is expedient a light-house should be erected in its neighbourhood—that Petitioner has contracted for a stone wind-mill near Cobourg of about eighty feet in height, and which will command a view of the Lake far beyond Port Hope—that a proper lantern or lights placed on the top of said mill would answer every purpose of a light-house—that Petitioner is willing to make the necessary addition to his mill for this purpose, provided the expense of such addition be repaid him and further provision made for light, attendance, &c., and prays the consideration of the House in the premises. The Petition of Daniel Armstrong and two hundred and one others, of the Township of Dumfries, praying that a duty may be laid on certain articles of American produce which are at present admitted duty free. The Petition of John Pearce, William Dumble and William Hore, contractors for the canal at Bobcagean Falls, praying for the payment of the balance due to them as contractors for said canal, as also remuneration for damages, expenses, &c. as set forth in petition. The Petition of Cornelius Anderson and fifteen others, of the Township of Etobicoke, praying for a grant of money to be expended upon the allowance for road between the first and second concessions of Etobicoke, Northern Division from No. 12 to 21. The Petition of James Calcut and one hundred and fifty-one others, of the District of Newcastle, praying that the capital stock of the Midland District Bank may be increased to two hundred thousand pounds. The Petition of Nathan Martin and one hundred and sixteen others, of the Townships of York, Vaughan and Etobicoke, praying for a grant of one hundred pounds to build a bridge over the River Humber, at the allowance for road fronting concession A., in the Township of Etobicoke. The Petition of E. C. Griffin and fifty-four others, of the Township of Flamboro' East, praying for protecting duties upon such articles of produce imported from the United States as are now admitted duty free. The Petition of Daniel Jones and forty-nine others, praying for the incorporation of a Company

tion of David Jones, Esq. for the town of Brockville, and praying that the return may be amended.—
Read.

Petition of Benjamin Vanorman and others, praying for the division of the London District. Read.

Petition of Jeremiah Wolven and others, and of Simpson McCall and others, praying the same. Read.

Petition of Daniel Fisher and others, praying that the late election for the county of Carleton may be declared void.—
Read.

Petition of John Bennet of Cobourg, praying the House to consider his petition in respect to a light-house between Cobourg & Port Hope.—
Read.

Petition of D. Armstrong and others, praying for protecting duties. Read.

Petition of Pearce and others, contractors, praying remuneration. Read.

Petition of Cornelius Anderson & others, praying for aid for roads. Read.

Petition of James Calcut and others, praying for increase of Midland District Bank Stock.

Petition of Nathan Martin and others, praying for aid to build a bridge over the Humber.

Petition of E. C. Griffin and others, praying for protecting duties.

Petition of Daniel

Jones and others, as a body corporate and politic, under the name of "the Upper Canada Life Insurance and Loan Company," with such an amount of capital stock, and with such powers and privileges, and under such rules, regulations and restraints, as to the House of Assembly may seem meet and proper—were read.

Motion for a Commission for taking evidence in the Leeds (Controverted Election. Mr. Attorney General, seconded by Mr. Jones, moves, that a Commission to examine witnesses, according to the Statute in that case made and provided, do issue by order of the House in the matter of the controverted Election for the County of Leeds, and that the House do now nominate the three Commissioners as required by law.

Order of the day moved in amendment. In amendment, Mr. Perry, moved that the order of the day might be proceeded in; and the House dividing upon the same, the yeas and nays were taken as follows:

YEAS—MESSIEURS,

| | | | |
|------------|------------------------|-----------|-------------|
| Alway, | Hopkins, | Morrison, | Shibley, |
| Bruce, | Lount, | Norton, | Waters, |
| Chisholm, | McDonell, of Stormont, | Parke, | Wells, |
| Cook, | McIntosh, | Perry, | Wilson, |
| Durand, | Mackenzie, | Roblin, | Woolverton, |
| Gibson, | McMicking, | Rymal, | Yager—27. |
| Gilchrist, | Moore, | Shaver, | |

Yeas 27.

NAYS—MESSIEURS,

| | | | |
|-----------------------|-------------------------|-------------|---------------|
| Attorney General, | Jones, | Merritt, | Smith, |
| Boulton, | McCrae, | Morris, | Sol. General, |
| Caldwell, | McDonell, of Glengarry, | Richardson, | Strange, |
| Cornwall, | McDonell, of Northumb. | Robinson, | Taylor, |
| Duncombe, of Oxford, | McKay, | Rykert, | Walsh, |
| Duncombe, of Norfolk, | McLean, | Samson, | Wilkinson—27. |
| Gowan, | Macnab, | Small, | |

Nays 27.

Speaker Yea.

The question was carried in the affirmative by the casting vote of the Speaker, and the order of the day was proceeded in.

Petition of John Kilborn and others referred.

On motion of Mr. Norton, seconded by Mr. Roblin, Ordered, "That the petition of John Kilborn, and others, be referred to a Committee composed of Messrs. Rykert and Wells, to report thereon by bill or otherwise.

Petition of George Adams, Esq. and others, referred.

On motion of Mr. Rykert, seconded by Mr. Caldwell, Ordered, "That the petition of George Adams, Esq., and others, of the Niagara District, be referred to a Select Committee, and that Messieurs. Macnab and Wilkinson do compose that Committee, with power to send for persons and papers, and to report thereon by bill or otherwise.

Petition of John Bennett, referred.

On motion of Mr. Gilchrist, seconded by Mr. McIntosh, Ordered, "That the petition of John Bennett, of Cobourg, be referred to a Committee to be composed of Messieurs Gilchrist, Boulton and Perry, to report thereon by Bill or otherwise."

Petition of Pearce, Dumble and Hore, referred.

On motion of Mr. Gilchrist, seconded by Mr. Yager, Ordered, "That the petition of John Pearce, William Dumble, and William Hore be referred to a select Committee to be composed of Messieurs Gilchrist Roblin, and Chisholm, with power to send for persons and papers and to report thereon by bill or otherwise.

Petition of Simpson McCall & others, B. VanNorman and others, and J. Wolvin and others, referred.

On motion of Mr. Walsh, seconded by Mr. Rymal, Ordered, "That the petition of Simpson McCall, and others, Benjamin Van Norman and others, & Jeremiah Wolvin and others, inhabitants of the several townships therein named, praying for the formation of a separate Districts, be referred to a select Committee to be composed of Messieurs Walsh, Duncombe, of Norfolk, Duncombe, of Oxford, Alway, and Parke with power to send for persons and papers and to report thereon by bill or otherwise.

Motion for referring petition of D. Armstrong & others, and E. C. Griffin & others to committee of whole.

Mr. Durand, seconded by Mr. Hopkins, moves, that the Petitions of Daniel Armstrong, and others, of the Township of Dumfries, and Ebenezer Griffin of the township of East Flamboro', and others, of the Gore District, be referred to a Committee of the whole House on Monday the second day of February next.

Amendment proposed—that a com-

In amendment, Mr. Samson, seconded by Mr. Morris, moves, that all after the word "moves" in the original motion, the whole be expunged and the follow-

ing inserted, "That this House do on Thursday next, at twelve o'clock, proceed to ballot for a committee of seven members to take into consideration the commercial intercourse between this Province and the United States of America; with power to send for persons and papers, and to report thereon by address or otherwise.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS.

McLean,

Morris,

Samson—3.

mittee should be chosen by ballot.

For the amendment 3.

NAYS—MESSIEURS.

Alway,
Boulton,
Bruce,
Caldwell,
Chisholm,
Cook,
Cornwall,
Duncombe, of Oxford,
Duncombe, of Norfolk,
Durand,
Gibson,

Gilchrist,
Hopkins,
Jones,
Lount,
McDonell, of Glengarry,
McDonell, of Stormont,
McIntosh,
Mackenzie,
McMicking,
Malloch,

Moore,
Morrison,
Norton,
Parke,
Perry,
Robinson,
Roblin,
Rykert,
Rymal,
Shaver,

Shibley, 1
Smith,
Strange,
Tayler,
Walsh,
Waters,
Wells,
Wilson,
Woolverton,
Yager—47.

Against the amendment 41.

The question of amendment was decided in the negative by a majority of thirty-eight.

In amendment to the original motion, Mr. Durand, seconded by Mr. Hopkins, moves that after the word "moves" in the original motion, the whole be expunged and the following inserted,—“That the petitions of Daniel Armstrong and others, of the Township of Dumfries, and Ebenezer Griffin and others, of the Township of East Flamboro’, in the Gore District, be referred to a Committee consisting of Messrs. Smith, Mackenzie, Perry and Chisholm, with power to send for persons and papers and report thereon by bill or otherwise.”

Carried.

Further amendment proposed and carried.

The original question as amended was then put and carried, and it was

Ordered, “That the petitions of Daniel Armstrong and others, of the Township of Dumfries, and Ebenezer Griffin and others, of the Township of East Flamboro’, in the Gore District, be referred to a Committee consisting of Messrs. Durand, Smith, Mackenzie, Perry, and Chisholm, with power to send for persons and papers, and report thereon by bill or otherwise.”

Petition of Daniel Armstrong & others and of E. Griffin & others, referred.

Mr. Duncombe, of Oxford, gives notice, that he will, on Monday next, move for leave to bring in a bill to alter, amend, and continue the provisions of two Acts passed by the last Session of the last Parliament, the one granting a sum of money to be expended upon roads and bridges, the other continuing the provisions of the Road Act of a preceeding year.

Motion for Bill to amend the road acts.

Mr. Duncombe, of Oxford, gives notice, that he will, on Tuesday next, move this House to go into Committee of the whole upon the subject of roads and bridges, and to provide the ways and means for defraying the expenses of improving the same.

Notice of committee of whole on roads and bridges.

Mr. Samson gives notice, that he will, on Friday next, move for an Address to His Excellency, the Lieutenant Governor, requesting His Excellency to lay before this House any answer or information he may have received in reply to the Address of this House of last Session, on the subject of the Timber Trade of the North American Colonies.

Notice of address to His Excellency for information on timber trade.

Mr. Samson gives notice, that he will, on Friday next, move for an Address to His Excellency, the Lieutenant Governor, requesting His Excellency to communicate any answer or information he may have received in reply to the Address of this House at its last Session, on the subject of the Act of the Legislature of the Province of Lower Canada, imposing a Tax on Emigrants from Great Britain and Ireland, arriving at the Ports in Lower Canada.

Notice of an address to His Excellency for information on emigrant tax.

Mr. Robinson gives notice, that he will, on Friday next, move for leave to bring in a bill to alter and amend the laws for granting Licences to Physicians and Surgeons in this Province.

Motion of bill to amend the Medical Laws.

Mr. Gowan gives notice, that he will, on to-morrow, move for a call to be made of this House on Monday next.

Notice of call of House.

Mr. Gowan gives notice, that he will, on Tuesday next, move for a Committee to take into consideration the subject of a letter purporting to have been written by Joseph Hume, Esquire, dated Bryantstone Square, the 29th March, 1834, and addressed to William Lyon Mackenzie, Esquire, of this City, with liberty to

Notice of Select Committee on Mr. Joseph Hume's letter.

send for persons and papers, and report thereon by address to His Majesty, or otherwise.

Notice of Committee on Trade.

Mr. Mackenzie gives notice, that he will, on to-morrow, move for the appointment of a Special Committee on Trade.

Notice of Committee on Reporting.

Mr. Richardson gives notice, that he will, to-morrow, move for the appointment of a Committee to enquire into the propriety of appointing one or more efficient persons to report the debates of this House during the present Session.

Notice of Niagara District Quarter Sessions' Bill.

Mr. Richardson gives notice, that he will, on Monday next, move for leave to bring in a bill to alter the time of holding the Court of Quarter Sessions in the District of Niagara.

Notice of bill relating to Town Voters.

Mr. Small gives notice, that he will, on Monday next, move for leave to bring in a bill declaratory of the right of certain persons to vote for representatives for certain Towns in this Province.

Petition of John Reid and others, to be considered on 10th Feb. next.

On motion of Mr. Norton, seconded by Mr. Roblin, *Ordered*, That this House do take into consideration the Petition of John Reid and others of the Town of Brockville, complaining of the undue election and return of David Jones, Esq. as a member to serve for said Town, on Tuesday the tenth day of February next. at the hour of ten o'clock, A. M.

Speaker to furnish writs of summons for witnesses required in the Leeds contested Election.

On motion of Mr. Norton, seconded by Mr. Gowan, *Ordered*, That the Speaker do furnish the parties concerned in the Leeds controverted election, with writs of summons under his hand and seal, for the attendance of such witnesses as may be named by the parties, and also for the production of records and papers by such witnesses.

Motion for adding Mr. Mackenzie to the Committee on Printing.

Mr. Roblin, seconded by Mr. Cook, moves, that the name of Mr. Mackenzie be added to the Printing Committee.

Amendment to foregoing, that a new Committee be chosen by ballot.

In amendment, Mr. Mackenzie, seconded by Mr. Yager, moves, that after the word "that," in the original motion, the whole be expunged, and the following inserted, "the Committee to superintend the Printing be dissolved, and that the House do proceed to the re-election of a Committee of five, to superintend the Printing of this House during the present Session, by ballot, forthwith."

On which the yeas and nays being taken were taken as follows :

YEAS--MESSIEURS,

| | | | |
|------------|------------|----------|-------------|
| Alway, | Lount, | Parke, | Smith, |
| Bruce, | McIntosh, | Perry, | Waters, |
| Chisholm, | Mackenzie, | Roblin, | Wells, |
| Cook, | McMicking, | Rymal, | Wilkinson, |
| Durand, | Moore, | Shaver, | Wilson, |
| Gibson, | Morrison, | Shibley, | Woolverton, |
| Gilchrist, | Norton, | Small, | Yager—29. |
| Hopkins, | | | |

For amendment, 29.

NAYS—MESSIEURS,

| | | | |
|-----------------------|-------------------------|-------------|--------------------|
| Attorney General, | Gowan, | Malloch, | Samson, |
| Boulton, | McCrae, | Merritt, | Solicitor General, |
| Caldwell, | McDonell, of Glengarry, | Morris, | Strange, |
| Cornwall, | McDonell, of Stormont, | Richardson, | Taylor, |
| Duncombe, of Orford, | McKay, | Robinson, | Walsh—23. |
| Duncombe, of Norfolk, | McLean, | Rykert, | |

Against amendment, 23.

The question of amendment was carried in the affirmative, by a majority of six, and the following names were chosen.

Messrs. Norton, Bruce, Yager, Shaver and Smith.

Committee of whole on His Excellency's Speech, first thing to-morrow.

On motion of Mr. Samson, seconded by Mr. Robinson, *Ordered*, That the Committee of the whole, on the consideration of His Excellency's Speech at the opening of the Session, be the first item on the order of the day for to-morrow, after referring Petitions.

Speaker to furnish writs of summons for witnesses required in Toronto contested election.

On motion of Mr. Robinson, seconded by Mr. Samson, *Ordered*, That the Speaker do furnish the parties concerned in the election for the City of Toronto with writs of summons, under his hand and seal, for the attendance of such witnesses as may be named by the parties, and also for the production of papers by such witnesses.

Adjourned.

Wednesday, 21st January, 1835.

The House met.

The minutes of yesterday were read.

Mr. Duncombe, of Oxford, brought up the Petition of William H. Merritt, Esq. President of the Welland Canal Company; which was laid on the table.

Mr. Duncombe, of Oxford, brought up a second Petition of William H. Merritt, Esq. President of the Welland Canal Company; which was laid on the table.

Mr. Waters brought up the Petition of Solomon Grant and seventy others, of the Township of Hawkesbury, in the Ottawa District; which was laid on the table.

Mr. Gibson brought up the Petition of Joseph Shepard, Samuel Hughes and Abraham Johnston, Trustees to the Farmers' Storehouse, in the City of Toronto; which was laid on the table.

Mr. Walsh brought up the Petition of Alexander Vance and twenty-one others, of the Township of Houghton, in the London District; which was laid on the table.

Mr. Mackenzie brought up the Petition of William Judge and one hundred and eight others, of Chinguacousy, in the County of York; which was laid on the table.

Agreeably to the order of the day, the Petition of Leonard Wilcox, complaining of an unjust seizure of a boat, together with its cargo, which he brought into this Province from the United States, in the year 1815, and praying for relief. The Petition of William Simpkins and one hundred and fifteen others, of the Township of Loughborough, in the County of Frontenac, setting forth that, during the administration of Governor Simcoe, a part of said Township of Loughborough was laid out and certain lines and concessions run; that by a recent survey ordered by the Lieutenant Governor, through application of John Campbell, Esquire, a large portion of the second, fourth and sixth concessions is cut off, by which they lose much of their improved lands, orchards, &c. and praying that the new survey may be declared null, and liberty granted to divide equally the concessions which have been laid out as stated in the petition; and that the posts pointed out may be the determining points of their side lines. The Petition of William Hamilton Merritt and three others, Trustees of the Grantham Academy, shewing that, by the Act of Incorporation, the Trustees are not authorised to liquidate any debts contracted by the Institution, by the sale of real estate, and praying for an appropriation to enable them to pay the debts of the corporation and to employ competent teachers: or the passing an act enabling them to sell so much of the estate as will pay the debts. The Petition of William Hepburn and four others, praying the Incorporation of a Company to erect a Glass Factory in the Township of Cayuga, in the County of Haldimand. The Petition of John McDonell and Thomas Mears, praying for the reimbursement of two hundred and eight pounds eighteen shillings and seven pence currency, expended by them on certain roads in the District of Ottawa, in the year 1816. The Petition of Elizabeth Thomson, of Kingston, praying for remuneration in consideration of her late husband's public services. The Petition of William Current and ninety-seven others, of the District of Niagara, praying for means to put in repair a certain bridge over the Welland River. The Petition of Christopher Hughes and fifty-three others, of the Township of Norwich, praying for the sum of ninety pounds to be expended on certain roads in that township, and the appointment of certain persons as commissioners. The Petition of Ensign Rexford and fifty-two others, of the Township of Zorra, praying for a grant of money for the improvement of the road leading from the Dundas Street to the Township of Zorra. The Petition of F. J. S. Grooves and seventy-three others, and the Petition of Rear Admiral VanSittart and one hundred and four others, of the Townships of Zorra, Oxford and Blandford, praying for a grant of one hundred and fifty pounds, to be laid out on the line between the eleventh and twelfth concessions of the Township of Zorra—were read.

Mr. Richardson gives notice that he will, on Monday the second day of February next, move for leave to bring in a bill to extend the Jurisdiction of the District Courts in this Province, and to provide salaries for the resident Judges thereof, in lieu of fees.

Mr. Morris gives notice that he will, on to-morrow, move an address to His Excellency the Lieutenant Governor, to know what information he may have received since the last Session respecting certain duties collected at the Port of Quebec, no part of which is paid to this Province.

Petitions brought up.

Of W. H. Merritt, Esq. Pres. Wel. Can. Com'y.

Of W. H. Merritt, Esq. Pres. Wel. Can. Com'y.

Solomon Grant & others.

Joseph Shepard, Samuel Hughes and Abraham Johnston.

Alex. Vance and others.

Wm. Judge and others.

Petition of Leonard Wilcox, complaining of an unjust seizure—read.

Petition of Wm. Simpkins & others, of Loughborough, praying to be relieved from the effects of an erroneous survey—read.

Petition of Trustees of Grantham Academy, praying to be enabled to pay the debts of the corporation, &c.—read.

Petition of Wm. Hepburn and others, for incorporation of Glass Com'y—read.

Petition of John McDonell and T. Mears, praying for reimbursement for money expended on roads—read.

Petition of Mrs. E. Thomson, praying remuneration for services of late husband—read.

Petition of Wm. Current and others, praying for aid to repair a bridge over the Welland—read.

Petition of Christopher Hughes and others, praying money for roads—read.

Petition of Ensign Rexford and others, for money to repair roads—read.

Petitions of F. J. S. Grooves & others, Admiral VanSittart and others, praying for aid to repair road in Zorra—read.

Notice of Bill to extend jurisdiction of District Courts.

Notice of address to His Excellency for information respecting certain duties at Quebec.

Petition of Leonard Wilcox referred to select committee.

On motion of Mr. Morrison, seconded by Mr. Wells,
Ordered, That the Petition of Leonard Wilcox be referred to a Select Committee, to be composed of Messrs. Morrison, McIntosh and Perry, with power to send for persons and papers, and to report by bill or otherwise.

Petition of Patrick McGuire and others, referred to select committee on petition of D. Armstrong and others.

On motion of Mr. Boulton, seconded by Mr. Rykert,
Ordered, That the Petition of Patrick M'Guire, Esq. and others, be referred to the Committee to whom was referred the petition of Daniel Armstrong and others, of the Township of Dumfries.

Petitions of Rear Admiral VanSittart, C. Hughes & Ensign Rexford, referred.

On motion of Mr. Duncombe, *of Oxford*, seconded by Mr. Caldwell,
Ordered, That the Petitions of Rear Admiral VanSittart, Christopher Hughes and Ensign Rexford, be referred to a Select Committee to be composed of Messrs. Duncombe, *of Oxford*, Perry and Rykert, with power to report thereon by bill or otherwise.

Mr. Wells, from the Select Committee of Privilege appointed to search for precedents, and report to the House the proper course to be adopted for the trial of an election in the case of a double return, informed the House that the Committee had agreed to a report, which he was ready to submit, whenever it would be pleased to receive the same.

Ordered, That the Report be received.

The Report was read by the Clerk, as follows :

Select Committee of Privilege make a report on double return.

To the Honorable the Commons House of Assembly,

The Select Committee of Privilege, appointed to search for precedents and to report to the House the proper course to be adopted for the trial of an election in the case of a double return, respectfully report : That before the passing of the Acts for the better regulation of the trials of controverted elections, in the tenth and eleventh years of George the Third, the practice of the House of Commons, on complaints of undue elections and double returns, was to try the cases at the Bar of the House, or before a committee, of which every member, not interested, was one.

Three or four years after the passing of the Grenville Act, the Commons Journals, Vol. 35th, record an instance of an undue election and double return for Milbourne Port, where distinct parties claimed seats in the House of Commons on different grounds, and where several indentures had been placed on the file kept by the Clerk of the Crown.

Although the return for Milbourne Port was complained of on other grounds than have been alleged in any case which has come before the House of Assembly, Your Committee consider it conclusive as to the opinions and intentions of the House of Commons in passing the Act for the trial of undue elections.

Your Committee are of opinion, that in cases where complaint is made to the House of an undue election, and that any member or members have been returned upon a double return, the trial may take place before a Select Committee, under the authority of the Acts of this Province for the regulation of controverted or other undue elections.

WM. B. WELLS, *Chairman*
Committee of Privilege,
T. D. MORRISON,
W. L. MACKENZIE.

Committee Room, Jan'y 21st, 1835.

Petitions of D. Thorburn, Esq. and G. Garner & others to be considered on 31st instant.

On motion of Mr. Mackenzie, seconded by Mr. Morrison,
Ordered, That the House will take into consideration the Petitions of David Thorburn, Esq. and of George Garner and others, complaining of an undue election and double return for the Third Riding of the County of Lincoln, on Saturday, the 31st of January, instant, at 12 o'clock noon.

Speaker to give notice to parties.

On motion of Mr. Mackenzie, seconded by Mr. Morrison,
Ordered, That notice be forthwith given by the Speaker, by mail, to John Johnson Lefferty, Esquire, the other candidate, returned for the Third Riding of Lincoln, of the proceedings taken by the House in the matter of the said double return, accompanied by such order or orders as are directed to be made by the Statutes of this Province, or the usage of Parliament.

On motion of Mr. Mackenzie, seconded by Mr. Yager,
Ordered, That the Speaker be authorised to summons the attendance of such witnesses as the parties may require, in relation to the matter of the petitions of David Thorburn, Esq., and of George Garner and others, after the parties have entered into the recognizances required by law. Speaker to issue summonses to witnesses.

Pursuant to the order of the day, the House was put into Committee of the whole, to consider the Speech of His Excellency, the Lieutenant Governor, at the opening of the present Session. Committee of whole on speech.

Mr. Duncombe, of Oxford, was called to the chair.

The House resumed.

Mr. Duncombe reported, that the Committee had agreed to a series of resolutions. Resolutions reported.

On the question for receiving the Report, the yeas and nays, being taken, were as follows:

YEAS—MESSIEURS,

| | | | | |
|----------------------|------------|----------|-------------|--------------------------|
| Alway, | Gilchrist, | Parke, | Smith, | |
| Bruce, | Hopkins, | Perry, | Waters, | |
| Chisholm, | Lount, | Roblin, | Wells, | |
| Cook, | McIntosh, | Rymal, | Wilson, | |
| Duncombe, of Oxford, | McMicking, | Shaver, | Woolverton, | |
| Durand, | Moore, | Shibley, | Yager—26. | |
| Gibson, | Morrison, | | | For receiving report—26. |

NAYS—MESSIEURS,

| | | | | |
|----------------|-------------------------|---------|------------|------------------------|
| Att'y General, | McDonell, of Glengarry, | Morris, | Strange, | |
| Caldwell, | McKay, | Samson, | Taylor—10. | |
| Gowan, | McLean, | | | Against the report—10. |

The question was carried in the affirmative by a majority of sixteen, and the Report was received.

The first resolution was put and carried as follows:

Resolved, That an humble Address be presented to His Excellency, the Lieutenant Governor, thanking His Excellency for the gracious Speech with which he has been pleased to open the present Session of the Legislature. 1st resolution carried.

Adjourned.

Thursday, 22nd January, 1835.

The House met.

The minutes of yesterday were read.

Mr. Morris brought up the Petition of Robert Armour, Jun., of the City of Montreal, Esq.,; which was laid on the table. Petitions brought up, Robert Armour, Junior.

Mr. MacNab brought up the Petition of Thomas Dalton, editor of the Patriot newspaper, published in the City of Toronto; which was laid on the table. Thomas Dalton,

Mr. MacNab brought up the Petition of James Gage and thirty-one others, inhabitants of the District of Gore; which was laid on the table. James Gage, and others.

Mr. MacNab brought up the Petition of William J. Kerr; executor to the estate of the late John Brant, Esquire; which was laid on the table. Wm. J. Kerr.

Mr. MacNab brought up the Petition of Nancy Strobridge, widow of the late James Gordon Strobridge, Contractor for the Burlington Bay Canal; which was laid on the table. Nancy Strobridge.

Mr. Gilchrist brought up the Petition of Pautash and twenty others, principal men among the Indians, residing at Rice and Mud Lakes, in the Newcastle District; which was laid on the table. Pantash & others, Indian Chiefs.

Mr. McMicking brought up the Petition of John Decow, of the Township of Thorold, in the Niagara District; which was laid on the table. John Decow.

Mr. Gowan brought up the Petition of A. Grant and two hundred and forty others, inhabitants of the County of Leeds; which was laid on the table. A. Grant & others.

Mr. McLean brought up the Petition of William G. Barnhart and seventeen others, inhabitants of the Township of Cornwall; which was laid on the table. W. G. Barnhart and others.

A. D. Dougall and others.

Mr. Roblin brought up the Petition of Aaron D. Dougall and one hundred and forty-nine others, freeholders of the District of Prince Edward; which was laid on the table.

B. Bristol & others.

Mr. Roblin brought up the Petition of B. Bristol and ninety-nine others, inhabitants of the District of Prince Edward; which was laid on the table.

Petitions read.

James Duncan & others, praying that £50 be granted for roads.

Agreeably to the order of the day, the Petition of James Duncan and one hundred and forty-seven others, inhabitants of the Townships of York and Vaughan, praying that the petition of Nathan Martin and others, for a grant of money to build a bridge across the Humber, from Concession A. in Etobicoke, may not be entertained by the House, but that the sum of fifty pounds be granted to be expended on the sixth Concession of Vaughan. The Petition of Margaret Drummond, executrix, and Joseph Bruce, executor, to the last will and Testament of the late Robert Drummond, late of the Town of Kingston, praying for authority to sell and dispose of so much of the real estate of the said Robert Drummond as may be requisite and necessary to satisfy and discharge his debts. The Petition of Samuel Kennedy and thirty-seven others, of the Township of Scarborough, setting forth the inconvenience and loss they will sustain by the alteration made by the present Surveyor General of the Town Line between the Townships of York and Scarboro', from the original course of the said line, approved of and ordered by the late Surveyor General, and praying for relief. The Petition of William Purdy and two hundred and fifty-four others, of the Townships of Ops, Mariposa, Cartwright and Reach, praying to be confirmed in the possession of the mill head attached to his mills in the Township of Ops, against the intentions of a certain person owning land in the neighbourhood of said mills, and who threatens legal proceedings against the said William Purdy. The Petition of David Linch, Town Clerk, and one hundred and forty-five others, inhabitants of the Township of Stamford, Niagara District, praying for relief in consequence of the Executive Government having conveyed certain lands in said Township to the Episcopal Church of Saint John's, which lands were always considered by petitioners to be for the common benefit of the inhabitants of said Township, in lieu of side roads, for which no allowance was made when the Township was originally surveyed. The Petition of Cyrenius Hall and fifty-five others, of the Township of Bertie in the County of Lincoln, praying that a board of Commissioners may be appointed in each District of the Province, having certain powers for the purpose of examining into and deciding upon all disputed Land Marks, Lines and other divisions of Land. The Petition of Daniel Akins (an alien) praying to be naturalized. The Petition of Paul Glasford and thirty-five others, inhabitants of the Province of Upper Canada, praying that the Commissioners for improvement of the River Saint Lawrence may be authorized to construct, without delay, a towing path extending upwards from the head of the public works now in progress at the Long Sault Rapid to Prescott. The Petition of Asa Clothier, John Clothier and sixty-seven others, inhabitants of the County of Grenville, praying the consideration of the House upon the injury and loss sustained by them the said Asa and John Clothier as proprietors of certain mills in the Township of Oxford, on the South Branch of the River Rideau, from the erection of a dam across the said River Rideau at Long Island. The Petition of James Dixon and seventy-two others, inhabitants of the Township of Etobicoke, praying for a grant of money to be expended on the side line between Lots No. 21 and 22, Northern division of Etobicoke. The Petition of William and James Gardiner, Township of Mosa, praying for authority to construct a wear or dam across the River Thames on lot number twenty-eight, broken front, in said Township of Mosa, with a suitable lock, inclined plane and apron—were read.

Mary Drummond and Joseph Bruce praying for authority as executors.

Samuel Kennedy and others, praying for relief concerning a town line.

William Purdy & others, praying to be confirmed in certain mill privileges.

David Linch and others, praying relief in the case of certain lands being conveyed to the church.

C. Hall & others, praying for the establishment of a Provincial Board to decide on land marks.

D. Akins, praying for naturalization.

Paul Glasford and others, praying for certain authority to be given to St. Lawrence Company.

Asa Clothier and others, praying for protection from Rideau Canal.

James Dixon and others, praying money for roads.

William & James Gardiner praying for authority to construct a mill dam across the river Thames.

Notice of Ottawa Court Bill.

Mr. Waters gives notice that he will, on Saturday next, move for leave to bring in a Bill to authorize the Justices of His Majesty's Court of Kings Bench to hold an annual Court of Oyer and Terminer, Assize and Nisi Prius, and General Gaol Delivery in the Ottawa District of this Province.

On motion of Mr. Morrison, seconded by Mr. McIntosh,

Petition of S. Kennedy and others, referred.

Ordered, That the Petition of Samuel Kennedy and others of the Township of Scarboro', be referred to a Select Committee to be composed of Messrs. Morrison, Mackenzie and Gibson, with power to send for persons and papers, and to report by bill or otherwise.

On motion of M. McNab, seconded by Mr. Boulton,
Ordered, That the Petition of James Duncan and others, be referred to a Select Committee to consist of Messrs. McNab, Rymal and Samson, with leave to report thereon by bill or otherwise.

Petition of James Duncan and others, referred.

On motion of Mr. Rykert, seconded by Mr. Duncombe, of Oxford,
Ordered, That the Petition of the Trustees of the Grantham Academy, be referred to a Select Committee, to be composed of Messrs. Rykert, Macnab and Duncombe, of Norfolk, with power to report thereon, by bill or otherwise.

Petition of Trustees of Grantham Academy referred.

On motion of Mr. McMicking, seconded by Mr. Hopkins,
Ordered, That the Petition of Cyrenius Hall and others, of the Township of Bertie, be referred to a Select Committee, composed of Messrs. McMicking, Durand, Wells, Mackenzie and Chisholm, with power to send for persons and papers, and to report thereon, by bill or otherwise.

Petition of Cyrenius Hall and others referred.

Mr. Norton, seconded by M. Bruce, moves that so much of the 44th Rule of this House be rescinded as requires the printing to be done, by contract, during the Session, at the lowest terms offered.

Motion for amending rules regarding the Sess. printing.

In amendment, Mr. Perry, seconded by M. Morrison, moves that after the word "moves" in the original, the whole be expunged and the following inserted: "that, notwithstanding the 44th Rule of this House, it shall be competent for the Printing Committee to employ any printer or printers, by contract or otherwise, to do any of the work of this House that the said Committee, in their discretion, conceive the printer taking the contract for printing cannot perform in a reasonable time.

Amendment proposed to foregoing.

Which was lost.

Amendment lost.

In amendment, Mr. Macnab, seconded by Mr. Wilkinson, moves that after the word "moves" in the original motion, the whole be expunged and the following inserted: "that the Printing Committee be directed to divide the printing among the several editors of newspapers in this city, during the present Session, at the average price of tenders received by the Committee."

Second amendm't proposed.

Which was lost.

Amendment lost.

On the original question, the yeas and nays being taken, were as follows :

Division on Orig'l Question.

YEAS—MESSIEURS,

| | | | |
|-----------------------|------------------------|-------------|--------------------|
| Alway, | Hopkins, | Morrison, | Small, |
| Att'y General, | Lewis, | Norton, | Smith, |
| Bruce, | Lount, | Parke, | Solicitor General, |
| Caldwell, | M'Crae, | Perry, | Strange, |
| Chisholm, | M'Donell, of Stormont, | Richardson, | Taylor, |
| Cook, | M'Intosh, | Robinson, | Waters, |
| Cornwall, | M'Kay, | Rykert, | Wells, |
| Duncombe, of Norfolk, | Mackenzie, | Rymal, | Wilson, |
| Gibson, | M'Lean, | Shaver, | Woolverton, |
| Gilchrist, | M'Micking, | Shibley, | Yager—12. |
| Gowan, | Malloch, | | |

Yeas 42.

NAYS—MESSIEURS,

| | | | |
|---------|---------|--------|--------------|
| Macnab, | Samson, | Walsh, | Wilkinson—5. |
| Morris, | | | |

Nays 5.

The question was carried in the affirmative by a majority of thirty-seven, and it was *Resolved*, "that so much of the 44th Rule of this House be rescinded as requires the printing to be done by contract, during the Session, at the lowest terms offered."

Printing not obliged to be done by contract during session.

On motion of Mr. Samson, seconded by Mr. Smith,
Ordered, That the postage of packets containing only petitions to this House and documents relating thereto, shall be charged in the account for contingencies, upon production of such packet, although the weight may exceed six ounces.

Postage on packets conveying petitions shall be paid with contingencies.

Mr. Samson gives notice that he will, on Friday se'night next, move that this House do resolve itself into a Committee of the whole on the Land Granting Department and the settlement of the Province.

Notice of Committee of the Whole on Land Granting Department.

Agreeably to the order of the day, the second resolution adopted by the Committee of the whole House, of yesterday, in consideration of His Excellency's speech from the Throne, at the opening of the present Session, was read as follows:

Resolved, That this House learns, with unfeigned satisfaction, from His Excellency, that the welfare and general interest of the Colony are in a prospering condition, and that their early attention and

Second resolution in answer to Speech read.

Second Resolution. consideration shall be directed to the best means that can be prudently applied for the promotion of public improvements in the Province, and that His Excellency may rest assured that they will be most ready and happy to afford every encouragement to the laudable spirit of independence and enterprise among the industrious inhabitants of the Province, arising from whatever cause it may, and they feel it to be their duty to express to His Excellency their full conviction, that no one step of the Legislature can more tend to afford encouragement to the industrious and enterprising agriculturists of the Province, (who must always be considered the most important class in the Colony,) than the imposition of a suitable and proper protecting duty on various articles coming from the United States of America, which now are admitted duty free; and also to state that this House cannot but regard the subject of general education as of the most vital importance to the future peace and welfare of this Colony.

Amendment proposed to 2nd Resolution.

In amendment, Mr. McLean, seconded by Mr. Samson, moves, that after the word "*Resolved*," the whole be expunged and the following inserted, "that this House has much satisfaction in being convened to promote, by its counsels, the welfare of the people at a period when the increased activity with which every description of improvement proceeds throughout the Province, affords assurance, that the general interests of the Colony are greatly prospering."

House divides on amendment.

On which the yeas and nays, being taken, were as follows:

YEAS—MESSIEURS,

Attorney General,
Boulton,
Caldwell,
Lewis,
McCrae,

McKay,
McLean,
MacNab,
Malloch,
Morris,

Richardson,
Robinson,
Rykert,
Samson,
Solicitor General,

Strange,
Tayler,
Walsh,
Wilkinson—19.

For the amendment 19.

NAYS—MESSIEURS,

Alway,
Bruce,
Chisholm,
Cook,
Cornwall,
Duncombe, of Norfolk,
Durand,
Gibson,

Gilchrist,
Hopkins,
Lount,
McDonell, of Stormont,
McIntosh,
Mackenzie,
McMicking,
Moore,

Morrison,
Norton,
Perry,
Roblin,
Rymal,
Shaver,
Shibley,

Small,
Smith,
Waters,
Wells,
Wilson,
Woolverton,
Yager—30.

Against the amendment 30.

The question of amendment was decided in the negative by a majority of eleven.

On the original question the yeas and nays were taken, as follows:

YEAS—MESSIEURS,

Alway,
Bruce,
Chisholm,
Cook,
Cornwall,
Duncombe, of Oxford,
Duncombe, of Norfolk,
Durand,
Gibson,

Gilchrist,
Hopkins,
Lount,
McDonell, of Stormont,
McIntosh,
Mackenzie,
McMicking,
Moore,

Morrison,
Norton,
Parke,
Perry,
Roblin,
Rymal,
Shaver,
Shibley,

Small,
Smith,
Walsh,
Waters,
Wells,
Wilson,
Woolverton,
Yager—33.

For the 2nd resolution 33.

NAYS—MESSIEURS.

Attorney General,
Boulton,
Caldwell,
Gowan,
Lewis,
McCrae,

McDonell, of Glengarry,
McDonell, of Northumb.
McKay,
McLean,
MacNab,
Malloch,

Merritt,
Morris,
Richardson,
Robinson,
Rykert,

Samson,
Solicitor General,
Strange,
Tayler,
Wilkinson—22.

Against it 22.

The question was carried in the affirmative by a majority of eleven, and it was

Second Resolution.

Resolved, That this House learns with unfeigned satisfaction from His Excellency, that the welfare and general interest of the Colony are in a prospering condition, and that their early attention and consideration shall be directed to the best means that can be prudently applied for the promotion of public improvements in the Province, and that His Excellency may rest assured, that they will be most ready and happy to afford every encouragement to the laudable spirit of independence and enterprise among the industrious inhabitants of the Province, arising from whatever cause it may, and they feel it to be their duty to express to His Excellency their full conviction, that no one step of the Legislature can more tend to afford encouragement to the industrious and enterprising agriculturists of the Province, (who must always be considered the most important class in the Colony,) than the imposition of a suitable and proper protecting duty on various articles coming from the United States of America, which now are admitted duty free, and also to state that this House cannot but regard the subject of general education as of the most vital importance to the future peace and welfare of this Colony.

The third Resolution was then put and carried, as follows :

Resolved, That we are gratified to be informed, that the Rideau navigation is in full operation, and that the commerce by the Welland Canal is on the increase. Third Resolution, carried.

The fourth Resolution was then read as follows :

Resolved, That this House will bestow their early attention on the public accounts and estimates when sent down ; but feel it to be their duty at once to express to His Excellency, their most anxious desires, that His Excellency will not fail to lay before the House, a full, complete and detailed account of the whole Receipts and Expenditure of what is generally termed the " Casual and Territorial Revenue," agreeably to the Dispatch of Lord Goderich, of the eight November, 1832, on that subject, and the addresses of this House, to His Excellency, in its last two Sessions of Parliament, and that the disbursements made to the different Boards of Health to mitigate the distress, and counteract, as far as possible, that fatal disease which afflicted the Province again last season, will meet our early attention, and that this House will not fail to make such provision as shall appear to be just and expedient. Fourth Resolution, read.

In amendment, Mr. McLean, seconded by Mr. Samson, moves, that after the word " Resolved," the whole be expunged, and the following inserted, " that this House will take into its attentive consideration the annual accounts, the estimates of the amount required for the public service of the current year, and the statements of the Casual and Territorial Revenue, as well as the detailed accounts of the disbursements authorised during the prevalence of the disease, which, by the dispensation of Divine Providence, again afflicted this Province." Amendment proposed to fourth resolution,

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS.

| | | | | |
|--|---|--|--|-------------------------------|
| Attorney General, Boulton, Gowan, Lewis, McDonell, of Glengarry, | McDonell, of Northumb. McKay, McLean, Malloch, Merritt, | Morris, Richardson, Robinson, Samson, | Solicitor General, Strange, Taylor. Walsh—18. | In favor of the amendment 18. |
|--|---|--|--|-------------------------------|

NAYS—MESSIEURS,

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|---|--|--|---|---------------------------|
| Alway, Bruce, Chisholm, Cook, Duncombe, of Oxford, Durand, | Hopkins, Lount, McMicking, Moore, Morrison, Norton, | Parke, Perry, Roblin, Shaver, Shibley, | Smith, Wilson, Wells, Woolverton, Yager—22. | Against the amendment 22. |
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The question of amendment was decided in the negative by a majority of four.

On the original resolution, the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|--|--|--|---|------------------------------------|
| Alway, Bruce, Chisholm, Cook, Duncombe, of Oxford, Duncombe, of Norfolk, Durand, | Gibson, Gilchrist, Hopkins, Lount, McIntosh, Mackenzie, McMicking, | Moore, Morrison, Norton, Parke, Perry, Roblin, Shaver, | Shibley, Smith, Wells, Wilson, Woolverton, Yager—27. | In favor of the 4th Resolution 27. |
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NAYS—MESSIEURS.

| | | | | |
|--|---|---|---|--------------------------------|
| Attorney General, Boulton, Gowan, Lewis, McDonell, of Glengarry, | McDonell, of Northumb. McKay, McLean, Malloch, Merritt, | Morris, Richardson, Robinson, Rykert, Samson, | Small, Solicitor General, Strange, Taylor, Walsh—20 | Against the 4th Resolution 20. |
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The question was carried in the affirmative by a majority of seven, and it was

Resolved, That this House will bestow their early attention on the public accounts and estimates, when sent down, but feel it to be their duty, at once, to express to His Excellency their most anxious desire that His Excellency will not fail to lay before the House, a full, complete and detailed account of the whole receipts and expenditure of what is generally termed the Casual and Territorial Revenue, agreeably to the Despatch of Lord Goderich of the eighth November, 1832, on that subject, and the addresses of this House to His Excellency in its last two sessions of Parliament—and that the disbursements made to the different boards of health, to mitigate the distress, and counteract, as far as possible, that fatal disease which afflicted the Province again last season, will meet our early attention, and that this House will not fail to make such provisions as shall appear to be just and expedient. Fourth Resolution.

The two following resolutions were severally put and carried :

Resolved, That our early attention shall be applied to the laws which are about to expire. Fifth Resolution.

Resolved, That this House will be happy to receive any message from His Excellency relating to the public affairs of the Province, as also such as may tend to prevent a delay in the administration of public justice, and to the arrangement proposed for the re-organization and establishment of the post office in the colonies ; a subject which has long engaged the attention of the House of Assembly. Sixth Resolution.

The seventh resolution was then read as follows :

Resolved, That it is gratifying to learn that His Majesty has received, through His Excellency, from Seventh Resolution read,

Seventh Resolution. the people of this Province, fresh proofs of their devoted loyalty, and of their sincere and earnest desire to maintain and perpetuate the connexion with the great empire of which they form an important part. These fresh demonstrations, welcomed as they are by His Majesty, will serve to correct any interested misrepresentations, intended to impress His Majesty with the belief, that those who desire to reform many public abuses in the Province are not well affected to His Majesty's person and government. In a country possessing free institutions and an educated population, capable of estimating the fidelity with which their local affairs are conducted, it is inevitable that differences of opinion will arise; but we deprecate the spirit with which these differences have been applied by some in office, to impeach the loyalty, integrity and patriotism of those who conscientiously dissent from them on questions of public policy and expenditure, thereby creating divisions and dissensions, destructive of the peace, welfare and good government of the country, and calculated to impair the confidence of the people in the disposition of His Majesty's advisers to give them their proper balance of constitutional power; and we feel that we should be wanting in candour were we to withhold from His Excellency our firm belief that nothing whatever would serve more effectually to alienate the affections of His Majesty's loyal people, and render them dissatisfied with the administration than the exciting such feelings—while, on the contrary, should the government be administered agreeable to the intent, meaning and spirit of our glorious constitution, the just wishes and constitutional rights of the people duly respected, and the favors and patronage of His Majesty indiscriminately bestowed on persons of worth and talent, and who enjoy the confidence of the people, without regard to their political or religious opinions, and His Excellency's councils filled with moderate, wise, and discreet individuals who are understood to respect and to be influenced by the public voice, we have not the slightest apprehension but the happy connexion between this province and the parent state may long continue to exist, and be a blessing mutually advantageous to both.

Amendment proposed to seventh Resolution.

In amendment, Mr. McLean, seconded by Mr. Robinson, moves, that all after the word "Resolved" be expunged, and the following inserted: "That this House learns with much satisfaction that the assurances received from the inhabitants of this Province in the course of the past year, expressive of their attachment to their Sovereign, and which were transmitted by His Excellency to the Secretary of State for the Colonies, have afforded to His Majesty so much gratification; and that this House is fully persuaded that these assurances of devoted attachment and unshaken loyalty would have been more generally presented had any apprehension existed that His Majesty's Government could entertain a belief that the people of this favoured Colony could be induced by seditious and unfounded representations, from any quarter, to forego their allegiance, or to regard the indulgent and parental rule of the mother country as a "baneful domination," and that His Excellency be assured that this House feels fully convinced of the anxious desire of the people of this Province to maintain and perpetuate the connexion with the great Empire of which they are proud to be subjects, and that no effort will be wanting on the part of this House to remedy as far as practicable any existing evils, and to cement more strongly, if possible, those bonds of attachment which have heretofore subsisted between the inhabitants of this Province and the Mother Country."

On which the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

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| <p>In favor of the amendment—24.</p> | <p>Attorney General, Boulton, Caldwell, Cornwall, Gowan, Lewis,</p> | <p>McCrae, McDonell, of <i>Glengarry</i>, McDonell, of <i>Stormont</i>, McDonell, of <i>Northumb.</i> McKay, McLean,</p> | <p>Malloch, Merritt, Morris, Richardson, Robinson, Rykert,</p> | <p>Samson, Sol. General, Strange, Tayler, Walsh, Wilkinson—24.</p> |
|--------------------------------------|---|--|--|--|

NAYS—MESSIEURS,

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| <p>Against the amendment—29.</p> | <p>Alway, Bruce, Chisholm, Cook, Duncombe, of <i>Oxford</i>. Duncombe, of <i>Norfolk</i>. Durand, Gilchrist,</p> | <p>Hopkins, Lount, McIntosh, Mackenzie, McMicking, Moore, Morrison,</p> | <p>Norton, Parke, Perry, Roblin, Rymal, Shaver, Shibley,</p> | <p>Small, Smith, Waters, Wells, Wilson, Woolverton, Yager—29.</p> |
|----------------------------------|--|---|--|---|

The question of amendment was decided in the negative by a majority of five.

The original question was then put, on which the yeas and nays being taken were as follows:

YEAS—MESSIEURS,

| | | | | |
|--|---|---|--|---|
| <p>In favor of the original seventh Resolution—29.</p> | <p>Alway, Bruce, Chisholm, Cook, Duncombe, of <i>Oxford</i>, Duncombe, of <i>Norfolk</i>, Durand, Gibson,</p> | <p>Gilchrist, Hopkins, Lount, McIntosh, McMicking, Moore, Morrison,</p> | <p>Norton, Parke, Perry, Roblin, Rymal, Shaver, Shibley,</p> | <p>Small, Smith, Waters, Wells, Wilson, Woolverton, Yager—29.</p> |
|--|---|---|--|---|

NAYS—MESSIEURS.

| | | | | |
|--|---|---|--|--|
| <p>Against the original seventh Resolution—22.</p> | <p>Attorney General, Boulton, Caldwell, Cornwall, Gowan, McDonell, of <i>Glengarry</i>,</p> | <p>McDonell, of <i>Stormont</i>, McDonell, of <i>Northumb.</i> McKay, McLean, Malloch, Merritt,</p> | <p>Morris, Richardson, Robinson, Rykert, Samson,</p> | <p>Sol. General, Strange, Tayler, Walsh, Wilkinson—22.</p> |
|--|---|---|--|--|

The question was carried in the affirmative by a majority of seven, and it was

Resolved, That it is gratifying to learn that His Majesty has received through His Excellency from the people of this Province fresh proofs of their devoted loyalty, and of their sincere and earnest desire to maintain and perpetuate the connexion with the great empire of which they form an important part. These fresh demonstrations, welcomed as they are by His Majesty, will serve to correct any interested misrepresentations intended to impress His Majesty with the belief that those who desire to reform many public abuses in the Province are not well affected to His Majesty's Person and Government.

Seventh Resolu-
tion.

In a country possessing free institutions and an educated population, capable of estimating the fidelity with which their local affairs are conducted, it is inevitable that differences of opinion will arise, but we deprecate the spirit with which these differences have been applied by some in office to impeach the loyalty, integrity and patriotism of those who conscientiously dissent from them on questions of public policy and expenditure, thereby creating divisions and dissensions destructive of the peace, welfare and good government of the country, and calculated to impair the confidence of the people in the disposition of His Majesty's advisers to give them their proper balance of constitutional power, and we feel that we should be wanting in candour were we to withhold from His Excellency our firm belief that nothing whatever would serve more effectually to alienate the affections of His Majesty's loyal people and render them dissatisfied with the administration, than the exciting such feelings, while, on the contrary, should the government be administered agreeably to the intent, meaning and spirit of our glorious constitution, the just wishes and constitutional rights of the people duly respected, and the favours and patronage of His Majesty indiscriminately bestowed on persons of worth and talent, and who enjoy the confidence of the people without regard to their political or religious opinions, and His Excellency's Councils filled with moderate, wise, and discreet individuals who are understood to respect and to be influenced by the public voice, we have not the slightest apprehension but the happy connexion between this Province and the Parent State may long continue to exist and be a blessing mutually advantageous to both.

On motion of Mr. Perry, seconded by Mr. Wells,

Ordered, "That Messieurs Perry, Norton and Bruce be a Committee to draft and report to this House an address pursuant to the foregoing resolutions.

Committee to draft
address.

Adjourned.

Friday, 23rd January, 1835.

The House met.

The minutes of yesterday were read.

Mr. Morris brought up the Petition of F. Hall, Esq., Civil Engineer; which was laid on the table.

Petitions brought up.
F. Hall, Esq.

Mr. Merritt brought up the Petition of Crowell Wilson, Esq. and forty-one others, of the Townships of Crowland, Humberston and Bertie, in the Niagara District; which was laid on the table.

Crowell Wilson,
Esq. and others.

Mr. Duncombe, of Oxford, brought up the Petition of John Brewster and three hundred and eighty-one others of Goderich, Huron Tract, and parts adjacent; which was laid on the table.

John Brewster &
others.

Mr. McDonell, of Northumberland, brought up the Petition of John Hall and seven hundred and thirty others; which was laid on the table.

John Hall and
others.

Mr. McDonell, of Northumberland, brought up the Petition of Charles Rubidge and nine hundred and six others, inhabiting the rear Townships in the Newcastle District; which was laid on the table.

C. Rubidge and
others.

Mr. Duncombe, of Norfolk, brought up the Petition of M. S. Winans, and one hundred and thirty-six others, of the Counties of Oxford and Norfolk; which was laid on the table.

M. S. Winans and
others.

Mr. Roblin brought up the Petition of D. L. Fairfield and one hundred and ninety-nine others, of the District of Prince Edward; which was laid on the table.

D. L. Fairfield and
others.

Mr. McLean brought up the Petition of W. T. Slater (formerly of the Queen's Rangers); which was laid on the table.

W. T. Slater.

Mr. Samson brought up the Petition of the Honorable William Allan and Thomas Mercer Jones, Esq., Commissioners of the Canada Company; which was laid on the table.

Hon. W. Allan &
T. M. Jones, Esq.

Mr. Gibson brought up the Petition of George Mashiter and fifty-seven others, of the Township of Etobicoke; which was laid on the table.

G. Mashiter and
others.

Mr. Cornwall brought up the Petition of James Bell and forty-nine others, of the Township of Zone, in the Western District; which was laid on the table.

James Bell & others.

Mr. Samson brought up the Petition of A. McMillan, Esq.; which was laid on the table.

A. McMillan, Esq.

Mr. Samson brought up the Petition of Richard D. Fraser, Esq., and forty-nine others, Freeholders in the County of Grenville; which was laid on the table.

R. D. Fraser, Esq.
and others.

Mr. Caldwell brought up the Petition of Alex. Clarke, and thirty-two others, of Amherstburgh; which was laid on the table.

A. Clarke & others.

John Boulton and others.

Mr. Cornwall brought up the Petition of John Boulton, and thirty-four others, of the Township of Dawn, in the Western District; which was laid on the table.

B. Walton and others.

Mr. Samson, brought up the Petition of B. Walton and one hundred and fourteen others, inhabitants of the County of Hastings; which was laid on the table.

S. Vanclack and others.

Mr. Samson brought up the Petition of Simon Vanclack and one hundred and twenty-nine others, inhabitants of the County of Hastings; which was laid on the table.

E. R. Gibbs and others.

Mr. Samson brought up the Petition of Edmund R. Gibbs and ninety-eight others, of the County of Hastings; which was laid on the table.

Elam Persons and others.

Mr. Samson brought up the Petition of Elam Persons and forty-one others, inhabitants of the County of Hastings; which was laid on the table.

A. Marshall and others.

Mr. Samson brought up the Petition of Anthony Marshall and eighty-seven others, inhabitants of the County of Hastings; which was laid on the table.

Jas. McNab and others.

Mr. Samson brought up the Petition of James McNab and eighteen others, inhabitants of the County of Hastings which was laid on the table.

G. Palmer and others.

Mr. Cornwall brought up the Petition of Gideon Palmer and eighty-six others, inhabitants of the Townships of Zone, Dawn, Moore and Inniskillin, in the Western District; which was laid on the table.

J. L.T. DesJardins.

Mr. Small brought up the Petition of Jean Louis Thomas Des Jardins (an alien); which was laid on the table.

H. Yeomans and others.

Mr. Strange brought up the Petition of Horace Yeomans and one hundred and ninety others, inhabitants of the township of Kingston, in the County of Frontenac; which was laid on the table.

Doctor W. Rees.

Mr. Gowan, brought up the petition of Doctor Wm. Rees, of the City of Toronto, which was laid on the table.

Petition read of

Wm. H. Merritt, Esq., praying for a toll bridge at Chippawa and authority to collect tolls at the Chippawa cut.

Agreeably to the order of the day the petitions of Wm. Hamilton Merritt, Esq. President of the Welland Canal Company, the first praying for the passing of an Act to authorise the said company to build a toll bridge over the River Welland at the village of Chippawa, and the second stating that agreeably to the provisions of their charter the company made a cut near the mouth of the Welland, at an expence of five thousand pounds, that the payment of tolls is refused on the plea of its not coming within the provisions of their charter; and praying the House to take the matter into consideration, and so to amend the Charter as to enable the Company to collect the tolls as originally intended by the Act. The Petition of Solomon Grant, and Seventy others of the Eastern Division of the Township of Hawkesbury, in the Ottawa District, praying that the Township of East Hawkesbury may be separated from that of West Hawkesbury, & be allowed the privilege of holding their own Township meetings. The Petition of Joseph, Sheperd, Samuel Hughes, and Abraham Johnston, Junior, Trustees to the Farmer's Store House in the City of Toronto, praying that the shareholders of said property may be incorporated under the stile and title of "The President, Directors, and Company of the Farmers' Store of the Home District," and that the Trustees may be authorised to receive the Government Patent of said property, for the proper use and benefit of said Company. The Petition of Alexander Vance and twenty one others of the Township of Houghton, in the London District, praying for an appropriation of two hundred pounds to build a bridge over Hemlock Creek in said Township, and for repairing the road leading thereto. And the petition of Wm. Judge, and one hundred and eight others, of the Townshp of Chinguacousey, praying for a grant of money to repair that part of the road leading from Lot number twenty-two, in said Township of Chinguacousey, to Lot number two in the Township of Caledon, between the third and fourth Concessions, east of the center road, in said Townships, were read.

Solomon Grant, and others, praying that East and West Hawkesbury may be separated.

Joseph Sheperd & others, praying for a corporate capacity.

Alexander Vance and others, praying for money to build a bridge.

Wm. Judge and others, praying for money for roads.

Petition of Wm. Current and others, referred.

On motion of Mr. McMicking, seconded by Mr. Woolverton, *Ordered*, That the Petition of William Current and others, of the Township of Crowland, be referred to a Select Committee, composed of Messrs. McMicking, McKay, Strange and Alway, with power to send for persons and papers, and to report by bill or otherwise.

Petition of Wm. Simkins and others, referred.

On motion of Mr. Shibley, seconded by Mr. Morrison, *Ordered*, That the Petition of William Simkins and others, be referred to a Select Committee, to be composed of Messrs. Shibley, Strange, Rykert and Rob-

in, with power to send for persons and papers, and leave to report thereon, by bill or otherwise.

On motion of Mr. Duncombe, of Oxford, seconded by Mr. Alway,

Ordered, That the two Petitions of the President of the Welland Canal Company be referred to a Select Committee to be composed of Messrs. Duncombe, of Oxford, Rykert and McMicking, with power to send for persons and papers, and to report thereon, by bill or otherwise. Petitions of President of Welland Canal Company, W. H. Merritt, Esq. referred.

On motion of Mr. Gilchrist, seconded by Mr. Shibley,

Ordered, That the Petition of James Calcut and others, be referred to a Select Committee to consist of Messrs. Gilchrist, Solicitor General, Strange and Roblin, with power to send for persons and papers, and to report by bill or otherwise. Petition of James Calcut and others, referred.

On motion of Mr. Rykert, seconded by Mr. Duncombe, of Oxford,

Ordered, That that part of the Petition of the Trustees of the Grantham Academy, praying for a grant of money, be transferred from the Select Committee to the Committee of Supply. Grantham Academy petition referred to supply.

On motion of Mr. Gibson, seconded by Mr. Lount,

Ordered, That the Petition of Joseph Sheperd, Samuel Hughes and Abraham Johnson, Jun. be referred to a Select Committee, composed of Messrs. Gibson, Mackenzie and Lount, with power to send for persons and papers, and to report by bill or otherwise. Petition of Joseph Sheperd and others, referred.

On motion of Mr. McMicking, seconded by Mr. Woolverton,

Ordered, That the Petition of David Lynch and others, of the Township of Stamford, be referred to a Select Committee, composed of Messrs. McMicking, Hopkins, Bruce, Mackenzie and Morrison, with power to send for persons and papers, and to report thereon, by bill or otherwise. Petition of David Lynch and others, referred.

On motion of Mr. Strange, seconded by Mr. Samson,

Ordered, That the Petition of Margaret Drummond and Joseph Bruce, be referred to a Select Committee to be composed of Messrs. Strange, Solicitor General and Samson, with power to send for persons and papers, and to report thereon, by bill or otherwise. Petition of Mary Drummond and Jos. Bruce, referred.

Agreeably to notice Mr. Walsh, seconded by Mr. Smith, moves for leave to bring in a bill to amend the registry laws of this Province and to provide for the safety of the county records. Registry bill brot in.

Which was granted and the bill read.

On the question being put for the second reading of the bill, to-morrow, Mr. Walsh moved in amendment, seconded by Mr. Duncombe, of Oxford, That the bill to amend the registry laws and provide for the safety of the county records in this Province, be referred to a Select Committee to be composed of Messrs. Walsh, Morris, Boulton, Durand and Strange, with power to send for persons and papers, and to report thereon, by bill or otherwise. Registry bill referred to a Select Committee.

Which was ordered.

Agreeably to notice, Mr. Caldwell, seconded by Mr. Wilkinson, moves that the Journals of last Session respecting the erection of a light-house on Hartley's Point be now read. Journals relating to Hartley's Point, read.

Ordered, and the Journals were read as follows :

"Resolved, That the sum of eight hundred pounds be granted to His Majesty to defray the expenses of erecting a Light House, and Keeper's House, on or near Hartley's Point, on Lake Erie, in the Western District."

On motion of Mr. Caldwell, seconded by Mr. Wilkinson,

Ordered, That so much of the Journals of last Session as relates to the erection of a light-house on Hartley's Point, be referred to the Committee of Supply. Matter referred to supply.

Agreeably to notice, Mr. Rykert, seconded by Mr. Boulton, moves for leave to bring in a bill to alter and amend the law now in force relating to the number of overseers of highways, and to fix the time for performing statute labour in the several townships in this Province. Overseers of highways amendment bill brought in.

Which was granted and the bill was read.

Mr. Norton from the Select Committee, to draft an address to His Excellency, the Lieutenant Governor, in answer to His Excellency's speech from the Throne, at the opening of the present Session, reported a draft, which was received, read twice, adopted, and ordered to be engrossed and read a third time this day. Address in answer to Speech reported.

Committee on the subject of reporting appointed.

On motion of Mr. Richardson, seconded by Mr. Cornwall, *Ordered*, That Messrs. Duncombe, of Oxford, Macnab, Rykert and Perry, be appointed a committee to take into consideration the propriety of employing one or more efficient persons to report the debates of this House during the present Session, with power to send for persons and papers, and to report thereon to this House.

Township officers bill brought in.

Agreeably to notice, Mr. Perry, seconded by Mr. Cook, moves for leave to bring in a bill to repeal the several laws of this Province for the appointment, and defining the duties of Township Officers, and to reduce the same to one Act of Parliament, with amendments.

Which was granted and the bill read and ordered for a second reading to-morrow.

One hundred copies to be printed.

On motion of Mr. Perry, seconded by Mr. Gowan, *Ordered*, That one hundred copies of the Township Officers Bill be printed for the use of members.

An Address to be sent to His Excellency for copies of any despatches relating to granting of lands, &c. &c.

On motion of Mr. Perry, seconded by Mr. Cook, *Ordered*, That an Address be presented to His Excellency, the Lieutenant Governor, requesting His Excellency will be pleased to lay before this House, copies of such despatches as have been received in answer to the address of this House, at its last Session, to His Majesty, relating to the claims of certain descriptions of persons, for lands, and the Land Granting Department, and also, copies of official correspondence between the Government of this Province, and His Majesty's Government, on the subject of granting and settling, or leasing the Crown Lands in this Province, together with such information as His Excellency may think proper to communicate upon the subject of the promises held out to emigrants from Great Britain and Ireland, and to discharged soldiers and seamen, up to the year 1824—and that Messrs Perry, Norton and Bruce be a Committee to draft and report the said Address.

Journals relative to the petition of J. O. Hatt and others, read.

Agreeably to notice, Mr. Small, seconded by Mr. Lount, moves, that that part of the Journals of the last Session of Parliament, relative to the Petition of John Ogilvy Hatt, and others, be now read.

Which was carried, and the Journals were read. (*Page, 21, printed Journal.*)

Attorneys' counsel bill brought in and read.

Mr. Small, seconded by Mr. Strange, moves for leave to bring in a bill to authorise the Attorneys of His Majesty's Court of King's Bench, of this Province, to act as counsel in the several District Courts and Courts of Quarter Sessions of this Province.

Which was granted, and the bill read.

Second reading to-morrow.

Ordered, That the bill to enable Attorneys to act as counsel, be read a second time to-morrow.

Committee appointed to report on contingencies of recess.

On motion of Mr. Duncombe, of Oxford, seconded by Mr. Caldwell, *Ordered*, That Messrs. C. Duncombe, Richardson and Roblin, be a Committee to enquire into the contingent and other expenses incurred during the late recess, and to examine into such accounts as may be presented to them, and report thereon, by address or otherwise.

Jury bill brought in and read.

Agreeably to notice, Mr. Perry, seconded by Mr. Yager, moves for leave to bring in a bill for the appointment and regulation of grand and petit jurors in this Province.

Which was granted and the bill read.

Second reading to-morrow.

Ordered, That the bill for the appointment and regulation of juries, be read a second time to-morrow.

Bill to be printed.

On motion of Mr. Perry, seconded by Mr. Wilson, *Ordered*, That two hundred copies of the jury bill be printed for the use of members.

Mr. Mackenzie, seconded by Mr. Lount, moves, that when this House adjourns it shall stand adjourned till Monday next at ten o'clock.

On which the yeas and nays being taken as follows:

House divides on adjournment until Monday.

YEAS—MESSIEURS,

| | | | |
|-----------------------|------------------------|------------|-----------|
| Alway, | Durand, | Mackenzie, | Rymal, |
| Boulton, | Gilchrist, | McMicking, | Walsh, |
| Bruce, | Hopkins, | Moore, | Waters, |
| Chisholm, | Lount, | Morrison, | Wilson, |
| Duncombe, of Oxford, | McDonell, of Stormont, | Parke, | Yager—23. |
| Duncombe, of Norfolk, | McIntosh, | Perry, | |

NAYS—MESSIEURS,

| | | | | |
|-----------|-------------------------|-----------|----------------|----------|
| Caldwell, | Lewis, | Malloch, | Samson, | |
| Cook, | McDonell, of Glengarry, | Morris, | Shibley, | |
| Gibson, | McKay, | Robinson, | Woolverton—13. | Nays—13. |
| Gowan, | | | | |

The question was carried in the affirmative by a majority of ten and ordered accordingly.

Mr. Mackenzie, seconded by Mr. McIntosh, moves, that it be resolved, that a Special Committee on Grievances be appointed, with power to send for persons, papers and records, and with authority to report to the House, from time to time, by bill address or otherwise: that the Committee shall consist of Messieurs Duncombe, of Oxford, Morrison, Waters, and Gibson; and that to it shall be referred the Lieutenant Governor's message of the nineteenth January, 1833, accompanying a Despatch containing the opinions and comments of His Majesty's Principal Secretary of State for the Colonies, upon the observations made to His Majesty's Government by the Agent of the Petitioners of a large and highly respectable portion of His Majesty's subjects in this Province, praying his Majesty for a redress of Grievances; together with the documents sent down by His Excellency for the information of the Assembly, to which that Despatch refers; and that the thirty-first rule be dispensed with, so far as it would affect this motion.

Grievance committee appointed.

On which the yeas and nays, being taken, were as follows:

YEAS—MESSEURS,

| | | | | |
|------------|------------|-----------|-------------|--------------------|
| Alway, | Hopkins, | Morrison, | Shibley, | |
| Bruce, | Lount, | Parke, | Waters, | |
| Chisholm, | McIntosh, | Perry, | Wells, | |
| Cook, | Mackenzie, | Roblin, | Wilson, | |
| Durand, | McMicking, | Rymal, | Woolverton, | |
| Gibson, | Moore, | Shaver, | Yager—25. | For the motion—25. |
| Gilchrist, | | | | |

NAYS—MESSIEURS.

| | | | | |
|-------------------|-------------------------|----------|---------------|------------------------|
| Attorney General, | Gowan, | McLean, | Robinson, | |
| Boulton, | McCrae, | Malloch, | Samson, | |
| Caldwell, | McDonell, of Glengarry, | Merritt, | Walsh, | |
| Cornwall, | McKay, | Morris, | Wilkinson—16. | Against the motion—16. |

The question was carried in the affirmative by a majority of nine, and it was ordered accordingly.

Agreeably to the order of the day, the Address to His Excellency the Lieutenant Governor, in answer to His Excellency's Speech from the Throne, at the opening of the present Session, was read the third time.

Address in answer to speech read third time.

On the question for passing the same being put, Mr. McLean, seconded by Mr. Robinson, moves, that after the word "assembled," the whole be expunged, and the following inserted, "beg leave to thank your Excellency for your gracious speech delivered from the throne, at the opening of the present Session."

Amendment proposed to address, in answer to speech at opening of session.

We have much satisfaction in being convened to promote, by our counsels, the welfare of the people at a period when the increased activity with which every description of improvement proceeds through the Province gives assurance that the general interests of the Colony are greatly prospering.

We have no doubt that the advantages resulting from the flow of emigration to the Province, and from the useful works which have been accomplished under the direction of the Parent State, and of the Legislature of this country, in connection with the exertion, perseverance, and spirit of enterprise so conspicuous in each District, have greatly contributed to the independence and comfort which the more industrious portion of the population has attained, and that these considerations will engage the attention of the House in deciding on the means that can be prudently applied to encourage the present ardor for improvement and to carry into effect the undertakings which have been projected to connect more extensively the navigable waters of some of the most flourishing Districts.

It affords us much gratification to learn that the completion of the Grenville Canal and other public works on the river Ottawa, has brought the Rideau navigation fully into operation, and that the Internal Commerce carried on through the Welland Canal increases, and will be extended by the improved communication in progress on the Grand River.

Amendment proposed to Address in answer to Speech at opening of session.

We shall take into attentive consideration the annual public accounts, the estimates required for the public service of the current year; the statements of the casual and territorial revenue, and the detailed accounts of the disbursements authorised during the prevalence of the disease which, by the dispensation of Divine Providence, has again afflicted the Province.

We shall also pay due attention to the laws which are about to expire, and shall receive with every respect any suggestions from His Majesty's Government as to the propriety of making such a revision of the legal institutions of the Province as will prevent a delay or failure of justice in any case; and the views of His Majesty's Government relative to the arrangements proposed for the reorganization of the Post Office in the Colonies will, when communicated by your Excellency, receive our best consideration.

We learn with much satisfaction that the assurances received from the inhabitants of this Province in the course of the past year, expressive of their attachment to their Sovereign, and which were transmitted by your Excellency to the Secretary of State for the Colonies, have afforded to His Majesty so much gratification; and we are fully persuaded that these assurances of devoted attachment and unshaken loyalty would have been more generally presented had any apprehension existed that His Majesty's Government could entertain a belief that the people of this favored colony could be induced by seditious and unfounded representations from any quarter, to forego their allegiance or to regard the indulgent and parental rule of the mother country as a "baneful domination."

We beg to assure your Excellency of the continued and anxious desire of the people of this Province to maintain and perpetuate the connection with the great empire of which they are proud to be subjects, and that no effort will be wanting on our part to remedy, as far as practicable, any existing evils, and to cement, if possible, more strongly those bonds of attachment which have heretofore subsisted between the inhabitants of this Province and the Mother Country.

On which the yeas and nays, being taken, were as follows:

YEAS--MESSIEURS,

| | | | | |
|-------------------|-------------------|-------------------------|----------|---------------|
| For amendment 16. | Attorney General, | Gowan, | McLean, | Robinson, |
| | Boulton, | McCrae, | Malloch, | Samson, |
| | Caldwell, | McDonell, of Glengarry, | Merritt, | Walsh, |
| | Cornwall, | McKay, | Morris, | Wilkinson—16. |

NAYS--MESSIEURS,

| | | | | |
|----------------------|------------|------------|-----------|-------------|
| Against amendm't 25. | Alway, | Hopkins, | Morrison, | Shibley, |
| | Bruce, | Lount, | Parke, | Waters, |
| | Chisholm, | McIntosh, | Perry, | Wells, |
| | Cook, | Mackenzie, | Roblin, | Wilson, |
| | Durand, | McMicking, | Rymal, | Woolverton, |
| | Gibson, | Moore, | Shaver, | Yager—25. |
| | Gilchrist, | | | |

The question of amendment was decided in the negative by a majority of nine, and the address was passed and signed by the Speaker, and is as follows:

To His Excellency, Sir John Colborne, Knight Commander of the most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, Major General Commanding His Majesty's Forces therein, &c. &c. &c.

MAY IT PLEASE YOUR EXCELLENCY;

Address in answer to Speech at opening of session.

We, His Majesty's dutiful and loyal subjects, the Commons of Upper Canada, in Provincial Parliament assembled, humbly thank your Excellency for the gracious speech with which your Excellency was pleased to open the present Session of the Legislature. We assure your Excellency that we learn with unfeigned satisfaction that the welfare and general interest of the Colony are in a prospering condition, and that our early attention and consideration shall be directed to the best means that can be prudently applied for the promotion of public improvements. Your Excellency may rest assured that we will be most ready and happy to afford every encouragement to a laudable spirit of independence and enterprise among the industrious inhabitants of the Province, (arising from whatever cause it may,) and we feel it to be our duty to express to your Excellency

our full conviction that no one step of the Legislature can more tend to afford encouragement to the industrious and enterprising agriculturist (who must always be considered the most important class in the colony) than the imposition of a suitable and proper protecting duty on various articles coming from the United States of America, which now are admitted duty free; and we also assure your Excellency that we cannot but regard the subject of general education as one of the most vital importance to the future peace and welfare of the Province.

We are gratified to be informed that the Rideau navigation is in full operation, and that the commerce by the Welland Canal is on the increase.

Our early attention shall be bestowed on the public accounts and estimates, when sent down, but we feel it to be our duty at once to express to your Excellency our most anxious desire that your Excellency will not fail to lay before us a full, complete and detailed account of the whole receipts and expenditure of what is generally termed the casual and territorial revenue, agreeably to the despatch of Lord Goderich, of the eighth of November, 1832 on that subject, and to the addresses of this House to your Excellency in its last two Sessions of Parliament.

The disbursements made to the different boards of health to mitigate the distress and counteract, as far as possible, the fatal disease which afflicted the Province again, last season, shall meet with our early attention, and we will not fail to make such provisions as may appear to be just and expedient to make good the same.

Our attention shall be applied to the laws which are about to expire.

We beg to assure your Excellency that we will be happy to receive any communications from your Excellency having a tendency to prevent delay in the Administration of Justice, or touching the re-organization and better establishment of the post office department in these colonies (a subject which has long engaged our most serious attention) or any other message or messages that your Excellency may be pleased to communicate to this House relating to the public affairs of the Province.

It is gratifying to learn that His Majesty has received through your Excellency, from the people of this Province fresh proofs of their devoted loyalty, and of their sincere and earnest desire to maintain and perpetuate the connection with the great empire of which they form so important a part. These fresh demonstrations, welcomed as they are by His Majesty, will serve to correct any interested misrepresentations intended to impress His Majesty with the belief that those who desire to reform many public abuses in the Province, are not well affected to His Majesty's person and government.

In a country possessing free institutions and an educated population, capable of estimating the fidelity with which their local affairs are conducted, it is inevitable that differences of opinion will arise; but we deprecate the spirit with which these differences have been applied, by some in office, to impeach the loyalty, integrity and patriotism of those who conscientiously dissent from them on questions of public policy and expenditure; thereby creating divisions and dissensions, destructive of the peace, welfare and good government of the country, and calculated to impair the confidence of the people in the disposition of His Majesty's advisers to give to them their proper balance of constitutional power; and we feel that we should be wanting in candour were we to withhold from your Excellency our firm belief that nothing would serve more effectually to alienate the affections of His Majesty's loyal people, and render them dissatisfied with the administration than the exciting such feelings; while, on the contrary, should the government be administered agreeably to the intent, meaning and spirit of our glorious constitution, the just wishes and constitutional rights of the people duly respected, the favors and patronage of His Majesty indiscriminately bestowed on persons of worth and talent, who enjoy the confidence of the people, without regard to their political or religious opinions, and your Excellency's councils filled with moderate, wise and discreet individuals, who are understood to respect and to be influenced by the public voice, we have not the slightest apprehension but the connexion between this Province and the Parent State would long continue to exist and be a blessing mutually advantageous to both.

MARSHALL S. BIDWELL.

Speaker.

Commons House of Assembly, }
23rd January, 1835. }

Committee to wait upon His Excellency.

On motion of Mr. Shaver, seconded by Mr. Cook,
Ordered, That Messrs. Perry and Roblin be a Committee to wait on His Excellency, the Lieutenant Governor, to know when he will be pleased to receive this House with the address in answer to His Excellency's speech from the Throne, at the opening of the present Session.

The House then adjourned till ten o'clock, A. M. on Monday next.

Monday, 26th January, 1835.

The House met pursuant to adjournment.

Petitions brought up.

The minutes of Friday were read.

James Ketcheson and others.

Mr. Samson brought up the Petition of James Ketcheson and one hundred and nineteen others, inhabitants of the County of Hastings; which was laid on the table.

Henry Hagerman and others.

Mr. Samson brought up the Petition of Henry Hagerman and fifty others, inhabitants of the County of Hastings; which was laid on the table.

Davis McCoy and others.

Mr. Samson brought up the Petition of Davis McCoy and sixty-two others, inhabitants of the County of Hastings; which was laid on the table.

William Parks and others.

Mr. Samson brought up the Petition of William Parks and thirty-five others, inhabitants of the County of Hastings; which was laid on the table.

John Empey and others.

Mr. Samson brought up the Petition of John Empey and sixty-four others, inhabitants of the County of Hastings; which was laid on the table.

Jas. Cameron and others.

Mr. Gilchrist brought up the Petition of James Cameron and four hundred and fifty-four others, freeholders, on and near to the River Trent, in the Midland and Newcastle Districts; which was laid on the table.

William Owston and others.

Mr. Gilchrist brought up the Petition of William Owston and one hundred and twenty-three others, inhabitants of the Newcastle District; which was laid on the table.

Wm. Hathaway & others.

Mr. Duncombe, of Oxford brought up the Petition of William Hathaway, of Goderich, and twelve others, inhabitants of this Province; which was laid on the table.

Nicholas Lossing and others.

Mr. Duncombe, of Oxford brought up the Petition of Nicholas Lossing and one hundred and one others, inhabiting the Wilcox purchase, in the Township of Norwich; which was laid on the table.

William Lawson and others.

Mr. Duncombe, of Oxford brought up the Petition of William Lawson and one hundred and twenty-four others, of the Township of Norwich, aforesaid; which was laid on the table.

Alexander McCrae.

Mr. Wilson brought up the Petition of Alexander McCrae, of Wolford, in the Johnstown District; which was laid on the table.

Petitions read.

Robert Armour, Esqr. praying that the act may be amended which relates to the practice of the Law in U. C.

Agreeably to the order of the day, the Petition of Robert Armour, Junior, of the City of Montreal, Esquire, setting forth that though Attorneys from Upper Canada upon producing their Commissions, are allowed to practise the Law in all the Courts of Lower Canada, yet Attorneys from Lower Canada have not the same privilege in this Province unless they have served five years as an apprentice to some practising Attorney in Upper Canada; and praying the House to amend the Acts now in force in Upper Canada relating to the practice of the Law, and place the Attorneys of Upper and Lower Canada on an equal and reciprocal footing, as to their admission into the Courts of either Province respectively. The petition of Thomas Dalton, Editor of the Patriot Newspaper, published in Toronto—praying remuneration for reporting the proceedings and debates of the House, the last two Sessions of Parliament. The Petition of James Gage, and thirty-one others, inhabitants of the Gore District; praying for a Charter of Incorporation for a Bank to be established in the Town of Hamilton, in the District of Gore, subject to the same restrictions, and enjoying the same rights and advantages, as other Banks of the Province. The petition of William J. Kerr, Executor to the Estate of the late John Brant; praying compensation for loss of property sustained in consequence of opening the Burlington Bay Canal, as a public improvement; by which the value of said property has been greatly reduced and its advantages destroyed. The petition of Nancy Strobridge, widow of the late J. G. Strobridge, Contractor of the Burlington Bay Canal; praying for interest on award of Arbitrators made to said J. G. Stro-

Thomas Dalton, praying remuneration for reporting.

James Gage and others, praying for a bank at Hamilton.

William J. Kerr, praying compensation for loss by opening Burlington Canal.

Nancy Strobridge, praying interest on award of arbitrators.

bridge, amounting to £548 17s. 11d. The petition of Pautansh and twenty others, principal men among the Indians residing at the Rice and Mud Lakes, in the Newcastle District, representing the danger that exists of the game and fish becoming extinct in the grounds and waters reserved for Petitioners in the original treaty between the Indians and the British Government. That many persons, principally inhabitants of the United States, are in the habit of trespassing on said reserves and destroying the game—that arrangements have been made with all the neighbouring tribes of Indians to leave said grounds undisturbed for the next three years, to prevent the game becoming extinct; and praying an act may be passed, rendering it penal for any white man or others, having no right thereto, to kill or destroy any game upon the hunting grounds of your petitioners in future, or take or destroy any maskinonge with spears in such waters, between the first day of April and the first day of June in each year, with other provisions as may seem necessary. The petition of John Decow of the Township of Thorold, in the Niagara District, praying the House of Assembly, to cause the Welland Canal Company to pay damages sustained by him, by the water being taken from his mills to the Welland Canal. The petition of A. Grant and two hundred and forty others, inhabitants of the County of Leeds, praying for a grant of seven hundred and fifty pounds, to build two bridges, one over the mill-pond of David Jones, Esquire, in the first concession of Elizabethtown, and one over the mill-pond of Doctor Hubble; and for repairing the road between the town of Brockville and the second concession of Elizabethtown; and that Elnathan Hubble, Robert Edmondson, Samuel Pennock, John Murphy, Edward Harrison and Daniel Jones be the Commissioners. The petition of William G. Barnhart, and seventeen others, inhabitants of the Township of Cornwall, praying for the sum of fifty pounds, for improving the road leading from the River St. Lawrence, between Lots No. 18 and 19, to the concession line, in the township of Cornwall. The Petition of Aaron D. Dougall, and one hundred and forty-nine others, freeholders of the District of Prince Edward; praying that an Act may be passed increasing the rates and assessments of all persons liable to pay the same, in said District of Prince Edward, one half of what the same are now liable to pay, for the term of three years, to liquidate the debt upon the Gaol and Court House of said District, and for other public necessary uses. The petition of B. Bristol and ninety-nine others, inhabitants of the District of Prince Edward; praying the passing of an Act extending the Elective Franchise to all persons holding leases from the Crown, for Crown or Clergy Reserves, or to persons holding leases under the original Lessees, and who are in actual possession of such land. The Petition of Francis Hall, Esquire, Civil Engineer, stating that in the year 1828, the House of Assembly appropriated to him the sum of fifty-five pounds, as balance due him for services rendered as Engineer to the Burlington Canal, that during the absence of petitioner, the Commissioners of said Canal did apply said sum upon the works: and praying the restitution of said fifty-five pounds, with legal interest from 20th October, 1828. The Petition of Crowell Wilson, Esquire, and forty-one others, of the Townships of Crowland, Humberstone and Bertie in the Niagara District; representing the inconvenience they labour under for want of a turnpike road, leading from Port Robinson to Fort Erie, by way of Cook's Mills on Lyons Creek, thence to Jacob Hauns' Mills, on Black Creek, and from thence to Moses Rogers', near Lime-Stone Ridge. The Petition of John Brewster and three hundred and eighty-one others, of Goderich, Huron Tract, and parts adjacent, praying that a bill may be passed authorising the Canada Company to construct a good and sufficient harbour at the Port of Goderich. The Petition of John Hall and seven hundred and thirty others, praying that an address may be transmitted to the Home Government upon the subject of connecting the waters of Lake Huron with those of Lake Ontario, by Canal or otherwise, through the unsurveyed lands between the said lakes. The petition of Charles Rubidge and nine hundred and thirty-six others, inhabiting the rear townships of the Newcastle District; praying that the Townships of Otanabee, Monaghan, Douro, Dummer, Asphodel, Belmont, Methuen, Burleigh, Harvey, Verulam, Fenelon, Eldon, Mariposa, Ops, Emily, Smith, and Ennismore, of said Newcastle District be made a separate District with the Town of Peterboro' as the District Town. The Petition of M. S. Winans, and one hundred and thirty-six others, of the Counties of Oxford and Norfolk; praying that the townships of Blenheim, Blandford, Zorra, Burford, East & West Oxford, the Gore of Oakland, Townsend, Windham, Norwich, Dereham, Woodhouse, Charlotteville, Walsingham, Middleton, Houghton and Bayham, or any other parts of the District of London, may be

Pautansh & others praying, that their game may not be destroyed upon their hunting grounds nor the fish killed in certain seasons.

John Decow, praying remuneration for damages by Welland Canal Company.

A. Grant, and others, praying pecuniary aid, for roads and bridges.

W. G. Barnhart and others, praying money for roads.

A. D. Dougall, and others, praying for increase of assessments in Prince Edward.

B. Bristol, and others, praying that certain leaseholders may vote at elections for members.

Francis Hall, Esq. praying for a balance due him as Engineer at Burlington Canal.

Crowell Wilson, Esquire, and others praying for a turnpike road.

John Brewster, and others, praying that certain authority may be given to Canada Company.

John Hall, and others on the subject of connecting Huron and Ontario by Canal.

Chas. Rubidge, and others, praying for division of Newcastle District.

M. S. Winans, and others, praying for a division of London District.

D. S. Fairfield & others, praying for increase of capital stock to Commercial Bank.

W. T. Slater, praying redress for losses.

Commissioners of Canada Company, praying for authority to make a harbour at Goderich.

George Mashiter and others, praying money for roads.

James Bell and others, praying for aid to build a bridge.

A. McMillan, Esq. against the return of W. B. Wells, Esq., and that a Commission may be appointed to investigate.

R. D. Fraser, Esq. and others, alleging and praying same as last.

Alexander Clark and others, against catching Muskrats at certain seasons
John Bolton et al. money for bridge.

B. Walton and others, praying for division of Midland District.

S. Vanclack & others

E. R. Gibbs & others.

F. Persons & others.

A. Marshall & others.

James McNab & others, praying same as B. Walton.

Gideon Palmer & others, praying aid for roads.

J. L. T. DesJardins, praying for relief as heir of the late P. DesJardins

Horsoe Yeomans and others, praying to separate the town and township of Kingston in local concerns.

Doctor Rees praying that report on his petition be considered.

made a separate District, with the most central place of said townships for a District Town. The Petition of D. S. Fairfield and one hundred and nine others, of the District of Prince Edward; praying that the capital stock of the Commercial Bank of the Midland District may be increased to two hundred thousand pounds. The Petition of William T. Slater, late of the Queen's Rangers praying for redress for Losses sustained by him during the late war. The Petition of the Commissioners of the Canada Company; praying that a Act may be passed authorising the said Company, in the event of their constructing a harbour at Port Goderich, to collect reasonable tolls, to defray the expense of constructing said harbour. The Petition of George Mashiter and fifty-seven others, of the Township of Etobicoke, praying for the sum of one hundred pound to build a bridge across the West branch of the Humber, on the line of road between Concessions A and B, in said Township of Etobicoke. The Petition of James Bell and forty-nine others, of the Township of Zone, in the Western District; praying for the sum of one hundred pounds, to build a bridge across Bear Creek, on the allowance for road between Lots 25 and 26, between second and third Concessions of said Township of Zone. The Petition of A. McMillan, Esq. against the return of W. B. Wells, Esq. as representative for the County of Grenville; setting forth the ineligibility of said W. B. Wells as not being at the time of said election, assessed for land in any part of this Province, nor having a deed of any land registered in any part of said Province, as that the deed of the land, on which he claimed to be eligible as a candidate, for the representation of said County, was not obtained until some time after the election had commenced, and not until several hundred votes had been polled. The Petitioner having reason to believe the said deed was obtained in a fraudulent manner; he prays, that a commission may be appointed in said County to examine witnesses on the statements alleged, and that if the said W. B. Wells shall be found not to have been eligible at the time of the election, that he, the said A. McMillan may take his seat. The Petition of R. D. Fraser and forty-nine others, freeholders of the County of Grenville; alleging the same as last Petition, and praying, that upon proof of the premises, A. McMillan may take his seat in the stead of the sitting member.— The Petition of Alexander Clarke and thirty-two others, of Amherstburg, in the Western District, praying that restrictions may be made against the catching or trapping of Muskrats, but in the proper season. The Petition of John Bolton and thirty-four others of the Township of Dawn, Western District, praying for the sum of forty pounds ten shillings, for the completion of a bridge across Bear Creek, between the seventh and eighth Concessions of said Township. The Petition of B. Walton and one hundred and fourteen others, inhabitants of the County of Hastings; praying, that the said County of Hastings, with other parts of the surrounding country, may be made a separate District, with Belleville for the District Town. The Petition of Simon Vanclack and one hundred and twenty-nine others. The Petition of Edmond R. Gibbs and ninety-eight others. The Petition of Elam Persons and forty-one others. The Petition of Anthony Marshall and eighty-seven others. The Petition of James McNab and eighteen others, all of the County of Hastings; praying the same as Petition of B. Walton and others. The Petition of Gideon Palmer and eighty-six others, of the Western District; praying, that the sum of seven hundred and fifty pounds be granted for the improvement of certain roads in said District. The Petition of Jean Louis Thomas Des Jardins, (an alien); setting forth, that Petitioner is the eldest brother of Peter Des Jardins late of the District of Gore, in this Province, who died intestate; that the next of kin of the said Peter Des Jardins, are, said Petitioner, Toussaint Des Jardins another brother, and Marianne Rosalie Des Jardins, now married to Pierre Eloi Bogue—that, in order that the property of said Peter Des Jardins may not escheat to the Crown, Petitioner prays, that said property may be vested in trustees for the benefit of said next of kin of said Peter Des Jardins, or in such other way as the House may judge best. The Petition of Horace Yeomans and one hundred and ninety others, inhabitants of the Township of Kingston, County of Frontenac, praying that the said Township of Kingston be set apart from the town of Kingston in all matters and things whatsoever, which may relate to their local concerns, and also, that a Court of Requests be established at Waterloo for the Township of Kingston. And the Petition of Dr. Rees of the City of Toronto, praying, that the report of the Select Committee, on his Petition of last Session be taken into consideration; were read.

Mr. Samson, seconded by Mr. Yager, moves, that the Petition of Henry Hagerman and others, on the subject of the division of the Midland District be now read, and that the 41st rule of this House be dispensed with.

Petitions of Henry Hagerman & others, James Ketcheson & others, Davis McKay and others, William Parks and others, & John Empey and others—read.

Which was carried; and the Petitions of Henry Hagerman and fifty others; James Ketcheson and one hundred and nineteen others; Davis McKay and sixty others; William Parks and thirty-five others; and John Empey and sixty-four others, inhabitants of the County of Hastings, remonstrating against a certain Petition, and praying that the County of Hastings, with such portion of the surrounding country as to the Legislature may appear meet, be set apart as a separate District, and that Belleville be made the District Town; were read.

Mr. Perry from the Committee to wait on His Excellency, the Lieutenant Governor to know when His Excellency would be pleased to receive this House with its address in answer to His Excellency's speech from the Throne, at the opening of the present Session; reported that His Excellency had been pleased to name the hour of two o'clock, P. M. this day.

Committee reports His Excellency will receive House at 2 P. M.

Mr. Duncombe, of Oxford, gives notice that he will, on to-morrow, move this House to go into Committee of Supply; that he may move for a grant of money for the improvement of roads and bridges in this Province.

Notice of motion for Committee of Supply.

Mr. McDonell, of Glengarry, gives notice that he will, on Thursday next, move for leave to bring in a bill, authorising the Court of General Quarter Sessions of the Peace and District Court, to be held alternately in the several counties of this Province.

Notice of Bill to establish alternate County Courts.

On motion of Mr. McDonell, of Stormont, seconded by Mr. Chisholm, Ordered, That the Petition of John McDonell, of Point Fortune, Esq. and Thomas Mears, of the Ottawa District, Esq. be referred to a Select Committee, composed of Messrs. McDonell, of Stormont, McKay and McDonell, of Glengarry, to report thereon.

Petition of Messrs. McDonell & Mears referred.

On motion of Mr. Samson, seconded by Mr. Duncombe, of Norfolk, Ordered, That the Petition of the Commissioners of the Canada Company be referred to a Select Committee to be composed of Messrs. Samson, Merritt and Duncombe, of Oxford, with power to send for persons and papers, and to report thereon.

Petition of Canada Company referred.

On motion of Mr. Samson, seconded by Mr. Morris, Ordered, That the Petition of John Hall and seven hundred and thirty others; be referred to a Select Committee to be composed of Messrs. Samson, McDonell, of Northumberland, and Gilchrist, with power to send for persons and papers, and to report thereon.

Petition of John Hall and others, referred.

On motion of Mr. Smith, seconded by Mr. Strange, Ordered, That the Petition of Dr. Rees be referred to a Select Committee, with liberty to send for persons and papers, and to report thereon, by bill or otherwise; and that Messrs. Smith, Charles Duncombe, Small, Gowan and Bruce do compose the same.

Petition of D. W. Rees, referred.

On motion of Mr. Samson, seconded by Mr. Yager, Ordered, That the Petitions of the Inhabitants of the County of Hastings, be referred to a Select Committee to be composed of Messrs. Samson, Roblin and Yager, with power to send for persons and papers, and to report thereon.

Petitions from Hastings, referred.

On motion of Mr. Parke, seconded by Mr. Moore, Ordered, That the Petition of William Gardiner and James Gardiner be referred to a Select Committee to be composed of Messrs. Parke, Duncombe, of Oxford, and Cornwall, to report by bill or otherwise.

Petition of W. & J. Gardiner, referred.

On motion of Mr. Norton, seconded by Mr. Roblin, Ordered, That the Petition of Paul Glassford and others, be referred to a Select Committee to be composed of Messrs. Norton, Samson and Shaver, to report thereon, by bill or otherwise.

Petition of Paul Glassford and others, referred.

On motion of Mr. Gilchrist, seconded by Mr. Yager, Ordered, That the Petition of Charles Rubidge and others, be referred to a Select Committee, consisting of Messrs. Gilchrist, McDonell, of Northumberland, and Roblin, with power to send for persons and papers, and to report by bill or otherwise.

Petition of C. Rubidge and others, referred.

On motion of Mr. Gilchrist, seconded by Mr. Yager, Ordered, That the Petition of Captain Pautash and others, be referred to a Select Committee, consisting of Messrs. Gilchrist, McDonell, of Northumberland and Waters, to report by bill or otherwise.

Petition of Pautash and others, referred.

Petition of Alex. Clark and others referred. On motion of Mr. Caldwell, seconded Mr. Charles Duncombe, *Ordered*, That the Petition of Alexander Clark and others, be referred to a Select Committee to be composed of Messrs. Caldwell, McDonell, of *Northumberland*, and Robinson, with power to report thereon, by bill or otherwise.

Petition of R. Armour, Jun. referred. On motion of Mr. Morris, seconded by Mr. Samson, *Ordered*, That the Petition of Robert Armour, Junior, be referred to the consideration of a Select Committee to be composed of Messrs. Morris, McLean and Malloch, with power to report thereon, by bill or otherwise.

Petition of Francis Hall, Esq., referred. On motion of Mr. Morris, seconded by Mr. Tayler, *Ordered*, That the Petition of Francis Hall, Civil Engineer, be referred to a Select Committee to be composed of Messrs. Morris, McNab and Smith, with power to report thereon, by bill or otherwise.

Petition of Alex. Grant and others, referred. On motion of Mr. Morris, seconded by Mr. Malloch, *Ordered*, "That the Petition of Alexander Grant, and others, be referred to the Committee of Supply.

Petition of A. D. Dougall and others, referred. On motion of Mr. Roblin, seconded by Mr. Norton, *Ordered*, That the Petition of Aaron D. Dougall, and others, be referred to a Select Committee; to be composed of Messrs. Roblin, Wilson, and Shaver; with power to send for persons and papers, and leave to report thereon by bill or otherwise.

Petition of Alex. Vance and others, referred. On motion of Mr. Walsh, seconded by Mr. Duncombe, of *Norfolk*, *Ordered*, "That the Petition of Alexander Vance and others, inhabitants of the Township of Houghton, praying for a grant of money to build a bridge over Hemlock Creek, and to make other improvements on the Lake Road in said Township; be referred to the Committee of Supply."

Petition of Tho's. Dalton, referred. On motion of Mr. Duncombe, of *Oxford*, seconded by Mr. Richardson, *Ordered*, "That the Petition of Thomas Dalton be referred to a Select Committee; to be composed of Messieurs Charles Duncombe, Macnab and Wilson, with power to report thereon."

Select Committee on reporting presents report. Mr. Richardson, from the Select Committee to which was referred the subject of Reporting the Debates of the House, presented a Report; which was received and read, and is as follows:

Report of the Select Committee to which was referred the subject of Reporting.

To the Honourable the Commons' House of Assembly,

The Committee appointed to take into consideration the propriety of appointing one or more efficient persons to Report the debates of Your Honorable House during the present Session.

BEG LEAVE TO REPORT:

That they have taken into consideration the matter submitted, and beg leave to recommend to Your Honorable House the remuneration of three competent Reporters, to be employed by the Editors of the Correspondent & Advocate, Christian Guardian, Patriot and Courier, and that the Editors of these papers be remunerated by Your Honorable House for any reasonable extra expenses attending the publishing the debates.

Your Committee also beg leave to recommend the erection of a suitable place for the accommodation of the Reporters.

CHARLES RICHARDSON,
Chairman.

Committee Room, Jan'y 26th, 1835.

Petition of John Brewster & others, referred. On motion of Mr. Duncombe, of *Oxford*, seconded by Mr. Richardson, *Ordered*, That the Petition of John Brewster, and others, be referred to a Select Committee; to be composed of Messieurs Duncombe, of *Oxford*, Merritt, and Samson, with power to send for persons and papers, and to report thereon by bill or otherwise.

Speaker reports returns from Wel. The Speaker reported to the House that he had received certain returns from the President of the Welland Canal Company, as also a letter from the Cashier

of the Bank of Upper Canada, and a statement of the affairs of that Bank in accordance with the order of the House ; which were read as follows : Can. Company and Bank of U. C.

BANK OF UPPER CANADA, }
Toronto, 24th January, 1835. }

Letter from Cashier of U. C. Bank.

SIR,

In obedience to your order of the 19th instant, I have the honour to transmit the required Statement of the Affairs of this Bank, made up on the 21st. of this month.

I have the honour to be,
Sir,

Your Obedient Servant,

THOMAS G. RIDOUT,
Cashier.

The Honorable
THE SPEAKER,
Of the Commons' House of Assembly.

GENERAL STATEMENT of the Affairs of the BANK of UPPER CANADA on Wednesday the 21st day of January, 1835, furnished by order of the Commons House of Assembly.

| | £ | s. | d. | | £ | s. | d. |
|---|-----------|----|----|---|-----------|----|----|
| Capital Stock paid in,..... | 200,000 | 0 | 0 | RESOURCES OF THE BANK. | | | |
| Amount of Notes in circulation not bearing interest, of the value of five dollars and upwards, £198,510 0 0 | | | | Gold, Silver and other coined metals in the Vaults of the Bank at Toronto,....£76,049 4s 1d, | | | |
| Do. under } five dollars, } £45,329 10 0 | 243,859 | 10 | 0 | Ditto at its Agencies,....£24,697 3s 5d,..... | 100,746 | 7 | 6 |
| Bills and Notes in circulation bearing interest—none. | | | | Real Estate and Bank Furniture, | 8,698 | 16 | 7 |
| Balances due to other Banks,... | 14,993 | 8 | 0 | Bills of other Banks,..... | 10,936 | 5 | 0 |
| Cash deposited, including all sums whatsoever due from the Bank, not bearing interest (its bills in circulation and balances due to other Banks excepted.)..... | 180,735 | 11 | 0 | Balances due from other Banks & Foreign Agents, in London and New York, on Exchange transactions,..... | 140,502 | 13 | 5 |
| Amount deposited bearing interest, being for the Home District, Savings Bank and District Bonds in part re-paid,..... | 1,799 | 11 | 1 | Balances due by the Agencies at this date ; being money in transitu,..... | 3,849 | 2 | 11 |
| | £ 641,368 | 0 | 1 | Amount of debts due, including Notes, Bills of Exchange, and all Stock and funded debts of every description, excepting the balances due from other Banks,..... | 376,634 | 14 | 10 |
| | | | | | £ 641,368 | 0 | 1 |

Statement of affairs of Bank of U. C.

We, the undersigned, do hereby solemnly swear and declare that the foregoing statements are correct to the best of our knowledge and belief.

WILLIAM ALLAN, *President.*
THOS. G. RIDOUT, *Cashier.*

Sworn before me, at Toronto, Upper Canada, }
this 23rd day of January, 1835. }

JOHN B. ROBINSON, *C. J.*

MISCELLANEOUS.

Rate and Amount of the last Dividend.

Dividend No. 24 for the half year, ending 31st December, 1834, was declared at four per cent upon the Capital paid in ; making the sum of..... £ 7,993 15 2

Amount of reserved Profits after declaring the last Dividend,..... £ 8,469 4 10

Amount of Debts due to the Bank, and not paid, being over due,..... £33,612 5 0

Of which £2,150 17 9 are considered bad or doubtful.

WILLIAM ALLAN, *President.*
THOS. G. RIDOUT, *Cashier.*

Bank of Upper Canada, Toronto, }
21st January, 1835. }

The Welland Canal Accounts were also read by the Clerk.
Welland Canal Accounts. [See Appendix.]

Welland Canal
accounts read.

Bank returns to be printed.

On motion of Mr. Morris, seconded by Mr. Duncombe, of Oxford, Ordered, That two hundred copies of the statement of the affairs of the Bank of Upper Canada be printed for the use of members.

Account of Wel. Can. Company referred.

On motion of Mr. Duncombe, of Oxford, seconded by Mr. Alway, Ordered, That the Accounts of the Welland Canal Company be referred to a Select Committee, to be composed of Messrs. Duncombe, of Oxford, Perry and McMicking, with power to send for persons and papers, and report thereon.

Select Committee on Education appointed.

Agreeably to notice, Mr. Chisholm, seconded by Mr. Lount, moves, that Messieurs McDonell, of Glengarry, Bruce, Durand and Perry, be a Committee on the subject of Education, in this Province, with power to send for persons and papers, and report by bill or otherwise.

Ordered.

Select Committee on petition of W. H. Merritt, Esq. report bill to amend the charter of the Grantham Academy.

Mr. Rykert, from the Select Committee to which was referred the petition of William H. Merritt, Esquire, and others, trustees to the Grantham Academy, informed the House that the Committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

The Report was received, and the Bill to amend the Charter of the Grantham Academy, was read a first time and ordered for a second reading tomorrow.

Bill to establish the weight of grain read.

Agreeably to notice, Mr. Roblin, seconded by Mr. Cook, moves for leave to bring in a bill to establish a standard weight for the different kinds of Grain and Pulse in this Province.

Which was granted, and the Bill read, and ordered for a second reading tomorrow.

House waits on His Excellency with address in answer to speech.

At two o'clock, P. M., the House waited upon His Excellency, the Lieutenant Governor, with its Address in answer to His Excellency's Speech from the Throne, at the opening of the present Session, and being returned, the Speaker reported that His Excellency had been pleased to make thereto the following reply:—

GENTLEMEN,

Reply.

I thank you for the assurances, in this Address, that you will direct your early attention to the objects which I have recommended to your consideration.

The difficulties which the Province encounters from a small population being dispersed over an extensive territory may, I am persuaded, be gradually removed by your exertions.

The foundation of a vast agricultural community is laid, and will be speedily raised up, if the flow of emigration from the Parent State, be diligently encouraged.

Reply of His Excellency to address of Assembly in answer to speech at opening of Session.

In pursuing measures that are necessary to render your settled Townships easy of access, the immediate profits which may be derived from Canals and roads, as regards the Capital employed in their construction, must be deemed of little importance, compared with the value which they impart to the products of the country which they traverse, and the wealth created by the labour bestowed on them.

No subject has been more constantly brought under the notice of the Legislative Council, and the House of Assembly, than that of Education. An efficient system can scarcely be adopted in sections of the country where settlers are widely scattered. Township Schools, however, should be immediately organised and some practical mode decided on, in applying the funds which may accrue from the sale of School Lands not alienated by His Majesty's Government, and which have been placed under the controul of the Legislature, at the request of the House of Assembly, by the King: and I again suggest the expediency of appointing a commission to carry into effect the measures of the Legislature in regard to the distribution of the proceeds of these lands.

Misrepresentations, from whatever source they may arise, cannot fail to effect the welfare of the public and the happiness of individuals; and although the devoted loyalty of the Colony is established and precisely understood, your discountenance of the unworthy efforts to which you advert in this address will promote that moderation, temper & allowance for a conscientious difference of opinion so requisite in political controversies; and tend to discover persons of political integrity, who will labour zealously to correct abuses without impeding public improvements; whose counsels will be serviceable to the public, while they watch over our excellent constitution of three estates, the law of the land, the prerogative of the Crown and the inherent rights of the people.

On motion of Mr. Duncombe, of Oxford, seconded by Mr. Rykert,
Ordered, That the Report of the Committee upon Reporting be adopted.

Report on reporting adopted.

Agreeably to notice, Mr. Morris, seconded by Mr. Shaver, moves, that an humble address be presented to His Excellency, the Lieutenant Governor, to know if any and what answer has been received to the address of this House of the last Session, respecting School Lands, and that Messrs. McLean and Malloch be a Committee to draft and report the same.

An address to be sent to His Excellency for information on school lands

Ordered.

Mr. McLean, from the Committee to draft an address to His Excellency, the Lieutenant Governor, to know if any and what answer has been received to the address of this House at its last Session, respecting School Lands, reported a draft, which was received, read twice, adopted, and ordered to be engrossed and read a third time this day.

Draft of address reported and adopted.

On motion of Mr. Mackenzie, seconded by Mr. Shaver,

Ordered, That Messrs. Wilson and McIntosh be a Committee to wait upon His Excellency, to learn when he will receive the address of this House, desiring information as to Crown Officer's removal and members expulsions, and to present the same.

Committee to present address on expulsions, &c.

Agreeably to notice Mr. McDonell, of Stormont, seconded by Mr. Parke, moves that Messrs. Chisholm, Shaver, and Bruce be a Committee to enquire into the expenditure of the Assessment of the Eastern District, and that they have power to send for persons and papers.

Committee appointed to enquire into assessments of Eastern District.

Ordered.

Pursuant to the order of the day, the bill to authorise Deputy Surveyors to take evidence in certain cases, was read the second time and referred to a Committee of the whole House.

Bill to authorise Surveyors to take evidence referred to committee of whole.

Mr. Cook was called to the Chair,

The House resumed.

Mr. Cook reported that the Committee had made some progress in the Bill, and asked leave to sit again to-morrow.

Progress.

The report was received and leave granted accordingly.

Pursuant to the order of the day, the bill to allow Members to vacate their seats was read a second time, and referred to a Committee of the whole House.

Bill to allow members to vacate their seats, committed.

Mr. Hopkins was called to the Chair.

The House resumed.

Mr. Hopkins reported that the Committee had made some progress in the bill, and asked leave to sit again to-morrow.

Progress.

The report was received and leave granted accordingly.

Pursuant to the order of the day the bill for allowing Members representing Towns the like remuneration as is made to those representing Counties, was read the second time and referred to a Committee of the whole House.

Town Members wages bill committed

Mr. Lewis was called to the Chair.

The House resumed.

Mr. Lewis reported that the Committee had adopted the bill without amendments.

The report was received, and it was ordered that the bill be engrossed and read a third time to-morrow.

Third reading to-morrow.

Pursuant to the order of the day, the bill to amend the Summary Punishment Act, was read the second time and referred to a committee of the whole House.

Summary Punishment Bill committed

Mr. Shaver was called to the Chair.

The House resumed.

Mr. Shaver reported that the Committee had made some progress in the bill, and asked leave to sit again to-morrow.

Progress.

The report was received and leave was granted accordingly.

Hamilton Bank
Bill committed.

Pursuant to the order of the day, the bill to authorise the establishment of a Bank in the Town of Hamilton was read a second time and referred to a Committee of the whole House.

Mr. Walsh was called to the Chair.

The House resumed.

Progress reported.

Mr. Walsh reported that the Committee had made some progress in the bill, and asked leave to sit again to-morrow.

The report was received and leave was granted accordingly.

Select Committee
on petition of Geo.
Adams and others
report St. Catharines
Bank Bill.

Mr. Rykert, from the Select Committee, to which was referred the petition of George Adams, Esq. and others, informed the House that the Committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

Bill read.

The Report was received and the bill to authorise the establishment of a bank in the Village of St. Catharines, was read the first time and ordered for a second reading to-morrow.

Mr. Secretary Rowan brought down from His Excellency, the Lieutenant Governor, several messages which were read by the Speaker as follows:

J. COLBORNE,

Message from His
Excellency with des-
patch on grain and
flour.

The Lieutenant Governor transmits to the House of Assembly the accompanying copy of a Despatch, from His Majesty's Secretary of State for the Colonies, with reference to an address to the King, from the House of Assembly, praying that the duty now imposed on Wheat, Grain and Flour, the growth and produce of the Province, may be remitted.

Government House, 26th January, 1835.

(COPY.)

No. 22.

Downing Street, 6th August, 1834.

SIR,

Despatch from Se-
cretary of State on
importation of grain
and flour.

I have had the honor to receive your Despatch No. 20, of the 4th April last, accompanied by an address to the King from the House of Assembly of Upper Canada, praying that His Majesty would be pleased to recommend to Parliament, that the duty now imposed on Wheat, Grain and Flour, the growth and produce of the Province, be remitted. In reply I have to inform you, that His Majesty's Government does not think it advisable to make any change upon the duties of Canadian Corn, apart from the consideration of a general change of the duties of Corn.

I have the honor to be, &c.

T. SPRING RICE.

Major General

Sir JOHN COLBORNE,
&c. &c. &c.

J. COLBORNE,

Message from His
Excellency with des-
patch on Emigrant
tax.

The Lieutenant Governor transmits to the House of Assembly the accompanying copy of a Despatch from the Secretary of State for the Colonies, with reference to an address to the King from the Assembly, on the subject of the tax imposed by the Legislature of Lower Canada upon Emigrants arriving at the Port of Quebec.

Government House, 26th January, 1835.

(COPY.)

No. 26.

Downing Street, 30th September, 1834.

SIR,

Despatch from Se-
cretary of State on
the subject of taxing
emigrants arriving

I have the honor to acknowledge the receipt of your Despatch no 19, of the 3rd of April last, transmitting an address to the King, from the House of Assembly of Upper Canada, upon the subject of the tax imposed, by the Legislature of the Lower Province, upon all emigrants or passengers arriving at the Ports of Quebec and Montreal from the United Kingdom.

I have not failed to pay the most serious attention to the representations contained in this address, and it is with regret that I have felt myself unable to advise His Majesty to comply with the wishes of the House of Assembly by disallowing the act in question. I beg to assure you, that I am at all times disposed to give the utmost weight to the representations of His Majesty's faithful subjects in Upper Canada; and I feel most deeply the importance, as well to His Majesty's interests in Europe, and in respect to those interests in British North America, to assist in the increased means of local improvement and of the promotion of the agricultural and general interests of the Colonies, which are closely connected with the introduction of industrious Emigrants from Europe. If, on consideration, I differ from the opinion of the Assembly in regard to the expediency of assenting to the Lower Canada Emigrant tax act, it is rather from a doubt of the applicability of their reasoning to the case before me, than from any dissent from the general principles they lay down.

in the Lower Canada Ports from Great Britain and Ireland.

If the tax to which they object were imposed for the general exigencies of the Government of the Lower Province, the act in question would have been most improper and unjust, and in my opinion, it ought not to have been permitted to acquire the force of law. But so long as the funds are strictly limited for the relief of poor emigrants, landed in the Lower Province, and are applied to such purposes only, and are subject to public enquiry and supervision, it does appear to me that such an enactment is not objectionable, and that it cannot have any serious tendency to check that emigration from which His Majesty's Government, no less than the Assembly of Upper Canada, anticipate the most beneficial consequences.

It is obvious that the distressed state of the emigrants on landing at Quebec, reported and perhaps exaggerated in this country, could not but produce very discouraging results.

The temporary nature of the enactments in question enables His Majesty's Government to review from time to time the evidence which may be adduced to justify their renewal, and it will be my duty to take care that the amount of tax levied and the duration of the law is strictly confined to what is required for the sake of the emigrants themselves; and if it can be made to appear that a greater amount is collected than the relief of the emigrants may require or that it is levied or applied in any manner to act unjustly or injuriously towards any class of His Majesty's subjects, I shall not hesitate to resort to all the legal means within my power for the correction of such abuse.

I have to request that you will communicate the substance of this despatch to the House of Assembly in reply to their address.

I have the honor to be, &c.

T. SPRING RICE.

Major General

Sir JOHN COLBORNE,
&c. &c. &c.

J. COLBORNE,

The Lieutenant Governor transmits to the House of Assembly the accompanying copy of a Despatch from His Majesty's Secretary of State for the Colonies, with reference to an address to the King from the Assembly, praying that His Majesty will be pleased to recommend to Parliament to relinquish the debt due by the Welland Canal Company.

Message from His Excellency with despatch on Wel. Can. debt.

Government House, 26th January, 1835.

(COPY.)

No. 15.

Downing Street, 30th July, 1834.

SIR,

I have received your Despatch No. 17, of the 1st of April last, accompanied by an address to the King, from the House of Assembly of Upper Canada, praying that His Majesty will be pleased to recommend to Parliament to relinquish the debt due by the Welland Canal Company, in consequence of the loan of fifty thousand pounds advanced to them in the year 1828.

I regret, that, with the fullest sense of the importance of this great work, and with every wish for its success, I am unable to come to a more favorable con-

Despatch from Secretary of State on relinquishment of

debt own by Well.
Canal Company.

clusion on the present request, than was adopted by my predecessor on a similar request proceeding from the Company itself last year. I cannot advise His Majesty to propose to Parliament the relinquishment of this debt, without entering at length into the reasons which have led me to this result; I may just observe, that such an application could not but shake the confidence of Parliament in the prospect of re-payment on any future occasion, when a loan for an important colonial object might be sought, and that in transactions of this nature it seems by far the best course rigidly to adhere to the engagements entered into at the moment of obtaining a seasonable assistance.

I have the honor to be, &c.

T. SPRING RICE.

Major General
SIR JOHN COLBORNE, K. C. B.
&c. &c. &c.

J. COLBORNE,

Message from His
Excellency with copy
of Hudson's Bay
Company's Charter.

The Lieutenant Governor transmits to the House of Assembly with reference to the address of last Session, the accompanying copy of the Charter of the Hudson's Bay Company.

Government House, 26th January, 1835.

(Copy of Hudson's Bay Charter.—See Appendix.)

Message from His
Excellency announcing
that printed copies
of the Journals
would in future be
received by His Ma-
jesty's Government.

J. COLBORNE,

The Lieutenant Governor acquaints the House of Assembly that the Secretary of State for the Colonies has notified that printed copies of the Journals of the Assembly may be forwarded to the Colonial Department; and that manuscript copies will not in future be required.

Government House, 26th January, 1835.

Message from His
Excellency with in-
formation regarding
the payment of
claims for losses sus-
tained during the
late war with the
United States of A-
merica.

J. COLBORNE,

The Lieutenant Governor acquaints the House of Assembly, with reference to an address on the subject of the War Losses, that as the payment of £57,412 contemplated by the Provincial Act, passed in the third Session of the last Parliament, has been actually made, His Majesty's Government has directed that £20,000 may be reserved out of the Casual and Territorial Revenue, to be applied to the liquidation of the War Claims; and that he is authorised to appropriate this sum of £20,000, provided a similar sum shall be raised and appropriated in like manner by the Legislature, to the satisfaction of the War Claims; and that if such joint payment of £40,000 be made in the Province, application will be made to the Imperial Parliament for the means of discharging the amount of £17,910, requisite in order to effect the complete satisfaction of the whole of the War Claims.

His Majesty's Government trusts that the Assembly will be disposed to receive favorably a plan, by which, instead of adhering to the original scheme of equal contributions by the Provincial Legislature, and by the Parent State, it is proposed that out of a sum of £57,910, twenty thousand pounds only shall be raised by the Province, and that, on that condition, the remaining amount of £17,910 shall be provided either from the Crown Revenues or from a grant by the British Parliament.

Government House, 26th January 1835.

Message from His
Excellency with des-
patch on Bank acts.

J. COLBORNE,

The Lieutenant Governor transmits to the House of Assembly the accompanying copy of a despatch from the Secretary of State for the Colonies, with reference to an address to the King from the Assembly, praying that the two Bank Acts may not be disallowed.

Government House, January, 26th, 1835.

(COPY.)

No. 65.

Downing Street, 28th May, 1834.

SIR,

I have had the honor to receive and lay before His Majesty your despatch No. 22, of the 7th April last, accompanied by an address to the King from the House of Assembly, praying that His Majesty will not disallow two Acts of the Legislature of Upper Canada, the one for increasing the Capital Stock of the Bank of Upper Canada, the other for incorporating a second Banking Association in the Province, under the name of the Commercial Bank of the Midland District.

Despatch from the Secy of State in answer to address of Assembly to H. M. Government on the subject of disallowing the Bank acts.

My attention has not failed to be particularly excited by that part of the address, in which the Assembly express their conviction, that "the disallowance of these Acts, after they have been for a long time in operation, so that the most frequent and ordinary, as well as the most extensive and important transactions of business, depend upon their continued existence; would be attended with confusion and distress beyond description." The force of the considerations urged in this passage cannot be disregarded; and His Majesty's Government is, at any rate, always disposed to attach great weight to the expression of general and earnest sentiments entertained both by the Assembly and by the inhabitants of the Province at large. His Majesty therefore, will be advised not to disallow the Acts to which the address refers.

While, however, I disclaim, on the part of the Ministers of the Crown, any disposition to interfere unnecessarily or vexatiously with matters of internal legislation in the Province, I must remark, that the present was an occasion on which the Treasury would not have performed its duty, had it not pointed out the existence of serious objections to the bills in question, founded on experience in other colonies; some of those objections have now been more or less satisfactorily refuted; and although others still remain, yet since the Legislature of the Province has had a further opportunity of considering the subject and retains its former opinion; His Majesty, as I have already stated, will not be advised to enforce, by the disallowance of the Acts a prerogative, which he always exercises with reluctance. The prerogative itself, however, is so unquestionable in point of right, that I have felt surprise in seeing that the Assembly has been led to make use of expressions, which seem to imply a doubt of its existence; and I trust that the language employed on this occasion can only be attributed to the temporary excitement on a deeply interesting question, after which the Assembly itself would be disposed to take a different view of the subject.

I have the honor to be, &c.

E. G. STANLEY.

Major General

Sir JOHN COLBORNE,
&c. &c. &c.

J. COLBORNE,

The Lieutenant Governor transmits to the House of Assembly the accompanying extract of a despatch from the Secretary of State for the Colonies, relative to an address to the King, from the Assembly on the subject of the Timber Trade.

Message from His Excellency with despatch on timber trade

Government House, 26th January, 1835.

EXTRACT of a Despatch from the Secretary of State for the Colonies to the Lieutenant Governor,

Dated Downing Street, 27th July, 1834.

"In answer to your despatch No. 21, of 5th April, accompanied by an address to the King, from the House of Assembly on the Timber Trade of Upper Canada, I have to inform you, that the address has been laid at the foot of the Throne. You will have the goodness to acquaint the Assembly, that on the occasion of any future advertence to the Timber Duties, their representations will not be overlooked, but that at this moment there is not any measure on the subject in contemplation. You will further state to the Assembly, that their remarks on the tolls levied upon timber passing through the Rideau Canal will be taken into consideration by His Majesty's Government; and such decision be adopted, as full enquiry and deliberation shall seem to establish as most convenient."

Despatch from Secretary of State in answer to address on Timber Duties.

J. COLBORNE,

Message from His Excellency with despatch on duties collected at the Port of Quebec.

The Lieutenant Governor transmits to the House of Assembly the accompanying copy of a despatch from the Secretary of State for the Colonies, with reference to an address to the King from the Assembly, praying that measures be adopted to secure to Upper Canada a portion of all duties collected at the Port of Quebec.

Government House, 26th January, 1835.

(COPY.)

No. 7.

Downing Street, 30th June, 1834.

SIR,

Despatch from Secretary of State on the subject of duties collected at Quebec, no part of which are paid to Upper Canada.

I have the honor to acknowledge the receipt of your despatch No. 18, of the 2nd April last, enclosing an address to the King from the House of Assembly of Upper Canada, praying that His Majesty will be pleased to recommend to Parliament the enactment of a law, to explain the meaning of the Act 3rd Geo. 4, ch. 119, and to secure to Upper Canada, a proportion of all duties collected at the Port of Quebec; and also to oblige Lower Canada to pay to the Upper Province her proportion of the duties withheld under the present construction of the Law.

In reply I have to request that you will acquaint the House of Assembly, at the next meeting of the Legislature, that His Majesty's Government regrets that it has not been possible to adopt and carry into execution any decision upon the subject, but that it will not fail to receive due consideration before the next Session of Parliament.

I have the honor to be, &c.

T. SPRING RICE.

Major General

Sir JOHN COLBORNE, K. C. B.

&c. &c. &c.

Address of thanks to be sent to His Excellency for messages, with assurance of attention.

On motion of Mr. Solicitor General, seconded by Mr. Samson, *Ordered*, That an Address be presented to His Excellency, the Lieutenant Governor, thanking His Excellency for his several messages of this day, and assuring him that they shall receive the respectful and attentive consideration of this House; and that Messieurs M'Lean and Strange be a Committee to draft the same.

Address to His Excellency on land granting reported, read twice and ordered for third reading to day.

Mr. Shaver, from the Select Committee to draft an Address to His Excellency, the Lieutenant Governor, for information on the subject of granting of lands &c. reported a draft; which was received, read twice, and ordered to be engrossed and read a third time this day.

Address to be sent to His Excellency for return of all lands set apart for school purposes, besides the reservation made by authority of Duke of Portland in 1797.

On motion of Mr. Perry, seconded by Mr. Shaver, *Ordered*, That an address be presented to His Excellency, the Lieutenant Governor, requesting that His Excellency will be pleased to lay before this House a complete statement of all such lots, tracts, parcels or blocks of land as have been reserved or set apart for a School Teacher, Master or School-House, in the several Townships of this Province, or which appear, by any memorandum on the plans or records in the Surveyor General's or Executive Council Office, to have been reserved or set apart for the purposes of Education, Schools or Scholmasters, and not included in the reservation made under the authority of the Duke of Portland's Despatch, in the year 1797; and that the 31st rule of this House be dispensed with, so far as relates to the same.

Committee to draft address.

On motion of Mr. Perry, seconded by Mr. Bruce, *Ordered*, That Messieurs Shaver and Wells be a Committee to draft and report an address to His Excellency, pursuant to the foregoing resolution.

Address of thanks reported.

Mr. McLean, from the Select Committee to draft an Address to His Excellency, the Lieutenant Governor, thanking His Excellency for his several Messages of this day, reported a draft, which was received, read twice, adopted, and ordered to be engrossed and read a third time this day.

Address to His Excellency for information on School Lands passed.

Pursuant to the order of the day the address to His Excellency for information on the School Lands, was read a third time, passed and signed, and is as follows:

To His Excellency, Sir John Colborne, Knight Commander of the most Honorable Military Order of the Bath, Lieute-

nant Governor of the Province of Upper Canada, Major General Commanding His Majesty's Forces therein, &c. &c. &c. Address.

MAY IT PLEASE YOUR EXCELLENCY ;

We, His Majesty's dutiful and loyal subjects, the Commons of Upper Canada, in Provincial Parliament assembled, humbly beg leave to request that your Excellency may be pleased to inform this House if any and what answer has been received to the address of this House to His Majesty at the last session on the subject of the School Land Reservation.

MARSHALL S. BIDWELL,

Speaker.

*Commons House of Assembly, }
23rd January, 1835. }*

- On motion of Mr. Samson, seconded by Mr. Cook,
Ordered, That Messieurs Morris and Malloch be a Committee to wait upon His Excellency, the Lieutenant Governor, with the address of this House on the subject of School Lands, and to present the same. Committee to present address.
- Agreeably to notice, Mr. Malloch, seconded by Mr. Morris, moves for leave to bring in a bill to amend the Court of Requests Law : Court of Request amend law, bro't in and read,
- Which was granted, and the Bill read, and ordered to be read a second time tomorrow.
- Thomas Hill was nominated by the Clerk, and, being approved of by the Speaker, was, with consent of the House, appointed a messenger. The Hill appointed a messenger.
- On motion of Mr. Mackenzie, seconded by Mr. Roblin,
Ordered, That his notice for the Printing certain documents be struck off the order of the day. Order for printing certain documents struck off.
- On motion of Mr. Morris, seconded by Mr. Cook,
Ordered, That that part of the order of the day for an address to His Excellency, the Lieutenant Governor, on the subject of duties collected at the Port of Quebec, be discharged. Order for addressing H. E. on duties at Quebec disch'd.
- On motion of Mr. Samson, seconded by Mr. Morris,
Ordered, That his notices for two several addresses to His Excellency, the Lieutenant Governor, relative to the tax imposed by the Legislature of Lower Canada, on Emigrants from Great Britain and Ireland, arriving at the Ports in Lower Canada—and on the subject of the Timber Trade of the North American Colonies, be struck off the order of the day. Orders for addresses on emigrant tax and on the Timber Trade discharged.
- On motion of Mr. Morris, seconded by Mr. Samson,
Ordered, That the despatch of the Secretary of State for the Colonies, sent down this day by His Excellency, the Lieutenant Governor, respecting certain duties collected at Quebec, be referred to the consideration of a Select Committee, to be composed of Messrs. Morris, Rykert and McKay, with power to report thereon by address or otherwise. Despatch on duties at Quebec referred to Select committee.
- On motion of Mr. Morris, seconded by Mr. Shaver,
Ordered, That the message of His Excellency, the Lieutenant Governor, of this day, on the subject of the Act of the Legislature of Lower Canada imposing a Tax on Emigrants from Great Britain and Ireland, arriving at the Ports in Lower Canada, together with the extract from a Despatch accompanying and relating to the same, be referred to a Select Committee, to be composed of Messrs. Morris, McLean, Robinson, and Samson, with power to report thereon. Message and despatch on Emigrant Tax referred to Select Committee.
- On motion of Mr. Mackenzie, seconded by Mr. Roblin,
Ordered, That a Special Committee be appointed to enquire into the state of the Trade and Commerce of this Province with other parts of the world, and to consider whether any, and if any, what alterations and improvements should be made therein; that the Committee do consist of Messrs. Mackenzie, Durand, Shaver, McMicking and James Wilson; that they be intrusted with power to send for persons, papers and records, and with permission to report to the House by address or otherwise; and that to this Committee be referred His Excellency's message accompanying Mr. Secretary Rice's despatch on grain and flour. Select Committee on trade and commerce appointed, & message & despatch on grain and flour referred to it.

Adjourned.

Tuesday, 27th January, 1835.

The House met.

The minutes of yesterday were read.

Petitions brought up.
George Adams & others.

Mr. Rykert brought up the Petition of George Adams, President, James FitzGerald, Secretary, and John Gibson, Treasurer, of the Agricultural Society, in the Niagara District; which was laid on the table.

Alex. McCrea & others.

Mr. Wilson brought up the Petition of Alexander McCrea and twenty-two others, inhabitants of the Johnstown District; which was laid on the table.

James Henry and others.

Mr. Wilson brought up the Petition of James Henry and two others, of the Township of Wolford, in the Johnstown District; which was laid on the table.

Walter McCrae.

Mr. Wilson brought up the Petition of Walter McCrae, of Wolford, in the Johnstown District; which was laid on the table.

John Wheatly and others.

Mr. Merritt brought up the Petition of John Wheatly, and one hundred and five others, inhabitants of the Township of Harwich, Raleigh, Howard, and Orford, in the County of Kent; which was laid on the table.

George Lyon and others.

Mr. Lewis brought up the Petition of George Lyon and two hundred and one others, freeholders and inhabitants of the County of Carleton; which was laid on the table.

George Alton and others.

Mr. Hopkins brought up the Petition of George Alton and eighty-three others, inhabitants of the Townships of Trafalgar and Esquesing, in the County of Halton; which was laid on the table.

Robert C. Wilkins and others.

Mr. Samson brought up the Petition of Robert C. Wilkins and one hundred and ninety-seven others, inhabitants of the Township of Murray, County of Northumberland; which was laid on the table.

Henry Corby and others.

Mr. Samson brought up the Petition of Henry Corby and one hundred and seventy-nine others, of the Town of Bellville, in the Midland District; which was laid on the table.

On motion of Mr. Shaver, seconded by Mr. Norton,

Resolutions and address in answer to speech to be printed and reply thereto, and message of yesterday.

Ordered, That one thousand copies of the resolutions and address in answer to His Excellency's Speech, together with the amendments, and the yeas and nays; also the Lieutenant Governor's Reply, and the several messages and despatches sent down yesterday, exclusive of the Hudson Bay Charter, be printed for the use of members.

Address to His Excellency on land granting, &c. passed.

Agreeably to the order of the day, the address to His Excellency, the Lieutenant Governor, for information on the subject of Land Granting, &c., was read the third time, passed and signed, as follows:—

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

Address to His Excellency for information on the subject of granting lands, &c.

MAY IT PLEASE YOUR EXCELLENCY,

We, His Majesty's dutiful and loyal subjects, the Commons of Upper Canada, in Provincial Parliament assembled, request that Your Excellency will be pleased to lay before this House copies of such Despatches as have been received in answer to the Address of this House at its last Session, to His Majesty, relating to the claims of certain descriptions of persons for Lands, and the Land Granting Department, and also copies of official correspondence between the Government of this Province and His Majesty's Government, on the subject of granting and settling or leasing the Crown Lands in this Province; together with such information as Your Excellency may think proper to communicate upon the subject of the promises held out to Emigrants from Great Britain and Ireland, and to discharged soldiers and seamen, up to the year 1824.

MARSHALL S. BIDWELL.

Speaker.

Commons' House of Assembly, }
January 27th, 1835. }

Committee on petition of J. Kilborn and others, report Wolford survey bill.

Mr. Norton from the Select Committee to which was referred the petition of John Kilborn and others, informed the House that the Committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

Bill read.

The report was received and the Wolford Survey bill was read a first time. *Ordered*, that the said bill be read a second time to-morrow.

Township officers bill committed.

Pursuant to the order of the day, the Township Officers bill was read a second time and referred to a Committee of the whole House.

Mr. Wilkinson was called to the chair.

The House resumed.

Progress made.

Mr. Wilkinson reported that the Committee had made some progress in the bill, and asked leave to sit again to-morrow.

The report was received and leave was granted accordingly.

Com. to examine & report on absconding debtors bill.

On motion of Mr. Samson, seconded by Mr. Morris, *Ordered*, That a Select Committee be appointed to take into consideration and to report to this House on the expediency of continuing with amendments an Act passed in the second year of his present Majesty's reign, entitled, "*An Act to afford means for attaching the property of absconding debtors*," with power to send for persons and papers and to report thereon; that Messrs. Samson, Attorney General, Solicitor General, McLean, and Boulton, do compose the said Committee, and that the 31st Rule of this House be dispensed with so far as relates to this motion.

Att'ys' counsel bill read 2nd time.

Pursuant to the order of the day, the bill to enable Attorneys to act as counsel was read a second time.

To be committed to-morrow.

Ordered, that the said bill be referred to a committee of the whole House to-morrow.

Committee appointed to report on servants of House.

On motion of Mr. Mackenzie, seconded by Mr. Yager, *Ordered*, that a Select Committee be appointed to consider whether any and what additional servants are required by the House, and to report as to the manner of appointing the servants of the House; and that the Committee shall consist of Messrs. Perry, Roblin, and Wells, but excluding the mover of this Resolution.

Com. to present address on removal of Crown officers, &c. reports an answer.

Mr. Wilson from the Committee appointed to wait on His Excellency, the Lieutenant Governor, with the address of this House on the subject of dismissal of Crown Officers, &c. &c., reported delivering the same, and that His Excellency had been pleased to make thereto the following answer:

GENTLEMEN,

Copies of the despatches applied for in this address cannot be laid before the House of Assembly without the sanction of His Majesty's Government.

Answer of H. Excellency referred to Com. on Grievances.

Mr. Mackenzie, seconded by McIntosh, moves, that His Excellency's answer on the subject of turning out of Office of Messrs. Hagerman and Boulton, and the appointment of Mr. Jameson, as also with reference to his expulsions, be referred to the Committee on Grievances.

On which the yeas and nays being taken, were as follows:

YEAS—MESSIEURS.

| | | | |
|-----------------------|------------|-----------|-------------|
| Alway, | Gowan, | Morrison, | Sibley, |
| Bruce, | Hopkins, | Parke, | Waters, |
| Chisholm, | McIntosh, | Perry, | Wells, |
| Cook, | Mackenzie, | Roblin, | Wilson, |
| Duncombe, of Norfolk, | McMicking, | Rymal, | Woolverton, |
| Gibson, | Moore, | Shaver, | Yager—25. |
| Gilchrist, | | | |

For the motion 25.

NAYS—MESSEURS,

| | | | |
|-------------------|-------------------------|-------------|--------------------|
| Attorney General, | McDonell, of Glengarry, | Norton, | Solicitor General, |
| Boulton, | McKay, | Richardson, | Strange, |
| Caldwell, | McLean, | Rykert, | Taylor, |
| Lewis, | Malloch, | Samson, | Walsh—19. |
| McCrae, | Morris, | Smith, | |

Against the motion 19.

The question was carried in the affirmative by a majority of six, and ordered accordingly.

Mr. Gowan, seconded by Mr. Boulton, moves, that the House be called over, on Friday next, and that his notice on the subject of Mr. Hume's letter be the first item on the order of the day, for that day.

Motion for call of the House on Friday next.

Lost.

Lost.

Agreeably to notice, Mr. Richardson, seconded by Mr. Duncombe, of Oxford, moves for leave to bring in a bill to alter the times of sitting of the General Quarter Sessions in the Niagara District.

Niagara Quarter Sessions bill bro't in and read.

Which was granted, and the bill read.

Ordered, that the Niagara District Quarter Sessions bill be read a second time to-morrow.

Second reading to-morrow.

Mr. Merritt, from the Select Committee to which was referred the subject of a Provincial Bank, informed the House that the Committee had agreed to a bill, as their first report, a draft of which he was ready to submit whenever the House would be pleased to receive it.

Select Committee on the subject of a Provincial Bank present a bill.

The report was received and the bill was read a first time.

Bill read.

Ordered, that the bill be read a second time on the second Monday in February next.

2nd reading on the 2nd Monday in Feb.

Mr. Morris, from the Committee to wait upon His Excellency, the Lieutenant Governor, with the address of this House for information from His Majesty's Government on the subject of School Lands, reported delivering the same, and that His Excellency had been pleased to make thereto the following answer.

Com. to present address on School Lands reports an answer.

GENTLEMEN

I have received no answer to the address of the House of Assembly of last Session relative to School Lands.

Answer.

On motion of Mr. Duncombe, of Oxford, seconded by Mr. Parke,

Ordered, that five hundred copies of the Provincial Bank bill be printed for the use of members, and that the second reading of the bill be the first item on the order of the day for the second Monday in February.

Bank Bill to be printed and 1st item on order for the 2nd Monday in Feb.

On motion of Mr. Caldwell, seconded by Mr. Merritt,

Ordered, that his notice of a motion for an address to His Excellency on the subject of the War Losses, be struck off the order of the day.

Order for address on war losses struck off.

Pursuant to the order of the day, the bill to amend the charter of the Grantham Academy was read the second time and referred to a Committee of the whole House.

Grantham Academy bill committed.

Mr. Mackenzie was called to the chair.

The House resumed.

Mr. Mackenzie reported the bill without amendment.

Ordered, That the report be received, and that the bill be engrossed and read a third time to-morrow.

Third reading to-morrow.

Pursuant to the order of the day, the bill to authorize a standard weight for grain and pulse was read a second time and referred to a Committee of the whole House.

Standard weight of grain bill committed.

Mr. Boulton was called to the chair.

The House resumed.

Mr. Boulton reported that the Committee had gone through the bill and made some amendments to the same.

Bill amended.

Ordered, That the Report be received and that the bill be engrossed and read a third time to-morrow.

Third reading to-morrow.

Pursuant to the order of the day, the House was again put into committee of the whole on the bill to authorise Deputy Surveyors to take evidence in certain cases.

Com. of whole on Surveyor's evidence bill.

Mr. Cook was called to the chair.

The House resumed.

Mr. Cook reported that the Committee had made some further progress in the bill, and asked leave to sit again on the morrow.

Progress reported

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

Bill referred to select committee. On motion of Mr. Samson, seconded by Mr. Robinson, Ordered, That the Bill to authorise Deputy Surveyors to take evidence in certain cases, be referred to a Select Committee, to be composed of Messrs. Samson, Rykert and Gibson, with power to send for persons and papers, and to report thereon.

Com. of whole on members seats vacation bill. Pursuant to the order of the day the House was again put into committee of the whole on the bill to allow members to vacate their seats. Mr. Hopkins was called to the chair. The House resumed.

Progress reported and to sit again to-morrow. Mr. Hopkins reported that the Committee had made some further progress in the bill, and asked leave to sit again to-morrow. Ordered, That the Report be received and leave granted accordingly. Adjourned.

Wednesday, 28th January, 1835.

The House met.

Petitions brought up The minutes of yesterday were read.

Of P. H. Ball and others. Mr. Rykert brought up the Petition of P. H. Ball and four others, of the Niagara District; which was laid on the table.

J. B. Warren and others. Mr. Boulton brought up the Petition of John B. Warren and one hundred and six others, inhabitants of the Township of Whitby, in the County of Durham which was laid on the table.

John Gallagher & others. Mr. Robinson brought up the Petition of John Gallagher and thirty-six others, of the Township of Adjala, in the County of Simcoe; which was laid on the table.

M. F. Whitehead and others. Mr. Boulton brought up the Petition of M. F. Whitehead and one hundred and ten others, inhabitants of the Town of Port Hope and Vicinity; which was laid on the table.

Chas. Rolls, M. D. and others. Mr. Smith brought up the Petition of Charles Rolls, M. D. and twenty-eight others, inhabitants of the District of Gore; which was laid on the table.

Walter Boswell & others. Mr. Boulton brought up the Petition of Walter Boswell and eleven others, of the Cobourg Harbour Company; which was laid on the table.

Robert G. Kirkland and others. Mr. Smith brought up the Petition of Robert G. Kirkland, Esq., of Brantford, in the District of Gore; which was laid on the table.

G. N. Ridley and others. Mr. Samson brought up the Petition of G. N. Ridley and ninety-three others, of the Town of Belleville; which was laid on the table.

Wm. Bowen and others. Mr. Perry brought up the Petition of William Bowen and one hundred and seventy-two others, inhabitants of Sidney, in the County of Hastings; which was laid on the table.

James Lloyd and others. Mr. McIntosh brought up the Petition of James Lloyd and ninety-three others, of the Fourth Riding of the County of York; which was laid on the table.

Rbt. Lambert and others. Mr. Richardson brought up the Petition of Robert Lambert and forty-four others, of the Township of Niagara; which was laid on the table.

G. P. Bull. Mr. Richardson brought up the Petition of G. P. Bull, *Editor of the Toronto Recorder*; which was laid on the table.

Adam Thompson and others. Mr. Hopkins brought up the Petition of Adam Thompson and fifty-one others, inhabitants of the Township of Beverly, in the Gore District; which was laid on the table.

Alex. Fletcher and others. Mr. Boulton brought up the Petition of Alexander Fletcher and thirty-seven others, inhabitants of the Township of Darlington, in the County of Durham; which was laid on the table.

J. Merritt & others. Mr. Samson brought up the Petition of Joseph Merritt and ninety-four others, of the County of Hastings; which was laid on the table.

Thos. Ketcheson and others. Mr. Samson brought up the Petition of Thomas Ketcheson and four others, of the Township of Sidney; which was laid on the table.

Robert C. Wilkins and others. Mr. Roblin brought up the Petition of Robert C. Wilkins and three hundred and thirty-two others, inhabitants of the Districts of Newcastle, Prince Edward and Midland; which was laid on the table.

Wm. Hands. Mr. Duncombe, of *Oxford* brought up the Petition of William Hands, Collector of the Port of Sandwich; which was laid on the table.

W. R. Cubitt and others. Mr. Roblin brought up the Petition of W. R. Cubitt and fifty others, of the Township of Darlington; which was laid on the table.

Mr. Duncombe, of *Oxford* brought up the Petition of Charles Prior and sixteen others, inhabitants of this Province; which was laid on the table. Charles Prior and others.

The Attorney General brought up the Petition of Joseph Wiltzie and two hundred and twenty-eight others, inhabitants of the County of Leeds; which was laid on the table. Joseph Wiltzie & others.

The Attorney General brought up the Petition of C. Gurney, of the Town of Furnace Falls, in the District of Johnstown; which was laid on the table. C. Gurney.

Pursuant to the order of the day, the bill to amend the Charter of the Grantham Academy was read the third time. Grantham Academy bill read 3d time.

On the question for passing the bill, the yeas and nays being taken were as follows: On passing.

YEAS—MESSIEURS,

| | | | | |
|------------------------------|------------|-------------|----------------|----------|
| Alway, | Hopkins, | Parke, | Samson, | |
| Caldwell, | Lount, | Richardson, | Smith, | |
| Cornwall, | McKay, | Robinson, | Strange, | |
| Duncombe, of <i>Oxford</i> , | McMicking, | Roblin, | Wells, | |
| Durand, | Moore, | Rykert, | Wilkinson, | |
| Gowan, | Norton, | Rymal, | Woolverton—24. | Yeas 24. |

NAYS—MESSIEURS,

| | | | | |
|-----------|--------------------------------|----------|-----------|----------|
| Bruce, | Gilchrist, | Morris, | Waters, | |
| Chisholm, | McDonell, of <i>Stormont</i> , | Shaver, | Wilson, | |
| Cook, | McIntosh, | Shibley, | Yager—14. | Nays 14. |
| Gibson, | Mackenzie, | | | |

The question was carried in the affirmative by a majority of ten, and the bill was signed. Bill passed.

Mr. Rykert, seconded by Mr. Duncombe, of *Oxford*, moves that the bill be entitled "*An Act to authorise the Trustees of the Grantham Academy to dispose of Real Estate and other purposes therein mentioned.*"

Which was carried, and Messrs. Rykert and Duncombe, of *Oxford*, were ordered to carry the bill up to the Honorable the Legislative Council and to request their concurrence thereto. Bill sent to Council.

Pursuant to the order of the day, the bill to establish a Standard Weight for Grain in this Province, was read the third time. Grain standard weight bill passed.

Ordered, That the said bill do now pass, and that the Speaker do sign it.

Mr. Roblin, seconded by Mr. Bruce, moves that the bill be entitled "*An Act to establish a Standard Weight for the different kinds of Grain and Pulse in this Province.*" Title.

Which was carried, and Messrs. Roblin and Bruce were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto. Bill sent to Legislative Council.

Pursuant to the order of the day, the Petition of John Cameron and four hundred and fifty-four others, freeholders on and near the River Trent, in the Midland and Newcastle Districts, praying the attention of the House to be directed to the advantages which would result to the Province generally, and especially to the Petitioners, if those improvements in the navigation of the River Trent, were completed, which have been pointed out by an able Engineer, so that boats might proceed direct from Peterboro' or any other place on their extensive chain of waters, to a market, thus enabling Petitioners to make the natural wealth of this section of the country productive, and to carry their surplus produce into market with a fair and equal chance of competition with their fellow subjects of other parts of the Province, or with foreigners, which in their present situation they are entirely unable to do; and that means may be granted for opening the River Trent. The petition of William Owston and one hundred and twenty-three others, of the Newcastle District, praying that an Act may be passed defending the industry of the farmer by placing a protecting duty on foreign produce, manufactures, horses and cattle, and put a stop to an importation which (rapidly advancing under the present system) threatens the worst consequences to this Province. The petition of William Hathaway, of Goderich, and twelve others, inhabitants of the Province, setting forth that he is a native of the State of New York, has been resident in this Province upwards of four years, exercising his profession of Naval Architect, and desirous of being admitted to the privileges of a British subject; and prays the House to pass an act admitting and confirming him in all the privileges of British birth, and that he may take, hold, possess, enjoy, convey and devise any real estate in this Province, or any

Petitions read.

John Cameron and others, praying for improvement of the Trent navigation.

Wm. Owston and others praying protection against foreign imports.

Wm. Hathaway of Goderich praying to be naturalized.

interest therein, as if he had been a natural born subject of His Majesty. The Petition of Nicholas Lossing, and one hundred and nineteen others, of the Township of Norwich, praying that the renewal of Peter Lossing's survey in the Township of Norwich, now made by John Arthur Tidey, Deputy Surveyor, be established and confirmed by act of Parliament. The petition of William Lawson, and one hundred and twenty-four others of the Township of Norwich, praying the House to discountenance any petition making application for an Act to lay the allowances for road on the North side of the concession lines in said township, and on the west side of the middle town, or, proof line, and also praying for the passing of an act declaratory of the law in the premises. And the Petition of Alexander McCrea of Wolford, in the Johnstown District, protesting against a Petition (of which notice has been given in the Upper Canada Gazette) praying the House of Assembly to pass a law establishing the boundaries of the side lines in the first, second, third, and fourth concessions of said township of Wolford, agreeable to the Government Deeds—were read.

Nicholas Lossing and others.

Wm. Lawson and others praying for settling a certain survey in Norwich.

A. McCrea praying against a certain petition from Wolford.

Notice of address to His Majesty relating to Ex. Council.

Notice of motion for select committee on election laws.

Notice of bill for vacating seats in certain cases.

Notice of bill to repeal a certain Imperial Act.

Notice of address for abolition of sinecures.

Notice of bill for payment of Jurors.

Notice of select committee on certain periodicals passing free of postage.

Notice of reading Journals on petition of A. M. Farewell.

Petitions of Nich's Lossing and William Lawson referred.

Petition of Solomon Grant & others referred.

Petition of John Cameron and others referred.

Petition of Wm. Owston and others referred.

On motion of Mr. Robinson, seconded by Mr. Samson,
Ordered, That there be a call of the House on Saturday, and also on Monday next, previous to proceeding to the Trial of contested Elections.

Mr. Gowan gives notice that he will, on Friday, the sixth of February, move for an address to His Majesty, praying that, for the future, no Ecclesiastic shall be called to a seat in the Honourable the Executive Council of this Province.

Mr. Gowan gives notice that he will, on Monday the ninth day of February, move for a Select Committee to take into consideration the present Election Laws of this Province, with a view to the Registration of Titles of Freeholders, and the permitting of booths or places of voting, to be held in the several Townships of the Province.

Mr. Gowan gives notice that he will, on the tenth day of February, move for leave to introduce a bill to cause all members of this House accepting of any office of emolument from the Crown to vacate their seats in this House, unless re-elected by the people.

Mr. Gowan gives notice that he will, on the eleventh day of February, move for the repeal of a certain portion of an act of the Imperial Parliament, regarding the cutting of timber, so far as the same may relate to this Province.

Mr. Gowan gives notice that he will, on the twelfth day of February, move an Address to His Majesty praying for the total abolition of all sinecures.

Mr. Gowan gives notice that he will, on the sixteenth day of February, move for leave to introduce a bill to provide for the payment of Jurors attending all Courts of Assize and Nisi Prius, General Quarter Sessions and District Courts, within this Province.

Mr. Gowan gives notice that he will, on the eighteenth of February, move for a Select Committee to take into consideration the propriety of permitting all newspapers and other periodicals having a tendency to promote the cause of religion, literature or science, to pass free through the Post Office of this Province.

Mr. Morrison gives notice that he will, on tomorrow, move that that part of the Journals of the last Session of the Provincial Parliament relating to the Petition of A. M. Farewell and forty others of Whitby, be read.

On motion of Mr. Duncombe, of *Oxford*, seconded by Mr. Rykert,
Ordered, That the petition of William Lawson, and others, and Nicholas Lossing, and others, be referred to a Select Committee, with power to send for persons papers and records, and report thereon by bill or otherwise; and that Messrs. Duncombe, of *Oxford*, Alway, and Moore, be and compose said Committee.

On motion of Mr. Waters, seconded by Mr. Wilson,
Ordered, that the petition of the inhabitants of the Eastern Division of the Township of Hawkesbury, in the Ottawa District, be referred to a Select Committee, composed of Messrs. Waters, Chisholm, Shaver, and Wells, with power to send for persons and papers and report thereon by bill or otherwise.

On motion of Mr. Gilchrist, seconded by Mr. Waters,
Ordered, that the petition of John Cameron and others be referred to the Select Committee to whom was referred the petition of John Hall and others.

On motion of Mr. Gilchrist, seconded by Mr. Durand,
Ordered, that the petition of William Owston and others, be referred to the Select Committee to whom was referred, the petition of D. Armstrong and others.

On motion of Mr. Strange, seconded by Mr. Gowan,
Ordered, that the petition of H. Youmans and others be referred to a Select Committee, with liberty to report thereon by bill or otherwise, and that Messrs. Strange, Perry, and Shibley do compose the same. Petition of Horace Youmans and others referred.

On motion of Mr. Solicitor General, seconded by Mr. Robinson,
Ordered, that the petition of Elizabeth Thomson be referred to Messrs. Solicitor General, Strange, and Norton, with power to send for persons and papers and to report thereon by bill or otherwise. Petition of Elizabeth Thomson referred.

Mr. Perry, from the Committee to wait on His Excellency, the Lieutenant Governor, with the address of this House on the subject of granting of land, &c. reported delivering the same, and that His Excellency had been pleased to make thereto the following answer: Committee to present address on land granting reports answer.

GENTLEMEN,

I have received no answer to the address of the House of Assembly, relative to the claims of the U. E. Loyalists for lands, and the information adverted to in this address. Answer.

I will communicate to the House any documents which may be in the public offices on the subject of promises held out to emigrants from Great Britain and Ireland, and to discharged soldiers and seamen up to the year 1824.

Agreeably to notice, Mr. Robinson, seconded by Mr. Samson, moves for leave to bring in a bill to compel the attendance of witnesses before Justices of the Peace. Witnesses attendance bill brought in and read.

Which was granted and the bill read, and ordered to be read a second time to-morrow.

Pursuant to the order of the day, the House was again put into Committee of the whole on the bill to amend the Summary Punishment Act. House in committee on summary punishment bill.

Mr. Shaver in the chair.

The House resumed.

Mr. Shaver reported that the Committee had made some further progress in the bill and asked leave to sit again to-morrow. Progress made.

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

Pursuant to the order of the day, the House was again put into Committee on the Bill for the establishment of a Bank in the town of Hamilton. House in committee on the Hamilton bank bill.

Mr. Walsh in the Chair.

The House resumed.

Mr. Walsh reported that the Committee had made some further progress in the Bill, and asked leave to sit again tomorrow. Progress reported.

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

Pursuant to the order of the day, the Bill to establish a Bank in the village of St. Catharines was read the second time, and on the question for referring the same to a Committee of the whole House, Mr. Mackenzie, seconded by Mr. Yager, moves in amendment, That this House do resolve itself into a Committee of the whole on the Saint Catharines Bank Bill, this day three weeks. St. Catharines bank bill read 2nd time & to be committed this day three weeks

Ordered.

Pursuant to the order of the day the Bill to amend the Court of Requests Law was read the second time and referred to a Committee of the whole House. Court of Requests law amendment bill committed.

Mr. Merritt was called to the Chair.

The House resumed.

Mr. Merritt reported that the Committee had made some progress in the Bill, and asked leave to sit again tomorrow. Progress reported.

Ordered, That the report be received.

On the question for recommitment of the Bill tomorrow, Mr. Samson, seconded by Mr. Hopkins, moves that the bill to amend and extend the provisions of the Court of Requests Act, be referred to a Select Committee to be composed of Messrs. Malloch, Morris, Robinson, Rykert, and Duncombe, of Oxford, with power to send for persons and papers and report thereon.

Ordered.

House in committee of the whole on Township Officers' bill.

Pursuant to the order of the day, the House was again put into Committee of the whole on the Bill to regulate the appointment of Township Officers. Mr. Wilkinson was called to the chair.

The House resumed.

Progress reported. Mr. Wilkinson reported that the Committee had made some further progress in the Bill and asked leave to sit again tomorrow.

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

House in committee on Att's counsel bill.

Pursuant to the order of the day, the House was again put into Committee of the whole on the Bill to enable Attorneys to act as Counsel in certain Courts in this Province.

Mr. Hopkins in the chair.

The House resumed.

Progress reported. Mr. Hopkins reported that the Committee had made some further progress in the Bill, and asked leave to sit again tomorrow.

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

Niagara district qr. Sessions bill committed.

Pursuant to the order of the day, the Niagara District Quarter Sessions Bill was read the second time and referred to a Committee of the whole House.

Mr. Samson was called to the chair.

The House resumed.

Bill reported without amendments. 3d reading tomorrow

Mr. Samson reported the Bill without amendment.

Ordered, That the report be received, and the Bill be engrossed and read a third time tomorrow.

Com. of whole on members' seats vacation bill.

Pursuant to the order of the day, the House was again put into Committee of the whole on the Bill to enable members to vacate their seats in certain cases.

Mr. Rykert in the chair.

The House resumed.

Progress reported and leave obtained to sit again this day three months.

Mr. Rykert reported that the Committee had made some progress in the Bill, and asked leave to sit again this day three months.

On the question for receiving the report the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------|-----------------------|------------|-----------|-----------|
| Yeas 22. | Alway, | Gibson, | Moore, | Shaver, |
| | Bruce, | Gilchrist, | Morrison, | Shibley, |
| | Cook, | Hopkins, | Parke, | Waters, |
| | Duncombe, of Oxford, | Lount, | Perry, | Wilson, |
| | Duncombe, of Norfolk, | Mackenzie, | Rymal, | Yager—22. |
| | Durand, | McMicking, | | |

NAYS—MESSIEURS,

| | | | | |
|----------|-----------|----------|-------------|----------------|
| Nays 22. | Caldwell, | McKay, | Richardson, | Sol. General, |
| | Chisholm, | McLean, | Roblin, | Strange, |
| | Cornwall, | Malloch, | Rykert, | Walsh, |
| | Gowan, | Merritt, | Samson, | Wilkinson, |
| | Lewis, | Morris, | Smith, | Woolverton—22. |
| | McIntosh, | Norton, | | |

Speaker yea.

The question was carried in the affirmative by the casting vote of the Speaker.

On motion of Mr. Samson, seconded by Mr. Morris,

The subject of judgments being a lien on lands referred to select committee.

Ordered, That his notice for leave to bring in a Bill to render judgments in certain cases a lien upon lands and tenements be struck off the order of the day, and that the subject be referred to a select Committee to be composed of Messrs. Samson, Attorney General and Solicitor General, with power to send for persons and papers and to report thereon.

Adjourned.

Thursday, 29th January, 1835.

The House met.

The minutes of yesterday were read.

Petitions bro't up.

John Gibson and others.

Mr. Rykert brought up the Petition of John Gibson and fifty one others, inhabitants of the Township of Grantham, in the Niagara District; which was laid on the table.

Mr. Parke brought up the Petition of Thomas J. Jones and one hundred and forty-one others, inhabitants of the Township of London; which was laid on the table. Thos J. Jones and others.

Mr. Perry brought up the Petition of John Macaulay, Esq., Chairman of the Quarter Sessions of the Midland District; which was laid on the table. John Macaulay Esq.

Mr. Parke brought up the Petition of Alexander McIntyre and twenty-one others, inhabitants of the Townships of Ekfrid and Mosa, in the London District; which was laid on the table. Alex. McIntyre, & others.

Mr. Parke brought up the Petition of Thomas McCall and fifty others, inhabitants of the Townships of Dunwich and Ekfrid, in the London District; which was laid on the table. Thomas McCall, and others.

Mr. Gilchrist brought up the Petition of Benjamin Throop and one hundred and eighty-one others, inhabitants of the District of Newcastle; which was laid on the table. Benjamin Throop and others.

Mr. Gilchrist brought up the Petition of Joseph A. Keeler and one hundred and two others, inhabitants of the Village of Colborne and Vicinity, in the Newcastle District; which was laid on the table. Joseph A. Keeler and others.

Mr. Gilchrist brought up the Petition of Archibald Macdonald and sixty-eight others, inhabitants of the District of Newcastle; which was laid on the table. Archibald Macdonald and others.

Mr. Duncombe, of Oxford brought up the Petition of Thomas Barnett of the City of the Falls Niagara; which was laid on the table: Thomas Barnett.

Mr. Duncombe, of Oxford brought up the Petition of Frederick Allan Spalding, of the Township of Blenheim, in the London District; which was laid on the table. Fred. Allan Spalding.

Mr. McLean brought up the Petition of Donald McInnis and thirty-two others, inhabitants of the Township of Finch; which was laid on the table. Donald McInnis and others.

Mr. Duncombe, of Oxford brought up the Petition of Nathaniel Landon, of the Township of Burford, in the London District; which was laid on the table. Nathaniel Landon.

Mr. Lount brought up the Petition of Thomas Langley and thirty-four others, of the Township of Adjala, in the County of Simcoe; which was laid on the table. Thomas Langley.

Mr. Waters brought up the Petition of John Roe, J. P. and ninety-seven others, inhabitants of the Townships of Plantagenet, Alfred and Clarence, in the District of Ottawa; which was laid on the table. John Roe J. P. and others.

Mr. Solicitor General brought up the Petition of Adam L. McNider, of the City of Montreal; which was laid on the table. Adam L. McNider

Mr. Solicitor Gen. brought up the Petition of John S. Cartwright, Esq'r. President; John Strange, Esq'r, V. P., and twenty-nine others Directors & Stockholders of the Commercial Bank of the Midland District; which was laid on the table. John S. Cartwright and John Strange, Esqrs. and others.

Pursuant to the order of the day, the Niagara District Quarter Sessions Bill was read a third time and passed Niagara District Quar. Sessions Bill passed.

Mr. Richardson, seconded by Mr. Cornwall, moves that the bill be entitled "*An Act to alter the time of holding the Court of Quarter Sessions in the District of Niagara.*" Title.

Which was carried.

Ordered, That Messrs. Richardson and Cornwall do carry the bill up to the Honorable the Legislative Council and request their concurrence thereto. Petitions read.

Pursuant to the order of the day, the petition of George Adams, President, and other officers of the Agricultural Society of the District of Niagara, praying, that the amount of subscription required by the act for the encouragement of Agricultural Societies in the several Districts of the Province may be dispensed with, and, in lieu thereof, a premium be imposed for entrance upon the different descriptions of stock, &c. exhibited at the fairs. The petitions of Alexander McCrae and twenty two others, of James Henry and two others, and of Walter McCrae, all of the township of WOLFORD, in the Johnstown District, protesting against a petition notified in the Official Gazette of Toronto, purporting to request an alteration in the side lines of the four first concessions of said township of WOLFORD, and praying the House not to entertain said petition. The petition of John Wheatley and one hundred and thirty five others inhabitants of the townships of Harwich, Raleigh, Howard, and Orford, in the County of Kent, praying the House will not entertain any application that may be made for an alteration in the Road Act of 1834, in respect to an appropriation of £75 granted for the communication road in said county. The petition of George Lyon, and two hundred and one others, freeholders and inhabitants of the County of Carleton, setting forth that George Adams & others praying for premiums at fairs, in lieu of Agricultural Societies.

Alexander McCrae and others, James Henry and others, and Walter McCrae, praying that a certain pet. from Wolford may not be entertained.

John Wheatley & others, praying that no alteration be made in the road appropriation for 1834.

Geo. Lyon and others complaining of the conduct of cer-

tain road commiss's and praying for the interference of the House of Assembly.

R. C. Wilkins and others, praying for the improvement of the River Trent.

Geo. Alton and others, praying for aid to improve road in Trafalgar.

Henry Corby and others, praying for amend't in the act incorporating Bellville.

one hundred pounds was granted at the last session of the Legislature, for improving the public road in the township of Napean, from McQuade's to Bearman's farm, and that Francis Davidson, James Bearman, and Hugh Bell, were appointed commissioners for expending the same; that James Bearman and Hugh Bell have acted unfairly and selfishly, by expending the greater part of the grant between their own lands, and by cutting out & opening two hundred rods of road on which there is no public thoroughfare; that said two commissioners were warned and remonstrated with by Mr. Davidson, the other commissioner, as well as the neighbouring magistrates, but they would not forbear; and praying the interference of the House in the premises. The petition of R. C. Wilkins and one hundred and ninety seven others of the township of Murray, in the Newcastle District, praying that the improvement of the navigation of the River Trent, by Canalling from the Bay of Quinte to the Rice Lake, may be proceeded in. The petition of George Alton and eighty three others of the townships of Trafalgar and Esquesing in the District of Gore, praying that fifty pounds may be granted to improve the road on the sixth concession, township of Trafalgar, leading from the base line of Esquesing to Dundas Street. And the petition of Henry Corby and one hundred and seventy nine others, of the Town of Bellville, Midland District, praying that certain amendments may be made in the Act of Incorporation of said town were read.

Pet. of George A. dams and others, referred.

Pet. of Geo. Alton and others referred.

Pet. of Alex. McCrea and others, of J. Henry and others, and Walter McCrea, referred.

Pet. of Wm. Hathaway referred.

Ottawa District Court of Assize Bill read.

Second reading tomorrow.

Message of H. E. on War Losses referred.

Journals relating to petition of A. M. Farewell and others read.

Petition of A. M. Farewell and others referred to Supply. Witnesses Attend. also Bill committed.

On motion of Mr. Rykert, seconded by Mr. Duncombe, of Oxford, Ordered, that the petition of the President, Secretary, and Treasurer of the Niagara District Agricultural Society, be referred to the Committee of Supply.

On motion of Mr. Hopkins, seconded by Mr. Durand, Ordered, that the petition of George Alton and others, be referred to the Committee of Supply.

On motion of Mr. Wilson, seconded by Mr. Waters, Ordered, that the petition of Alexander McCrae and others, of James Henry and others, and the petition of Walter McCrae and others, be referred to a Select Committee, to be composed of Messrs. Wilson, Morris, Wells, Rykert, & Norton, to report thereon by bill or otherwise.

On motion of Mr. Duncombe, of Oxford, seconded by Mr. Caldwell, Ordered, That the petition of William Hathaway be referred to a Select Committee, with power to send for persons and papers and report thereon by bill or otherwise, and that the Committee be composed of Messrs. Duncombe, of Oxford, Rykert, and Richardson.

Agreeably to notice, Mr. Waters, seconded by Mr. Wells, moves for leave to bring in a bill to authorize His Majesty's Justices of the King's Bench to hold a Court of Oyer and Terminer, Assize, and Nisi Prius, and General Gaol Delivery, annually, in the Ottawa District.

Which was granted, and the bill read.

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

On motion of Mr. Richardson, seconded by Mr. Duncombe, of Oxford,

Ordered, that the message of His Excellency, the Lieutenant Governor, on the subject of War Losses, communicated to this Honorable House on the 26th instant, be referred to a Select Committee, to be composed of Messrs. Richardson, Duncombe, of Oxford, Wilkinson, Caldwell, and McCrae, to report thereon.

Agreeably to notice, Mr. Morrison, seconded by Mr. Wells, moves, that the Journals of the last Session of the Provincial Parliament, relating to the petition of A. M. Farewell and others, be now read.

Which was carried, and the Journals were read.

(See page 83, printed Journals.)

On motion of Mr. Morrison, seconded by Mr. Wells, Ordered, that the petition of A. M. Farewell and others be referred to the Committee of Supply.

Pursuant to the order of the day, the bill to compel Witnesses to attend, in certain cases, was read the second time, and referred to a Committee of the whole House.

Mr. Norton was called to the Chair.

The Chairman left the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had risen on a question of order.

The Speaker left the Chair.

The Chairman resumed the Chair of Committee.

The House resumed.

Mr. Norton reported that the Committee had made some progress in the bill, and asked leave to sit again this day six months. Progress reported, and to sit again this day six months.

On the question for receiving the report, the yeas and nays being taken, were as follows.

YEAS—MESSIEURS,

| | | | |
|-----------------------|------------------------|-------------|-------------|
| Alway, | Hopkins, | Morrison, | Smith, |
| Bruce, | Lount, | Parke, | Strange, |
| Chisholm, | McCrae, | Perry, | Walsh, |
| Cook, | McDonell, of Stormont, | Richardson, | Waters, |
| Cornwall, | McIntosh, | Roblin, | Wells, |
| Duncombe, of Norfolk, | Mackenzie, | Rymal, | Wilson, |
| Durand, | McMicking, | Shaver, | Woolverton, |
| Gibson, | Moore, | Shibley, | Yager—33. |
| Gilchrist, | | | Yeas, 33. |

NAYS—MESSIEURS.

| | | | |
|-----------|-------------------------|-----------|---------------|
| Brown, | McDonell, of Glengarry. | Merritt, | Rykert, |
| Caldwell, | McKay, | Morris, | Samson, |
| Gowan, | McLean, | Norton, | Wilkinson—15. |
| Lewis, | Malloch, | Robinson, | Nays, 13. |

The question was carried in the affirmative by a majority of eighteen, and leave granted accordingly.

Mr. Morrison, seconded by Mr. Perry, moves, that it be resolved, that the order of this House for taking into consideration the petition of William Botsford Jarvis, Esquire, complaining of the undue election and return of James E. Small, Esquire, to serve as a member for the City of Toronto, in the House of Assembly, on Monday the second day of February next, at ten o'clock in the forenoon, be discharged, and that the said petition be taken into consideration on Monday the ninth day of February next, at ten o'clock in the forenoon, and that the Speaker do give notice of the same to the petitioner, and also to the sitting member. Motion that the consideration of pet. of W. B. Jarvis, Esq. be deferred till Monday the 9th February next.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | |
|-----------------------|------------------------|-----------|-----------|
| Alway, | Hopkins, | Moore, | Shaver, |
| Bruce, | Lount, | Morris, | Shibley, |
| Chisholm, | McDonell, of Stormont, | Morrison, | Smith, |
| Cook, | McIntosh, | Norton, | Strange, |
| Duncombe, of Norfolk, | Mackenzie, | Parke, | Walsh, |
| Durand, | McMicking, | Perry, | Wells, |
| Gibson, | Malloch, | Roblin, | Wilson, |
| Gilchrist, | Merritt, | Rymal, | Yager—32. |
| | | | Yeas, 32. |

NAYS—MESSIEURS,

| | | | |
|----------|-------------------------|-----------|---------------|
| Boulton, | McDonell, of Glengarry, | McLean, | Samson, |
| Brown, | McKay, | Robinson, | Woolverton—9. |
| Gowan, | | | Nays, 9. |

The question was carried in the affirmative by a majority of twenty-three, and it was

Resolved, That the order of this House for taking into consideration the Petition of William Botsford Jarvis, Esq. complaining of the undue election and return of James Edward Small, Esquire, to serve as a member for the City of Toronto, in the House of Assembly, on Monday the second day of February next, at ten o'clock in the forenoon, be discharged, and that the said petition be taken into consideration on Monday the ninth day of February next, at ten o'clock in the forenoon and that the Speaker do give notice of the same to the petitioner, and also to the sitting member. Pet. of W. B. Jarvis to be taken into consideration on Monday, 9th Feb.

Mr. Samson, from the Committee to which were referred the several petitions from the County of Hastings, praying for a division of the Midland District, informed the House that the Committee had agreed to report by Bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same. Mid. Dis. Division Bill reported.

Mid. Dis. Division
Bill read.
Second reading
tomorrow.

Com. to draft ad-
dress for informat'n
relating to lands set
apart for certain
School purposes.

Writs of Error
Bill sent down from
Leg. Council.

Bill read.

Second reading
tomorrow.

Speaker reports
statement from Com
Bank.

The report was received and the Bill was read a first time.
Ordered, That the Bill for dividing the Midland District be read a second time tomorrow.

Mr. Wells, from the select Committee to draft an address to His Excellency, the Lieutenant Governor, for information relating to lands set apart for certain purposes in connection with schools, reported a draft which was received, read twice, adopted, and ordered to be engrossed and read a third time this day.

The Master in Chancery brought down from the Honourable the Legislative Council a Bill entitled "*An Act to allow the issuing of Writs of Error from the Court of King's Bench*," which that Honorable House had passed and requested the concurrence of this House thereto.

The Bill sent down from the Honorable Legislative Council, intituled "*An Act to allow the issuing of Writs of error from the Court of King's Bench*," was read a first time.

Ordered, That the Bill be read a second time tomorrow.

Mr. Speaker reported having received from the President of the Commercial Bank of the Midland District a letter and statement of the affairs of that institution, in accordance with the orders of the House.

The letter and statement were read by the Clerk as follows :

COMMERCIAL BANK OF THE MIDLAND DISTRICT, }
Kingston, 26th January, 1835. }

SIR,

I beg, herewith, to inclose the required Statement of the Affairs of the Commercial Bank of the Midland District; agreeably to the resolution of the Honourable the House of Assembly.

I have the honour to be,

Sir,
Your Most Obedient Humble Servant,
JOHN S. CARTWRIGHT,
President.

The Honorable

M. S. BIDWELL, &c. &c.
Toronto.

Statement of af-
fairs of Mid. Dist'
Bank.

*STATEMENT of the Affairs of the COMMERCIAL BANK of the MIDLAND DISTRICT,
on Thursday the 22nd day of January, 1835.*

| | £ | s. | d. | | £ | s. | d. |
|---|---------|----|----|---|---------|----|----|
| Gold, Silver and Copper in the Vaults of the Bank and its Offices..... | 29,429 | 2 | 4 | Stock paid in..... | 100,000 | 0 | 0 |
| Real Estate, Office Furniture, &c..... | 3,567 | 12 | 8 | Amount of Notes in circulation not bearing interest, of five dollars and upwards, £83,830 0 0 | | | |
| Bills of other Banks..... | 5,060 | 5 | 0 | Do. under } five dollars, } £33,250 5 0 | 117,080 | 5 | 0 |
| Balance due from other Banks and Foreign Agents..... | 11,349 | 18 | 9 | Bills and Notes in circulation bearing interest—none. | | | |
| Amount of all debts due, including Notes, Bills of Exchange, and all Stock and funded debts of every description, excepting the balance due from other Banks..... | 203,107 | 5 | 10 | Balances due to other Banks and foreign Agents..... | 11,800 | 3 | 0 |
| | | | | Cash deposited, including all sums whatsoever due from the Bank, not bearing interest..... | 21,210 | 16 | 7 |
| | | | | Cash deposited bearing interest, | 2,223 | 0 | 0 |
| Total amount of the resources of the Bank..... | 252,314 | 4 | 7 | Total amount due from the Bank.....£ | 252,314 | 4 | 7 |
| Rate of Dividend on the 1st December, 1834, four per cent on the dividend on the capital, making..... | 4,000 | 0 | 0 | | | | |
| Amount of reserved profits at the time of declaring the last dividend,..... | 4,108 | 11 | 8 | | | | |
| Amount of debts due to the Bank and not paid, being over due, of which the sum of £151 7 6 is considered doubtful. | 10,574 | 15 | 9 | | | | |

We, the undersigned make oath and swear, that the above statement is true and correct to the best of our knowledge and belief.

Sworn before me at Kingston in the Mid-land District, this 26th January, 1835.
THOMAS MARKLAND, J. P. }

JOHN S. CARTWRIGHT, President.
F. A. HARPER, Cashier.

On motion of Mr. Solicitor General, seconded by Mr. Norton,

Ordered, That two hundred copies of the return made to this House by the President and Cashier of the Commercial Bank of the Midland District, of the affairs of that institution, be printed for the use of Members.

Petition from Com. Bank to be printed.

Pursuant to the order of the day the House was again put into Committee of the whole on the Bill to amend the Summary Punishment Act.

House in com. on summary punishm't bill.

Mr. Brown was called to the Chair.

The House resumed.

Mr. Brown reported that the Committee had made some further progress in the Bill, and asked leave to sit again tomorrow.

Progress reported.

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

Mr. Secretary Rowan brought down from His Excellency, the Lieutenant Governor, two messages, which were read by the Speaker as follows :

Message from His Excellency by Mr. Sec'y Rowan.

J. COLBORNE.

The Lieutenant Governor transmits to the House of Assembly an Extract of a Despatch which he has received from His Majesty's Secretary of State relative to the private Bill, entitled "An Act to enable the Executors named in the Will of the late Thomas Stoyell, to carry the provisions of the said Will into effect," which was reserved last Session for the signification of His Majesty's pleasure.

Message from His Excellency with extract of despatch relating to the bill for settling the affairs of the estate of the late Thos. Stoyell.

With reference to the observation of the Secretary of State on this Bill, and to the cases which have been from time to time brought under the notice of the Legislature, because the powers of the common Courts of Judicature established in the Province, or their mode of proceeding were deemed insufficient to prevent wrong to the parties applying for protection, or to provide for the safety of property in dispute pending litigation, the Lieutenant Governor suggests for the consideration of the House, whether the advanced state of the affairs of the community, does not require the immediate establishment of a Court of Equity, invested with authority to assume such Jurisdiction in cases beyond the powers of the common Courts of Law, as may provide for the safety of property; protect individuals from vexatious and oppressive litigation; prevent unnecessary suits, and restrain the assertion of doubtful rights that might on many occasions, be productive of irreparable injury.

Government House, 29th January, 1835.

EXTRACT of a Despatch from the Secretary of State for the Colonies, addressed to the Lieutenant Governor.

No 46.

"Downing Street, 10th November, 1834.

"Among the Acts passed by the Legislature of Upper Canada in their last Session, and reserved by you for the signification of His Majesty's pleasure, there are two on which I am desirous of communicating with you, before the decision of His Majesty is taken.

Extract of despatch from His Majesty's Government on the subject of the Bill passed by the Council and Assembly for settling the affairs of the estate of the late Thos. Stoyell.

The Act entitled "An Act to enable the Executors named in the Will of the late Thomas Stoyell to carry the provisions of the said Will into effect," is a private Act. It enables certain Trustees to effect sales of lands bequeathed in trust for certain charitable purposes, and requires them to pay over the proceeds to the objects of the charity. The bill has been reserved because it does not invest any of the local tribunals with the power of compelling the Trustees to execute the trust, or with the right of calling them to account for their administration of it; an omission, which, since there is no Court of Equity in the Province, might be fatal to the benevolent designs of the Testator, in the possible event of any embezzlement or misapplication of the money.

It appears to me, that this is a well founded objection, and that His Majesty's pleasure on the bill ought not to be signified until the Legislature shall have an opportunity of considering whether a supplementary Act should not be passed to supply what is thus wanting.

I cannot quit the subject of this Act without observing, that it suggests another and more generally important remark, viz: that the legal institutions of the

Extract continued. Province demand a careful revision, since the failure of justice, which is anticipated in this case, must be continually occurring in other cases which do not attract the attention of the Legislature.

Without suggesting any particular remedy for the evil, I cannot but think it right that it should be brought under the notice of the Provincial Parliament, in order that such steps may be taken upon it, as may be prompted by local knowledge of the extent and precise nature of the inconvenience. You will therefore have the goodness to lay before the Legislative Council and Assembly the whole of the observations I have made on the Act respecting Thomas Stoyell's Will."

J. COLBORNE.

Message from His Excellency with extracts of communication from the Sec. of State respecting the Post Office Department.

The Lieutenant Governor transmits to the House of Assembly the accompanying extracts of a communication from the Secretary of State for the Colonies, respecting the Post Office Department and the views of His Majesty's Government in recommending an Act to be passed for regulating the internal postage of the North American Colonies; a copy of which Act is forwarded for the information of the House.

Government House, 29th January, 1835.

The Extract was read by the Clerk as follows :

EXTRACT of a Despatch from the Secretary of State for the Colonies, addressed to the Lieutenant Governor.

"Downing Street, 5th October, 1834.

"The representations which have from time to time been received from the Legislature and inhabitants of several of the Colonies in North America respecting the internal postage in that part of the British dominions, have not failed to attract the serious attention of His Majesty's Government, and I have now the gratification to send you an Act passed in the late Session of Parliament, which I hope will prove the means of settling this important question to the satisfaction of all parties.

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

You will observe, that in order to give effect to this Act, certain bills must be passed by the Provincial Legislatures and receive the Royal Assent, and I need scarcely add, that to establish a practicable system, it is essential that a uniformity of views should pervade these bills.

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

It is of course necessary that all the Acts passed by the several Legislatures on the present subject, should take effect on the same day, the first of January, 1836."

ACT passed in the Imperial Parliament relative to the future appropriation of the Post Office Revenues in the British Provinces, in North America.

**ANNO QUARTO,
GULIELMI 4. REGIS.**

CHAP. 7;

AN ACT to repeal at the period within mentioned, so much of An Act passed in the fifth year of the Reign of His late Majesty, King George the Third, intituled An Act to alter certain rates of Postage and to amend, explain and enlarge several provisions in An Act made in the ninth year of the Reign of Queen Anne, and in other Acts relating to the Revenue of the Post Office, as authorises the taking of certain rates of Inland Postage within His Majesty's Dominions in North America.

Extracts of a communication from Secretary of State on Post Office Establishment in the Province.

[26th MARCH, 1834.]

WHEREAS, by an Act passed in the fifth year of the reign of his late Majesty King George the Third, entitled, "An Act to alter certain rates of postage, and to amend, explain and enlarge several provisions in an Act made in the ninth year of the reign of Queen Anne, and in other acts relating to the Revenue of the Post Office; His Majesty's Postmaster General was authorised to take and receive certain rates of postage in the said act specified for the postage and conveyance of letters and packets within the British Dominions in America; And whereas, the said rates have been collected in the British Colonies and Provinces in North America by His Majesty's Postmaster General or his Deputies, and the surplus thereof, after payment of the charges of collection and management, have been remitted to the General Post Office in London, as part of the General Revenue of the Post Office, and whereas it is expedient that henceforward the British Colonies and Provinces in His Majesty's Dominions in North America, having local and independent Legislatures, should be enabled by the authority of such Legislatures to levy for the inland postage of letters and packets within such Colonies and Provinces such rates as to the said Legislatures shall seem meet, and also to make such regulations for the management of the Post Office within such respective Provinces and Colonies by His Majesty's Postmaster General or his Deputies, as to such Legislatures may seem expedient, and that the surplus revenue arising from the collection of such rates should be applied and appropriated for the use and benefit of such respective Colonies and Provinces.

Be it therefore enacted, by the King's Most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal and Commons, in this present Parliament assembled, and by the authority of the same, That from and after His Majesty's consent shall in the usual form be signified by the Governors or Deputy Governors of His Majesty's Colonies or Provinces in North America, to Bills or Acts of the Legislatures of such respective Colonies or Provinces, authorising the demanding and taking within such respective Colonies or Provinces by His Majesty's Postmaster General or his Deputy or Deputies the like rates of postage as are authorised to be received and taken by the said recited Act of the fifth year of the reign of His late Majesty King George the Third, or such other rates of postage as in and by such bills or acts respectively may be mentioned and authorised to be received and taken, and for making such regulations for the management of the Post Office within such Colonies and Provinces by His Majesty's Postmaster General or his Deputies as shall be therein directed, then the said act passed in the fifth year of the reign of His late Majesty King George the Third, so far as the said act authorises the demand and receipt of any rates for the inland carriage and conveyance of letters and packets within such Colonies or Provinces respectively, shall thenceforth be absolutely repealed, and be no longer of any effect.

2. *And be it further enacted*, That from and after His Majesty's consent shall be so signified to such bills or acts of Colonial or Provincial Legislatures as heretofore mentioned, all the revenue which may arise from the collection of the rates of inland postage within the said respective Colonies or Provinces (after deducting the expenses of collection, and of the establishment and management of the Post Office within and throughout the said respective Colonies or Provinces under the direction of His Majesty's Postmaster General or his Deputies) shall and may, instead of being remitted, as heretofore, to the General Post Office in

Extract of communication from Sec'y of State on Post Office Establishment in the Province.

London, as part of the General Revenue of the Post Office, be appropriated, applied, and distributed to and among the said respective Colonies and Provinces in proportion to the gross amount of the rates and duties of postage which shall be raised, collected, and received, within each and every such respective Colonies or Provinces unless and until the said Colonies or Provinces shall by bills or acts of their respective Legislatures, to which His Majesty's consent shall in the usual form be signified, unite and agree in directing any other mode in which such surplus shall be applied and disposed of.

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

Message on Post Office to be referred to Com. of whole on Monday next—first thing.

On motion of Mr. Attorney General, seconded by Mr. Robinson, *Ordered*, that His Excellency the Lieutenant Governor's message relating to the Post Office be referred to a Committee of the whole House on Monday next, and that it stand first on the order of the day after referring petitions.

His Excellency's message relating to equitable jurisdiction, referred to a Select Committee.

On motion of Mr. Attorney General, seconded by Mr. Wilson, *Ordered*, that His Excellency the Lieutenant Governor's message relating to the establishment of an Equitable Jurisdiction be referred to a Committee consisting of Messrs. Attorney General, McLean, Morris, Solicitor General, and Norton, with liberty to report thereon by bill or otherwise.

Messages and Documents to be printed.

On motion of Mr. Mackenzie, seconded by Mr. Woolverton, *Ordered*, that five hundred copies of the messages and documents sent down by His Excellency this day, be printed for the use of members.

Adjourned.

Friday, 30th January, 1835.

The House met.

The minutes of yesterday were read.

Petitions bro't up. Robert Waddle and others.

Mr. Robinson brought up the petition of Robert Waddle and eighty one others, of the townships of Thora and Mara, in the County of Simcoe, which was laid on the table.

Hon'ble. Augustus Baldwin and others.

Mr. Solicitor General brought up the petition of the Hon. and Venerable John Strachan, D. D., the Hon. Augustus Baldwin, William Botsford Jarvis, Joseph Powers, Andrew Mercer, E. A. Bigelow, Robert Baldwin, E. A. Baldwin, W. A. Baldwin, J. S. Baldwin, and twenty others of the City of Toronto, which was laid on the table.

Henry Brant and others.

Mr. Attorney General brought up the petition of Henry Brant and forty three others, of the Six Nations Indians, which was laid on the table.

John Sunday and others.

Mr. Attorney General brought up the petition of John Sunday and thirty seven others, Indians of Bay of Quinte, which was laid on the table.

Joseph Sawyer and others.

Mr. Attorney General brought up the petition of Joseph Sawyer, Peter Jones, and twenty three others, Indians of the Mississauga Tribe, residing on the River Credit, which was laid on the table.

James Maskenoonja and others.

Mr. Attorney General brought up the petition of James Maskenoonja and one hundred and seventy four others, of the Chippawa and Munsey Tribes, on the River Thames, which was laid on the table.

William Kent and others.

Mr. Smith brought up the petition of William Kent and seven others of the township of Saltfleet, which was laid on the table.

Alfred Digby and others.

Mr. McNab brought up the petition of Alfred Digby and eighty eight others, of Brantford, in the Gore District, which was laid on the table.

John Chisholm.

Mr. McNab brought up the petition of John Chisholm, of the township of East Flamboro', which was laid on the table.

Address to His Excellency for information as to certain reservations made for school purposes, passed.

Agreeably to the order of the day, the address to His Excellency the Lieutenant Governor for information relative to certain reservations for School purposes, was read the third time, passed and signed by the Speaker, and is as follows:

To His Excellency, Sir John Colborne, Knight Commander of the most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, Major

*General Commanding His Majesty's Forces therein,
&c. &c. &c.*

MAY IT PLEASE YOUR EXCELLENCY,

WE, His His Majesty's dutiful and loyal subjects, the Commons of Upper Canada, in Provincial Parliament assembled, humbly request that Your Excellency will be pleased to cause to be laid before this House a complete statement of all such lots, tracts, parcels, or blocks of land as have been reserved, or set apart for a school teacher, master or school-house, in the several townships of this Province; or which appear by any memorandum on the plans or records in the Surveyor General's or Executive Council Office to have been reserved or set apart for the purposes of Education, schools or schoolmasters, and not included in the reservation made under the authority of the Duke of Portland's Despatch in the year 1797.

Address.

*Commons' House of Assembly, }
January 30th, 1835. }*

MARSHALL S. BIDWELL,
Speaker.

Petitions read.

Pursuant to the order of the day, the Petition of P. H. Ball and four others of the District of Niagara, praying the House to appoint a Commissioner to act in conjunction with Messrs. Thorburn and Street, for the adjustment of their claims for damages sustained by encroachments of the Welland Canal Company upon their property, which they have been labouring under for six years past.— The petition of J. B. Warren and one hundred and six others, inhabitants of the township of Whitby in the Home District, and of the township of Darlington in the Newcastle District, praying for aid to open a road, four rods wide, between the said two Townships, as there is no road at present for the back settlers to come to the main road between the City of Toronto and Kingston. The petition of John Gallagher and thirty-six others of the Township of Adjala in the Home District, praying for aid in opening a road between Lots No. 30 and 31 from the first to the fourth concession of said Township. The Petition of M. F. Whitehead, and one hundred and ten others of the Town of Port Hope, and its vicinity, praying that the Capital Stock of the Midland District Bank may be increased equal in amount to that of the Bank of Upper Canada. The Petition of Charles Rolls, M. D. and twenty-eight others of the District of Gore: praying that an Act may be passed making it compulsory on every one who would vend drugs or medicines or act in any capacity as an Apothecary or Druggist (except such as are already qualified) to undergo an examination before the Medical Board at Toronto, or in some other way as the House may see fit. The petition of Walter Boswell, and eleven others (President, Directors and Company of the Cobourg Harbour Company) praying the House to take the subject of said Harbour into consideration and either increase the stock or take the work out of their hands and make it a public one. The Petition of R. G. Kirkland of Brantford, Esquire, praying the interference of the House against the unjustly assumed authority of the Commissioners under the Court of Requests Law, by which Petitioner has severely suffered by the seizure of his property and the paying unlawful sums of money, and further praying the amendment of said Act. The petition of G. N. Ridley and ninety-three others of the Town of Belleville, County of Hastings, praying that the capital stock of the Commercial Bank of the Midland District may be increased to two hundred thousand pounds and placed in all respects on the same footing as the Bank of Upper Canada. The Petition of William Bowen and one hundred and seventy-two others of the township of Sidney, County of Hastings, praying that effectual provision may be made for the immediate opening of the River Trent. The Petition of James Lloyd and ninety-three others, inhabitants of the Fourth Riding County of York, praying for a grant of money for the improvement of the road from Mair's Tavern through the first three Concessions of Whitechurch.— The Petition of Robert Lambert, and forty-four others, of the Township of Niagara, praying for a grant of fifty pounds for the improvement of the road on the North and South line between lots No. 179 and 144, to the Black Swamp road, a length of about two and a half miles, in said Township. The Petition of George Bull, Editor of the Toronto Recorder, praying that his paper may be included with others in reporting the debates of the House. The Petition of Adam Thompson, and fifty-one others, of the Township of Beverly, and its vicinity, praying that a protecting duty may be laid on all such articles as are imported into the

P. H. Ball and others praying for a commission to adjust claims for damages against Wel. Canal company.
John B. Warren and others praying for aid to open road.

John Gallagher & others praying aid for roads.

M. F. Whitehead and others praying for an extension of the charter of the Commercial Bank.
Chs. Rolls & others praying that druggists may undergo examination.

Walter Boswell & others praying for an increase of stock to Cobourg Har. Co.

R.G Kirkland Esq. praying that court of Requests law may be amended.

G. N. Ridley and others praying for increase of stock to Commercial Bank.

Wm. Bowen and others praying for the improvement of the River Trent.

Jas. Lloyd and others, praying aid for road.

Rob't Lambert and others, praying aid for road.

Geo. Bull, praying to be paid for publishing reports.
Adam Thompson and others, praying for duty on imports.

Alex. Fletcher & others, praying that a certain survey may be established.

Jas. Merritt and others, praying for div. of Mid. Dis.

Thos. Ketcheson & others, praying for aid for a bridge over Trent.

Rob't C. Wilkins and others, praying for uniting by canal the waters of L. Ontario, and head of Bay of Quinte.

Wm. Hands, praying that his commission may be paid him as Collector of Customs.

W. R. Cubitt and others, praying that a certain survey may not be confirmed.

Charles Prior and others, praying for the naturalizing of C. K. Garrison.

James Wiltsie and others, praying to be incorporated for improvement of Gananoque and Wiltsie Creek.

C. Gurney, praying to be naturalized.

Notice of Estreat recovery bill.

Notice of bill for vesting certain lands in the Ordnance Department.

Notice of statute labor commutation bill.

Notice of bill to vest in Commissioners such lands appropriated for education.

Petition of Wm. Hands, referred.

Petition of Rob't. Gray Kirkland, referred.

Motion for referring petition of Alex. Fletcher, Esq. and others.

Amendment to foregoing.

Question as amended, carried.

Province from the United States, and at present admitted duty free. The Petition of Alexander Fletcher, and thirty-seven others, of the Township of Darlington, in the District of Newcastle, praying that an Act may be passed confirming the Survey of the first and second Concessions of said Township, by Samuel Street Wilmot, Esq., Deputy Surveyor, about the year one thousand eight hundred and six; or direct a new survey of said Concessions to be made. The Petition of Joseph Merritt, and ninety-four others, of the County of Hastings, praying that the said County of Hastings may be set apart as a separate District, with such sections of the surrounding Country as the House may deem proper. The Petition of Thomas Ketcheson, and four others, of the Township of Sidney, praying that the sum of two hundred and fifty pounds may be granted for the erection of a Bridge across the River Trent at the mouth of Cold Creek. The Petition of Robert C. Wilkins, and three hundred and thirty-two others, inhabitants of the Newcastle, Prince Edward, and Midland Districts, praying that means may be adopted for the construction of a Canal which would unite the waters of Lake Ontario with the head of the Bay of Quinte. The Petition of William Hands, Collector of Customs, Port of Sandwich, praying the attention of the House to the omission at the Inspector General's Office of his commission on dutiable articles entered at the Custom House of the Port of Sandwich for the quarter ending 30th April, 1816, amounting to £84 2 7½. The Petition of W. R. Cubitt, and fifty others, inhabitants of the Township of Darlington, praying the House not to entertain the petition of certain inhabitants of said Township desiring the confirmation of Mr. Wilmot's Survey or a new Survey made of the first and second Concession of said Township. The Petition of Charles Prior, and sixteen others, inhabitants of the Province, praying that Cornelius Kingsland Garrison, now residing at Goderich, builder, may be admitted and confirmed in all the privileges of British birth. The Petition of Joseph Wiltsie, and two hundred and twenty-eight others, of the County of Leeds, District of Johnstown, praying to be incorporated as a Joint Stock Company for the improvement of the waters of the Gananoque and Wiltsie Creek in said District; and the Petition of C. Gurney, Farnace Falls, in the Township of Landsdown, District of Johnstown, praying that he may be admitted and confirmed in all the privileges of a British subject—were read.

Mr. Att'y General gives notice that he will, on Monday next, move for leave to bring in a Bill for the more easy recovery of Estreats.

Mr. Att'y General gives notice, that he will, on Monday next, move for leave to bring in a Bill for vesting all estates and property in the Province of Upper Canada, occupied for the ordnance service, in the principal officers of His Majesty's ordnance; and for granting certain powers to the said principal officers.

Mr. Solicitor General gives notice, that he will, on Monday the ninth of February next, move for leave to bring in a Bill providing for the commutation of Statute Labor, and to make provision for the improvement of the public roads in the Province.

Mr. Solicitor General gives notice, that he will, on Monday the ninth of February next, move for leave to bring in a Bill to vest in Commissioners such lands as may be appropriated to purposes of Education, and to make provision for the disposal of the same for the support of Grammar and Common Schools throughout the Province.

On motion of Mr. Duncombe, of Oxford, seconded by Mr. Cornwall,

Ordered, That the petition of William Hands be referred to a Select Committee, composed of Messrs. Duncombe, of Oxford, Wilson, Smith, Hopkins, and Durand, with power to send for persons and papers, and to report thereon by bill or otherwise.

On motion of Mr. Smith, seconded by Mr. Rymal,

Ordered, That the petition of Robert Gray Kirkland, of Brantford, be referred to the Committee on the Court of Requests amendment bill, with power to send for persons and papers, and to report by bill or otherwise.

Mr. Boulton, seconded by Mr. Cornwall, moves, that the petition of Alex. Fletcher, Esq. and others, be referred to a Special Committee, to report thereon by bill or otherwise, with power to send for persons and papers; and that Messrs. Rykert and Gibson do compose such Committee.

In amendment, Mr. Perry, seconded by Mr. Bruce, moves, that the names of Messrs. Roblin and Shaver be added to the Committee, and that the petition of W. R. Cubitt and others, on the same subject, be referred to the same Committee. Which was carried.

The original question as amended was then put and carried, and it was,

Ordered, That the petitions of Alex. Fletcher and others, and of W. R. Cubitt and others, on the same subject, be referred to a Special Committee, to report thereon by bill or otherwise, with power to send for persons and papers, and that Messrs. Boulton, Rykert, Gibson, Roblin, and Shaver do compose such Committee.

Petitions of Alex. Fletcher, Esq. and others; and of W. R. Cubitt and others, referred.

On motion of Mr. Attorney General, seconded by Mr. Gowan,

Ordered, That the petition of Joseph Wiltsie and others, inhabitants of the County of Leeds, praying to be incorporated as a Joint Stock Company for improving the Gananoque River, be referred to a Committee consisting of Messrs. Attorney General, Jones, and Gowan, with liberty to report thereon by bill or otherwise.

Petition of Joseph Wiltsie and others, referred.

On motion of Mr. Roblin, seconded by Mr. Yager,

Ordered, That the petition of Robert C. Wilkins and others, be referred to a Committee to be composed of Messrs. Roblin, Wilson, Boulton, and Gilchrist, and that they have power to send for persons and papers, and leave to report thereon by bill or otherwise

Petition of Robert C. Wilkins and others, referred.

On motion of Mr. Rykert, seconded by Mr. Caldwell,

Ordered, That the petition of P. H. Ball and four others, of the Niagara District, be referred to a Select Committee, to be composed of Messrs. Rykert, Perry, and McNab, with power to send for persons and papers, and to report thereon by bill or otherwise.

Petition of P. H. Ball and others, referred.

On motion of Mr. Samson, seconded by Mr. Roblin,

Ordered, That the petition of Thomas Ketcheson and others, be referred to a Select Committee, to be composed of Messrs. Samson, Yager, and Gilchrist, with power to send for persons and papers, and to report thereon.

Petition of Thomas Ketcheson and others, referred.

On motion of Mr. Attorney General, seconded by Mr. Gowan,

Ordered, That the petition of Chester Gurney, an inhabitant of the Johnstown District, praying that a bill for his naturalization may be passed by this Honorable House, be referred to a Committee, consisting of Messrs. Attorney General, Malloch, and Gowan, with liberty to report thereon by bill or otherwise.

Petition of Chester Gurney and others, referred.

On motion of Mr. Norton, seconded by Mr. Roblin,

Ordered, That the petition of Daniel Aikin be referred to the Committee to whom was referred the petition of Chester Gurney, to report thereon by bill or otherwise.

Petition of D Aikin, referred.

On motion of Mr. Richardson, seconded by Mr. Rykert,

Ordered, That the petition of Robert Lambert and others, be referred to the Committee of Supply.

Petition of Robert Lambert, and others referred.

On motion of Mr. MacNab, seconded by Mr. Wilkinson,

Ordered, That the petition of Nancy Strobridge be referred to a Select Committee, consisting of Messrs. MacNab, Gowan, and Perry, with power to send for persons and papers, and to report thereon by bill or otherwise.

Petition of Nancy Strobridge, referred.

On motion of Mr. Hopkins, seconded by Mr. Woolverton,

Ordered, That the petition of Adam Thompson and others, be referred to the Committee to whom were referred the petition of E. C. Griffin and others, and the petition of Daniel Armstrong and others, to report thereon by bill or otherwise.

Petition of Adam Thompson, and others referred.

On motion of Mr. Roblin, seconded by Mr. Norton,

Ordered, That Messrs. Perry and McMicking be a Committee to wait on His Excellency, the Lieutenant Governor, to know when he will be pleased to receive the Address of this House respecting School Lands in the several Townships in this Province, and to present the same.

Committee to present address respecting lands for school purposes.

On motion of Mr. Richardson, seconded by Mr. Cornwall,

Ordered, That the Petition of George P. Bull be referred to a Select Committee to be composed of Messrs. Richardson, Duncombe, of Oxford, Rykert, Perry, and Macnab, to report thereon.

Pet. of G. P. Bull, referred.

On motion of Mr. Smith, seconded by Mr. Rymal,

Ordered, That the Petition of Charles Rolls, and others, be referred to a Select Committee, with power to send for persons and papers and to report thereon by bill or otherwise; and that Messrs. Smith, Duncombe, of Oxford, Small, Gowan, and Bruce, do compose the same.

Pet. of Chas Rolls and others referred.

Mr. Morris, from the Select Committee to which was referred the despatch from the Colonial Secretary respecting certain duties collected at the Port of Quebec, informed the House that the Committee had agreed to a report and the draft of an address to His Excellency, the Lieutenant Governor; both of which he was ready to submit whenever the House would be pleased to receive the same.

Sel. Com. on message relating to duties at Quebec present report and draft of address.

Report received & read.

Ordered, That the Report be received.
The Report was then read by the Clerk.

(*Report, see Appendix.*)

Address concurred in.
Third reading this day.

The address was read twice and concurred in.

Ordered, That the address be engrossed and read a third time this day.
On motion of Mr. Morris, seconded by Mr. Robinson,

Report to be printed.

Ordered, That two hundred copies of the Report of the Select Committee on the Despatch of the Secretary of State for the Colonies, respecting certain duties at the Port of Quebec, together with minute of the Executive Council of Lower Canada, be printed for the use of members.

Sel. Com. on petitions of Hathaway & Spalding, report by bill.

Mr. Duncombe, of *Oxford*, from the Committee to which was referred the Petitions of Hathaway and Spalding, informed the House that the Committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

Certain persons Naturalization Bill read.

The Report was received, and the bill to extend to certain persons the civil and political rights of natural born subjects, was read the first time.

2nd reading to-morrow.

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

Order for reading Journal on petition of Nancy Strobridge struck off.

On motion of Mr. Macnab, seconded by Mr. Wilkinson,
Ordered, That the notice for reading that part of the Journals of last Session relating to the petition of Nancy Strobridge be struck off the order of the day.

Jury bill read 2nd time.

Pursuant to the order of the day, the Jury Bill was read the second time.

Bill to be committed to-morrow.

On the question for putting the House into Committee of the whole on the bill, Mr. Perry, in amendment, seconded by Mr. Shaver, moves that the House do go into Committee of the whole on the Jury Bill to-morrow.

Ordered.

The House then adjourned.

Saturday, 31st January, 1835.

The House met.

The minutes of yesterday were read.

The hour appointed for taking into consideration the Petition of David Thorburn, Esq., and the petition of George Garner, and seven others, freeholders of the Third Riding of the County of Lincoln, complaining of a double return for said riding being come—

House considers pet's of D. Thorburn Esq. & Geo. Garner and others.

The House proceeded to the appointment of a Select Committee to try and determine the merits of the said Petitions.

The Sergeant-at-Arms was directed by Mr. Speaker to go with the mace to the places adjacent, and require the attendance of the Members on the business of the House.

And he went accordingly.

House called.

And being returned, the House was called, and all the members were present, except

Members absent.

Messrs. Jones, Lewis, McDonell, of Prescott, *McDonell*, of Northumberland, *McLean, Macnab*, and *Malloch*.

Agent for petitioners being called to the bar attends.

More than thirty members being present, the petitioners, their counsel or agent, were called to the Bar.

David Thorburn, Esquire, appeared at the Bar as Agent for the Petitioners.

Order of the day read.

Mr. Speaker then called for Mr. Lefferty, the opposing Candidate, his Counsel or Agent to appear at the Bar, when no person appearing, the Clerk was directed by Mr. Speaker to read the order of the day for taking the said Petition into consideration.

And the same being read accordingly,

The names of all the members were taken out of the box (before prepared) put into three glasses, and drawn and read in the usual manner.

And the names of twenty-three members then present were drawn who were not objected to.

Mr. Thorburn, the Agent for the Petitioners, was then called upon to declare his nominee, who said that he had made choice of W. L. Mackenzie, Esquire, for that purpose. W. L. Mackenzie, chosen nominee for petitioners.

No person being present to act in behalf of the opposing candidate, in striking the Select Committee,

Mr. Speaker directed the Clerk to draw from the glasses one other name to make the whole number of twenty-four, exclusive of the nominee chosen.

The list of names was then completed as follows :

| | | | |
|--------------------------|---------------|---------------------------------|--|
| 1 McDonell, of Stormont, | 9 Gilchrist, | 17 Woolverton, | Names drawn from which to strike a select committee. |
| 2 Tayler, | 10 Smith, | 18 Walsh, | |
| 3 Duncombe, of Oxford, | 11 Rymal, | 19 McCrae, | |
| 4 Samson, | 12 Bruce, | 20 Durand, | |
| 5 Robinson, | 13 Waters, | 21 Chisholm, | |
| 6 Lount, | 14 Norton, | 22 Shibley, | |
| 7 Yager, | 15 Hopkins, | 23 Brown, | |
| 8 Solicitor General, | 16 Wilkinson, | 24 Perry, in lieu of a nominee. | |

On motion of Mr. Norton, seconded by Mr. Roblin,

Ordered, That the Clerk of the House be appointed to act on the part of the absent party, for the purpose of striking off alternately the members according to the provisions of the Grenville Act. Clerk of the house to act as agent in striking committee.

At half past twelve o'clock, the Agent for the Petitioners, David Thorburn, Esq'r; the Nominee, William Lyon Mackenzie, Esq'r; the Clerk of the House, with Alfred Parrick, Clerk to the Committee, retired. Agent, Clerk, and Nominee retire.

At a quarter before one o'clock, the Clerk to the Select Committee delivered to the Clerk of the House a list containing the names of the nine members composing the Select Committee, which is as follows: List of members of select committee returned by clerk.

Names of the members remaining of the Select Committee to try the Petition of David Thorburn, of Queenston, Esq'r, and of George Garner and seven others, electors of the Third Riding of the County of Lincoln, complaining of the double return made by the Returning Officer at the last election for the said Riding. List.

| | | | |
|-----------|--------------------------|--|---|
| 1 Bruce, | 5 M'Donell, of Stormont, | 9 Chisholm, | Committee to try the merits of the petition of D. Thorburn and of Geo. Garner and others. |
| 2 Waters, | 6 Duncombe, of Oxford, | 10 Perry, | |
| 3 Norton, | 7 Gilchrist, | 11 Mackenzie, Nominee for the Petitioners. | |
| 4 Durand, | 8 Smith, | | |

ALFRED PATRICK,
Clerk to Committee.

The said ten members and the nominee were then severally sworn at the table by the Clerk in the usual manner. Com. Sworn.

Mr. Mackenzie, seconded by Mr. Roblin, moves that it be resolved, that the Select Committee appointed to try the matter of the petition of David Thorburn, and the petition of George Garner and others, do meet this day at half past one o'clock, afternoon, in the Committee Room on this floor. Motion for Com. to meet at half past 1 o'clock, P. M. this day.

In amendment, Mr. Richardson, seconded by Mr. Wilkinson, moves, that after the word "Resolved" in the original motion, the rest be expunged, and the following inserted: "That the Committee appointed to try the matter of the petition of David Thorburn, and the petition of George Garner and others, do meet on Monday next, at ten o'clock in the forenoon, in the Committee Room on this floor." Proposed amend't that the Committee do meet on Monday.

Which was lost.

On the original question, the yeas and nays being taken, were as follows :

YEAS—Messieurs,

| | | | |
|-----------------------|-------------------------|-----------|-------------|
| Alway, | Gilchrist, | Moore, | Shaver, |
| Boulton, | Hopkins, | Morris, | Shibley, |
| Brown, | Lewis, | Morrison, | Smith, |
| Bruce, | Lount, | Norton, | Taylor, |
| Chisholm, | McCrae, | Perry, | Waters, |
| Cook, | McDonell, of Glengarry, | Roblin, | Wells, |
| Cornwall, | McDonell, of Stormont, | Rykert, | Wilson, |
| Duncombe, of Oxford. | McIntosh, | Rymal, | Woolverton, |
| Duncombe, of Norfolk. | Mackenzie, | Samson, | Yager—38. |
| Gibson, | McMicking, | | |

NAYS—MESSIEURS,

Attorney General,
Caldwell,
Durand,
Gowan,

McKay,
Malloch,
Merritt,
Parke,

Richardson,
Robinson,
Sol. General,

Strange,
Walsh,
Wilkinson—14.

The question was carried in the affirmative by a majority of twenty four, and it was.

Com. to meet at
half past One, P. M.

Resolved, That the Select Committee appointed to try the matter of the petition of David Thorburn, and the petition of George Garner and others, do meet this day at half past one o'clock, afternoon, in the Committee Room on this floor.

Petitions bro't up.
Geo. Ramsay, J. P.
and others.

Mr. Robinson brought up the petition of George Ramsay, J. P. and twelve others, inhabitants of Tecumseth, in the County of Simcoe; which was laid on the table.

Edm. Meary and
others.

Mr. Boulton brought up the petition of Edmond Meary and thirty nine others, of the townships of Emily, and Verulam, in the Newcastle District; which was laid on the table.

John Steele and
others.

Mr. Boulton brought up the petition of John Steele, and two hundred and twenty four others, inhabitants of the Newcastle District; which was laid on the table.

John Macaulay,
Esquire.

Mr. Perry brought up the petition of John Macaulay, Esq., Chairman Quarter Sessions, of the Midland District; which was laid on the table.

John Macaulay esq.
(2)

Mr. Perry brought up the petition of John Macaulay, Esq. Chairman of the Quarter Sessions of the Midland District, in behalf of the Justices in said District; which was laid on the table.

Joseph Lancaster
and others.

Mr. Duncombe, of *Oxford*, brought up the petition of Joseph Lancaster and forty two others, inhabitants of the township of Norwich; which was laid on the table.

John C. Cromwell
and others. (1)

Mr. Duncombe, of *Oxford*, brought up the petition of John C. Cromwell and forty seven others, of the township of Norwich, which was laid on the table.

Gilbert Stover and
others. (1)

Mr. Duncombe, of *Oxford*, brought up the petition of Gilbert Stover and forty six others, inhabitants of the township of Norwich; which was laid on the table.

Gilbert Stover and
others. (2)

Mr. Duncombe, of *Oxford*, brought up the petition of Gilbert Stover and fifty two others, inhabitants of the township of Norwich; which was laid on the table.

John C. Cromwell
and others. (2)

Mr. Duncombe, of *Oxford*, brought up the petition of John C. Cromwell and forty seven others, inhabitants of the township of Norwich; which was laid on the table.

Jos. Lancaster &
others. (2.)

Mr. Duncombe, of *Oxford*, brought up the petition of Joseph Lancaster and forty two others, inhabitants of the township of Norwich; which was laid on the table.

James Molloy, Esq.
and others.

Mr. Waters brought up the Petition of James Molloy, Esq. and ninety-nine others, of the Townships of Alfred and Plantagenet, in the Ottawa District which was laid on the table.

H. W. Nelles, &
others.

Mr. Woolverton brought up the Petition of H. W. Nelles and sixty-nine others, inhabitants of the Township of Grimsby, in the County of Lincoln; which was laid on the table.

Sol. Johns and
others.

Mr. Solicitor General brought up the Petition of Solomon Johns and seventy-seven others, of the Township of Marmora, in the Newcastle District; which was laid on the table.

Benj. Eby and o.
thers.

Mr. Durand brought up the Petition of Benjamin Eby and one hundred and thirteen others, of the Township of Waterloo, in the District of Gore; which was laid on the table.

Harker Lyons &
others.

Mr. Durand brought up the Petition of Harker Lyons and thirty-one others, of Flamboro' West, in the District of Gore; which was laid on the table.

Dan'l Snider and
others.

Mr. Durand brought up the Petition of Daniel Snider and one hundred and forty-six others, of Esquesing, Nassagawea, Erin, Garrafraxa, Eramosa, Guelph, Puslinch, &c. in the District of Gore; which was laid on the table.

Ira Brown.

Mr. Gilchrist brought up the Petition of Ira Brown and 30 others, of the Village of Colborne, in the Newcastle District; which was laid on the table.

Benj. Cummings
and others.

Mr. Gilchrist brought up the Petition of Benjamin Cummings and one hundred and thirty-eight others, of the Township of Percy, in the Newcastle District; which was laid on the table.

Mr. Samson brought up the Petition of William Portt and one hundred and nine others, of Richmond and Tyendenaga, in the Midland District; which was laid on the table. Wm. Portt and others.

The Speaker left the Chair.

The Speaker resumed the Chair.

PRESENT—*Messrs. Cornwall, McMicking and Wells.*—3.

At five minutes before eleven o'clock, P. M. the Speaker declared the House adjourned for want of a quorum.

Monday, 2nd February, 1835.

The House met.

The minutes of Saturday were read.

The hour appointed for taking into consideration the Petition of John Booth and three hundred and fifty-three others, electors of the County of Leeds, complaining of the undue election and return of Robert S. Jameson and Ogle R. Gowan, Esquires, as members to represent the said County of Leeds in this present Parliament, being come—

Procedure in appointing a sel. com. to try the merits of the petition of John Booth and others, complaining of the undue election and return of Ogle R. Gowan and R. S. Jameson, Esqs. as members to represent the county of Leeds.

The House proceeded to the appointment of a Select Committee to try and determine the merits of the said Petition.

The Sergeant-at-Arms was directed by Mr. Speaker to go with the mace to the places adjacent and require the attendance of the members on the business of the House.

And he went accordingly.

And being returned, and the order for the call of the House read, the House was called and all the members were found to be present except

Messrs. Boulton, Gowan, McCrae, Small, and Jones.

More than thirty members being present, Mr. Speaker called upon the Petitioners, their Council, or Agent, to appear at the Bar.

William Buell, Esq., appeared at the Bar, as Agent for the Petitioners.

Mr. Speaker then called for the Council or Agent for the sitting members to appear at the Bar.

Messrs. Jameson and Gowan, the Sitting Members, for the said County of Leeds, appeared at the Bar in their own behalf.

Mr. Speaker then desired the Sergeant-at-Arms to lock the doors; which being done, Mr. Speaker directed the Clerk to read the order for taking the said petition into consideration.

And the same being read accordingly, and the attestation of the Speaker being taken from off the box in which, agreeably to the statute, the names of all the members of the House were sealed up.

The same was read by the Clerk, as follows :

“I attest that this box was, on the thirty first day of January, 1835, made up in my presence, in the manner directed by an Act passed in the fourth year of His late Majesty’s reign, entitled “*An Act to repeal an Act passed in the forty fifth year of His late Majesty’s reign, entitled, “An Act to regulate the trial of controverted Elections or returns of Members to serve in the House of Assembly*” and to make more effectual provision for such trials.”

MARSHALL S. BIDWELL,
SPEAKER.

The box was then opened, and the attestation of the Clerk was taken out of the box and read by him as follows :

“I attest that I did, on Saturday, the thirty-first day of January, 1835, in presence of the Speaker of this House, put into a box, in which this attestation is found, the names of all the Members composing the present House of Assembly, written upon slips of parchment, and rolled up as directed by an Act passed in the

Leeds Election.

fourth year of His late Majesty's reign, entitled, "*An Act to repeal an Act passed in the forty fifth year of His late Majesty's reign, entitled an Act to regulate the trial of controverted Elections or returns of members to serve in the House of Assembly, and to make more effectual provision for such trials.*"

JAMES FITZGIBBON,
CLERK OF ASSEMBLY.

The names of all the members were taken out of the box, and put into three glasses.

Mr. Speaker gave notice to the parties at the bar, that should the name of any member be drawn who it was intended by either party should be their nominee, their objection must be made at the time of drawing.

The drawing of the names was then proceeded in, in the usual manner, and the following names drawn :

1. Gibson,
2. McIntosh,
3. Malloch.

On the name of Mr. Malloch being drawn, Mr. Speaker informed the House, that a petition had been presented to the House against the return of the member last drawn, on the 16th ultimo, on which no proceeding had been had nor any recognizance entered into by the petitioners.

On motion of Mr. Solicitor General, seconded by Mr. McLean,

It was *Resolved* That the petitions against the return of the sitting members for the County of Carleton, are not now depending.

The following names were then drawn, to which no objection was made :

| | | |
|--------------------------|-------------------------|---------------|
| 4 McDonell, of Northumb. | 11 Duncombe, of Oxford, | 18 Morrison, |
| 5 Yager, | 12 Wilkinson, | 19 Strange, |
| 6 Rykert, | 13 Walsh, | 20 Gilchrist, |
| 7 Bruce, | 14 McKay, | 21 McMicking, |
| 8 Lount, | 15 Roblin, | 22 Mackenzie, |
| 9 Parke, | 16 Shaver, | 23 Durand, |
| 10 Smith, | 17 Macnab, | |

During the drawing, the name of Morris was taken and set aside, being chosen Nominee for the Sitting Members, and the name of Perry was also taken and set aside as nominee for the Petitioners.

At ten minutes past one o'clock P. M., the parties with Thomas Vaux, Clerk to the Select Committee, retired for the purpose of striking said Committee.

On motion of Mr. Macnab, seconded by Mr. Wilkinson,

Ordered, That John Reid and others, Petitioners against the return of David Jones, Esq., for the Town of Brockville, be allowed to hand in a list of witnesses in support of the petition, and also a list of the votes objected to, and that the time appointed to take the petition into consideration be postponed till the 20th instant, at 10 o'clock, A. M.

Mr. Macnab brought up the Petition of John Watson, and twenty-two others, inhabitants of the District of Gore; which was laid on the table.

Mr. Malloch brought up the Petition of Robert Johnston, and seventy-one others, of the Township of Huntley, in the Bathurst District; which was laid on the table.

Mr. Roblin brought up the Petition of Richard Bullock, Esq., Sheriff of the District of Prince Edward; which was laid on the table.

Mr. Solicitor General brought up the Petition of George Oliver, and five hundred and seventy-eight others, inhabitants of the Town of Kingston; which was laid on the table.

Mr. Roblin brought up the Petition of Reuben Reynolds, and one hundred others, inhabitants of the District of Prince Edward; which was laid on the table.

Mr. Macnab brought up the Petition of A. Choat, and sixty-four others, inhabitants of the Gore District; which was laid on the table.

M. Macnab brought up the Petition of Colin C. Ferrie, and sixty-eight others, inhabitants of the Western and London Districts, and of the District of Gore; which was laid on the table.

Mr. Roblin brought up the Petition of Sheldon Hawley, and two hundred and three others, of the Newcastle, Prince Edward, and Midland Districts; which was laid on the table.

Petitioners against the Brockville election allowed to hand in their list of witnesses; and trial postponed.

Petitions bro't up. John Watson and others.

Robt Johnston and others.

R. Bullock, Esq.

George Oliver and others.

R. Reynolds and others.

A. Choat & others

Colin C. Ferrie & others.

Sheldon Hawley and others.

Mr. Hopkins brought up the Petition of Freeman Bray, of the Township of Trafalgar, in the County of Halton; which was laid on the table. Freeman Bray.

Mr. Hopkins brought up the Petition of William Elliott, and ninety-nine others, of the Townships of Trafalgar and Esquensing. in the District of Gore; which was laid on the table. Wm. Elliott and others.

Mr. Duncombe, of Oxford, brought up the Petition of Jonathan Day, and twenty-five others, of the Township of Nissouri, in the London District; which was laid on the table. Jonathan Day and others.

Mr. Duncombe, of Oxford, brought up the Petition of Henry Sackrider, and seventy-four others, of the Township of Norwich; which was laid on the table. H. Sackrider and others.

Mr. Durand brought up the Petition of Thomas Crooks, and seven hundred and seventy others, inhabitants of the District of Gore; which was laid on the table. Thos Crooks and others.

Mr. Caldwell brought up the Petition of Antoine Barron, of the Township of Malden, in the Western District; which was laid on the table. A. Barron.

Pursuant to the order of the day, the address to His Excellency, the Lieutenant Governor, for certain information relating to duties collected at the Port of Quebec, was read the third time, passed, and signed, and is as follows: Address relating to duties at Quebec passed.

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

MAY IT PLEASE YOUR EXCELLENCY,

We, His Majesty's most dutiful and loyal subjects, the Commons of Upper Canada, in Provincial Parliament assembled, most respectfully beg leave to request that Your Excellency may be pleased to obtain from the Government of Lower Canada, an annual statement of the duties collected at the Port of Quebec, under the Imperial Acts 3rd Geo. 4th Chap. 44, 45, and 119, and the 6th Geo. 4th chap. 114, from the year 1823 up to the present period, in order that the just claim of this Province to a portion of these duties may be laid before His Majesty's Government with as little delay as possible, and become a matter of record in this Province

Address.

MARSHALL S. BIDWELL,
Speaker.

*Commons' House of Assembly, }
2nd February, 1835.*

On motion of Mr. McLean, seconded by Mr. Robinson,

Ordered, That Messrs. Morris and McKay be a Committee to present the address to His Excellency, the Lieutenant Governor, on the subject of Duties.

At a quarter before two o'clock, P. M. the Clerk to the Select Committee delivered to the Clerk of the House a list containing the names of the nine members, unstruck, composing the Select Committee, which is as follows:

Names of the nine members remaining on the list to try the petition of John Booth, and others, electors of the County of Leeds, complaining of the undue election and return of Ogle R. Gowan, Esq. and Robert S. Jameson, Esq., as members to serve in this present Parliament for the said County.

1 Malloch,
2 Yager,
3 Bruce,
4 Parke,
5 Smith,

6 C. Duncombe,
7 Gilchrist,
8 M'icking,
9 Durand.

Mr. Morris, Nominee for sitting Member.
Mr. Perry, Nominee for Petitioners.

List of members returned to try the matter of the contested election for the County of Leeds.

THOMAS VAUX,
Clerk of Committee.

The said nine Members and the Nominees were then severally sworn at the table, by the Clerk, in the usual manner. Members sworn.

On motion of Mr. Perry, seconded by Mr. Norton,

Ordered, That the Select Committee appointed to try the matter of the Petition of John Booth and others, of the County of Leeds, do meet in the Committee Room on this floor, to-morrow at eleven o'clock. Committee to meet at 11. A. M. to-morrow.

Petitions read.

John Gibson and others praying that a tax may be laid on dogs.

Thos. J. Jones and others, praying for aid for bridge across the Thames.

Jn. Macaulay Esq. praying for aid for a bridge over Parrot's bay and Catarauqui.

Alex. McIntyre & others, praying for aid for roads.

Thos McCall and others praying for aid for roads.

B. Thoop & others praying for aid for road.

Jos. A. Keeler and others praying to be incorporated for the purpose of constructing a harbour.

A. Macdonald and others praying to be incorporated as a banking company.

The Barnett praying for aid to erect buildings for a museum.

Fred. A. Spalding praying to be naturalized.

D. McInnis and others praying for money for roads.

N. Landon praying compensation for services.

Thos. Langley and others praying for money for roads.

John Roe, J. P. & others, praying that the Ottawa District may not be divided.

A. L. McNider esq. praying for authority to execute certain writings for the estate of the late Shaw Armour.

Pursuant to the order of the day, the Petition of John Gibson and fifty-one others, inhabitants of the Township of Grantham, in the Niagara District, praying that a tax of five shillings be imposed upon each dog owned by any individual residing within the Township of Grantham, and that the proceeds of such tax may be applied, first to remunerate any person or persons who may from time to time suffer loss by destruction of sheep by dogs in the Township, and the surplus towards the improvement of the highways within the Township. The Petition of Thomas John Jones and one hundred and forty-one others, inhabitants of the Township of London, praying for a sum of money to build a bridge across the River Thames (on its north branch) on the side line between lots 8 and 9, fourth concession of said Township. The Petition of John Macaulay, Chairman of the Quarter Sessions, Midland District, praying that the sum of four hundred pounds be granted towards re-building the bridge over Parrott's Bay, in the Township of Ernesttown, and the sum of two hundred and fifty pounds towards re-building the bridge over the little Catarauqui River, in the second concession of the Township of Kingston. The Petition of Alexander McIntyre and twenty-one others, inhabitants of the Townships of Ekfrid and Mosa, in the London District, praying for the sum of two hundred pounds for repairing the road on the town line between the Townships of Ekfrid and Mosa, and that Daniel Sinclair, John McTavish, and Alexander McIntyre be appointed Commissioners. The Petition of Thomas McCall and fifty others, inhabitants of Dunwich and Ekfrid, in the London District, praying that the sum of one hundred and sixty-two pounds ten shillings be granted for opening the Tyrconnel Road from the back street to the Long Woods, and that Daniel Baker and Thomas McCall, of Dunwich, and Bray Willey, of Ekfrid, be Commissioners. The Petition of Benjamin Throop and one hundred and eighty-one others, inhabitants of the District of Newcastle, praying for the sum of one thousand pounds to make a straight line of road from Cobourg to the Rice Lake. The Petition of Joseph A. Keeler and one hundred and two others, inhabitants of Colborne and Vicinity, in the Newcastle District, praying the passing of an Act incorporating a Joint Stock Company, with a capital of three thousand pounds to be divided into two hundred and forty shares of twelve pounds ten shillings each, for erecting a Pier at the mouth of Keeler's Creek, and for extending the limits of the said harbour, from the east side of lot No. 31 in Cramahe, to the west side of lot No. 3 in Haldimand, and authorising your Petitioners, so soon as a pier shall have been erected, sufficient for the purpose of receiving and sheltering vessels, to collect toll upon all vessels, goods, merchandize, &c. landed or shipped within the limits of the said harbour. The Petition of Archibald McDonald and sixty-eight others, inhabitants of the Newcastle District, praying for an Act of incorporation for a Bank at Cobourg, in said District, according to the prayer of their petition presented during the last Session of Parliament. The Petition of Thomas Barnett, City of the Falls, Niagara District, praying for a sum of money to assist in erecting suitable buildings to deposit his collection of curiosities in Natural History, Botany, Entymology, Mineralogy, &c. in said city. The Petition of Frederick A. Spalding, of Blenheim, in the London District, praying the passage of an Act authorising him, upon taking the oath of allegiance, to become and be a British born subject and be entitled to all the rights and privileges of the same. The Petition of Donald McInnis and thirty-two others, inhabitants of the Township of Finch, in the Eastern District, praying for a grant of fifty pounds to be expended on the road between the second and third concessions from Lot No. ten to Lot No. fourteen in said Township. The Petition of Nathaniel Landon, of the Township of Barford, in the County of Oxford, praying compensation for personal services rendered, and for loss sustained by him during the late war with the United States. The Petition of Thomas Langley and thirty-two others, of the Township of Adjala, Home District, praying for a grant of money to amend the roads between Lots No. 21, 25 and 26, between the fourth and fifth concessions of said Township of Adjala. The Petition of John Roe, J. P. and ninety-seven others, inhabitants of the Townships of Plantagenet, Alfred and Clarence, District of Ottawa, praying the House not to entertain any petition for a division of said District. The Petition of Adam L. Macnider, of the City of Montreal, Esq. praying for the passage of an Act to enable him, being the only surviving trustee of the insolvent estate of Shaw Armour, of the City of Montreal, merchant, to execute all necessary indentures, transfers and other deeds as may be necessary to give a title to the purchasers thereof, and for the benefit of the creditors on whose account and behalf certain parcels or tracts of land were acquired by the said Shaw Armour

from Charles Fothergill and Charlotte Fothergill and by the said Shaw Armour transferred to petitioner, David Carnegie Low and George Cuthbert Ross, in their own names but acting for and on behalf of the said creditors and in their capacity of trustees alone. The Petition of John S. Cartwright, President, John Strange, V. President, and twenty-nine others, directors and stockholders of the Commercial Bank of the Midland District, praying for an increase of capital stock of said institution to the amount of two hundred thousand pounds—and that it may be placed upon a similar footing respecting capital with the Bank of Upper Canada. The Petition of Robert Waddell and eighty-one others, of the townships of Thorah, and Mara, in the county of Simcoe, praying for a sum of money for opening a road from the Narrows of Lake Simcoe to join the road or highway now running through the West End of the Township of Thorah, and through Georgina and North Gwilliambury to Yonge-St., and Toronto. The Petition of the Hon. & Venerable John Strachan & twenty nine others of the City of Toronto, praying for an Act to be passed authorising them as a Company to invest certain capital in supplying the city of Toronto with wholesome water, by means of pipes from the water of the stream in the second concession of the Township of York running easterly through the lands of Davenport, Spadina, and Russell Hill—and ensuring to them, their heirs, and assigns the profits thereof. The Petition of Henry Brant and forty-three others of the Six Nation Indians praying that an act may be passed prohibiting, directly or indirectly, the sale of Spirituous Liquors to any of the Indians on the Grand River Tract, with such penalties to be enforced by the most summary process which may be deemed likely to put a stop to the existing evils which have so long disgraced our Indian character in the eyes of the world, and greatly retarded our civilization and religious improvement. The Petition of John Sunday and thirty-seven others, Indians of the Bay of Quinte, praying the passing of an act prohibiting the sale of intoxicating Liquors to any Indian, man, woman, or child, in the Province. The petition of Joseph Sawyer, Peter Jones, and twenty-three others of the Mississauga tribe of Indians, residing on the River Credit, praying that an act may be passed rendering it a crime for any man, woman, or child, in the Province, to sell or give to any Indian man, woman, or child, in the Province any intoxicating liquor. The Petition of James Maskenoonja, & one hundred and seventy-four others, of the Chippawa & Munsey tribe of Indians, on the River Thames praying the same as the last Petition. The Petition of William Kent & seven others of the Township of Saltfleet, in the District of Gore, praying that they may be incorporated for the purpose of making Salt in the Township of Saltfleet, in the District of Gore. The Petition of Alfred Digby, and eighty-eight others, inhabitants of the village of Brantford, in the District of Gore, praying the House to re-consider the Bill, introduced last Session of Parliament for the incorporation of Brantford, and extend the limits of the town to comprise the Town Lots laid out by Abraham K. Smith. And the Petition of John Chisholm, of the Township of Flamboro', in the County of Halton, praying compensation for the loss sustained to his property since the construction of the Burlington Bay Canal—were read.

J. S. Cartwright and J. Strange Esqs. praying for an increase of the stock of the Com'l Bank.

R. Waddell praying for aid for road.

Hon. & Ven. John Strachan and others praying to be incorporated for the purpose of supplying the City of Toronto with water.

H. Brant & others praying that the sale of liquor to Indians may be prohibited.

John Sunday and others.

Joseph Sawyer. Peter Jones and others.

And J. Meakenoonja and others praying the same.

W. Kent & others praying to be incorporated for the purpose of making salt.

Alfred Digby and others praying that the town of Brantford may be incorporated.

J. Chisholm praying for compensation for losses.

The Speaker left the Chair.

The Speaker resumed the Chair to receive a message.

The Speaker left the Chair.

At Four o'clock, P. M. the Speaker took the Chair.

Mr. Duncombe, of Oxford, Chairman to the Select Committee appointed, in accordance with the statute, to try the merits of the petitions of David Thorburn, Esquire, and George Garner, and others, complaining of the double return made by the Returning Officer at the last general election for the third Riding of the County of Lincoln, presented the final report of said Committee—which is as follows:

Select Committee on Lincoln Election report.

To the Honourable the House of Assembly.

The Select Committee appointed to consider the Petition of David Thorburn, Esq., and the Petition of George Garner and others, of the Third Riding of the County of Lincoln, complaining of the election and return of John Johnson Leftery, as a Member to represent the said Third Riding of the County of Lincoln, in this present Parliament, beg leave to make this their final report to your Honourable House.

Final report of the select committee on the double return made for 3rd riding county of Lincoln.

3rd riding county
of Lincoln Election.

Resolved, That it is the opinion of this Committee that at the proper time for closing the Poll at the General Election for the Third Riding of the County of Lincoln, David Thorburn Esqr. had a majority of votes on the Poll Book, and ought alone to have been returned by Alexander Hamilton, Esq., Returning Officer at the said Election for the said Riding.

Resolved, That John Johnson Leftery Esq. is not duly elected a Member to serve in this present Parliament for the Third Riding, of the County of Lincoln.

Resolved, That David Thorburn, Esq. is duly returned as a Member to serve in this present Parliament for the said Third Riding, by the Return executed by Alexander Hamilton, Esq.

Resolved, That the Indenture of Return executed by Alexander Hamilton, Esq., by which John Johnson Leftery, Esq. is returned a Member to serve in this present Parliament for the said Third Riding, be taken off the file and the return amended by the proper Officer accordingly.

Resolved, That the defence set up by John Johnson Leftery, Esq., was not frivolous or vexatious.

Resolved, That in the opinion of this Committee, the conduct of Alexander Hamilton, Esq., Returning Officer for the said Third Riding of the County of Lincoln, was impartial, and that he conscientiously executed his trust, according to the best of his understanding.

All which is respectfully submitted,

CHARLES DUNCOMBE,

Chairman.

Committee Room, House of Assembly, }
2nd February, 1835. }

On motion of Mr. Duncombe, of Oxford, seconded by Mr. Smith,

Order for attend-
ance of Returning
Officer at bar.

Ordered, That Alexander Hamilton, Esq., Returning Officer for the third riding of the County of Lincoln at the last General Election, be notified to attend forthwith at the Bar of this House.

Mr. Hamilton at-
tends.

Mr. Speaker directed the Serjeant at Arms to notify Alexander Hamilton Esq. to attend at the Bar of this House, which being done, Mr. Hamilton attended forthwith.

On motion of Mr. Duncombe, of Oxford, seconded by Mr. Smith,

Order for returning
officer to amend
return.

Ordered, That the Returning Officer at the late General Election for the County of Lincoln, Third Riding, now attending at the Bar of this House, be directed to take off the file the return by which John Johnson Leftery, Esq. is returned a Member to serve in this present Parliament, and to amend the return for the said Riding accordingly.

Return amended
but not according to
Order.

The Returning Officer then amended the return, but such amendment not being in accordance with the order of the House,

On motion of Mr. Perry, seconded by Mr. Norton,

Returning officer
have leave to state
his reasons for not
amending the return
in accordance with
the order of House.

Ordered, That the Returning Officer for the late Election of the Third Riding of the County of Lincoln, be allowed to state what reason, if any, he had for not amending the return made by him at the said Election agreeably to the instructions of the House

Reasons given by
the returning officer.

Mr. Hamilton, the Returning Officer, then stated that being convinced in his own mind that Mr. Thorburn had not a majority of votes at the close of the Election, he could not, he thought, conscientiously, make the return required as of himself; but that he was perfectly willing to make such return if he should be permitted to add thereto a statement that he had so made it in obedience to the order of the House, and that his only object in making any objection was to satisfy his conscientious scruples on the occasion.

Ret'g officer have
leave to amend the
return as the Order
of the House.

Mr. Duncombe, of Oxford, seconded by Mr. Wilkinson, moves that it be resolved, that Alex. Hamilton, Esq., late Returning Officer for the third Riding of the County of Lincoln, be allowed to amend the return for the said Riding, as the order of this House, according to the resolution of this House.

Amendment pro-
posed.

In amendment, Mr. Gowan, seconded by Mr. McKay, moves that after the word "resolved" in the original, the whole be expunged, and the following inserted, "that the explanation of Mr. Hamilton, the Returning Officer, for the Third Riding of the County of Lincoln, at the late Election, is satisfactory to this House, and that he be allowed to amend the return in obedience to the order of the House, with the additional explanation given by Mr. Hamilton at the Bar.

Amendm't lost.

Lost.

On the original question the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | |
|-----------------------------|------------------------|-------------------|---------------------|
| Alway, Attorney General, | Gilchrist, Hopkins, | Moore, Norton, | Shaver, Shibley, |
| Bruce, | Lount, | Parke, | Smith, |
| Cook, | McIntosh, | Perry, | Waters, |
| Cornwall, | Mackenzie, | Richardson, | Wells, |
| Duncombe, of Oxford, | McMicking, | Roblin, | Wilkinson, |
| Duncombe, of Norfolk, | MacNab, | Rykert, | Woolverton, |
| Durand, | Merritt, | Rymal, | Yager—33. |
| Gibson, | | | |

NAYS—MESSIEURS,

| | | | |
|------------------------|----------|-----------|-----------|
| Caldwell, | McKay, | Morris, | Strange, |
| Chisholm, | McLean, | Robinson, | Taylor, |
| Gowan, | Malloch, | Samson, | Walsh—13. |
| McDonell, of Northumb. | | | |

The question was carried in the affirmative by a majority of twenty and the writ was amended by the Returning Officer, in accordance with the order of the House.

Writ amended.

Mr. Macnab handed in the list of witnesses required on the part of the petitioner against the election and return of David Jones, Esq.; which was read as follows :

VOTERS.

Benjamin Stewart,
Thomas Dack,
John Harrison,
Stephen Beach,
Thomas T. Tompkins,
Richard D. Fraser,
William Baker,
Richard Sherlock,
William Dunn,
Ogle R. Gowan,
John Stratford,
Francis Shameois.

WITNESSES.

Robert Edmondson,
Thomas Caulfield,
Moses Spencer,
Ann Dellaney,
David Fairbairn,
Henry Bennett,
William Baker,
Billa Flint,
Bartholomew Carley,
Ephraim Dunham,
Thomas Scott,
Daniel Jones,
Daniel L. Pickard,
Fordyce L. Lothrop,
Moses Maynard,
Richard Coleman,
William Dyer,
David B. O. Ford,
Mrs. Mary Bogart.

BROCKVILLE.

List of Voters and Witnesses against the Brockville election handed in.

Mr. Speaker reported that the Master in Chancery had brought down from the Honorable the Legislative Council a Bill, intituled, "*An Act to enable suiters in the District Courts to procure the attendance of witnesses from any District in this Province,*" which that Honorable House had passed and requested the concurrence of this House thereto.

Witness attendance bill bro't down from Leg. Council.

The Bill sent down from the Honorable the Legislative Council, entitled, "*An Act to enable suitors in the District Courts to procure the attendance of witnesses from any District in this Province,*" was read a first time and ordered for a second reading to-morrow.

Bill read.

Mr. Macnab, seconded by Mr. Richardson, moves that it be *resolved*, That a message be sent to the Honorable the Legislative Council requesting leave to be granted to the Honorable John H. Dunn, Receiver General, and the Honorable George H. Markland, Inspector General, to attend to give evidence before the Committee of this House appointed to investigate and report upon the expediency of establishing a Provincial Bank.

Message to be sent to Leg. Council for leave for the Hon. Messrs. Dunn and Markland to attend Select Com.

Which was carried, and Messrs. Macnab and Richardson were ordered by Mr. Speaker to carry up the message.

Com. to carry up message.

On motion of Mr. Richardson, seconded by Mr. Cornwall, *Ordered*, That this House do meet at three o'clock, P. M. during the sitting of any Committee or Committees on Contested Elections.

House to meet in future at 3, P.M. during election contents

The House adjourned till three P. M. to-morrow.

Tuesday, 3rd February, 1835.

The House met at three P. M. pursuant to adjournment.

- Petitions bro't up. The minutes of yesterday were read.
- Francis Leys and others. Mr. Morrison brought up the Petition of Francis Leys, Esq., and sixty-four others, inhabitants of the Township of Pickering, in the County of York; which was laid on the table.
- G. W. Yarker and W. Jackson. Mr. Strange brought up the Petition of George W. Yarker and W. Jackson, of the Town of Kingston; which was laid on the table.
- James Fitzgibbon and others. Mr. McKay brought up the Petition of James FitzGibbon, and two hundred and thirty-six others, of the Ottawa and Bathurst Districts; which was laid on the table.
- Edw. Mix & others. Mr. Wells brought up the Petition of Edward Mix, and sixty-eight others, inhabitants of the County of Grenville; which was laid on the table.
- Tyrus Hurd and others. Mr. Wells brought up the Petition of Tyrus Hurd, and fifty-three others, inhabitants of the County of Grenville; which was laid on the table.
- John Eastman and others. Mr. Wells brought up the Petition of John Eastman and thirty nine others, inhabitants of the County of Grenville, which was laid on the table.
- Jos. Corbeya. Mr. Shaver brought up the Petition of Joseph Corbeya, of the township of Osnabruck, in the County of Dundas; which was laid on the table.
- Samuel Peterson and others. Mr. Roblin brought up the Petition of Samuel Peterson and forty nine others, of the township of Ameliasburg, in the District of Prince Edward; which was laid on the table.
- Jos. Holly & others. Mr. Gibson brought up the Petition of Joseph Holly and one hundred and ninety seven others, of the townships of York and Etobicoke; which was laid on the table.
- Wm. Duncan and others. Mr. Gibson brought up the Petition of William Duncan and fifty one others, of the townships of Markham and Scarboro; which was laid on the table.
- Donald McDermid. Mr. McLean brought up the Petition of Donald McDermid, of Martintown, in the County of Glengarry; which was laid on the table.
- Arthur McNail & others. Mr. Robinson brought up the petition of Arthur McNail and sixty nine others, of the township of Vaughan, in the County of York; which was laid on the table.
- Notice of Bill to amend the summary punishment act. Mr. Richardson gives notice that he will, to-morrow, move for leave to bring in a bill to repeal an Act passed during the last Session of the Provincial Parliament, intituled, "*An Act to provide for the Summary Punishment of Petty Trespasses and other offences.*"
- James Johnston allowed to proceed with his petition. On motion of Mr. McKay, seconded by Mr. Strange, *Ordered*, That James Johnston be allowed to proceed with his Petition, and that said Petition be taken into consideration on Wednesday the 18th instant.
- Speaker to furnish summonses in the case of Brockville election. On motion of Mr. McNab, seconded by Mr. Richardson, *Ordered*, That the Speaker of this House be directed to furnish the parties concerned in the Brockville controverted Election, with Summonses under his hand and seal, to compel the attendance of such Witnesses as may be named by the parties, and also for the production of records and papers by such Witnesses.
- Notice of bill for relief of Quakers &c. Mr. Roblin gives notice that he will, on to-morrow move for leave to bring in a bill to repeal the laws now in force, imposing fines on Quakers, Menonists, and Tunkers, for non performance of militia duty in time of peace.
- Petition of Alfred Digby and others referred. On motion of Mr. McNab, seconded by Mr. Wilkinson, *Ordered*, That the Petition of Alfred Digby and eighty eight others, of the Village of Brantford, be referred to a Select Committee, consisting of Messrs. MacNab, Smith, and Rymal, with power to send for persons and papers, and report thereon by bill or otherwise.
- Petition of J. Gibson and others referred. On motion of Mr. Rykert, seconded by Mr. Merritt, *Ordered*, That the Petition of John Gibson and others, inhabitants of the township of Grantham, in the Niagara District, be referred to a Select Committee to be composed of Messrs. Rykert, Smith, and Caldwell.
- The several Indian petitions referred. On motion of Mr. Attorney General, seconded by Mr. Cornwall, *Ordered*, That the several petitions from the Indians, praying for the passing of a law prohibiting the introduction of Spirituous Liquors among them, may be referred to a committee consisting of Messrs. Attorney General, Cornwall, and Merritt, with liberty to report by bill or otherwise.

On motion of Mr. MacNab, seconded by Mr. Richardson,
Ordered, That the Petition of John Chisholm, be referred to a Select Committee, consisting of Messrs. Macnab, Wilkinson, and Merritt, with power to send for persons and papers and to report thereon.

Petition of John Chisholm referred.

On motion of Mr. Morrison, seconded by Mr. Roblin,
Ordered, That the Petitioner complaining of the undue Election and return of James E. Small, Esquire, his Counsel or Agent, do deliver unto the sitting member, his Counsel or Agent, on Thursday next, at or before the hour of three o'clock, P. M. of that day, a list of votes intended to be objected to, specifying in such list, the several heads of objections, and distinguishing the same against the names of the votes excepted to; and that the sitting member do, by himself, his Counsel or Agent, within the same time, deliver the like list on his part to the Petitioner, his Counsel or Agent.

Petitioner against return of J E Small, Esq., to deliver a list of votes objected to, and sitting member to do the same.

Mr. Morrison handed in a list of the witnesses required in behalf of the sitting member for the city of Toronto; which was read by the Clerk as follows:—

A LIST of WITNESSES required by James E. Small, Esquire, the Sitting Member for the City of Toronto, upon the Trial of the allegations contained in the Petition of William Botsford Jarvis, Esquire, complaining of the undue Election and Return of the said James E. Small.

List of witnesses required on behalf of sitting member.

George Preston, of the City of Toronto,
 George Morrison,
 Robert Stanton, Esq.
 James Nation,
 Alexander Burnside,
 Dr. Gwinn,
 John Mackenzie,
 H. G. Bernard,
 William Campbell, Innkeeper,
 John Harper,
 Thomas Richardson,
 Dr. W. W. Baldwin,
 John Scarlett,
 John Bishop, Senior,
 John Armstrong, Merchant,
 The Hon. John Henry Dunn,
 William Bergin, Gentleman,
 Thomas Carfrae, Esquire,
 Ross Tims,
 James Lackie
 Thomas Ryan,
 Charles Stotesbury,
 James Smith,
 John Stevenson,
 George Kingsmill,
 John Power,
 John Montask,
 Thomas Milburn,
 D'Arcy Boulton,
 Arthur Clifton,
 Dominick Merrick,
 Wm. Cooper,
 Thomas D. Morrison,
 Dr. Peter Dhiel,
 The Hon. and Rev'd Dr. Strachan,
 Charles C. Small, Esq.
 John Baldwin,
 Peter M'Dougall,
 Mrs. Cooper, Widow,
 Hugh Heward,
 Mrs. Mary James, Widow,
 Rev'd W. J. O'Grady,
 Thomas Thomson, Township of York,
 Malcolm M'Lellan,
 Jacob Latham,
 Gilbert Hamilton,
 James Stinson,
 John Maughn,
 John Ewart, Builder,
 Mrs. Mary Ann Beatty, Widow,
 Simon Washburn, Esq.
 James Stitt,
 Jordan Post, Township of Scarborough,

George Monro, Esq.
 George Henderson,
 John Junkin,
 Charles Baker, Tailor,
 Wm. Phair, Inkeeper,
 John Bishop, Junior,
 James Newbigging, Merchant,
 Benjamin Hopkins,
 John Sullivan,
 The Hon. Geo. Crookshank,
 Edward Wright, Esq., Toronto,
 Jesse Ketchum, Gent. do.
 Charles Barnhart, Gaoler, do.
 John Grantham, Inkeeper, do.
 James Ruggles, Yeoman, Township of York,
 Andrew Brown,
 Robert Baldwin, Esq.
 Robert James, Butcher,
 William Small,
 James Trotter, Innkeeper,
 R. B. Sullivan, Esq.
 Richard Harper,
 John Wilson, Esq. of Hamilton, Gore District,
 The Hon. James Gordon,
 Willis Addison,
 William Teirs, Township of York,
 The Hon. J. B. Robinson,
 Daniel Arlet,
 George Gibson,
 John Hollister,
 Widow Mitchell, Henrietta Street,
 Thomas Cooper, Gent. Township of Etobicoke,
 Patrick Docherty,
 Lawrence Walsh,
 Daniel A. Main,
 Mrs. Mary Robinson,
 Thomas Stephenson,
 James Hunter, Tailor, Toronto,
 Finlay McFarlane, Baker, do.
 Barnard Hand,
 Alexander Legg,
 John A. Smith,
 Patrick Handy,
 William P. Hopburne,
 William Proudfoot, Esq.
 George N. Hall,
 William Cawthra,
 Patrick Kane,
 Robert Turnbull,
 Maurice Scollard,
 Henry Latham,
 Francis Collins,
 Joshua G. Beard,

City of Toronto
contested election.

William P. Patrick,
Geo. Duggan, Coroner,
Edward Robson,
James Curren, York-Street,
John G. Spragge, Esq. Returning-Officer,
Alex. Grant,
James Coxwell,
James Fenton, son of John,
Joseph Sharp,
Leonard Wilcox,
The Hon. Col. Wells,
John M. Murchison, Junior, Tailor,
John Murchison, Gent.
William Marwood, Tailor, Markham,
Charles Clinkinbroomer,
Jacob Snyder,
Robert Scott,
John Roddy,
George Stegman,
Michael P. Empey,
Walter Rose,
Robert Beard,
Robert Ford,
George T. Dennison, Esq.
Patrick Haslin,
William Shaw.

Joseph Turton, Builder,
James Beatty, Shoemaker,
Joseph Irvine,
Adam Gunn,
Alex. Hamilton, Looking Glass Manufacturer.
John Richie, Builder,
George Rowell,
John Small,
Thomas Smith,
John Hugill,
William Arthurs,
Robert McKay, Merchant,
John Botsford,
Joseph Price, Innkeeper, Yonge-Street,
James Graham,
William Flock,
William Jackes,
Jonathan Hugill,
William Andrews, Iron-Founder,
Asa Post, Pickering, Yeoman,
Peter Paterson, Esq.
Michael Keating,
Thomas Hill,
Robert Millen,
Hugh Campbell,
John Kennedy,

NOTE.—Witnesses whose places of Residence is not stated in this List reside in the City of Toronto.

Com. on petition
of Wm. Simpkins &
others, report by bill.

Mr. Roblin, from the Committee to which was referred the Petition of William Simpkins and others, of the township of Loughborough, in the County of Frontenac, informed the House that the Committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

Ordered, That the Report be received.

The Loughborough Survey bill was read the first time,

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

Pursuant to the order of the day, the House was put into Committee of the whole on the subject of the message from His Excellency, the Lieutenant Governor, and extract of despatch relating to the Post Office Department in the British Colonies in North America.

Mr. Richardson was called to the Chair.

The House resumed.

Progress.

Mr. Richardson reported that the Committee had made some progress, and asked leave to sit again to-morrow.

Report received.

Ordered, That the Report be received, and that leave be granted accordingly. The House then adjourned till three o'clock, P. M., to-morrow.

Wednesday, 4th February, 1835.

The House met pursuant to adjournment.

Petitions bro't up.

The minutes of yesterday were read.

Eliakim Malcolm
and others.

Mr. Duncombe, of *Norfolk*, brought up the Petition of Eliakim Malcolm, and nine hundred and twenty seven others, of the Districts of London, Niagara, and Gore; which was laid on the table.

James Calcutt and
others.

Mr. Boulton brought up the Petition of James Calcutt and two hundred and twelve others, inhabitants of the Village of Cobourg; which was laid on the table.

Thomas Manning
and others.

Mr. Boulton brought up the Petition of Thomas Manning and one hundred and forty two others, inhabitants of the township of Emily, in the District of Newcastle; which was laid on the table.

Moses Brady and
others.

Mr. Woolverton brought up the Petition of Moses Brady and eighty seven others of the township of Pelham, in the District of Niagara; which was laid on the table.

T. H. Armstrong
and others.

Mr. McDonell, of *Northumberland*, brought up the Petition of Thomas Holmes Armstrong and nine others, Separatists, inhabitants of this Province; which was laid on the table.

Mr. McDonell, of *Northumberland*, brought up the Petition of Benjamin Ewing, and one hundred and fifty six others, inhabitants of the township of Haldimand, in the County of Northumberland; which was laid on the table. Benj. Ewing and others.

Mr. Durand brought up the Petition of M. Overfield and twenty two others, Stockholders in the Desjardins Canal; which was laid on the table. M. Overfield and others.

Mr. Roblin brought up the Petition of Joseph Turton, of the City of Toronto, Builder; which was laid on the table. Joseph Turton.

Mr. Mackenzie brought up the Petition of John Perdue and fifteen others, inhabitants of Chinguaconse; which was laid on the table. John Perdue and others.

Mr. Smith brought up the Petition of Ephraim Hopkins and two hundred and forty two others, inhabitants of the District of Gore; which was laid on the table. E. Hopkins and others.

Mr. Mackenzie brought up the Petition of Joseph Farrell, of the City of Toronto; which was laid on the table. James Farrell.

M. Norton brought up the Petition of Horace Billings of Brockville; which was laid on the table. Horace Billings.

Mr. Robinson brought up the Petition of George Ramsay and thirty four others, inhabitants of West Gwillimbury, and Tecumseth, in the County of Simcoe; which was laid on the table. Geo. Ramsay and others.

Mr. Richardson, seconded by Mr. Cornwall, moves, that this House do now adjourn until to-morrow at five o'clock. House to adjourn till 5, p.m. tomorrow

Ordered, That the House do now adjourn until five o'clock, P. M. to-morrow.

Thursday, 5th February, 1835.

The House met pursuant to adjournment.

The minutes of yesterday were read.

Petitions bro't up.

Mr. Morrison brought up the Petition of Peter Milne, Esq., and thirty three others, inhabitants of Markham, and Scarboro', in the County of York; which was laid on the table. Peter Milne and others.

Mr. Morrison brought up the Petition of Andrew A. Thomson and sixty five others, inhabitants of Scarboro', in the County of York; which was laid on the table. A. A. Thomson, and others.

Mr. Morrison brought up the Petition of Peter Secor, and one hundred and five others, of the townships of Markham and Scarboro', aforesaid; which was laid on the table. Peter Secor and others.

Mr. Mackenzie brought up the Petition of A. Odlum and eighty one others, of the townships of Toronto, Chinguaconse, Vaughan, Etobicoke, and Gore of Toronto; which was laid on the table. A. Odlum & others.

Mr. MacNab brought up the Petition of George Pettit and forty four others, inhabitants of Saltfleet, and Binbrook, in the County of Wentworth; which was laid on the table. George Pettit and others.

Petitions read.

Pursuant to the order of the day, the Petition of George Ramsay, J. P., and twelve others, inhabitants of the township of Tecumseth, in the Home District, praying for a grant of money to level some hills in said township, and also to mend the road along lot No. 4, between the fourth and fifth concessions. The Petition of Edmund Meary and thirty nine others, inhabitants of the townships of Emily, and Verulam, in the District of Newcastle, praying for a grant of one hundred pounds, to be applied in opening the line of road from Cottingham's Mills, on the fourth concession of Emily to Sturgeon Lake. The Petition of John Steel and two hundred and twenty three others, inhabitants of the District of Newcastle, praying that a Light House may be erected at the harbour of Presqu'isle, in said District. Geo. Ramsay and others, praying for aid for road.

The Petition of John Macaulay, Esq., Chairman of the Quarter Sessions of the Midland District, praying the House to resume the bill introduced during the last Session of Parliament, for reimbursing the advances made by the present Midland District, for the administration of justice in the present District of Prince Edward. Edmund Meary for aid for road.

The Petition of John Macaulay, Chairman of the Quarter Sessions of the Midland District, praying that a Provincial Asylum may be erected upon a scale sufficiently extensive for the probable wants of such as may require it; to be under such management as the Legislature shall in its wisdom see fit from time to time to direct. Jno Steel and others praying for the erection of a Light House.

The Petition of Joseph Lancaster, and forty-two others, inhabitants of the Township of Norwich, District of London, praying that an Act may be J. Macaulay, Esq. on the subject of the Prince Edward debt.

Ditto, praying for the erection of a provincial asylum.

Joseph Lancaster and others.

John C. Cromwell
and others.

Gilbert Stover and
others praying for
the establishment of
certain roads.

Ditto and others.

John C. Cromwell
and others, and Ja's
Lancaster & others,
praying that a cer-
tain Survey may not
be confirmed.

James Molloy and
others praying for
aid to improve the
Petit nation river.

H. W. Nelles and
others praying to be
incorporated for the
purpose of construct-
ing a harbour at
Grimsby.

Soln. Jones and
others praying for
improvement of the
Trent.

Benjamin Eby and
others.

Harker Lyons and
others.

D. Snider and o-
thers praying that a
duty may be laid on
certain imports.

Ira Brown and o-
thers praying to be
incorporated.

Benjamin Cumm-
ing, Esq. and others,
praying for improve-
ment of the Trent.

Wm. Portt, and
others, praying for
aid for Roads.

John Watson and
others praying for a
Bank at Hamilton.

Robt Johnston and
others praying house
to consider his case
and not to allow pri-
vate disputes to im-
pede public improve-
ments.

passed establishing the roads on the West side of the centre Line and in the rear of Lots of said Township, as laid down in the original survey, except the road in the rear of the fourth and front of the fifth Concessions. The Petition of John S. Cromwell, and forty-seven others, inhabitants of the Township of Norwich, District of London. The Petition of Gilbert Stover, and forty-six others of said Township, both praying the same as petition of Joseph Lancaster and forty-two others. The Petition of Gilbert Stover and fifty two others. The Petition of John C. Cromwell, and forty-seven others. The Petition of Joseph Lancaster, and forty-two others, all of the Township of Norwich, District of London, praying the House not to entertain a petition presented, or expected to be presented pursuant to notice in the Upper Canada Gazette, desiring the survey of said Township made by Peter Lossing to be confirmed. The Petition of James Malloy, Esq., and ninety-nine others, of the Townships of Alfred and Plantagenet in the District of Ottawa, praying for a grant of three hundred pounds to improve the navigation of the Petit Nation River, by deepening the channell at the "Pitch off," in the Township of Plantagenet. The Petition of H. W. Nelles, and sixty-nine others, inhabitants of the Township of Grimsby, in the Niagara District, praying that an Act may be passed vesting in a Joint Stock Company the power to raise the sum of fifteen hundred and sixty-two pounds ten shillings to construct a Breakwater and Pier on the West side of the Forty Mile Creek, in the said Township of Grimsby. The Petition of Solomon Johns, and seventy-seven others, inhabitants of the Township of Marmora, in the County of Hastings, praying the House to pass an Act authorising the improvement of the navigation of the River Trent, agreeably to the report made by the Surveyor employed by the Provincial Government, at least from the Bay of Quinte to the place where that river receives the waters of a river called Crow River, running from the Marmora Iron Works into the River Trent. The Petition of Benjamin Eby, and one hundred and thirteen others, inhabitants of the Township of Waterloo. The Petition of Harker Lyons, and thirty-one others, of the Township of Flamboro' West. The Petition of Daniel Snider, and one hundred and forty-six others, inhabitants of the Townships of Esquesing, Nassagaweya, Erin, Garrafraxa, Eramosa, Guelph, Puslinch, Nicol, Woolwich, Waterloo and Wilmot, all in the District of Gore, praying the passing of an Act laying a duty on all Agricultural Produce at present imported into this Province, from the United States duty free, as this country is capable of supplying the same, with a view to encourage and support our own agriculturists, by giving them the preference in the market. The Petition of Ira Brown, and thirty others, of the vil- lage of Colborne and its vicinity, praying the passage of an Act incorporating them under the title of the "Colborne Harbour Company;" further praying for a grant of one hundred pounds to aid the funds already amounting to a subscribed capital of eleven hundred pounds. The Petition of Benjamin Cummings, J. P., and one hundred and thirty-eight others, of the Township of Percy, in the New- castle District, praying for an Act to be passed making the River Trent navigable from its mouth. The Petition of William Portt, and one hundred and nine others, inhabitants of the Townships of Richmond and Tyendinaga, in the Midland Dis- trict, praying pecuniary assistance in opening a road on the boundary line be- tween Richmond and Tyendinaga, leading from the interior to the Bay of Quinte, between Shanonville in the Township of Tyendinaga and George H. Detlors in the Township of Richmond. The Petition of John Watson, and twenty-two others, inhabitants of the District of Gore, stating that the Town of Hamilton, from its peculiar situation at the head of the navigation of Lake Ontario, and be- ing at the same time the natural outlet of the most fertile section of Upper Cana- da, is of right entitled to have a chartered Incorporated Bank established there; that Hamilton, with the exception of the capital alone, is the seat of as large merchantile transactions as any other Town in the Province—and praying that as the stock could be immediately taken up and subscribed, that the House would grant an Act of incorporation for a Bank in Hamilton under the name of "the Gore Bank," founded upon the same principles as the other chartered Banks in this Province. The Petition of Robert Johnston, and others, of the Township of Huntly, and adjoining Townships, stating that considerable inconvenience has been suffered in that neighborhood for want of a Saw Mill.—That petitioner, in the year 1832, purchased a mill site, with a view to public accommodation—but that in order to carry on the said mill with effect it was necessary to agree with one John Evoy for some trifling damages that might ensue to said Evoy from the con-

struction of a mill dam—That according to this agreement the matter was to be left to arbitration.

That without however entering into any written agreement, and in full confidence in the integrity of said Evoy, Petitioner constructed a Saw Mill, which was in full operation, when its operations were suddenly put a stop to, by said John Evoy—and praying the House to take the matter into consideration and do him justice in the premises, and not allow private disputes to deter public improvement. The Petition of William Bullock, Esq., Sheriff of the District of Prince Edward, stating that there is no salary at present allowed by law to the Sheriff of that District—that the income arising from said office is by no means equal to the efficient discharge of the duties attached thereto; and praying the House to provide such salary as may be deemed a just compensation for the same. The Petition of George Oliver and five hundred and seventy eight others, inhabitants of the Town of Kingston, praying that the different branches of business carried on or about to be carried on in the Penitentiary erecting at that place may not be allowed to interfere with the interests of the inhabitants of that town, and of the public revenue. The Petition of Reuben Reynolds and one hundred others, of the District of Prince Edward, praying that the villages of Hallowell and Picton, lying adjacent to each other, may be united under the name of Port William, in honor of His present Majesty, and that an Act may be passed establishing the same as the District Town, with a Police and Market therein. The Petition of A. Choat and sixty four others, of the District of Gore, praying for the establishment of an Incorporated Banking Company at Hamilton, in said District, for the same reasons as those expressed in the Petition of John Watson and others. The Petition of Colin C. Ferrie and sixty-eight others, of the Districts of Gore and London, and of the Western District, stating that a most favorable line exists for the construction of a Rail Road from Port Dover, in the District of London, to Hamilton, in the District of Gore, and that the distance is only thirty two miles—that Port Dover is open twenty days earlier than almost any harbor on the North East Shore of Lake Erie; that consequently a Railway could not but be highly beneficial to the country at large—that the necessary stock can be immediately raised, and praying for an Act of Incorporation to carry the same into effect. The Petition of Sheldon Hawley and two hundred and three others, of the Districts of Newcastle and Prince Edward, and of the Midland District, stating that the construction of a Canal uniting the waters of Lake Ontario with the head of the Bay of Quinte, would be a valuable auxiliary to other Canals already completed in the Province, and be especially beneficial to those Districts, and praying the House to grant the necessary means for constructing the same. The Petition of Freeman Bray, stating that in the year 1832, he owned and sailed the Schooner Sir John Colborne—that on endeavouring to enter the Port of York, in the night of the nineteenth day of December, 1832, his vessel was wrecked, owing to the want of light in the Light House on Gibraltar Point; that there had been no light kept at said Light House on that night; that Petitioner sustained a loss, in consequence, of about four hundred pounds, to which will probably be added the loss of his personal liberty; and praying the interference of the House in the premises. The Petition of William Elliott and ninety nine others of the townships of Esquesing and Trafalgar, stating that the base line of Esquesing is at times almost impassable, and at all times very bad, owing to the wet nature of the soil, and praying assistance to enable them to improve the same. The Petition of John Day and twenty two others, of the township of Nissouri, in the District of London, complaining that monies which have from time to time been granted for the improvement of the Road and Bridges of Dundas Street, commonly called the Governor's Road, have not been appropriated as directed by law, and in too many instances not expended at all, but remain in the hands of the Commissioners, and praying that a Committee may be appointed to enquire into their complaint, and do justice in the premises. And the Petition of Henry Sackrider and seventy four others, of the township of Norwich, in the District of London, praying that a law may be enacted laying such a protecting duty on articles from the United States as may secure the farmers of this country from further injury—were read.

Mr. Gowan gives notice that he will, on to-morrow, move for leave to bring in a bill to increase the representation of the County of Leeds from two to three members, and to divide it into ridings accordingly.

Mr. McKay, from the Committee to wait upon His Excellency, the Lieutenant Governor, with the address of this House, requesting information from Lower

Petition of Rich'd Bullock, Esq. sheriff of Prince Edward, praying for a salary.

George Oliver and others, praying for protection against the monopoly of the penitentiary.

R. Reynolds and others, praying that Hallowell and Picton may be united

A. Choat & others praying for a Bank at Hamilton.

Colin C. Ferrie & others praying for an act of incorporation for constructing a rail way from Port Dover to Hamilton.

Sheldon Hawley and others praying that a canal may be constructed between the head of the bay and Lake Ontario.

Freeman Bray praying for remuneration for the loss of a schooner.

Wm. Elliott and others praying for aid for roads.

Jonathan Day and others praying for the appointment of a committee to inspect the expenditure of certain road monies.

H. Sackrider and others praying for a protecting duty on certain imports.

Notice of bill to increase the representation of county of Leeds.

Com. to present address on duties at

Quebec present answer.

Canada on the subject of duties collected at the Port of Quebec under certain British Acts, no share of which is received by this Province, reported delivering the same, and that His Excellency had been pleased to make, thereto, the following answer :

Answer.

GENTLEMEN ;

I will communicate with the Governor-in-Chief on the subject of this address and request that the annual statements adverted to may be forwarded to me, in order that the claims of this Province may be laid before His Majesty's Government.

Government House, 5th February, 1835.

Notice of Salt Co. bill.

Mr. Smith gives notice that he will, on Tuesday next, move for leave to bring in a bill to charter a Joint Stock Company for the purpose of manufacturing Salt in the Township of Saltfleet, District of Gore.

On motion of Mr. Morris, seconded by Mr. Wells,

Order for proceeding on petition of Jas Johnston rescinded.

Ordered, That the order of this House to proceed with the petition of James Johnston be rescinded ; the House having, on the second instant, resolved that the said petition was not depending.

Petition of J. T. L. Desjardins referred.

On motion of Mr. Small, seconded by Mr. Chisholm,

Ordered, That the Petition of Jean Thomas Louis Desjardins be referred to a Select Committee, and that Messrs. Small, Durand, Morrison, and Smith do compose the said committee with power to send for persons and papers, and to report thereon by bill or otherwise.

Petition of Henry Nelles and others, referred.

On motion of Mr. Woolverton, seconded by Mr. Wilson,

Ordered, That the petition of Henry Nelles, Esq., and others, be referred to a Select Committee to be composed of Messrs. Woolverton, Merritt, Richardson, Rykert and Hopkins, to report thereon to this House by bill or otherwise.

Petition of John Steel referred.

On motion of Mr. Boulton, seconded by Mr. Richardson,

Ordered, That the Petition of John Steel and others be referred to a Special Committee to report thereon by bill or otherwise, and that Messrs. Boulton, Gilchrist, and McDonell, *of Northumberland*, do compose such Committee.

Petition of R. Reynolds and others referred.

On motion of Mr. Roblin, seconded by Mr. Shaver,

Ordered, That the petition of Reuben Reynolds and others be referred to a Select Committee to be composed of Messieurs. Roblin, Wilson, and Wells, with power to send for persons and papers and leave to report thereon by bill or otherwise.

Petition of Sheldon Hawley and others, referred.

On motion of Mr. Roblin, seconded by Mr. Shaver,

Ordered, That the Petition of Sheldon Hawley and others, be referred to the Committee to whom was referred the Petition of Robert C. Wilkins, and others.

Petition of Cobourg Harbour Company referred.

On motion of Mr. Boulton, seconded by Mr. Rykert,

Ordered, That the petition of the President, Directors and Company of the Cobourg Harbour Company be referred to a Special Committee, with power to send for persons and papers, and to report thereon by bill or otherwise : and that Messrs. Boulton, Gilchrist, McDonell, *of Northumberland*, Perry, and Roblin, do compose such Committee.

Petition of Wm. Elliott referred.

On motion of Mr. Hopkins, seconded by Mr. Rymal,

Ordered, That the Petition of William Elliott, be referred to the Committee of Supply.

Petition of Freeman Bray referred.

On motion of Mr. Hopkins, seconded by Mr. Thorburn,

Ordered, That the Petition of Freeman Bray, be referred to a Select Committee to be composed of Messieurs. Hopkins, Perry, Durand and Woolverton, to report thereon.

Motion for referring the petition of Richard Bullock Esq to committee of supply.

Mr. Roblin, seconded by Mr. Boulton, moves, that the Petition of Richard Bullock, Esquire, Sheriff of the District of Prince Edward, be referred to the Committee of Supply.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

Yeas 13.

Boulton,
Brown,
Caldwell,
Gowan,

McDonell, *of Northumb.*
McLean,
Richardson,

Roblin,
Smith,
Tayler,

Wilkinson,
Wilson,
Yager—13.

NAYS—MESSIEURS,

| | | | |
|----------------------|------------------------|-----------|----------------|
| Alway, | Hopkins, | Moore, | Sibley, |
| Bruce, | McDonell, of Stormont, | Morris, | Small, |
| Cornwall, | McIntosh, | Morrison, | Thorburn, |
| Duncombe, of Oxford, | McKay, | Norton, | Walsh, |
| Durand, | Mackenzie, | Parke, | Waters, |
| Gibson, | McMicking, | Perry, | Wells, |
| Gilchrist, | Malloch, | Shaver, | Woolverton—28. |

Nays 28.

The question was decided, in the negative, by a majority of fifteen.

The Speaker reported that he had received from the Secretary of the Saint Lawrence Inland Marine Assurance Company, the Annual Return of that Institution, required to be laid before this House by the Act of Incorporation; which was read by the Clerk as follows: Speaker reports return from St. Lawrence Marine Assurance Company.

ST. LAWRENCE I. M. ASSURANCE COMPANY, }
Prescott, January 31st, 1835. }

SIR,

I have the honour of handing you the Annual Return of this Institution, as required to be laid before Parliament by the Act of Incorporation. Letter.

I have the honour to be,

Sir,

Your Obedient Humble Servant,

A. JONES,
Secretary.

The Honorable

M. S. BIDWELL,
Speaker, House of Assembly,
Toronto City.

RETURN BY THE SAINT LAWRENCE INLAND MARINE ASSURANCE COMPANY,
FOR THE YEAR 1834.

| | £ | s. | d. | £ | s. | d. | £ | s. | d. |
|---|-------|----|----|-------|----|----|--------|----|----|
| The amount of Capital Stock subscribed is one hundred thousand pounds. | | | | | | | | | |
| Ten per cent, or ten thousand pounds, have been paid in. | | | | | | | | | |
| The funds and property of the Company consist of the following, viz: | | | | | | | | | |
| 370 Shares Stock, in the Bank of Upper Canada, at £12 10s. each, amounting to..... | 4,625 | 0 | 0 | | | | | | |
| Premium paid for ditto,..... | 354 | 5 | 0 | | | | | | |
| | | | | 4,979 | 5 | 0 | | | |
| 134 Shares Stock, in the Commercial Bank, Midland District, at £25 each, amounting to..... | 3,350 | 0 | 0 | | | | | | |
| Premium paid for ditto,..... | 109 | 12 | 10 | | | | | | |
| | | | | 3,459 | 12 | 10 | | | |
| 100 Shares Stock, in the City Bank, Montreal, at £25 each, of which 70 per cent has been paid in, amounting to..... | 1,750 | 0 | 0 | | | | | | |
| Less, discount on ditto,..... | 18 | 10 | 6 | | | | | | |
| | | | | 1,731 | 9 | 6 | | | |
| Cash on hand,..... | 102 | 11 | 8 | | | | | | |
| Bills receivable,..... | 40 | 6 | 8 | | | | | | |
| 4 per cent dividend due on Bank of Upper Canada Stock,..... | 185 | 0 | 0 | | | | | | |
| Amount due from individuals and respective agencies,..... | 1,482 | 16 | 4 | | | | | | |
| | | | | 1,810 | 14 | 8 | | | |
| | | | | | | | 11,981 | 1 | 7 |

The property insured during the past year amounted to..... £225,085 10s 9d.
Upon which the premium charged amounted to..... £ 1,929 14s 8d. c'y

The amount of losses paid by the Company is, } £316 12 3 c'y.

The amount of claims for losses is about £1500, a part of which, the amount not yet ascertained, is admitted as a fair claim upon the Company.

JONAS JONES, President.
ALPHEUS JONES, Secretary.

Jonas Jones, President and Alpheus Jones, Secretary of the Saint Lawrence Inland Marine Assurance Company, severally make oath that the above return is just and correct according to the best of their knowledge and belief.

The above named Jonas Jones, sworn before me at Brockville, this 30th of January, 1835.

JOSEPH K. HARTWELL, J. P.

The above named Alpheus Jones, sworn before me at Prescott, this 26th day of January, 1835.

JOHN PATTEN, J. P.

On motion of Mr. Morris, seconded by Mr. Boulton,
Ordered, That the House do now adjourn 'till to-morrow at five o'clock, P. M.
The House then adjourned 'till five o'clock, P. M. to-morrow.

Friday, 6th February, 1835.

The House met pursuant to adjournment.

The minutes of yesterday were read.

Mr. McKay, seconded by Mr. Morris, moves that the standing order of this House of the 14th March, 1829, so far as it relates to a petition of James Johnston, complaining of the undue election and return of the sitting members for the County of Carleton, be dispensed with, and that he have leave to bring up said petition.

Which was carried, and the Petition of James Johnston was laid on the table.

Mr. Lount brought up the Petition of John McCarrol and twenty others, of the Township of Adjala, in the County of Simcoe; which was laid on the table.

Mr. Merritt brought up the Petition of Crowell Wilson and sixteen others, of the Township of Willoughby, in the District of Niagara; which was laid on the table.

Mr. Merritt brought up the Petition of Richard Yokum and sixty-one others, inhabitants of the Township of Crowland, in the District of Niagara; which was laid on the table.

Mr. Merritt brought up the Petition of Duncan McFarland and one hundred and sixteen others, of the Township of Thorold, in the District of Niagara; which was laid on the table.

Mr. Shibley brought up the Petition of J. Marks and five hundred and fifty others, inhabitants of the Midland District; which was laid on the table.

Mr. McDonell, of *Northumberland*, brought up the Petition of Joseph A. Keeler and two hundred and thirty-three others, of the Township of Cramahe, in the District of Newcastle; which was laid on the table.

Mr. McKay brought up the Petition of D. McKinnon and two hundred and three others, inhabitants of the District of Bathurst; which was laid on the table.

Mr. Duncombe, of *Oxford*, brought up the Petition of J. R. Harris and seven hundred and twenty-three others, inhabitants of the County of Oxford; which was laid on the table.

Mr. Mackenzie brought up the Petition of James Cotton and fifty-nine others, of the Township of Chinguaconse, in the County of York; which was laid on the table.

Mr. Duncombe, of *Norfolk* brought up the Petition of Ezekiel Foster and sixty-nine others, inhabitants of the District of London; which was laid on the table.

Mr. Duncombe, of *Oxford* brought up the Petition of John Stewart and ninety-five others, inhabitants of the County of Middlesex; which was laid on the table.

Mr. Duncombe, of *Oxford* brought up the Petition of Donald McIntosh and sixty-three others, inhabitants of the County of Middlesex; which was laid on the table.

Mr. Duncombe, of *Oxford* brought up the Petition of James Hamilton and fifty-six others, inhabitants of the County of Middlesex; which was laid on the table.

Mr. Morrison brought up the Petition of William Weller, of the City of Toronto; which was laid on the table.

Rule suspended and petition of James Johnston brought up.

Petitions brought up.

John McCarrol & others.

Crowell Wilson & others.

Richard Yokum and others.

D. McFarland and others.

J. Marks and others.

Joseph A. Keeler and others.

D. McKinnon and others.

J. R. Harris and others.

James Cotton and others.

Ezekiel Foster & others.

John Stewart and others.

D. McIntosh and others.

J. Hamilton and others.

Wm. Weller.

Mr. Mackenzie brought up the Petition of Samnel Price, sen'r and twenty-eight others, inhabitants of the Township of Toronto; which was laid on the table. S. Price, Sen., & others.

Mr. Gilchrist brought up the Petition of Simeon Kellogg and twenty-three others, inhabitants of the Townships of Murray and Cramahe, in the District of Newcastle; which was laid on the table. S. Kellogg and others, (1.)

Mr. Gilchrist brought up the Petition of Simeon Kellogg and twenty-nine others, inhabitants of the District of Newcastle; which was laid on the table. S. Kellogg and others, (2.)

Mr. Gowan brought up the Petition of Lewis Stiles and thirty-seven others, of the Village of Amherst, in the District of Newcastle; which was laid on the table. L. Stiles & others

Mr. Samson brought up the Petition of Richard Hare, and thirty others of the Village of Grafton, in the Township of Haldimand, in the District of Newcastle; which was laid on the table. R. Hare & others.

Mr. Samson brought up the Petition of Simeon Ashley, and fifty-six others, inhabitants of the County of Hastings; which was laid on the table. S. Ashley and others.

Mr. Samson brought up the Petition of David Vanvolkenburgh, late a private in His Majesty's Glengary Fencible Regiment; which was laid on the table. D. Vanvolkenburgh.

Mr. Macnab, seconded by Mr. Wilkinson, moves that the standing order of this House of the fourteenth of March, 1829, be dispensed with so far as relates to a petition of John Johnson Lefferty complaining of the undue election of David Thorburn, Esq., and that he have leave to bring up the petition. Motion for dispensing with rule that the petition of John J. Lefferty may be brought up.

On which the yeas and nays were taken as follows :

YEAS—MESSIEURS,

| | | | | |
|-----------|------------------------|-------------|---------------|----------|
| Caldwell, | McDonell, of Northumb. | Merritt, | Samson, | |
| Cornwall, | McKay, | Morris, | Walsh, | |
| Gowan, | MacNab, | Richardson, | Wilkinson—13. | Yeas 13. |
| Lewis, | | | | |

NAYS—MESSIEURS,

| | | | | |
|-----------------------|------------------------|------------|-------------|----------|
| Alway, | Gib on, | McMicking, | Shaver, | |
| Bruce, | Gilchrist, | Malloch, | Shibley, | |
| Chisholm, | Hopkins, | Moore, | Waters, | |
| Cook, | Lount, | Morrison, | Wells, | |
| Duncombe, of Oxford. | McDonell, of Stormont, | Norton, | Woolverton, | |
| Duncombe, of Norfolk. | McIntosh, | Perry, | Yager—27. | Nays 27. |
| Durand, | Mackenzie, | Roblin, | | |

The question was decided in the negative by a majority of fourteen.

Petitions read.

Pursuant to the order of the day the Petition of Thomas Crooks, and seven hundred and seventy others, of the District of Gore, stating that notwithstanding a loan of five thousand pounds was advanced to the Desjardins Canal Company, yet the said Canal has made but slow progress towards completion;—that altho' the petitioners may not be justified in imputing blame to the late Directors or Stockholders, the Canal has not advanced so fast as it might have done under better management; that from the geographical position of Dundas the said Canal if completed, could not fail of being profitable to the Stockholders and rendering an ample return for the capital invested, as well as promoting the interests of a very great extent of country; and praying the House to purchase the said Canal from the Stockholders, or make a further grant to the present Stockholders to enable them to complete the said Canal, under whose direction the same has materially advanced; or adopt any measure by which the completion of said Canal may be effected. The Petition of Antoine Barron, of the Township of Malden, Western District, stating that altho' exempted from military service by his profession, yet he served as a volunteer during the late war, and that he was in the battle at the River Raisins, and at Fort Meigs; that on the retreat of the army from the enemy's country, petitioner joined the troops on the Niagara Frontier; was at the battle of Lundy's Lane, of Chippewa, and the siege of Fort Erie, at which latter place he served in the ranks of the 6th Regiment of foot, and aided in driving the enemy from the batteries at the point of the bayonet—That at the battle of Lundy's Lane, petitioner received a severe contusion, which altho' he thought himself recovered from for a time, yet for some years past has rendered him incapable of earning a livelihood by labor, and praying a pension in consideration of such services. The Petition of Francis Leys, and sixty-four others, inhabitants of the Township of Pickering, stating that they have opened a road between Lots eight

Thomas Crooks and others, praying that the Province would purchase the stock of the Desjardins Canal, or make a grant to the Company.

Antoine Barron praying for a pension.

Francis Leys and others praying for aid for roads.

Yarker and Jackson praying for a patent for a saw mill of peculiar construction.

J. Fitzgibbon and others praying for the formation of a new District

teen and nineteen, thro' the second, third and fourth Concessions of said Township, by voluntary contribution—that said road is one of the greatest convenience to the inhabitants of that Township, Uxbridge, and a part of Brock; that the Land on said line of road is chiefly owned by absentees, and the statute labor insufficient for the work thereof; and praying the grant of two hundred pounds, or such sum as may seem meet, to improve the said road. The Petition of George W. Yarker and William Jackson, of the Town of Kingston, stating that they are co-partners in an invention applicable to saw mills, viz. "a self setting of the Log for cutting Boards, &c. by cast iron dogs and a combination of Levers" not known or used in this Province until brought forward by the petitioners; that said invention produces Lumber of a more uniform thickness, effects a saving of labor and material and a saving in costs of production; and is therefore deserving the encouragement of the Legislature—they therefore pray a patent conferring on them the sole right to the benefits of said improvement within this Province. The Petition of James Fitzgibbon, and two hundred and thirty-six others, of the Districts of Ottawa and Bathurst, stating that they are compelled to attend the Courts of King's Bench and Quarter Sessions at Perth, Longueuil and Cornwall, which from the great distance and consequent expense amounts to almost a denial of justice; that no part of the Eastern Division of Upper Canada possesses such advantages for a District Town as Bytown. First from the extent of its population; second, from the facilities of its water communications; third, from its favourable situation for business in general; fourth, from the easy communication with the export market of Montreal; fifth, the advantage of the Grist Mill at the Rideau Falls; that for these, and many other reasons, petitioners pray that a new District may be formed, having Bytown for its District Town, and composed of the following Townships, viz:

Gloucester, Osgood, Cumberland, and Russell, of the District of Ottawa:

North Gower, of the District of Johnstown.

Nepcan, Goulbourn, March, Huntley, Torbolton, Fitzroy, Pakenham, Macnab, Horton, Ross, Westmeath and Pembroke, of the District of Bathurst, until a new District in the North can be formed.

Edward Mix and others praying for protecting duties on imports from U.S.

T. Hurd & others praying the same.

John Eastman and others praying the same.

Jos. Corbeya praying to be allowed to practice physic and surgery.

Samuel Peterson and others praying that a certain survey may be confirmed.

Jos. Holly & others praying for aid

The Petition of Edward Mix and sixty-eight others, of the County of Grenville, complaining of the disadvantages they labour under from the unrestricted importation of the produce of the United States; that situated as the District of Johnstown is, on the borders of the Saint Lawrence, their markets are daily glutted and the prices of produce depreciated by such importations; that no privileges or immunities are offered by said United States in return, and although to men of wealth such a state of things may not be considered grievous or impolitic, in an agricultural point of view it requires much consideration and amendment; and praying for protection against the same. The Petition of Tyrus Hurd, and fifty-three others, of the said county of Grenville, praying the same as last Petition. The Petition of John Eastman and thirty-nine others, of the county of Grenville, praying the same. The Petition of Joseph Corbeya, of the Township of Osnabruck, stating that he was formerly a full Surgeon in the French Army; that in 1812 he came to Carthagen in Spain, and, after an examination, joined De Watteville's Regiment at Cadiz—was sent to Quebec with that Regiment, where he served four years and returned to England with the Regiment; that after that regiment was disbanded he came to Canada and followed his profession, but is now informed he is liable to a prosecution for so doing; that although Petitioner has no diploma from the College of Surgeons in London, yet the papers in his possession will fully corroborate the above statement, and as it was the opinion of the late Attorney General that his case did not come within the provisions of the Provincial Act, he prays that an Act may be passed to enable him to practice his profession. The Petition of Samuel Peterson and forty-nine others of the Township of Ameliasburgh, stating that the original survey not having been completed, the inhabitants in 1816 petitioned the Lieutenant Governor to cause the same to be completed—that in consequence, Mr. Wilmot, Deputy Surveyor, was sent, who surveyed the township, planted monuments, &c. and praying that said survey may be confirmed by law, and also that the side lines of the said township may be regulated according to justice. The Petition of Joseph Holly and one hundred and ninety-seven others, of the Townships of York, Etobicoke, &c.

in the Home District, stating that the Bridge over the River Humber, at Farr's Mills, is in a very delapidated and dangerous state: that said bridge was originally built, and has since been kept in repair solely by the inhabitants themselves, without any aid from Parliament; but is now totally past repair; and praying the sum of three hundred pounds to enable them to construct a new one, without which the communication on a very material road must be entirely cut off. The Petition of Donald McDermid, formerly Lieutenant 1st Glengarry Militia, referring the House to his petition presented during the last Session of Parliament, complaining that he was struck off the Pension List after very slight examination and praying redress.

to repair the bridge at Farr's mills.

Donald McDermid praying to be restored to the pension list.

NOTE.—This Petition is accompanied by several certificates on the subject of Petitioner's complaint.

The Petition of William Duncan and fifty-one others, of Markham and Scarborough' in the Home District, stating that the township line of Markham is their principal road to Yonge Street and Toronto—that said line is intersected by the River Don, which renders it almost impassable at times—that much labor has been already expended on said road, but much more is yet required, and praying the grant of one hundred pounds for its repair. The Petition of Arthur McNeal and sixty-nine others, of the Township of Vaughan, saying that they reside in the rear part of said township, and that the road between the fifth and sixth concessions of said township is in a bad state, and from its swampy nature requires a great deal of causwaying—that one hundred pounds is necessary for that purpose, of which petitioners would be able to contribute one-half, and praying the House to grant them the sum of fifty pounds. The Petition of Eliakim Malcolm and nine hundred and seventy-seven others, of the Districts of London, Niagara and Gore, complaining of the great distance they have to travel in attending the different Courts of Justice in their respective Districts, and that their former petitions for the formation of a new District have been disregarded—that petitions have been heretofore presented for the formation of the Counties of Oxford and Norfolk into a separate District, but petitioners are of opinion that it would better suit the views and interests of all parties to erect a new District out of the following Townships, namely: Houghton, Walsingham, Charlotteville, Woodhouse, Walpole, Rainham, Townsend, Windham, Norwich, Middleton, Oxford (East), Blandford, Blenheim, Burford and Oakland, and all that part of the District of Gore lying South of the Township of Dumfries and the Grand River, from the forks thereof (at Paris) to the Westerly line of the County of Haldimand; and the County Town located on Lot No. one in the thirteenth concession of the Township of Burford, and praying the enactment of a bill for the formation of said new District and authorising a loan of money for the erection of a Jail and Court House within the same. The Petition of James Calcutt and two hundred and twelve others, of Cobourg, praying that a bill may be passed defining the limits of the village of Cobourg and establishing a Police therein. The Petition of Thomas Manning and one hundred and forty-two others, of Emily, in the District of Newcastle, stating that petitioners feel sensibly the evils arising to this Province from the unrestrained importation of American produce and the trifling duties exacted on articles manufactured in the neighbouring States, without any equivalent granted on their part, which must in the end have a ruinous effect on the agricultural interests of these Provinces, and praying the House by bill, address, or otherwise, to endeavor to remove the evil. The Petition of Moses Brady and eighty-seven others, of the Township of Pelham, in the District of Niagara, complaining of the bad situation of their present District Town, and praying that one or two suitable persons may be appointed by law to select a more suitable situation, as the site of a new County Town. The Petition of William H. Armstrong and nine others, of this Province, "Separatists," stating that they belong to a sect of Christians whose conscientious scruples do not allow them to take an oath—that they are in consequence deprived of many advantages enjoyed by Christians of other denominations—that an Act passed the Imperial Parliament in 1833, granting them the same privilege long since extended to Quakers, &c. by the Provincial Legislature; and praying the House to pass an Act in their favor. The Petition of Benjamin Ewing and one hundred and fifty-six others, of Haldimand, in the District of Newcastle, praying the House to endeavor to protect the farming interests in this Province by putting a stop to the present unlimited importation of produce and manufactures from the

Wm. Duncan and others praying for aid for roads.

A McNeal & others praying for aid for roads.

E. Malcolm and others praying for the erection of a new district.

James Calcutt and others praying for a police at Cobourg.

T. Manning and others praying for a protecting duty on American imports.

Moses Brady and others praying for a new district town.

W. H. Armstrong and others (separatists) praying for an Act ensuring them certain privileges.

Benj. Ewing and others praying for a protecting duty on importations from the U. S.

Man'l Overfield & others, praying for a further loan to the Desjardins' Canal Company.

Joseph Turton, praying further compensation for erecting the Parliament Buildings.

John Perdue and others, praying for aid for Roads.

Eph. Hopkins and others, praying for an act of Incorporation.

Joseph Farrell, praying to be appointed as a Messenger.

Horace Billings, of Brockville, praying to be naturalized.

Geo. Ramsay and others, praying for aid for roads.

House adjourns to 5 P. M. tomorrow.

United States. The Petition of Manuel Overfield and twenty-two others, Stockholders in the Desjardin's Canal Company, stating that the means of the Company are exhausted, but that as the completion of the Canal is an object of the first consequence in that section of the country, the House will make the Company a further loan of seven thousand pounds; which, in the opinion of a competent engineer, is sufficient for the final accomplishment of the same. The Petition of Joseph Turton, contractor for the Parliament Buildings, stating that £290 15 8d. has been deducted from his account—that this is a partial decision made by persons chosen on the part of Grant Powell, Esquire, one of the Commissioners, and praying that a Select Committee may be appointed to enquire into the justice of his complaint. The Petition of John Perdue and fifteen others, of Chinguacousey, praying for a grant of money to improve the fifth concession, East of the centre road in that Township. The Petition of Ephraim Hopkins and two hundred and fifty-two others, of the District of Gore, praying to be incorporated as a Company for the purpose of forming a harbor at the mouth of Stoney Creek, by cutting a canal from Lake Ontario into the pond at the mouth of said creek, by which means an excellent harbor for schooners might be formed. The Petition of Joseph Farrell, of the City of Toronto, stating that he has been a resident in this city for the period of five years, and praying to be appointed to the situation of messenger, lately become vacant. The Petition of Horace Billings, of Brockville, in this Province, praying to be naturalized; and the Petition of George Ramsay and thirty-four others, of West Gwillimbury and Tecumseth, in the County of Simcoe, praying for assistance to repair their roads—were read.

Mr. Gowan, seconded by Mr. Duncombe, of Oxford, moves, that the House do now adjourn to five o'clock to-morrow.

Ordered, and the House adjourned 'till five o'clock, P. M. to-morrow.

Saturday, 7th February, 1835.

The House met, pursuant to adjournment.

The minutes of yesterday were read.

Pet's brought up.

H. Williams and others.

Mr. Roblin brought up the Petition of Hurlbert Williams and six others of the township of Ameliasburgh, in the District of Prince Edward; which was laid on the table.

C. Handy and others.

Mr. Lount brought up the Petition of Charles Handy and twenty one others, of the township of Essa, in the Home District; which was laid on the table.

A. Hill & others.

Mr. Lount brought up the Petition of Alexander Hill and twelve others, of the town line of Essa and Tosorontio, in the County of Simcoe; which was laid on the table.

James Reekie.

Mr. McIntosh brought up the Petition of James Reekie, of the township of Georgina, in the County of York; which was laid on the table.

Petitions read.

Peter Milne and others, praying for aid for road.

Pursuant to the order of the day, the Petition of Peter Milne, Esq. and thirty three others, of the townships of Markham and Scarboro', praying for the sum of fifty pounds towards repairing the road from the Danforth road to the lake, between lots eighteen and nineteen through the different concessions.

A. A. Thomson and others.

The Petition of Andrew A. Thomson and sixty five others, inhabitants of the township of Scarboro', praying for a grant of money to improve the road commonly called the Kennedy Road, leading from the Danforth Road to the rear of the township, and from that into the township of Markham. The Petition of Peter Secor and one hundred and five others of the townships of Markham and Scarboro', praying for the sum of two hundred and fifty pounds towards improving that part of the Danforth Road intersected by the Brooklynn or Markham road, between lots number eighteen and nineteen in Scarboro', and the western town line of said township, a distance of about eight miles.

P. Secord and others.

The Petition of A. Odium and eighty one others, of the townships of Toronto, Chinguacousey, Vaughan, Etobicoke, and Gore of Toronto, praying assistance to improve the road commonly called the base line between the north and south Gores of Toronto, and continue the said road the length of half a concession, between lot number one in Vaughan, and lot number forty in Etobicoke, and to build a bridge over the west branch of the river Humber, which crosses the said road.

A. Odium and others.

And the Petition of George Pettit and forty four others of the townships of Saltfleet and Binbrook, and parts adjacent, praying as

And Geo. Pettit & others, praying for aid for roads.

sistance to make a safe and commodious road leading from the rear of the sixth concession in Saltfleet to the main road, under or at the foot of the mountain, between the lots number sixteen and seventeen in said township; were read.

Mr. Gowan gives notice that he will, on next Wednesday, move for a Select Committee to take into consideration the subject of a letter purporting to have been written by Joseph Hume, Esq., M. P., dated Bryanstone Square, 29th of March, 1834, and addressed to William Lyon Mackenzie, Esq. of this City; with liberty to send for persons and papers and to report thereon by address to His Majesty or otherwise.

Notice of Select Com. to consider & report on Mr. Hume's letter.

On motion of Mr. Caldwell, seconded by Mr. Merritt,
Ordered, That the Petition of Antoine Barron be referred to the Committee of Supply.

Petition of Antoine Barron, ref'd.

On motion of Mr. Smith, seconded by Mr. Durand,
Ordered, That the Petition of Ephraim Hopkins and others, be referred to a Select Committee, composed of Messrs. Smith, MacNab, Durand, Hopkins, and Thorburn, with power to send for persons and papers and to report thereon by bill or otherwise.

Pet. of E. H. Hopkins referred.

On motion of Mr. Shaver, seconded by Mr. Bruce,
Ordered, That the Petition of Joseph Corberya be referred to a Select Committee, to be composed of Messrs. Shaver, Samson, and Cook, to report thereon by bill or otherwise.

Pet. of Joseph Corbeya, referred.

On motion of Mr. Durand, seconded by Mr. Hopkins,
Ordered, That the Petitions of Daniel Snider of Waterloo, and one hundred and forty eight others; of Benjamin Eby and one hundred and thirteen others, of the township of Waterloo; and of Harcar Lyons and thirty one others of the township of West Flamborough, be referred to the Committee to which has been referred the Petition of Daniel Armstrong and others.

Petit's of Daniel Snider and others, Benj. Eby and oth's, and Harcar Lyons and others, refer'd.

On motion of Mr. McKay, seconded by Mr. Caldwell,
Ordered, That the Petition of James Fitzgibbon and others, be referred to a Committee, to be composed of Messrs. McKay, Roblin, Strange, and Rykert, with leave to report by bill or otherwise, and with power to send for persons and papers.

Pet. of Jas. Fitzgibbon, and others, referred.

On motion of Mr. Durand, seconded by Mr. Hopkins,
Ordered, That the Petition of Thomas Crooks and others, inhabitants of the County of Halton, be referred to a Select Committee, to be composed of Messrs. Durand, Hopkins, Smith, Thorburn, and Morrison, with power to send for persons and papers and report thereon.

Pet. of Thomas Crooks and others, referred.

On motion of Mr. Roblin, seconded by Mr. Shaver,
Ordered, That the Petition of Samuel Peterson and others, be referred to a Select Committee, composed of Messrs. Roblin, Wilson, and Gibson, with power to send for persons and papers, and leave to report thereon by bill or otherwise.

Pet'n of Samuel Peterson, & others, referred.

On motion of Mr. Roblin, seconded by Mr. Shaver,
Ordered, That the Petition of Joseph Turton be referred to a Select Committee, composed of Messrs. Roblin, Mackenzie, and Gibson, with power to send for persons and papers and leave to report thereon.

Pet. of Joseph Turton and others, referred.

On motion of Mr. Boulton, seconded by Mr. Wilkinson,
Ordered, That the Petition of Richard Marmion and others, be referred to the Select Committee, to whom was referred the Petition of Daniel Armstrong and others.

Pet. of Richard Marmion and others referred.

On motion of Mr. Gilchrist, seconded by Mr. Lount,
Ordered, That the Petition of Ira Brown and others, be referred to a Select Committee, consisting of Messrs. Gilchrist, McDonell, of *Northumberland*, and Boulton, to report thereon by bill or otherwise.

Pet. of Ira Brown and others, referred.

On motion of Mr. Perry, seconded by Mr. Shibley,
Ordered, That the Petition of John Macauley, Esq., Chairman of the Quarter Sessions of the Midland District, in aid of a grant in favor of the Parrot's Bay Bridge, and also Little Cataraqui river bridge, be referred to a Committee of the whole House on Monday next.

Pet. of John Macauley, Esq. refer'd.

On motion of Mr. Boulton, seconded by Mr. Wilkinson,
Ordered, That the Petition of James Calcutt and others be referred to a Special Committee to report thereon by bill or otherwise, and that Messrs. Boulton, McDonell, of *Northumberland*, Gilchrist and Brown, do compose such Committee.

Pet. of J. Calcutt and others referred.

Mr. Boulton's motion for Members wages repeal Bill struck off order of the day.

On the order of the day being called for Mr. Boulton's motion for Members' Wages Repeal Bill. Mr. Perry, seconded by Mr. Shaver, moves, 'That the notice of Mr. Boulton's motion to bring in a Bill to repeal the law granting wages to Members of the Assembly be struck off the order of the day.

Ordered.

An address to be sent to His Excellency for acc't in detail of York Hospital

On motion of Mr. Mackenzie, seconded by Mr. Gibson, Ordered, That an humble address be presented to His Excellency, praying that His Excellency would give directions that there be laid before this House, an account, in detail, shewing from what funds the York General Hospital and Dispensary, were built, and the cost; with the details of the expenditure, each year and a statement of the receipts from whatever source derived—also, a list of the deaths and the dismissals, whether cured or incurable; with the regulations of the Hospital, and a copy of the deed or deeds of trust; pointing out what lands belong to the institution, and that the thirty-first rule be dispensed with so far as relates to this motion, and that Messieurs Roblin and Waters be a committee to draft and report an Address, pursuant to this resolution.

Sel. Com. on Griev. make their 1st report & present 3 addresses.

Mr. Mackenzie from the Select Committee on Grievances presented a report, which was received and read.

(Report, See Appendix.)

Mr. Mackenzie also reported three addresses which were received.

Address for return of Justices, &c. read.

The Address to His Excellency, the Lieutenant Governor, for information relating to Justices, Commissioners of the Courts of Requests, Collectors of Customs, and other officers, &c., was read the first time.

On 2nd reading House divides.

On the question for the second reading of the same, the yeas and nays being taken, were as follows :

YEAS--MESSIEURS,

| | | | |
|-----------|------------|-----------|-----------|
| Alway, | Hopkins, | Moore, | Shibley, |
| Bruce, | Lount, | Morris, | Smith, |
| Chisholm, | McIntosh, | Morrison, | Taylor, |
| Cornwall, | McKay, | Parke, | Thorburn, |
| Durand, | Mackenzie, | Perry, | Wilson, |
| Gibson, | McMicking, | Roblin, | Yager—27. |
| Yeas 27. | Gilchrist, | Malloch, | Shaver, |

NAYS--MESSIEURS,

| | | | |
|-----------|-------------------------|---------|--------------|
| Boulton, | Duncombe, of Norfolk, | McLean, | Wilkinson—7. |
| Caldwell, | McDonnell, of Northumb. | Walsh, | |

3rd reading today.

The question was carried in the affirmative by a majority of twenty, and the Address was read the second time, concurred in, and ordered to be engrossed and read a third time this day.

Address on money to religious teachers read 1st time.

The address to His Excellency, the Lieutenant Governor, for information in relation to monies paid to certain religious teachers, was read the first time.

On postponement of 2nd reading the house divides.

On motion for the second reading of the Address being put, Mr. Morris, seconded by Mr. Roblin, moves, that the address be not now read a second time, but that it be referred to the consideration of a Committee of the whole House on Monday next.

On which the yeas and nays, being taken, were as follows :

YEAS--MESSIEURS,

| | | | |
|-----------|-------------------------|------------|---------------|
| Boulton, | McDonnell, of Northumb. | Morris, | Taylor, |
| Caldwell, | McKay, | Morrison, | Walsh, |
| Cornwall, | McLean, | Perry, | Wilkinson—15. |
| Yeas 15. | Duncombe, of Norfolk, | McMicking, | Roblin, |

NAYS--MESSIEURS.

| | | | |
|-----------|------------|----------|-----------|
| Alway, | Gilchrist, | Parke, | Thorburn, |
| Bruce, | Lount, | Shaver, | Waters, |
| Chisholm, | McIntosh, | Shibley, | Wilson, |
| Durand, | Mackenzie, | Smith, | Yager—18. |
| Nays 18. | Gibson, | Moore, | |

The question of amendment was decided in the negative by a majority of

three; the address was read the second time, concurred in, and ordered to be engrossed and read a third time this day.

Third reading to-day.

The address to His Excellency the Lieutenant Governor, for copies of communications since 8th of November, 1832, relative to Executive Council, &c. was read the first time.

Address for communications on Executive Coun. read.

Mr. Mackenzie, seconded by Mr. Waters, moves that the address be amended by expunging the last paragraph.

Address amended.

Which was carried, and the address was amended accordingly.

The address was read a second time, concurred in, and ordered to be engrossed and read a third time this day.

Third reading this day.

On motion of Mr. McLean, seconded by Mr. Roblin,

Ordered, That the House do now adjourn 'till Monday at ten o'clock, A. M.

House adjourned till 10 A. M. Monday.

The House then adjourned 'till ten o'clock, A. M. on Monday next.

Monday, 9th February, 1835.

The House met pursuant to adjournment.

The minutes of Saturday were read.

The hour appointed for taking into consideration the Petition of William Botsford Jarvis, Esquire, complaining of the undue election and return of James Edward Small, Esquire, as a member to represent the City of Toronto, in this present Parliament, being come—

Procedure of House in appointing a Select Committee to try the matters contained in the Petition of William Botsford Jarvis, Esq. complaining of the undue election of Jas Edward Small, Esq. as Member representing the City of Toronto.

The House proceeded to the appointment of a Select Committee to try and determine the merits of said petition.

The Sergeant-at-Arms was directed by Mr. Speaker to go with the mace to the places adjacent and require the attendance of the members on the business of the House—

And he went accordingly;

And being returned, the House was called, and more than thirty members being present;

Mr. Speaker called upon the Petitioner, his counsel or agent to appear at the Bar.

Mr. Jarvis, the Petitioner, appeared at the Bar.

Mr. Speaker then called upon the sitting member, his counsel or agent to appear at the Bar.

Mr. Small, sitting member, for the City of Toronto, appeared at the Bar in his own behalf.

Mr. Speaker then desired the Sergeant-at-Arms to lock the doors; which being done, Mr. Speaker directed the Clerk to read the order for taking the said petition into consideration.

And the same being read accordingly, and the attestation of the Speaker being taken from off the box, in which, agreeably to the Statute, the names of all the members of the House were sealed up; the same was read by the Clerk, as follows:

“I attest that this box was, on the seventh day of February, 1835, made up in my presence, in the manner directed by an Act passed in the fourth year of His late Majesty's reign, entitled “*An Act to repeal an Act passed in the forty fifth year of His late Majesty's reign, entitled “An Act to regulate the trial of controverted Elections or returns of Members to serve in the House of Assembly “and to make more effectual provision for such trials.”*”

MARSHALL S. BIDWELL,
SPEAKER.

The box was then opened and the attestation of the Clerk was taken out of the box, and read by him as follows:

“I attest that I did on Saturday the seventh day of February, 1835, in presence of the Speaker of this House, put into the box, in which this attestation is found the names of all the members composing the

City Toronto con-
tested election.

present House of Assembly, written upon slips of parchment and rolled up as directed by An Act passed in the fourth year of His late Majesty's Reign, entitled "*An Act to repeal An Act passed in the forty-fifth year of His late Majesty's Reign, entitled An Act to regulate the trial of controverted elections or returns of members to serve in the House of Assembly, and to make more effectual provision for such trials.*"

JAMES FITZGIBBON,
Clerk of Assembly.

The names of all the Members were taken out of the Box and put into three glasses.

The drawing of the names was then proceeded in and the following were drawn to which no objection was made.

- | | | |
|--------------|-----------------|----------------------------|
| 1. Cook, | 7. Hopkins, | 13. Caldwell, |
| 2. Cornwall, | 8. Alway, | 14. Robinson, |
| 3. Strange, | 9. MacNab, | 15. McDonell, of Northumb. |
| 4. Rykert, | 10. Moore, | 16. Chisholm, |
| 5. Yager, | 11. Richardson, | 17. Shibley, |
| 6. Boulton, | 12. Lount, | 18. Wells. |

On the name of Mr. Wells being drawn, Mr. Speaker informed the House that a petition had been presented to the House against the Return of the member last drawn, but that fourteen days had expired without any recognizance having been entered into by the Petitioners, their Council, or Agent.

- | | | |
|-----------------------------|----------------|-----------------|
| 19. McDonell, of Glengarry, | 21. McMicking, | 23. Woolverton. |
| 20. Duncombe, of Norfolk, | 22. Wilkinson, | |

During the drawing, the name of McLean was taken and set aside as Nominee for the Petitioner, and the name of Norton was also taken and set aside as Nominee for the sitting Member.

Twelve other names were, during the drawing, taken and set aside, viz :

6. Absent at the time of drawing.
1. Being over sixty years of age.
3. For having voted at the Election.
2. Excused, being serving on Election Committees.

12.

At a quarter before eleven o'clock, A. M., the parties, with Nicholas Crawford, Clerk to the Select Committee, retired for the purpose of striking said Committee. The names of the Members remaining in the glasses undrawn were read by the Clerk.

Petitions bro't up.
T. Wilkinson and others.

Thomas Swetman.

A. Murphy and others.

John Burns and others.

Address for Return of Magistrates read third time.

Address committed.

Mr. Robinson brought up the Petition of Thomas Wilkinson and four others, of the township of Essa, in the County of Simcoe; which was laid on the table.

Mr. Perry brought up the Petition of Joseph Swetman, Keeper of the Light House at the False Ducks Island, on Lake Ontario; which was laid on the table.

Mr. Duncombe, of Norfolk, brought up the Petition of A. Murphy and sixteen others, inhabitants of the London District; which was laid on the table.

Mr. Hopkins brought up the Petition of John Burns and one hundred and seventy two others, of the townships of Trafalgar, Esquesing, and Erin, in the District of Gore; which was laid on the table.

Pursuant to the order of the day, the address to His Excellency, the Lieutenant Governor, for a return of Magistrates, Commissioners of the Courts of Requests, &c., was read the third time.

On the question for passing the address, Mr. Morris, seconded by Mr. Norton, moves, that the address do not now pass, but that it be referred to the consideration of a Committee of the whole House forthwith.

Which was carried, and the House was put into Committee of the whole on the address.

Mr. Boulton in the Chair.

The House resumed.

Progress.

Mr. Boulton reported that the Committee had made some progress and asked leave to sit again this day.

The report was received.

Ordered, That the Committee have leave to sit again this day.

At half past eleven o'clock, A. M. the Clerk to the Select Committee delivered to the Clerk of the House a list containing the names of the nine Members unstruck, composing the Select Committee, which is as follows :

NAMES of the MEMBERS remaining on the List to try the Petition of William Botsford Jarvis, Esquire, complaining of the undue Election and Return of James Edward Small, Esquire, as a Member to serve in this present Parliament, for the City of Toronto.

- 1 Cornwall,
- 2 Rykert,
- 3 Moore,
- 4 Strange,
- 5 Chisholm,

- 6 Shibley,
- 7 Duncombe, of Norfolk,
- 8 Wilkinson
- 9 Woolverton.

Mr. Norton, Nominee for sitting Member.
Mr. McLean, Nominee for Petitioner.

Members to try the Toronto contested election.

NICHOLAS CRAWFORD,
Clerk to Committee.

The said nine members and the nominees were then severally sworn at the table, by the Clerk, in the usual manner, with the exception of Mr. Moore, who being a member of the society of Friends, affirmed. Committee sworn.

On motion of Mr. Robinson, seconded by Mr. Samson,

Ordered, That the Committee for the trial of the contested Election for the City of Toronto, do meet this day at two o'clock, P. M., in the Committee Room, No. 1, up stairs. Com. to meet at two o'clock today.

Pursuant to the order of the day, the House was again put into Committee of the whole on the Address to His Excellency. Com. again on address for return of magistrates.

Mr. Wilkinson in the Chair.

The House resumed.

Mr. Wilkinson reported the Committee had made some further progress in the address, and asked leave to sit again this day.

The Report was received.

Ordered, That the Committee have leave to sit again this day.

The Speaker left the Chair.

The Speaker resumed the Chair at 4 o'clock, P. M.

The House was again, pursuant to the order of the day, put into committee of the whole on the Address to His Excellency. Com. again on address.

Mr. Rykert in the chair.

The House resumed.

Mr. Rykert reported that the Committee had gone through the Address, and had amended the same, and directed him to report it for the adoption of the House. Address reported as amended.

On the question for receiving the report, the yeas and nays being taken, were as follows: On receiving report.

YEAS—MESSIEURS.

- | | | | |
|----------------------|------------|----------|-------------|
| Always, | Hopkins, | Norton, | Smith, |
| Bruce, | Lount, | Parke, | Strange, |
| Chisholm, | McIntosh, | Perry, | Thorburn, |
| Cook, | Mackenzie, | Roblin, | Waters, |
| Duncombe, of Oxford, | McMicking, | Rykert, | Wells, |
| Durand, | Moore, | Rymal, | Wilson, |
| Gibson, | Morris, | Shaver, | Woolverton, |
| Gilchrist, | Morrison, | Shibley, | Yager—32. |

Yeas 32.

NAYS—MESSIEURS,

- | | | | |
|-----------|-------------|-----------|---------------|
| Caldwell, | McKay, | Robinson, | Walsh, |
| Cornwall, | McLean, | Samson, | Wilkinson—11. |
| Gowan, | Richardson, | Taylor, | |

Nays 11.

The question was carried in the affirmative by a majority of twenty-one, and the report was received. Report received.

Ordered, That the Address be engrossed and read a third time this day.

Sel. Com. on Leeds
election trial present
a report.

Mr. Duncombe, of Oxford, Chairman to the Select Committee on the Leeds Contested Election, presented a report, which was received and read by the Clerk as follows :

Report.

The Chairman of the Select Committee to whom was referred the Petition of John Booth and others, complaining of the undue election and return of Robert S. Jameson and Ogle R. Oowan, Esquires, to serve as representatives in this present Parliament, for the County of Leeds, beg leave to report: That they met in the Committee Room at two o'clock this day, and without calling the names of the members of the Committee (upon the suggestion of a member of the Committee,) the Chairman moved that the Committee adjourn until ten o'clock to-morrow, and the Committee separated; but upon the suggestion of a member of the Committee and the Chairman referring to the Statute, it was thought doubtful whether by the words of the statute they ought to have attempted to adjourn in the absence of a member till three; they again met, and, at three, called the names of the Committee, when Mr. Durand was not present, altho' he had been present with the Committee at two o'clock previous to their separation.

CHARLES DUNCOMBE,
CHAIRMAN.

Committee Room, Commons House of Assembly, }
9th day of February, 1835.

Mr. Durand excus-
ed for nonattendance

Mr. Perry, seconded by Mr. Shaver, moves that Mr. Durand be excused for his non attendance at the meeting of the Committee this day for trying the contested Election for the County of Leeds, within the time prescribed by the law.

On which the yeas and nays, being taken, were as follows :

YEAS—MESSIEURS,

| | | | |
|----------------------|------------------------|-------------|-------------|
| Alway, | Hopkins, | Parke, | Strange, |
| Brown, | Lount, | Perry, | Taylor, |
| Bruce, | McDonell, of Stormont, | Richardson, | Thorburn, |
| Caldwell, | M'Intosh, | Robinson, | Walsh, |
| Chisholm, | Mackenzie, | Roblin, | Waters, |
| Cook, | McMicking, | Rykert, | Wells, |
| Cornwall, | Merritt, | Rymal, | Wilkinson, |
| Duncombe, of Oxford, | Moore, | Shaver, | Wilson, |
| Gibson, | Morris, | Shibley, | Woolverton, |
| Gilchrist, | Morrison, | Smith, | Yager—42. |
| Gowan, | Norton, | | |

Yeas 42.

Nays 3.

NAYS—MESSIEURS.

McKay, McLean, Samson,—3.

House adjourns 'till
5, p.m. to-morrow.

The question was carried in the affirmative by a majority of thirty-nine, and the absence of Mr. Durand was excused.

On motion of Mr. Perry, seconded by Mr. Duncombe, of Oxford, Ordered, That this House do now adjourn until five o'clock, P. M. to-morrow. The House then adjourned till five o'clock, P. M. to-morrow.

Tuesday, 10th February, 1835.

The House met pursuant to adjournment.

The minutes of yesterday were read.

Mr. Secretary Cameron brought down a message from His Excellency, the Lieutenant Governor, with the public accounts and estimates.

The accounts were delivered to the Clerk, at the table, and the message to the Speaker.

The message was read by the Speaker, as follows :

J. COLBORNE,

Message from His
Excellency with pub-
lic accounts and es-
timates.

The Lieutenant Governor transmits to the House of Assembly, returns of the receipts and expenditure of the Casual and Territorial Revenue for the years 1833 and 1834, and statements of the proceeds arising from the sales of Crown Lands for the years 1831, 1832, 1833, and for the half year 1834, ending in June. The returns of the Agents of the department of the Commissioner of Crown Lands will not admit of the accounts being closed for that year.

From the annexed copy of a communication to the Inspector General it will be perceived that he has been instructed to forward such further documents, vouchers or detailed statements, relative to all public expenditure and to the accounts of public accountants under the control of His Majesty Government, as may be required and specified by the House.

Message.

It appears that a general statement from 1825 to 1829, and detailed statements of the Casual and Territorial Revenue for 1830, were laid before the House in February 1831, and that previously to that period they were not transmitted without a specific reference to His Majesty's Government, in consequence of instructions from the Secretary of State for the Colonies.

Government House, 10th February 1835.

Casual and Territorial Revenue Accounts—(See Appendix.)

The Schedule of the Public Accounts was read by the Clerk as follows :

UPPER CANADA.

SCHEDULE of ACCOUNTS prepared to be laid before the first Session of the 12th Provincial Parliament.

- | | | |
|----|---|------------------------------|
| | | Schedule of public accounts. |
| 1 | Statement of Monies paid to the Receiver General of Lower Canada, between the first of July, 1833, and the first of January, 1834, arising from duties collected at the Port of Quebec. | |
| 2 | Statement of Monies paid to the Receiver General of Lower Canada, between the 1st January and 1st July, 1834, arising from duties collected at the Port of Quebec. | |
| 3 | Statement of Monies paid to the Receiver General of Lower Canada, between the 1st July, 1834, and 1st January, 1835, arising from duties collected at the Port of Quebec. | |
| 4 | Abstract of Warrants issued on the Receiver General under Provincial enactments from the sixth October to the 31st December, 1833. | |
| 5 | Statement of the Receiver General's Receipts and payments of the Provincial Revenue from the 6th October to the 31st December, 1833. | |
| 6 | Account of Revenue arising from the duties on Imports from the United States of America, from the 6th October to the 31st December, 1833. | |
| 7 | Account of Revenue from Shop, Innkeepers, Steam Boats, and Billiard Table Licences, from the 6th October to the 31st December, 1833. | |
| 8 | Account of Revenue from Licences issued to Hawkers and Pedlars from the 6th October to the 31st December, 1833. | |
| 9 | Abstract of Warrants issued on the Receiver General of the Province, under Provincial Enactments from the 1st January to the 30th June, 1834. | |
| 10 | Statement of the Receiver General's Receipts and payments of the Provincial Revenue from the 1st January to the 30th June, 1834. | |
| 11 | Abstract of Warrants issued on the Receiver General of the Province under Provincial enactments from the 1st July to the 31st December, 1834. | |
| 12 | Statement of the Receiver General's Receipts and payments of the Provincial Revenue from the 1st July to the 31st December, 1834. | |
| 13 | Account of Revenue from Shop, Innkeepers, Distillers, Steam Boat, and Billiard Table Licences from the 5th January 1834 to the 5th January, 1835. | |
| 14 | Account of Revenue from duties on Imports from the United States of America from the 1st January to the 31st December, 1834. | |
| 15 | Account of Revenue from Licences issued to Hawkers and Pedlars from the 1st January to the 31st December, 1834. | |
| 16 | Account of Revenue from Licences issued to Auctioneers, and on Sales at Auction, from the 1st January to the 31st December, 1834. | |
| 17 | Statement of Monies outstanding in the hands of Collectors and Inspectors on the 1st January, 1835. | |
| 18 | Statement of monies paid to the Receiver General since the first of January, 1835. | |
| 19 | Estimate of the Civil Expenditure of 1835. | |
| 20 | General Estimate of the Expenditure and resources of the Province for the year 1835. | |

Mr. Secretary Rowan brought down from His Excellency, the Lieutenant Governor, several messages and documents.

The messages were read by the Speaker as follows :

J. COLBORNE.

The Lieutenant Governor, with reference to an address last Session, transmits to the House of Assembly, a return of lands set apart for glebes, &c., statements of receipts and payments of monies arising from sales of Clergy Reserves by the Commissioner of Crown Lands; and other documents connected with the arrangements authorised by His Majesty's Government for the support of the Clergy. The Inspector General will furnish the Assembly with any

Message from His Excellency with statements of receipts & payments from clergy reserves.

further vouchers relative to these accounts which may be required, and specified by the House.

Government House, 10th February, 1835.

Message from His Excellency on the subject of the Erie & Ontario Rail Road Bill.

J. COLBORNE.

The Lieutenant Governor acquaints the House of Assembly that the Erie and Ontario Railway Bill, which was reserved last Session, is still under the consideration of His Majesty's Government in consequence of no clause having been inserted in the Act to protect the Crown Lands set apart for military purposes. He suggests, therefore, to the House the expediency of passing a supplementary Act restraining the Erie and Ontario Railway Company from appropriating any Crown Lands required for the Railway without the previous sanction of His Majesty's Government.

Government House, 10th February, 1835.

Message from His Excellency with report of Commissioners of Penitentiary.

J. COLBORNE.

The Lieutenant Governor transmits to the House of Assembly, the Report of the Commissioners appointed to superintend the erection of a Penitentiary in this Province.

Government House, 10th February, 1835.

Message from His Excellency with report of Commissioners of Parliament Buildings.

J. COLBORNE.

The Lieutenant Governor transmits to the House of Assembly, the Report of the Commissioners appointed to superintend the completion of the Parliament Buildings.

Government House, 10th February, 1835.

Message from His Excellency with report on Trent Bridge

J. COLBORNE.

The Lieutenant Governor transmits to the House of Assembly, the Report of the Commissioners appointed to superintend the erection of a bridge across the River Trent.

Government House, 10th February, 1835.

Message from His Excellency with report on Point Pele Light House.

J. COLBORNE.

The Lieutenant Governor transmits to the House of Assembly, the Report of the Commissioners appointed to superintend the erection of a Light House on Point Pele Island.

Government House, 10th February, 1835.

Message from His Ex'y with petition from Kingston.

J. COLBORNE,

The Lieutenant Governor transmits and recommends to the favourable consideration of the House of Assembly, the Petition of several inhabitants of the Town of Kingston, praying for aid to cut a Canal through Wolfe Island.

Government House, 10th February, 1835.

Message from His Ex'y with report of Com'rs of Toronto Harbour.

J. COLBORNE.

The Lieutenant Governor transmits to the House of Assembly, the Report of the Commissioners appointed for the improvement of the Harbour of Toronto.

Government House, 10th February, 1835.

J. COLBORNE,

The Lieutenant Governor transmits and recommends to the favourable consideration of the House of Assembly, a petition of the Committee appointed by a public meeting of the Inhabitants of the County of Simcoe, praying that Mr. Boyd may be remunerated for his survey of the proposed line of Canal to connect Lakes Huron and Simcoe.

Message from His Ex'y with petition from county Simcoe.

Government House, 10th February, 1835.

J. COLBORNE,

The Lieutenant Governor transmits to the House of Assembly the Report of the Commissioners appointed to superintend and manage the erection of an Hospital in or near the Town of Kingston.

Message from His Ex'y with report of Com'rs of Kingston Hospital.

Government House, 10th February, 1835.

J. COLBORNE,

The Lieutenant Governor transmits to the House of Assembly the Report of the Commissioners appointed to superintend the erection of a bridge across the Grand River at Dunnville.

Message from His Ex'y with report of Com'rs of Dunnville Bridge.

Government House, 10th February, 1835.

J. COLBORNE.

The Lieutenant Governor transmits to the House of Assembly, the Report of the Commissioners for the improvement of the navigation of the River St. Lawrence.

Message from His Ex'y with report of St. Lawrence Comrs.

Government House, 10th February, 1835.

(For Documents—See Appendix.)

Pet's brought up.

Mr. Robinson brought up the Petition of Francis Hewson, J. P. and eleven hundred and thirty others, inhabitants of the County of Simcoe, in the Home District; which was laid on the table.

Francis Hewson, J. P. and others.

Mr. Attorney General brought up the Petition of John McCall, of the Township of Kitley, in the District of Johnstown; which was laid on the table.

John McCall.

Mr. Strange brought up the Petition of Patrick O'Brien and one hundred others, inhabitants of the Township of Loberough; which was laid on the table.

Pat. O'Brien and others.

Mr. Parke brought up the Petition of David Sturges and sixty others, of the Township of Bayham, in the District of London; which was laid on the table.

David Sturges & others.

Mr. Parke brought up the Petition of Erastus Gilbert and two hundred and seventy-six others, of the Counties of Oxford and Middlesex; which was laid on the table.

Erastus Gilbert & others.

Mr. Lount brought up the Petition of Richard Callaghan and forty-seven others, of Tecumseth and West Gwillimbury, in the County of Simcoe; which was laid on the table.

Rich'd Callaghan and others.

Mr. Gowan brought up the Petition of Peter Schofield and sixty-three others, inhabitants of the County of Leeds; which was laid on the table.

Peter Schofield and others.

Mr. Gibson brought up the Petition of Jesse Lloyd and fifty-one others, of the Township of King, in the County of York; which was laid on the table.

Jesse Lloyd and others.

Mr. Hopkins brought up the Petition of John Mackee and one hundred and fifty-four others, inhabitants of the Townships of Garrafraxa, Erin, Eramosa, Esquesing, Nassagaweya, and Trafalgar, in the County of Halton; which was laid on the table.

John Mackee and others.

Mr. Mackenzie brought up the Petition of Thomas Burrell and eighteen others, of the Townships of Toronto, Gore of Toronto, and Chinguacousy, in the County of York; which was laid on the table.

Tho's Burrell and others.

Pursuant to the order of the day, the address to His Excellency, the Lieutenant Governor, for information relative to Justices of the Peace, Commissioners of the Courts of Requests, &c. &c. was read the third time.

Address to His Excellency for return of Justices, &c. read third time.

On passing.

On the question for passing the same, the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------|---|--|--|---|
| Yeas 31. | Attorney General, Bruce, Chisholm, Cook, Duncombe, of Norfolk, Gibson, Gilchrist, Hopkins, | Lewis, Lount, McDonell, of Stormont, McIntosh, Mackenzie, McMicking, Moore, Morrison, | Norton, Parke, Perry, Roblin, Rykert, Rymal, Shaver, Shibley, | Smith, Thorburn, Waters, Wells, Wilson, Woolverton, Yager—31. |
|----------|---|--|--|---|

NAYS—MESSIEURS,

| | | | | |
|----------|--|---|-------------------------------------|-----------------------|
| Nays 11. | Caldwell, Gowan, McDonell, of Glengarry, | McDonell, of Northumb. McKay, McLean, | Richardson, Robinson, Samson, | Strange, Walsh—11. |
|----------|--|---|-------------------------------------|-----------------------|

The question was carried in the affirmative by a majority of twenty, and the address was passed and signed by the Speaker, and is as follows :

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

MAY IT PLEASE YOUR EXCELLENCY,

Address for return of Justices, &c.

We, His Majesty's most dutiful and loyal subjects, the Commons of Upper Canada in Provincial Parliament assembled, humbly request that your Excellency would be graciously pleased to lay before this House, a return of the Justices of the Peace and Commissioners of the Courts of Requests for the several Districts, shewing the date of their commissions and mode of their appointments, whether by and with the advice and consent of His Executive Council or otherwise.

Copies of any instructions to Collectors of Customs, Sheriffs, Clerks of the Peace, and other Officers, respecting their giving a personal attendance to the duties of their respective situations.

A return of persons who were members of the last House of Assembly, who have accepted offices of emolument under the Provincial Government since the general election, 1830—with the places or situations given them, and whether given with or without the advice and consent of the Executive Council.

A return of all members of this House who hold offices or employments of profit and emolument under the British or Colonial Governments, or who enjoy pensions, half-pay, or retired allowances, during the pleasure of the Crown, describing the offices so held, and the nature and extent of the duties to be performed by the incumbents.

Also, whatever information it may in the opinion of your Excellency be proper to communicate to this House, respecting the powers, duties and responsibilities of the Executive Council; how far that Honorable body is responsible for the acts of the Executive Government, and how far the Lieutenant Governor is authorised by His Majesty's instructions to act without or against their advice.

MARSHALL S. BIDWELL,

Speaker.

Commons' House of Assembly, }
 10th February, 1835. }

Finance Committee to be ballotted tomorrow.

On motion of Mr. Perry, seconded by Mr. Bruce,
Ordered, That this House do, on to-morrow at five o'clock, choose a Committee of seven persons, by ballot, to whom shall be referred the Public Accounts sent down to the House this day.

Message from His Ex'y on Erie & Ontario rail road bill, referred.

On motion of Mr. Attorney General, seconded by Mr. Richardson,
Ordered, That the message from His Excellency, the Lieutenant Governor, upon the Erie and Ontario Railway Bill, be referred to a Select Committee, consisting of Messrs. Attorney General, Thorburn, Richardson, and McMicking, with liberty to report thereon by bill or otherwise.

On motion of Mr. Perry, seconded by Mr. Bruce,
Ordered, That the message of His Excellency and accompanying documents of this day relative to the Clergy Reserves, be referred to the Committee to whom was referred the Clergy Reserve Bill.

Message and documents on Clergy Reserves referred.

On motion of Mr. McLean, seconded by Mr. Robinson,
Ordered, That three hundred copies of the Report of the Commissioners for the improvement of the Saint Lawrence, be printed for the use of Members.

Report on St. Lawrence improvement to be printed.

On motion of Mr. Perry, seconded by Mr. Bruce,
Ordered, That an address be presented to His Excellency the Lieutenant Governor, thanking him for his several messages of this day, and informing His Excellency that this House will take the same into their consideration, and that Messrs. Norton and Wells, be a Committee to draft and report the same.

Address of thanks to be sent to His Exy

On motion of Mr. Robinson, seconded by Mr. McLean,
Ordered, That the message of His Excellency, the Lieutenant Governor, respecting the remuneration of Thomas Boyd for expenses incurred in surveying a route for a Canal between Lakes Simcoe and Huron, be referred to the Committee of Supply.

Message of H. E. with petition from county of Simcoe, referred.

Mr. Mackenzie, seconded by Mr. Gibson, moves that the Clerk and Sergeant at Arms be directed to lay before this House, as soon as they can be prepared, accounts, in detail, shewing the whole expenses of their respective offices, from the time when the last contingent accounts were passed in the Eleventh Parliament up to this date—Shewing also what tradesmen's accounts, and wages, or other remuneration of Clerks, Servants, and Workman, remain unpaid; and that in that statement there be included the Postage Account of the House up to this date, and that with the accounts so to be made and laid before the House with the vouchers, a table be made out of all sums paid to the officers, clerks and servants to this House, as wages, salary, allowances, extra pay, or otherwise, including the several salaries allowed by law.

Clerk and Serg't at Arms to lay upon the table statements of their expenses &c

On which the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

| | | | |
|-----------------------|-------------------------|-------------|-------------|
| Alway, | Lount, | Norton, | Smith, |
| Att'y General, | McDonell, of Glengarry, | Perry, | Strange, |
| Bruce, | McDonell, of Stormont, | Richardson, | Thorburn, |
| Chisholm, | McIntosh, | Robinson, | Walsh, |
| Cook, | McKay, | Roblin, | Waters, |
| Duncombe, of Norfolk. | Mackenzie, | Rykert, | Wells, |
| Gibson, | McLean, | Rymal, | Wilson, |
| Gilchrist, | McMicking, | Samson, | Woolverton, |
| Hopkins, | Moore, | Shaver, | Yager—89. |
| Jones, | Morrison, | Shibley, | |

Yeas 39.

NAYS—MESSIEURS,

| | | | |
|-----------|--------|------------------------|-----------|
| Caldwell, | Lewis, | McDonell, of Northumb. | Parke,—5. |
| Gowan, | | | |

Nays 5.

The question was carried in the affirmative by a majority of thirty-four, and ordered accordingly.

Agreeably to the order of the day, the address to His Excellency, the Lieutenant Governor, for return of monies paid to different denominations of Clergy, &c. &c., was read the third time.

Address on money paid to the Clergy read 3rd time.

On the question for passing the same,

Mr. Norton, seconded by Mr. Robinson, moves in amendment, that the address do not now pass, but that it be referred to a Committee of the whole House on Thursday next, and that it be the first item on the order of the day.

Passing of address postponed 'till Thursday.

Ordered.

Agreeably to the order of the day, the address to His Excellency, the Lieutenant Governor, on the composition of the Executive Council, &c. &c., was read the third time, passed and signed by the Speaker, and is as follows:

Address to H. E. on composition of Execu. Council &c. passed.

To His Excellency, Sir John Colborne, Knight Commander of the most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, Major

*General Commanding His Majesty's Forces therein,
&c. &c. &c.*

MAY IT PLEASE YOUR EXCELLENCY,

Address.

We, His Majesty's most dutiful & loyal subjects, the Commons of Upper Canada, in Provincial Parliament assembled, humbly request that Your Excellency would be pleased to lay before this House copies of any communications or despatches received from His Majesty's Government since the eighth of November, 1832, relative to certain changes said to be contemplated by His Majesty's Government in the composition, duties, and responsibilities of the Executive Council.

*Commons' House of Assembly, }
10th February, 1835. }*

MARSHALL S. BIDWELL.

Speaker.

Com. to present
address.

On motion of Mr. Mackenzie, seconded by Mr. Roblin,
Ordered, That Messrs. Waters and Gibson be a Select Committee to present to the Lieutenant Governor the addresses agreed to this day.

Petitions read.

J. Johnston praying that the election for the county of Carleton may be set aside.

Pursuant to the order of the day, the Petition of James Johnston of Bytown, County of Carleton, in the District of Bathurst, Esq., setting forth, that at the late election for said County, Petitioner was duly proposed as a candidate to serve as representative in the present Parliament; that the said election was regularly proceeded in until Saturday, the last day of election; that the Returning Officer, by consent of the candidates, had determined to keep the poll open until the latest period of the last day; that many of the supporters of Petitioner, relying on the faith of this declaration, did not arrive at the poll until Saturday; that Petitioner, on Saturday morning, was the third candidate on the Poll Book, yet had every reason to believe that before the poll would have closed that day he would have had the largest number of votes, as a great number of his supporters had not been forward; that about five o'clock Petitioner left the hustings in order to collect and bring forward his voters, and on his return, in about ten minutes, he learned from the Returning Officer that he would receive no further votes—Petitioner remonstrated with the Returning Officer as violating the understanding entered into at the commencement of the polling, but the said Returning Officer, although fully aware that a large number of voters were present ready to vote, refused to continue the polling, and declared John B. Lewis and E. Malloch, Esqrs. duly elected, and praying that the said election may be declared void, and a new election ordered; and also that the House do take the illegal and improper conduct of the Returning Officer into consideration. The Petition of John McCarroll and twenty others, of the township of Adjala, in the County of Simcoe, alleging that Robert Keenan has at various times been appointed Commissioner to expend money granted by the Legislature for the improvement of certain Roads in said township of Adjala; that in the execution of his duty he has acted illegally and partially, and praying that the said Robert Keenan may not in future be entrusted with expending public money. The Petition of Crowell Wilson, and sixteen others, of the Township of Willoughby, in the District of Niagara, stating that from the increased population of the District, the period has arrived which renders it necessary, for the convenience of the inhabitants, that the Court House should be placed in some more central part of the same, and praying that the House will appoint one person from each Township to select the most suitable spot, at or near to the centre, for the site of the County Town, and that an additional tax may be levied on the inhabitants of the District, to defray the expense of erecting a gaol and Court House, which will prove far less burthensome than the expense now incurred by travel, &c. owing to the improper situation of the District Town. The Petition of Richard Yokum and sixty-one others, inhabitants of the Township of Crowland. The Petition of Duncan McFarland and one hundred and sixteen others of the Township of Thorold; both in the District of Niagara, stating and praying the same as Petition of Crowell Wilson and others. The Petition of J. Marks, and five hundred and fifty others, inhabitants of the Midland District, setting forth that large tracts of Land, consisting of many Townships, situate to the North, in rear of the settled parts of said District, though long since surveyed, have as yet no settlers, principally arising from the impediments and obstructions in approaching said lands—consisting of Rivers, Lakes, and Swamps; that there is but one place through which a road could be carried between the Thirteen Island Lake and

John McCarroll & others complaining of Robt. Keenan as a road commissioner

Crowell Wilson and others praying for more central site to be appointed for district town.

Richard Yokum and others, and D. McFarland & others praying the same.

J. Marks & others praying for aid for roads.

Long Lake; and praying that the sum of one thousand two hundred pounds may be granted to open a road into the territory above-mentioned. The Petition of Joseph A. Keeler and two hundred and twenty-three others, of the Township of Cramahe, in the District of Newcastle, which after setting forth the great apprehensions of danger entertained by petitioners from the present system of allowing certain articles of produce and mechanism from the United States, prays that a protecting Statute be passed, having for its design and effect the protection and security of the farmer, and the prosperous advantage of the Agricultural interests of the Province, thereby warranting the grower to expect such a remunerating price for his produce as will afford him encouragement to apply his industry in raising an increase yearly. The Petition of D. McKinnon and two hundred and three others, inhabitants of the District of Bathurst, stating that from the increased population of the Province, and the consequent increase of its staple productions, an extension of the circulating medium in Upper Canada is, in the opinion of your Petitioners, imperatively required; and praying that the Capital Stock of the Commercial Bank of the Midland District may be increased to two hundred thousand pounds. The Petition of J. R. Harris, and seven hundred and twenty-three others, inhabitants of the County of Oxford, setting forth the inconvenience Petitioners are put to from the position of their present Court House being situate almost at the extremity of the District—that many have to travel a distance of sixty miles to attend the Assizes and Quarter Sessions, thereby sustaining great expense and loss of time, and from such circumstance many are induced to forego their just and natural rights in the instance of debts, rather than incur the rigour of a long journey through bad roads and at an inclement season of the year. That the population of said County *exceeds ten thousand souls*—that the extent of cultivation and central situation of the County is scarcely equalled by any in the upper part of the Province, and praying that the District of London may be divided, and the County of Oxford made a separate District, and also that the Town Plot of Blandford be the District Town. The Petition of James Cotton and fifty-nine others, of the Township of Chinguacousey, in the County of York, stating that the road called Hurontario Street is that which is most commonly used to reach the back Townships to the Northwest of Chinguacousey—that said road is very much broken by the frequent crossing of the Etobicoke Creek, that though much labour, both statute and voluntary has been done on it, it will be many years before it can be made good—and praying that a sum of money be granted to improve said road from the town line of Toronto to the town line of Caledon. The Petition of Ezekiel Foster and sixty-nine others, inhabitants of the District of London, praying that a Bill may be passed authorising His Excellency the Lieutenant Governor, to appoint District Medical Boards, consisting of five or more persons legally authorised to practice Surgery and Midwifery within this Province, any three whereof to be a quorum to hear and examine all persons desirous to apply for a license to practice the professions aforesaid, with such details and provisions in the said Bill as to your Honorable House may seem meet.—The Petition of John Stewart and ninety-five others, inhabitants of the County of Middlesex—praying for the grant of a further sum of money to be applied to the remodelling of works at Port Stanley, at the mouth of Kettle Creek, in the District of London, or to the making of such alterations as may make said port a permanent Harbour, and otherwise to render it more convenient for the purpose of general accommodation. The Petition of Donald McIntosh and sixty-three others, inhabitants of the County of Middlesex, stating, that in the year 1831, Ryan and Rand contracted to finish the new work at Kettle Creek, and that Moore, Page and Eddison were their sureties; that the Piers were completed and the contractors assiduously engaged at deepening the harbour, when Ryan, in 1832, died of the cholera, which left the completion of the work to devolve on the said Rand; that said Rand, finding it impracticable to excavate the harbour according to agreement on account of the sand filling up as fast as he removed it, left the Province, by which the sureties were rendered liable for the penalty of their bond or to complete the undertaking—that said sureties have made several unsuccessful attempts to complete the work, at a serious loss to themselves, and praying the House to take into consideration the case of said sureties and relieve them from their obligations. The Petition of James Hamilton and fifty-six others, inhabitants of the County of Middlesex, stating and praying the same as petition of Donald McIntosh and others. The Petition of William Weller of the City of Toronto, stating that five hundred pounds has been appropriated for the building

Joseph A. Keeler and others praying for a protecting duty to be imposed on importations from the United States.

D. McKinnon and others praying that the capital stock of Com. Bank may be increased.

J. R. Harris and others praying for the division of the district of London.

James Cotton and others praying for aid for roads.

Ez'l Foster and others, praying the erection of District medical boards.

John Stewart and others praying for aid for making permanent the harbour of Port Stanley.

Donald McIntosh and others, praying that the sureties of Ryan & Rand, contractors for the Kettle Creek Harbour, may be relieved of their responsibility.

James Hamilton and others praying the same.

Wm Weller praying that the sum of £600 may be granted

to complete bridge & hill at the Rouge.

Sam'l Price, sent and others praying for aid for road and bridge.

Simon Kellogg & others praying for £100 for making a certain road near Presqu' Isle.

Simeon Kellogg & others praying to be incorporated.

Lewis Stiles and others praying that in case the village of Cobourg should be incorporated, the village of Amherst may not be included.

Richard Hare and others, praying to be incorporated for the purpose of erecting a harbour at Dean's Creek.

Simeon Ashley and others, praying that the county of Hastings may be erected into a separate district.

of a bridge and cutting down the hill on the East side of the River Rouge; that petitioner contracted for the performance of the work, but from the nature of the soil a short distance below the surface, the work is rendered much more difficult than he had anticipated—that the sum granted has been expended and there is still much more to be done; and prays that the sum of six hundred pounds be granted to finish and complete the work. The Petition of Samuel Price, Senior, and twenty-eight others, inhabitants of the Township of Toronto, County of York, alledging that the old line of road between Lots eight and nine in the first and second Concessions North of Dundas Street, and leading to said Street from the second and third Concession line East of the centre road, and upon which much statute labor has been done for nine years, was erroneously laid out by the Surveyor and illegally presented; that the said line has been re-surveyed, and praying that assistance may be rendered by granting the sum of fifty pounds, to be expended in bridging, taking out stumps, &c.—and also that the like sum of fifty pounds be granted on the said second and third Concession line at Lot number thirteen where the Etobicoke River and a small stream adjacent thereto have washed the road away. The Petition of Simeon Kellogg and twenty-three others, inhabitants of the Townships of Murray and Cramahe, in the District of Newcastle, stating that petitioners have commenced the erection of a wharf and store house, before the allowance for road on Freeman's Point at the harbour of Pressquise, and contemplate the finishing the same by the opening of the navigation, at their own expense, and pray to be allowed the sum of one hundred pounds to assist them in making good the road leading to said wharf. The Petition of Simeon Kellogg and twenty-nine others, inhabitants of the District of Newcastle, stating that the construction of a safe and commodious wharf and ware-house on Freeman's Point at Pressquise Harbour would manifestly tend to the improvement of the agricultural and commercial community of that part of the Province; that Petitioners have commenced building a wharf and contemplate finishing it by the opening of the navigation—they are building it by subscription, in shares of six pounds five shillings each; the stock subscribed is six hundred pounds, which makes the whole amount, and pray that they may be incorporated as a Company by and under the name & style of the "President, Directors & Company of the Freeman Point Wharf & Ware House Company," with suitable provisions for the government of the same, &c. The Petition of Lewis Stiles & thirty-seven others, of the Village of Amherst, in the District of Newcastle, calling the attention of the House to the inconveniences that would accrue to them, and the Province generally, by incorporating the the Town of Cobourg, annexing Amherst thereto, and constituting Cobourg the District Town, that it may return a member to Parliament, as it is expected will be the prayer of a petition about to be presented to the House. That the distance between Amherst and Cobourg is such, that, in case Cobourg should be chosen as the location of the market, would be a great grievance to petitioners—that in the levying and distribution of the rates and taxes the majority Cobourg would furnish to the Council, and the partial improvement of Cobourg would all tend to the prejudice and injury of those parts of the body corporate lying more remote. That if the prayer of the petition from Cobourg be granted, petitioners pray that Amherst may be a separate and unconnected ward; and vested with levying, collecting and distributing of its own taxes—further that petitioners cannot willingly consent that the votes at election should be by ballot, nor the inhabitants of Amherst placed in the power of a Cobourg committee. The Petition of Richard Hare and thirty others, of the Village of Grafton, Township of Haldimand, District of Newcastle, stating that the said Village of Grafton is advancing rapidly in population and commerce, but much checked in its prosperity from the want of a harbour—and praying that an Act may be passed authorising a Joint Stock Company for the purpose of erecting a harbour or wharf on the lake shore, near what is called Dean's Creek, to embrace lots Nos. 20 and 21, in concession B, of said Township of Haldimand, upon such equitable principles as to the House may seem meet. The Petition of Simeon Ashley and fifty-six others, inhabitants of the County of Hastings, remonstrating against any petition which may be sent in by the inhabitants of the eastern part of the District of Newcastle, to be set apart as a separate District, and annexing thereto the western townships of the Midland District as being an infringement upon the just claims of the County of Hastings, and praying that, as the inhabitants of the remote Townships of the County of Hastings have to travel from sixty to one hundred miles through bad roads, increasing greatly the fees and expenses necessarily attending suits, while the District Town

is at such a distance from them—the said County of Hastings may be set apart as a separate District, with the Town of Belleville for its District Town. The Petition of David VanVolkenburgh, late a private in the Glengarry Regiment—shewing that petitioner entered said Regiment in 1812 under Colonel Francis Battersby, in the Company of Captain James Fitzgibbon—that on the 25th July, 1814 he was wounded in the foot at the battle of Lundy's Lane, whereby he is disabled from earning a competent living—that he was discharged on 1st April, 1815, and praying for a suitable pension to maintain himself and family. The Petition of Hurlbert Williams and six others, of the Township of Ameliasburgh, District of Prince Edward, praying the House not to entertain a petition expected to be presented desiring to have established Mr. Wilmot's survey of several of the concession lines in the said Township of Ameliasburgh, and to establish the front posts of the lots in the third concession as the rear angles of corresponding numbers in the second concession. To the former part of this request, petitioners have no objection, but respectfully remonstrate against the last part of it, as, in the opinion of petitioners, the granting such a request would be contrary to the spirit, meaning and intention of all existing statutes regarding lines and surveys—that expenses would be increased and the courses of the deeds broken up. The Petition of Charles Handy and twenty-one others, of the Township of Essa, in the Home District, stating that the improvement of the west side of the Notawasauga River is greatly retarded by the large hills on each side of said river, between lots five and six in the fifth and sixth concession of said township, and from the badness of the road between said lots five and six, from the first to the eighth concessions inclusive, and praying that the sum of thirty pounds be granted for the improvement of said hills and road. The Petition of Alexander Hill and twelve others, of the town line of Essa and Tosorontio, shewing that the said line has been cut open from lot number ten to the foot of the township—that it would be of great advantage to open the line from lot number ten to the head of the township to join the Sunnidale road to Lake Huron and Barry, the distance to be opened is about eight miles, one mile of it to be causewayed and two log bridges made over two branches of the Notawasauga, and praying assistance in opening said line. The Petition of James Reekie, of the Township of Georgina, in the Home District, an Executor of the last Will and Testament of the late Arthur Money, of the Township of Brock, stating that the said Will is illegally executed, and has but two witnesses, by which petitioner cannot legally execute its requirements—that sundry debts are standing against the Estate preferred by persons much in need of their dues, and prays that an Act may be passed authorising petitioner to execute the several conditions of the said Will—were read.

David Van Volkenburgh praying for a pension.

Hurlbert Williams praying that a certain petition relating to a survey in Ameliasburgh may not be entertained.

Chas Handy and others praying for aid for roads.

Alexander Hill and others praying aid for roads.

Jas Reekie praying for authority as an executor.

Mr. Bruce gives notice that he will, on to-morrow, move for leave to bring in a bill, making it imperative on the Magistrates of the several Districts to number all bills which may be allowed by them in Quarter Sessions; and that the several Treasurers shall pay the same in rotation, beginning at number one.

Notice of magistrates bill.

Mr. Gibson gives notice that he will, on to-morrow, move for the reading of that part of the Journals of this House, of the second Session of the last Parliament, which refers to the Petition of Matthew Priestman and others, of the township of Etobicoke, praying for pecuniary aid to assist in building a Bridge across the west branch of the Humber.

Notice for reading Journals on petition of Matthew Priestman.

On motion of Mr. Woolverton, seconded by Mr. Wilson,

Ordered, That the Petition of Moses Brady and others, be referred to a Select Committee, to be composed of Messrs. Woolverton, Merritt, Rykert, Thornburn and McMicking, with power to send for persons and papers, and to report thereon by bill or otherwise.

Petition of Moses Brady and others, referred.

On motion of Mr. Roblin, seconded by Mr. Wilson,

Ordered, That the Petition of Hurlbert Williams and others, be referred to the Committee to which was referred the Petition of Samuel Peterson and others.

Petition of H. Williams and others referred.

On motion of Mr. Lount, seconded by Mr. Parke,

Ordered, That the Petition of John McCarroll and twenty others, be referred to the Committee on Grievances.

Petition of John McCarroll & others referred.

On motion of Mr. McLean, seconded by Mr. Samson,

Ordered, That the Petition of Donald McDermid be referred to a Select Committee, with power to send for persons and papers, and that Messrs. McLean, McDonell, of Glengarry, and Robinson, do compose the said Committee.

Petition of D. McDermid referred.

Petition of Wm. Weller referred.
 On motion of Mr. Morrison, seconded by Mr. Shibley,
Ordered, That the Petition of William Weller be referred to a Select Committee, to be composed of Messrs. Morrison, Norton, Wells, and McIntosh, with power to send for persons and papers and to report thereon.

Petition of Hurd & others, Eastman & others, and Mix and others referred.
 On motion of Mr. Wells, seconded by Mr. Morrison,
Ordered, That the Petitions of Tyrus Hurd and others, Edward Mix and others, and John Eastman and others, all inhabitants of the County of Grenville, be referred to the Committee to whom was referred the Petition of Daniel Armstrong and others, inhabitants of the District of Gore.

Petition of John Marks and others, referred.
 On motion of Mr. Shibley, seconded by Mr. Yager,
Ordered, That the Petition of John Marks and others, be referred to a Select Committee, composed of Messrs. Shibley, Strange, Wells, and Roblin, to report thereon.

Petition of J. Reekie referred.
 On motion of Mr. McIntosh, seconded by Mr. Gibson,
Ordered, That the Petition of James Reekie, be referred to a Select Committee, composed of Messrs. McIntosh, Samson, and Morrison, with power to report thereon by bill or otherwise.

Petition of S. Kellogg and others referred. (1)
 On motion of Mr. Gilchrist, seconded by Mr. Yager,
Ordered, That the Petition of Simeon Kellogg and others, praying for an Act of Incorporation for a Joint Stock Company, be referred to a Special Committee, consisting of Messrs. Gilchrist, McIntosh, and Wilson, to report by bill or otherwise.

Petition of S. Kellogg and others referred. (2)
 On motion of Mr. Gilchrist, seconded by Mr. Roblin,
Ordered, That the Petition of Simeon Kellogg and others, praying for a grant of money, be referred to the Committee of Supply.

Erie and Ontario rail road bill reported and read.
 Mr. Attorney General, from the Select Committee to which was referred the message of His Excellency the Lieutenant Governor, on the subject of the bill passed at the last Session of the Provincial Parliament, authorising the construction, by a Joint Stock Company, of a Rail Road between Lakes Eric and Ontario, and reserved for the signification of His Majesty's pleasure thereon, informed the House that the Committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

The report was received, and the bill to amend the bill entitled "*An Act to incorporate certain persons therein named under the style and title of the Erie and Ontario Rail Road Company*," was read a first time.

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

Mr. Roblin, from the Select Committee to which was referred the Petition of Aaron D. Dougall and others, presented a report, which was received and read.

(Report, See Appendix.)

Report referred.
 On motion of Mr. Roblin, seconded by Mr. Wilson,
Ordered, That the report of the Select Committee to whom was referred the Petition of Aaron D. Dougall and others, be referred to a Committee of the House on to-morrow.

Com. to draft address on the subject of the York General Hospital reports.
 Mr. Roblin, from the Select Committee to draft an address to His Excellency, the Lieutenant Governor, pursuant to a resolution of this House on the subject of the York General Hospital and Dispensary, reported a draft which was received, read twice, concurred in and ordered to be engrossed and read a third time to-morrow.

Message to be sent to the Leg. Council for certain members to attend committee on grievances.
 Mr. Mackenzie, seconded by Mr. McMicking, moves, that a message be sent to the Honorable the Legislative Council, to request that they will give leave to the Honorable and Venerable Archdeacon Strachan, member of the Executive Council, the Honorable George Herkimer Markland, Inspector General of Public Accounts, the Honorable John Henry Dunn, Receiver General, and the Honorable Peter Robinson, Commissioner of Crown Lands, Members of that House, to attend this House in order to their being examined as witnesses before the Committee on Grievances, and to whom the Despatch of His Majesty's Principal Secretary of State for the Colonies, to the Lieutenant Governor of this Province, of date the 8th of November, 1832, stands committed.

Which was carried, and Messrs. Mackenzie and McMicking were ordered by the Speaker to carry up the message.

Provincial Bank bill read 2nd time & committed.
 Pursuant to the order of the day, the Provincial Bank Bill was read the second time.

Ordered, That the bill be referred to a Committee of the whole House to-morrow.

On motion of Mr. Roblin, seconded by Mr. Cook,

Ordered, That this House do now adjourn till to-morrow at five o'clock, P. M.

The House then adjourned till five o'clock, P. M. to-morrow.

House adjourns 'till 5 p.m. tomorrow.

Wednesday, 11th February, 1835.

The House met pursuant to adjournment.

The minutes of yesterday were read.

Pursuant to the order of the day, the House proceeded to ballot for a Committee on Finance, when the following names were drawn :

House ballots for Committee on Finance.

Morris,
Norton,
Duncombe, *of Oxford*,
Thorburn,
Mackenzie,
Morrison,
Perry.

Mr. Roblin brought up the Petition of Benjamin Hubbs and eighty-three others, inhabitants of the County of Prince Edward; which was laid on the table.

Petitions brought up. Benjamin Hubbs and others.

Mr. Thorburn brought up the Petition of William Forsyth of Niagara Falls; which was laid on the table.

Wm. Forsyth.

Mr. Alway brought up the Petition of Rollin H. Pelton and fifty-six others, of the Districts of London and Gore; which was laid on the table.

R. H. Pelton and others.

Mr. Merritt brought up the Petition of John Unsworth, and one hundred and seventy-eight others, of the Townships of Howard, Harwich, Raleigh and Orford, in the Western District; which was laid on the table.

John Unsworth & others.

Mr. Robinson brought up the Petition of William Hammell, Senior, and sixty nine others, of the Townships of Tecumseth and Adjala, in the Home District; which was laid on the table.

William Hammell sen. and others.

Mr. Mackenzie brought up the Petition of Captain John McCuaig of the Seignory of New Longueuil, District of Vaudrueil, Province of Lower Canada; which was laid on the table.

Capt. McCuaig.

Mr. Mackenzie brought up the Petition of Love Newlove, and eighty-six others, of the Township of Albion, in the County of York; which was laid on the table.

Love Newlove and others.

Mr. Mackenzie brought up the Petition of Joseph Watson and thirty-nine others, inhabitants of the Home District; which was laid on the table.

Jos. Watson and others.

Mr. Thorburn brought up the Petition of John De Cow, Senior, and twenty-six others, inhabitants of the District of Niagara; which was laid on the table.

John De Cow and others.

Mr. Gibson from the Committee to wait upon His Excellency, the Lieutenant Governor, with the several addresses of this House for returns of Justices, Commissioners of Courts of Requests, &c. &c., and information relating to the composition, duties and responsibilities of the Executive Council, reported delivering the same; and that His Excellency had been pleased to return the following answers :

Committee to present addresses report answers.

(To the former.)

GENTLEMEN,

I will transmit to the House of Assembly, such information on the subjects mentioned in this address, as I may think it right to communicate to the House.

Answer (1)

(To the latter.)

GENTLEMEN :

I have received no communications or despatches from His Majesty's Government on the subjects mentioned in this address.

Answer (2)

Address for information on York hospital &c. passed.

Pursuant to the order of the day, the address to His Excellency for information on the subject of the York Hospital and Dispensary was read the third time, passed and signed, and is as follows :

To His Excellency, Sir John Colborne, Knight Commander of the Most Honorable Military Order of the Bath, Lieut. Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein, &c. &c. &c.

Address.

MAY IT PLEASE YOUR EXCELLENCY,

We, His Majesty's dutiful and loyal subjects, the Commons of Upper Canada, in Provincial Parliament assembled, humbly request that Your Excellency will be pleased to cause to be laid before this House an account in detail, shewing from what funds the York General Hospital and Dispensary were built, and the cost, with the details of the expenditure each year ; and a statement of the receipts from whatever source derived ; also a list of the deaths, and the dismissals, whether cured or incurable ; with the regulations of the Hospital ; and a copy of the deed or deeds of trust, pointing out what lands belong to the institution.

MARSHALL S. BIDWELL,
Speaker.

*Commons House of Assembly, }
11th February, 1835. }*

Com. to present address.

On motion of Mr. Mackenzie, seconded by Mr. Roblin,
Ordered, That Messrs. Morrison and Small be a Committee to present the address.

Petitions read.

Tho's Wilkinson and others praying aid for roads.
Jos Swetnan praying that his salary may be restored.

Pursuant to the order of the day, the Petition of Thomas Wilkinson and four others, of the Township of Essa, in the County of Simcoe, praying for pecuniary assistance to open a road. The Petition of Joseph Swetman, Keeper of the Light House at the False Ducks Island, in Lake Ontario, praying that he may be allowed the same amount of salary as was given him when appointed, and that what has been taken from his salary may be restored to him. The Petition of A. Murphy and sixteen others, inhabitants of the District of London, praying for the establishment of District Medical Boards ; and the Petition of John Burns & one hundred & seventy-two others, of the Townships of Trafalgar, Esquesing and Erin, in the District of Gore, praying for pecuniary aid to improve a certain road—were read.

A. Murphy and others praying for the establishment of dis't medical boards.
Jno Burns & others praying aid for roads.

Committee on contingencies appointed

On motion of Mr. Alway, seconded by Mr. Parke,
Ordered, That Messrs. Alway, Morrison, Walsh, Thorburn and Lount be a Select Committee to consider and report from time to time, during the Session, on the Contingencies of this House.

Notice of Select Com. on law authorising imprisonment for debt.

Mr. McDonell, *of Stormont*, gives notice that he will, to-morrow, move for leave to appoint a Committee to enquire into the present law which authorises imprisonment for debt, and that they have leave to report by bill or otherwise.

Pet's of J. Stewart and others, Don. Mc Intosh and others, and Jas Hamilton & others, referred.

On motion of Mr. Duncombe, *of Oxford*, seconded by Mr. Caldwell,
Ordered, That the Petitions of John Stewart and others ; and Donald McIntosh and others, and of James Hamilton and others, be referred to a Select Committee to be composed of Messrs. Duncombe, *of Oxford*, Perry, Walsh, Moore and Alway, with power to send for persons and papers, and report thereon, by bill or otherwise.

Pet. of J. R. Harris and others referred.

On motion of Mr. Duncombe, *of Oxford*, seconded by Mr. Caldwell,
Ordered, That the Petition of J. R. Harris and others be referred to a Select Committee to be composed of Messrs. Duncombe, *of Oxford*, Duncombe, *of Norfolk*, Alway, Parke and Walsh, with power to send for persons and papers, and report thereon, by bill or otherwise.

Pet. of John Watson and others referred.

On motion of Mr. Macnab, seconded by Mr. Brown,
Ordered, That the Petition of John Watson and others, of the District of Gore, be referred to a Select Committee consisting of Messrs. Macnab, Merritt and Boulton, and that they have power to send for persons and papers, and to report thereon, by bill or otherwise.

Pet. of A. Choats and others referred.

On motion of Mr. Macnab, seconded by Mr. Wilkinson,
Ordered, That the Petition of A. Choats and others, of the District of Gore, be referred to the Committee to whom was referred the petition of William Blaikie and others.

On motion of Mr. Durand, seconded by Mr. Rymal,
Ordered, That the Petition of Manuel Overfield and others, of Dundas, in the District of Gore, be referred to the Committee to whom was referred the petition of Thomas Crooks and others, of Flamboro' West.

Pet. of M. Overfield and others referred.

On motion of Mr. Perry, seconded by Mr. Norton,
Ordered, That the Petition of John John Macaulay, Esquire, Chairman of the Quarter Sessions of the Midland District, on the subject of insane persons, be referred to a Select Committee, with power to send for persons and papers, and leave to report thereon; and that Messrs. Duncombe, Bruce, Smith, Morrison and Gilchrist do compose said Committee, and that five hundred copies of the said petition be printed for the use of members.

Pet. of John Macaulay Esq. refer'd.

On motion of Mr. MacNab, seconded by Mr. Wilkinson,
Ordered, That the Petition of Colin C. Ferrie, and others, of the Districts of London and Gore, be referred to a Select Committee, consisting of Messrs. MacNab, Samson, Rymal, and Richardson, with power to send for persons and papers, and to report thereon by bill or otherwise.

Pet. of C. C. Ferrie and others refer'd.

On motion of Mr. Strange, seconded by Mr. McKay,
Ordered, That the Petition of George W. Yarker and William Jackson, be referred to a Select Committee, to consist of Messrs. Strange, Walsh, Cornwall, and Duncombe, of Oxford, with power to send for persons and papers and report by bill or otherwise.

Pet's of Geo. W. Yarker and William Jackson referred.

On motion of Mr. MacNab, seconded by Mr. Caldwell,
Ordered, That the Petition of William J. Kerr, be referred to a Select Committee, consisting of Messrs. MacNab, Merritt, and Richardson, with power to send for persons and papers and to report thereon.

Petition of W. J. Kerr referred.

On motion of Mr. Jones, seconded by Mr. Shaver,
Ordered, That the Petition of Daniel Jones and others, be referred to a Select Committee, to be composed of the following persons, viz: Messrs. Jones, MacNab, Richardson, Wells and Wilson, with power to report thereon by bill or otherwise.

Pet. of D. Jones & others referred.

On motion of Mr. Hopkins, seconded by Mr. Rymal,
Ordered, That the Petition of John Burns and others, be referred to the Committee of Supply.

Pet. of Jno Burns and others referred.

Mr. Norton, from the Committee to draft an address to His Excellency, the Lieutenant Governor, thanking him for his several Messages of yesterday, reported a draft which was received, read twice, adopted, and ordered to be engrossed and read a third time this day.

Address of thanks reported.

Pursuant to the order of the day, the address was read a third time and passed, and is as follows:

To His Excellency Sir John Colborne, Knight Commander of the Most Honourable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein, &c. &c. &c.

Address of thanks.

MAY IT PLEASE YOUR EXCELLENCY,

We, His Majesty's dutiful and loyal subjects, the Commons of Upper Canada, in Provincial Parliament assembled, humbly thank Your Excellency for your several Messages of the tenth instant, and assure Your Excellency that we will take the same into our consideration.

MARSHALL S. BIDWELL,
Speaker.

Commons House of Assembly, }
 11th February, 1835. }

On motion of Mr. Perry, seconded by Mr. Bruce,

Ordered, That Messrs. Roblin and Wells be a Committee to wait on His Excellency with the Address, and present the same.

Com. to present address.

On motion of Mr. Mackenzie, seconded by Mr. Wilson,

Ordered, That all the accounts sent down with His Excellency's Message of yesterday, relating to Clergy Reserves, Crown Lands, Casual and Territorial Revenue, Clergy Rents, (exclusive of the correspondence between the Colonial

Accounts and documents sent down yesterday to be printed.

Office, and the Society for propagating the Gospel,) the schedule of lands set apart as Glebes, and Doctor Strachan's letter, respecting Lands as a Glebe to Saint James' Church, be printed—five hundred copies.

On motion of Mr. Mackenzie, seconded by Mr. Roblin,

Ordered, That it be an instruction to the Committee on Printing, that all the Bills and Reports, and other Sessions Papers ordered by the House to be printed from time to time during the Session, be numbered and printed of an uniform size, to be determined by the said Committee, and that in addition to the quantity the House may order, an equal number be printed as are ordered of the Journals; reserved, bound, and delivered to the same persons and at the same time as the Journals are delivered.

On motion of Mr. Perry seconded by Mr. Shibley,

Ordered, That His Excellency's answer to the Address of this House on subject of claims to Grants of Land and the Land Granting Department, be referred to a Select Committee with power to send for persons and papers, and leave to report thereon, and that Messieurs Perry, Macnab, Roblin, Shaver and Cornwall do compose said Committee.

On motion of Mr. Perry, seconded by Mr. Norton,

Ordered, That the Account of the Casual and Territorial Revenue be referred to the Finance Committee.

Mr. Macnab from the Committee to which was referred the Petition of Daniel Jones and others, informed the House that the Committee had agreed to report by Bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

Ordered, That the Report be received.

The Bill to establish in this Province, a Life Assurance Company and Loan Office, was read the first time, and ordered for a second reading tomorrow.

On motion of Mr. Macnab, seconded by Mr. Richardson,

Ordered, That two hundred copies of the bill to establish a Life Insurance and Loan Company in Upper Canada, be printed for the use of members.

Mr. Perry, seconded by Mr. Norton, moves that the Petition of John Macaulay, Esquire, Chairman of the Quarter Sessions of the Midland District, on the subject of the claims of the Midland District upon the District of Prince Edward be referred to a Select Committee with power to send for persons and papers and leave to report thereon, and that Messieurs Perry, Roblin, Solicitor General, Strange and Shaver do compose said Committee.

In amendment, Mr. Roblin, seconded by Mr. Cook, moves, that all after the word "moves" in the original motion, be expunged, and the following inserted, "That this House do take into consideration the petition of John Macaulay, Esquire, Chairman of the Quarter Sessions of the Midland District, this day three months."

On which the yeas and nays, being taken, were as follows :

YEAS—MESSIEURS.

| | | | |
|-----------------------|------------------------|------------|----------------|
| Always, | Gibson, | Mackenzie, | Robinson, |
| Brown, | Hopkins, | Mulloch, | Shaver, |
| Caldwell, | Jones, | Merritt, | Smith, |
| Chisholm, | Lount, | Moore, | Wells, |
| Cook, | McDonell, of Stormont, | Parke, | Wilson, |
| Duncombe, of Oxford, | McIntosh, | Roblin, | Woolverton—27. |
| Duncombe, of Norfolk, | M'Kay, | Rymal, | |

NAYS—MESSIEURS.

| | | | |
|------------------------|------------|--------------------|------------|
| Bruce, | McMicking, | Richardson, | Strange, |
| Cornwall, | MacNab, | Rykert, | Thorburn, |
| Gilchrist, | Morrison, | Shibley, | Walsh, |
| Gowan, | Norton, | Small, | Wilkinson, |
| McDonell, of Northumb. | Perry, | Solicitor General, | Yager—20. |

The question of amendment was carried in the affirmative by a majority of

seven. The original question, as amended, was then put and carried, and it was *Ordered*, That this House do take into consideration the Petition of John Macaulay, Esquire, Chairman of the Quarter Sessions of the Midland District, this day three months.

Bills and Sessions papers to be printed to accompany the Journals.

Answer of His E. on the subject of claims to lands referred to a sel. com.

Acc't of cas. & ter. revenue referred to Finance committee. Sel. com. on pet. of Dan'l Jones and others report by bill.

Loan office bill read and ordered to be printed.

Motion for refer'g pet. of John Macaulay Esq. on claims of Midland district.

Amendment that the petition be considered this day three months.

Yeas 27.

Nays 20.

Amendment carried.

On motion of Mr. Gowan, seconded by Mr. Strange,

Ordered, That the Petition of Lewis Stiles and others, inhabitants of the town of Amherst, in the District of Newcastle, be referred to a Select Committee, consisting of Messieurs Gowan, Boulton, McDonell, of *Northumberland*, and Gilchrist, with leave to send for persons and papers, and to report thereon by bill or otherwise.

Pet. of Lewis Stiles and others referred.

Mr. Jones, seconded by Mr. Wells, moves, that it be resolved, That the order of this House postponing the day for taking into consideration the Petition of John Reid and others, until the 20th day of February instant, be rescinded, and that such petition is no longer depending before this House, the Petitioners not having complied with the requisitions of the Statute, relative to the trial of controverted Elections, by furnishing a list of witnesses, at the time that a day was appointed for the trial of such Petition.

Motion for rescinding order for consideration of pet'n of John Reid & others.

In amendment, Mr. Norton, seconded by Mr. Macnab, moves, that all after the word "resolved" be expunged, and that the following be inserted, "That this House does now adjourn till tomorrow at five o'clock, P. M.

Motion lost and House adjourns.

Which was carried.

The original question, as amended, was then put and carried, and it was *Ordered*, That this House does now adjourn until to-morrow, at five o'clock, P. M. And the House adjourned accordingly.

Thursday, 12th February, 1835.

The House met pursuant to adjournment.

The minutes of yesterday were read.

Mr. Jones, seconded by Mr. Wells, moves that it be Resolved, That the order of this House, postponing the day for taking into consideration the petition of John Reid and others, until the 20th day of February next, be rescinded.

Motion for postponing the time for considering the petition of John Reid and others, 'till 20th February.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | |
|------------|------------|-------------|-------------|
| Alway, | Hopkins, | Morris, | Wells, |
| Brown, | Mackenzie, | Richardson, | Wilson, |
| Bruce, | McMicking, | Shaver, | Woolverton, |
| Cook, | Malloch, | Thorburn, | Yager—19. |
| Gilchrist, | Moore, | Waters, | |

Yeas 19.

NAYS—MESSIEURS,

| | | | |
|-------------------------------|---------------------------------|-----------|---------------|
| Caldwell, | McDonell, of <i>Glengarry</i> , | Norton, | Small, |
| Chisholm, | McDonell, of <i>Northumb.</i> | Parke, | Smith, |
| Cornwall, | McKay, | Robinson, | Sol. General, |
| Duncombe, of <i>Oxford</i> , | McLean, | Roblin, | Strange. |
| Duncombe, of <i>Norfolk</i> , | MacNab, | Rykert, | Taylor, |
| Durand, | Merritt, | Rymal, | Walsh, |
| Gibson, | Morrison, | Shibley, | Wilkinson—29. |
| Lount, | | | |

Nays 29.

The question was decided in the negative by a majority of ten.

Mr. Rykert, Chairman of the Select Committee appointed to try the merits of the petition of William Botsford Jarvis, Esq. complaining of the undue election of James Edward Small, Esq. as a member to represent the City of Toronto, in this present Parliament; reported a resolution, which was received and read as follows :

Sol. Com. on Toronto contested election reports resolution.

The Committee appointed to try the merits of the petition of William Botsford Jarvis, Esq. complaining of the undue election and return of James Edward Small, Esq. as a member to serve in the present Parliament for the City of Toronto.

Beg leave to submit the following resolution for the consideration of Your Honorable House.

Resolved, That the Sitting Member having objected to enter into a scrutiny on the ground that the petitioner was notoriously disqualified at the last election for the City of Toronto, being at that time the Sheriff of the Home District, within which the said City is situated, and could not according to the laws of England be elected, which laws were adopted as the laws of this Province on the 15th October

Resolution.

1792; that this Committee refer the subject to the House for its opinion as to the propriety of taking into consideration the objections of the Sitting member."

GEORGE RYKERT,
Chairman.

Committee Room, House of Assembly, }
12th day of February, 1835 }

House incompetent to instruct Select committees on trials of controverted elections.

Mr. McLean, seconded by Mr. Robinson, moves that it be *Resolved*, That it is not competent for this House to pronounce any opinion or to give any instructions or directions to any Committee appointed to try the merits of any controverted election as to any matters referred to the decision of such Committee, and contained in the petition which such Committee may be sworn to try.

Which was carried *nem. con.*

PRESENT—Messrs. *Alway, Bruce, Caldwell, Chisholm, Cook, Cornwall, Duncombe* of Oxford, *Durand, Gibson, Gilchrist, Hopkins, Jones, Lount, McDonell*, of Glengarry, *McDonell*, of Northumberland, *McIntosh, McKay, Mackenzie, McLean, McMicking, Macnab, Malloch, Merritt, Moore, Morris, Morrison, Norton, Parke, Perry, Richardson, Robinson, Roblin, Rykert, Rymal, Shaver, Shibley, Smith, Solicitor General, Strange, Tayler, Thorburn, Walsh, Wells, Wilson, Woolverton, and Yager.*

Sel. Com. to present address for information on York Hospital reports answer.

Mr. Small from the Committee to wait on His Excellency the Lieutenant Governor with the Address of this House for information relating to the York Hospital and Dispensary reported delivering the same, and that His Excellency had been pleased to make thereto the following answer:

Answer.

GENTLEMEN,

I will direct the information applied for in this address to be procured for the House of Assembly.

500 copies of the Journals to be, in future, printed.

On motion of Mr. Norton, seconded by Mr. Shaver, *Ordered*, That in future five hundred copies of the Journals of each Session of this House be printed for the use of Members.

Motion for considering the petition of John Reid and others on March 20.

Mr. Jones, seconded by Mr. Malloch, moves that it be resolved, that the order of this House postponing the day appointed for the trial of the Petition of John Reid and others, until the twentieth instant, be rescinded, and the 20th day of March next be appointed for that purpose.

Amendment to foregoing.

In amendment, Mr. McLean, seconded by Mr. Morris, moves, that in the original motion the word "twentieth" be expunged, and the word "second" inserted.

Division on amendment.

On which the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

| | | | |
|-----------------------|-------------------------|-------------|-------------|
| Bruce, | McDonell, of Glengarry, | Morris, | Small, |
| Chisholm, | McDonell, of Northumb. | Morrison, | Smith, |
| Cook, | McIntosh, | Norton, | Strange, |
| Cornwall, | McKay, | Parke, | Tayler, |
| Duncombe, of Norfolk, | Mackenzie, | Perry, | Thorburn, |
| Durand, | McLean, | Richardson, | Walsh, |
| Gibson, | McMicking, | Roblin, | Wells, |
| Gowan, | Malloch, | Rymal, | Wilson, |
| Hopkins, | Merritt, | Shaver, | Woolverton, |
| Lewis, | Moore, | Shibley, | Yager—41. |
| Lount, | | | |

Yeas 41.

NAYS—MESSIEURS,

| | | | |
|----------------------|-----------|---------|--------------|
| Alway, | MacNab, | Rykert, | Wilkinson—6. |
| Duncombe, of Oxford, | Robinson, | | |

Nays 6.

The question of amendment was carried in the affirmative by a majority of thirty five.

2nd day of March appointed for considering the petition of John Reid and others.

The original question as amended was then put and carried. And it was *Resolved*, that the order of this House, postponing the day appointed for the trial of the Petition of John Reid and others, until the twentieth instant, be rescinded, and that the second day of March next be appointed for that purpose.

Address to His E. for advance on contingencies reported.

Mr. Duncombe, of Oxford, from the Committee appointed to examine and report to the House, on the subject of arrears due for services performed in the Clerk's Office, &c. during the late recess, reported the draft of an address to

His Excellency, the Lieutenant Governor, which was received, read twice, concurred in, and ordered to be engrossed and read a third time to-morrow.

On motion of Mr. Shaver, seconded by Mr. Cook,

Ordered, That this House stands adjourned till tomorrow at five o'clock, P. M. The House then adjourned till five o'clock, P. M. to-morrow.

Friday, 13th February, 1835.

The House met pursuant to adjournment.

The minutes of yesterday were read.

Mr. Jones, sitting member for the Town of Brockville, delivered to the Clerk a list of votes objected to by him, and of witnesses required on his behalf, in the matter of the Brockville Contested Election; which was read as follows:

List of votes objected to, and of witnesses required by Mr. Jones handed in.

In the matter of the Controverted Election for the Town of Brockville.

NAMES OF VOTERS OBJECTED TO BY THE SITTING MEMBER.

| | | | |
|-------------------|-------------------|------------------|--------------------|
| Robert Edmondson, | Francis Lombare, | John Reid, | Votes objected to. |
| William Pitt, | Jonas Jones, | Henry Waldle, | |
| Eli Hurd, | James Jessup, | Joseph Wenham, | |
| John Harrison, | Philip S. Mussen, | Isaac Beecher, | |
| Samuel C. Frey, | Henry Jones, | Richard Baker, | |
| David Soper, | Charles Jones, | Samuel Reynolds, | |
| Ziba M. Phillips, | Robert Shepherd, | Robert Hervey. | |

NAMES OF WITNESSES.

| | | |
|--|---|---------------------|
| Billa Flint,.....Brockville..... | Miss Waldle,.....Brockville..... | Witnesses required. |
| John Garnadle,..... do. | David Fairbairn,..... do. | |
| David B. O. Ford,..... do. | Hackett,..... do. | |
| Daniel Jones,..... do. | John Farrell,..... do. | |
| James Jessup,..... do. | Peter Cole,..... Elizabethtown,..... | |
| Stephen Richards,..... do. | Peter Cole, Esquire,.... do. | |
| Hamilton Richards,..... do. | Thomas Scott,..... Brockville..... | |
| Rev. William Smith,..... do. | John Reid,..... do. | |
| Francois Shameois,..... do. | Francis Hackett,..... do. (or Cornwall) | |
| Silvester Skinner,..... do. | John Stafford,..... do. | |
| John Murphy,..... do. | Richard Baker,..... do. | |
| George Crawford,..... do. | Edward Harrison,..... do. | |
| Samuel Reynolds,..... do. (or Cornwall.) | Fordyce L. Lothrop,..... do. | |
| John Bogart,..... do. | Jonas Jones,..... do. | |
| John C. Potter,..... do. | The Hon. Wm. Allan,.... Toronto | |
| David Mair,..... do. | Francois Lombare,..... Brockville..... | |
| Joseph Peters Buell,..... do. | Luther Houghton,..... do. | |
| Miss Reid,..... do. (or Cornwall.) | | Petitions bro't up. |

Mr. Duncombe, of *Oxford*, brought up the Petition of John Burwell and one hundred and forty-two others, inhabitants of the District of London; which was laid on the table.

John Burwell and others.

Mr. Morrison brought up the Petition of James Hunter and three hundred and sixty-one others, inhabitants of the Township of Whitby, in the Home District; which was laid on the table.

James Hunter and others.

Mr. Macnab brought up the Petition of Adam Ainslie, of the City of Toronto; which was laid on the table.

Adam Ainslie.

Mr. Gowan brought up the Petition of Richard Hanna and thirty-one others, inhabitants of the Township of Bastard, in the District of Johnstown; which was laid on the table.

Richard Hanna & others.

Mr. Gibson brought up the Petition of David McCutcheon and thirty-seven others, of the Townships of Vaughan and King, in the County of York; which was laid on the table.

D. McCutcheon and others.

Mr. Gowan brought up the Petition of J. L. Schofield and one hundred and six others, of the Townships of Elmsley and Montague, in the District of Johnstown; which was laid on the table.

J L Schofield and others.

Mr. Durand brought up the Petition of William Curtis and ninety-nine others, inhabitants of the Township of Dumfries, in the District of Gore; which was laid on the table.

Wm. Curtis and others.

Mr. McIntosh brought up the Petition of Moses Willson and forty-five others, inhabitants of the Province of Upper Canada; which was laid on the table.

Moses Willson & others.

Alex McLean and others.

Mr. McLean brought up the Petition of Alexander McLean and sixty others, inhabitants of the Town of Cornwall; which was laid on the table.

Ebenezer Perry and others.

Mr. Perry brought up the Petition of Ebenezer Perry and thirty-two others, inhabitants of the Midland District; which was laid on the table.

William Jackson and others.

Mr. McIntosh brought up the Petition of William Jackson and seventy-three others, inhabitants of Georgina, in the County of York; which was laid on the table.

James Beatty.

Mr. Hopkins brought up the Petition of James Beatty, of the Township of Toronto; which was laid on the table.

William Bergin.

Mr. Robinson brought up the Petition of William Bergin, of the City of Toronto; which was laid on the table.

Address to His E. for advance on contingencies read 3rd time.

Agreeably to the order of the day the address to His Excellency, the Lieutenant Governor, requesting him to issue his warrant for *one thousand pounds*, as an advance on the contingencies of the Session, was read the third time.

On the question for passing the address, M. Mackenzie, seconded by Mr. Roblin, moves that the address do not now pass, but that it be referred to a Committee of the whole House.

Address committed.

Which was carried, and the House was put into a Committee of the whole on the address.

Mr. Macnab was called to the chair.

The House resumed.

Mr. Macnab reported the address without amendment.

The Report was received.

Ordered, That the address be read a third time forthwith.

Address passed.

Pursuant to the order of the day the address for advance on contingencies was read a third time, passed, and signed as follows:

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

Address to His E. for advance on contingencies.

MAY IT PLEASE YOUR EXCELLENCY,

We, His Majesty's dutiful and loyal subjects, the Commons of Upper Canada, in Provincial Parliament assembled, humbly request that Your Excellency will be pleased to issue your warrant on the Receiver General of this Province, in favor of the Speaker of this House, for the sum of one thousand pounds, in part to defray the contingent expenses of this House during the late recess and present Session; which sum His Majesty's faithful Commons will make good during the present Session.

MARSHALL S. BIDWELL,

Speaker.

*Commons' House of Assembly, }
13th February, 1835. }*

Committee to present address.

On motion of Mr. Duncombe, of *Oxford*, seconded by Mr. Merritt, *Ordered*, That Messrs. Rykert and Caldwell be a Committee to wait on His Excellency, the Lieutenant Governor, to know when he will be pleased to receive the address of this House upon the subject of contingencies, and to present the same.

Pursuant to the order of the day the following Petitions were read.

Pet. of F. Hewson and others praying that the county of Simcoe may be erected into a separate district.

Of Francis Hewson, J. P., and eleven hundred and thirty others, of the County of Simcoe, stating the great inconvenience to which they are exposed from not having a District Town nearer than the City of Toronto, and praying that the County of Simcoe may be set off as a separate District, having the Town of Barrie, at the head of Kempenfelt Bay for the District Town; which from its central situation is held by petitioners as most eligible for that purpose.

Pet. of J. McCall praying for relief in the premises, read.

Of John McCall, of Kitley, in the District of Johnstown, stating that he received a patent deed of the rear half of Lot number twenty-eight, in the sixth Concession of that Township, as a reward for fourteen years military service; that a forged deed from him to one Patrick Keary was registered in the Register

Office of the County of Leeds—that he prosecuted the said Keary, who was convicted of the forgery, but, that owing to some informality in the proceedings, said Keary was discharged, judgment in the case being suspended; that petitioner's title to said lot is thereby rendered insecure and doubtful, as the deed for said land stands upon record as a conveyance from him to the said Patrick Keary; wherefore petitioner prays the interference of the House in the premises.

Of Patrick O'Brien and one hundred others, of the Township of Loughboro, in the Midland District, stating that they understand that certain inhabitants of that Township intend to petition the Legislature for an alteration in the division lines of said Township, and praying that the survey lately made of said Township under the sanction of the law may not be disturbed, as such a measure would be very detrimental to the interests of a numerous body of the inhabitants, who have now regulated their several possessions according to the said survey.

Pet. of P. O'Brien and others praying that no alteration may be made in the township of Loughborough, read.

Of David Sturgis and sixty others, of the Township of Bayham, in the District of London, praying for the sum of one hundred and fifty pounds to enable them to re-construct a Bridge over Big Otter Creek, near Mr. James White's Mills, at the village of Vienna, in said township—which Bridge, with sundry others, which the winding of the River at said village render necessary, have been built and upheld for some years past, solely by the contributions of the inhabitants.

Pet. of D. Sturgis and others praying for a bridge.

Of Erastus Gilbert and two hundred and seventy six others, of the Counties of Oxford and Middlesex, in the District of London, stating that Big Otter Creek takes its rise in the County of Oxford, and after traversing the townships of Norwich, Dereham, Middleton, Malahide, and Bayham, falls into Lake Erie at Port Burwell, in the latter township; that although said river possesses the greatest natural advantages for hydraulic and commercial purposes, Petitioners cannot avail themselves of the same for want of a law authorising the construction of Dams and Locks necessary therefor: and praying the House to enact a law protecting those who have already constructed, or may hereafter construct such Dams, Locks, &c. as may be advantageous to the commerce and navigation of the said River.

Erastus Gilbert & others, praying for authority to construct dams across Big Otter Creek.

Of Richard Callaghan and forty seven others, of Tecumseth and West Gwillimbury, in the Home District, shewing that the town line between said townships is the main road to the City of Toronto from the back townships of Essa, Innisfil, Barrie, King, &c., and much shorter than by Beverley Mills and Yonge Street; but that a distance of about twenty rods of said line is very much out of repair owing to its swampy nature, and praying the House to grant the necessary sum to improve the same.

R. Callaghan and others praying for aid for roads.

Of Peter Schofield and sixty three others, inhabitants of the County of Leeds, shewing that the residents of the back townships of the District of Johnstown, feel great inconvenience from the want of a water communication either with the Saint Lawrence or the Rideau Canal—that for want of such convenience they are obliged to export their produce and import their merchandise by land carriage, a distance of from twenty to thirty miles, at a heavy and unnecessary expense; and praying to be incorporated as a company, with the loan of one thousand pounds from the Provincial Funds, to enable them to construct a canal to the nearest navigable waters either of the said Rideau Canal or the River Saint Lawrence.

P. Schofield and others praying for an act of incorporation.

Of Jesse Lloyd and fifty one others, of the township of King, in the Home District, complaining that owing to a want of Magistrates in that township the public business thereof is greatly impeded—that the different Township Officers are frequently not notified of their appointments to office, nor compelled to perform the duties of the same in a proper manner—that they are obliged to travel an unnecessary distance to attend the Courts of Requests, and that through roads in a very bad state, owing to the neglect of the Path Masters: and that they have twice Petitioned the Lieutenant Governor for an addition to the number of their Magistrates without redress; and therefore pray the House to pass a bill enabling them to elect their own Magistrates by ballot.

Jesse Lloyd and others, praying to be allowed to elect their own magistrates.

Of John McKee and one hundred and fifty four others, of Garrafraxa, Erin, Eramosa, Esquesing, Nassagawega and Trafalgar, in the County of Halton, in the District of Gore, shewing that the inhabitants, particularly of the back townships, labor under disadvantages for want of a direct Road to the Lake: that such a Road might be carried between the second and third concessions of Erin and Esquesing, from Garafraxa to the Twelve Mile Creek; that said road is already partially opened, for the distance of nearly forty miles, but the want of a

John McKee and others praying for aid for roads and bridges.

Bridge over the Grand River, and some other impediments, render it advisable to apply to the Legislature for aid to effect the same.

Thos. Burrell and others, praying for a Bill for roads.

Of Thomas Burrell and eighteen others, of Toronto, the Gore of Toronto, and Esquesing, in the Home District, praying for a sum of money to aid in repairing the sixth concession line between the Gore of Toronto and Chinguacousey, and shewing the necessity for the same, as the Gore of Toronto was given out by Government without the usual condition of doing settlement duties, and it being a considerable thoroughfare for back settlers.

Benj. Hubbs and others, praying for the improvement of the Trent.

Of Benjamin Hubbs and eighty three others, of the District of Prince Edward, shewing that a Survey had been made of the River Trent from its mouth to the Rice Lake, and a report of the expense thereof made at the last Session; that from the rapid improvement of the Province it is highly necessary that every encouragement should be given to Canals; that a canal in that direction could not fail of being highly beneficial to the country, and would by its tolls amply repay in a short time the expense required, and in the event of a war be of the greatest use as a means of transport for military stores, &c.—they therefore pray that the same may be taken into the consideration of the House, and a sum of money granted for the speedy completion of the same.

Wm Forsyth praying redress.

Of William Forsyth, of Bertie, in the County of Lincoln, yeoman, shewing that on the second instant he memorialled His Excellency, the Lieutenant Governor, as follows:—That in the year 1821, he purchased from William Dickson, Esq., a piece of land adjoining the Niagara Falls, granted to Francis Ellsworth about thirty-five years ago. That in 1827, Captain Phillpotts, acting under the orders of Sir Peregrine Maitland, then Lieutenant Governor, violently and unlawfully wrested from petitioner a piece of land on the brow of the hill: threw his blacksmith's shop down the hill; laid down his fences and exposed to damage and injury the growing crops of sixty acres of land. That he sued the parties so offending with various success, but was harrassed in many ways, injured in his circumstances, traduced in his character by the Lieutenant Governor, and persecuted for the valuable estates he possessed and which others were anxious to obtain; that thus harrassed, he resolved to sacrifice the whole Falls estate for fifteen thousand dollars less than its fair value, to others more likely than himself (a marked man) to obtain that equal justice which to him had been continually denied. That petitioner has long waited for justice, and refers to the law suits he has been engaged in; his petition to this Honorable House; the favorable reports made by three Select Committees; to the inquiries and addresses of the Honorable the House of Commons in his case; to the evidence on the Journals of this Honorable House, proving that he has been the victim of lawless outrage and military violence; to his memorials to His Majesty, and to the time spent in attending upon the Legislature of the Province.—That Petitioners character has been traduced by the late Lieutenant Governor, Sir Peregrine Maitland, in secret Despatches to the Colonial Office; that this Honorable House has been grossly misrepresented to His Majesty as a band of conspirators—and a report of a Committee of some of the most honored members of this House denounced to our most Gracious Sovereign as “drawn in terms which gratify the malice of an individual, or answer the temporary purpose of an unprincipled faction,” meaning this Hon. House as it existed during the ninth Parliament.—That by the express command of the then Lieutenant Governor the information necessary to elicit the full extent of the atrocities committed by the military band under the command of Captain Phillpotts, was withheld by the Officers who should have given the same; and although Colonels Coffin and Givens were committed for contempt, the purposes of justice were not answered; and in order to strike terror into the Press, one Editor in the City was prosecuted for expressing his sense of the cruelty practised towards the Petitioner—the then Solicitor General also joined in refusing to produce the necessary evidence.—That Petitioner comes before this House as a man marked out by the finger of authority to be oppressed with impunity; and earnestly imploring that justice, tardy justice, may be done him, and the honor of the Crown and the rights of the subject (violated as they have been in his person) duly secured, asserted and maintained.

Rollin H. Pelton and others praying for an act of incorporation.

Of Rollin H. Pelton and fifty six others, of the District of London, and western parts of the District of Gore, representing that Petitioners appreciating the many advantages likely to arise from the Grand River navigation, pray that an Act of Incorporation may be granted to them, with a sufficient capital to enable them to construct a Boat Canal from some point on the Grand River to meet the

improvements of the Grand River Navigation Company, and to extend to the Thames by Hornor's and Cedar Creeks and thence to London and the navigable waters of the Thames, should the same be found practicable;—that no doubt whatever need be entertained of the success of the measure, the whole distance from Oxford to Lake Ontario being only one hundred and twenty miles, equal in proportion as estimated by well qualified persons to only three miles of land carriage—that that section of the country abounds with the finest timber, plaster of Paris, and other minerals of little use as yet for the purposes of commerce; that the Rideau, Erie, and other Canals, are strong proofs that Canals combine cheapness, celerity, certainty, and safety, and are a source of internal wealth and prosperity to countries possessing them; and therefore pray to be incorporated as above mentioned.

Of John Unsworth and one hundred and seventy-eight others, of the Townships of Howard, Harwich, Raleigh and Orford, in the Western District; representing the great advantages that would arise to His Majesty's shipping on Lake Erie, if Piers were constructed to ensure an entrance into Lac a La Point aux Pins. The petitioners have ascertained the depth of water in said lake to be from eight to twelve feet. Petitioners therefore pray, that an address may be presented for an Engineer to survey said lake, and make an estimate of the expense of said work; representing also that as the communication road from the town of Chatham about to be made will be only thirteen miles in length, the said lake will be the preferable route for the commerce of that part of the country instead of the more circuitous one by the Thames, River Saint Clair, and Lake Erie, and praying that as the said measure would tend in a great degree to promote emigration from the mother country, and the more speedy and beneficial settlement of the lands, that the expense thereof may be defrayed from the Crown Revenues rather than from the general revenues of the Province.

John Unsworth & others praying for a certain survey on Lake Erie.

Of William Hammell, Senior, and sixty nine others, of the townships of Tecumseth and Adjala, in the Home District, stating that the concession line between the seventh and eight concessions of Tecumseth is a low swampy road, nearly impassable—that the settlers being but few they are not able to repair the same without the aid of the Legislature; and praying for such sum as the House may deem meet.

W. Hammell, sen. and others praying for aid for roads.

Of Captain John McCuaig, of the Seigniorship of New Longueuil, District of Vaudreuil, in the Province of Lower Canada, representing that from the dilatory conduct of the Commissioners appointed to ascertain the division line between the Provinces, the Petitioner suffers serious injury from persons from the Upper Province who settle upon his property and abstract his timber;—that Petitioner's mother has also been a sufferer from the same cause; that Petitioner complained to Sir James Kempt and his mother, since to Lord Aylmer, of these depredations, but as yet have received no satisfaction or redress;—that it can be proved that the Commissioners on the part of the Lower Province did attend at the time and place appointed to meet the Commissioners on the part of the Upper Province, who did not attend, but sent an excuse for not doing so;—that redress cannot be expected till the said line is ascertained, and praying the House to take the matter into consideration, and by appointing Commissioners, who will attend to the duties of the office, grant the desired relief.

Capt. McCuaig praying for redress in respect to the Province boundary.

Of Love Newlove and sixty eight others, inhabitants of the township of Albion and adjoining townships, shewing that several of the Petitioners reside on the third and fourth concessions of Albion, communicating with what is commonly called the Albion road, which road was originally laid out by Government as the great thoroughfare from the City of Toronto to Albion, and the rear townships; that several sums have been granted for the use of said road, but none extending to that part of it which runs through that township.—That there are two very steep hills, & some smaller ones, on that part of it which stand much in aid of public assistance, and are in fact *at times* impassable, so that Petitioners are obliged to go around by Dundas Street, several miles further than they *might* go, were this part of the road made good; that for this purpose a sum of at least one hundred pounds is required, which, if granted, Petitioners pledge themselves shall be faithfully applied and accounted for;—that this is the more necessary as there are many unoccupied lots on said line of road, and many of the Petitioners reside at considerable distances in the rear, and consequently there is no great amount of statue labor, which (however desirable) can be applied to the improvement of the same; and praying therefore for the said grant of £100.

L. Newlove and others praying for aid for roads.

Jas. Watson and others praying for a law authorising the issue of provincial notes.

Of Joseph Watson and thirty nine others, of the Home District, stating that they contemplate with the deepest regret the distress impending over a large portion of this country, in consequence of the great and unexpected depression in the prices of agricultural produce, and this too at a time when a majority of the inhabitants are involved in debt to such an alarming extent that not one fourth part of the people, it is supposed, possess personal property sufficient, if sold, to extricate themselves—in short, should the law be resorted to, thousands of persons would be ruined by the expenses of the law, and such quantities of property would be forced into the market and sold at sheriff's sales, that the same would be sacrificed at the most reduced prices, probably not sufficient to cover the costs of sale and legal charges.—That Petitioners are aware of only one remedy by which these great evils may be averted—An Act might be passed authorising an issue of a paper currency, to be denominated *Provincial Loan Notes*, amounting to twice the amount of the Provincial debt, Commissioners to be appointed for the issue and management of the same, who shall reside near the Register Office, in each county, who shall give security, &c.—Notes to be divided between the counties according to population, and be issued on mortgage security, and no other; property offered in security to be appraised on oath or affirmation, on which loans may be made to the amount of half the value thereof; the loans to be repaid by annual instalments in fifteen years; the monies re-paid to be re-loaned to other applicants, in such manner that the whole of the notes shall be payable at the end of the original term of fifteen years, at which time if mortgages not paid off, Commissioners to sell the lands unredeemed after the lapse of one year, paying the overplus, if any, to the original owner—the profits on the loans to be paid at the expiration of the fifteen years into the Receiver General's hands for the liquidation of the public debt, and the balance, if any, be applied to the improvement of the roads, &c.—Petitioners also beg to state some of the benefits likely to accrue from the measure: It would, they say, afford relief to persons of property, but who cannot command cash to pay off their debts; it would adapt the times of payment to the farmers' means, and prevent the necessity of their applying to Banks for accommodation, where those living at a distance, from loss of time, travelling expences, &c., frequently pay double and treble interest; at the time the people were paying legal interest on their debts, they would be, providing the means of paying off the public debt. It would afford ample security to the bill-holder—it would enhance the value of property—it would be a check upon Bankers—prevent the loss of property by law-suits—it would enable the land owner to employ his own capital instead of involving his friends by endorsing for him:—That Petitioners see no good objections to such an act, and humbly pray the House to pass one of a similar nature, and thereby save thousands of the people from destitution and poverty.

John Decow and others praying for aid to build a bridge over the Grand river at Cayuga.

Of John Decow, Senior, and twenty six others, of the District of Niagara, stating, that the public labor under great disadvantages from the want of a Bridge over the River Ouse or Grand River, at the Town Plot of Cayuga, which is on the main road from the Great Falls to Sandwich; that the necessity of a Brige at this place must therefore be evident, as the dams lately erected on the river have rendered the fords impassable, and praying the grant of a sum of money sufficient for that purpose.

Motion for appointment of a committee to examine witnesses in the Brockville contested election.

Mr. Jones, seconded by Mr. Yager, moves that it be resolved, that this House do nominate and appoint, under the hand and seal of the Speaker, three Commissioners for the purpose of examining the witnesses of the parties, in the matter of the controverted election for the Town of Brockville, contained in the list of witnesses handed to the Clerk of this House, and that James Morris, Andrew N. Buell, and Henry Jones, Esquires, be such Commissioners.

On which the yeas and nays, being taken, were as follows:

YEAS—MESSIEURS.

Bruce,
Cook,
Cornwall,
Duncombe, of *Norfolk*.
Durand,
Gibson,
Gilchrist,
Gowan,

Hopkins,
McDonell, of *Glengarry*,
McDonell, of *Northumb.*
McKay,
Mackenzie,
McLean,
McMicking,
Malloch,

Merritt,
Moore,
Morris,
Robinson,
Roblin,
Shaver,
Shibley,

Smith,
Tayler,
Thorburn,
Walsh,
Wells,
Woolverton,
Yager—30.

NAYS—MESSIEURS,

| | | | | |
|----------------------|------------------------|---------|------------|----------|
| Alway, | Lount, | Norton, | Strange, | |
| Chisholm, | McDonell, of Stormont, | Parke, | Wilkinson, | |
| Duncombe, of Oxford, | McIntosh, | Rykert, | Wilson—15. | Nays 15. |
| Lewis, | Macnab, | Rymal, | | |

The question was carried in the affirmative by a majority of fifteen, and ordered accordingly.

Mr. Duncombe, of Oxford, gives notice that he will, on tomorrow, move for leave to bring in a bill to alter and amend the election laws of this Province, and to provide that the future election of members to serve in Provincial Parliament may be held in the several townships of this Province. Notice of bill to amend election laws

Mr. Rykert gives notice that he will, on Monday next, move for the appointment of a select Committee to enquire into the expediency of passing a bill to declare the rights and powers of common carriers, forwarders, warehousemen, and wharfingers, in certain cases. Notice of sel. com. on rights and powers of common carriers, &c.

Mr. Rykert gives notice that he will, on Monday next, move for the appointment of a Select Committee to enquire into the expediency of amending an act passed in the second year of the Reign of His late Majesty King George the Fourth, establishing District Courts in this Province, and regulating the practice thereof. Notice of select committee on dist'ct court act.

Mr. Norton gives notice that he will, on to-morrow, move for leave to bring in a bill to render Sheriffs and Collectors of Customs ineligible to serve as members in the House of Assembly. Notice of certain persons ineligible bill.

On motion of Mr. Lount, seconded by Mr. Parke, *Ordered*, That the Petition of Richard Calaghan and forty-seven others be referred to the Committee of Supply. Pet. of R. Calaghan and others ref'd.

On motion of Mr. Robinson, seconded by Mr. McLean, *Ordered*, That the Petition of Francis Hewson and others, praying that the County of Simcoe may be set off into a separate District, with the town of Barrie for the District town, be referred to Messrs. Robinson, Lount, McIntosh, Gibson, and Morrison, to report thereon by bill or otherwise. Pet. of F. Hewson and others, referrd.

On motion of Mr. Duncombe of Norfolk, seconded by Mr. Alway, *Ordered*, That the Petition of Ezekiel Foster and others, and the Petition of A. Murphy and others, be referred to a Select Committee, to be composed of Messrs. Duncombe, of Norfolk, Morrison, Duncombe, of Oxford, Walsh, and Thorburn, with power to send for persons and papers and to report thereon by bill or otherwise. Pet. of E. Foster and others, referred.

Mr. Merritt, from the Committee to which was referred the subject of the expediency of establishing a Provincial Bank, informed the House, that the Committee had agreed to a last report, which he was ready to submit whenever the House would be pleased to receive the same. Sel. com. on provincial bank present their report.

The Report was received, and read.

(Report, See Appendix.)

On motion of Mr. Duncombe, of Oxford, seconded by Mr. Rykert, *Ordered*, That one thousand copies of the report of the Select Committee, upon the subject of a Provincial Bank, be printed, for the use of members. Report on provincial bank to be printed.

On motion of Mr. Gibson, seconded by Mr. Alway, *Ordered*, That the Petition of Jesse Lloyd and others, of the Township of King, be referred to the Committee on Grievances.

Mr. Thorburn, from the Select Committee on Contingences, presented a first report, which was received and read as follows:

To the Honorable the Commons House of Assembly:

The Committee appointed to examine and report on the contingencies of the present Session, respectfully beg leave to submit the amount of postage accrued to the 9th instant, inclusive, for the consideration of your Honorable House.

| | £ | s. | d. | |
|--------------|----|----|----|-----------|
| January..... | 16 | 6 | 8 | 4 |
| “ | 17 | 7 | 10 | 6½ |
| | | | | 13 18 10½ |

Postage account.

| Postage account. | Amount brought over | | | | 13 | 18 | 10½ | | | |
|------------------|---------------------|----|----|-----|-----|----|-----|-----|-----|----|
| January..... | 19 | 12 | 11 | 8 | 71 | 13 | 9½ | | | |
| "..... | 20 | 8 | 9 | 11 | | | | | | |
| "..... | 21 | 13 | 6 | 5½ | | | | | | |
| "..... | 22 | 13 | 10 | 7½ | | | | | | |
| "..... | 23 | 11 | 14 | 11½ | | | | | | |
| "..... | 24 | 12 | 0 | 2 | | | | | | |
| "..... | 26 | 14 | 8 | 2½ | | | | | | |
| "..... | 27 | 13 | 7 | 8 | | | | | | |
| "..... | 28 | 11 | 5 | 9½ | | | | | | |
| "..... | 29 | 15 | 4 | 8½ | | | | | | |
| "..... | 30 | 11 | 9 | 7½ | 76 | 19 | 6 | | | |
| "..... | 31 | 11 | 3 | 6 | | | | | | |
| February..... | 2 | 19 | 13 | 0½ | 119 | 7 | 1½ | | | |
| "..... | 3 | 15 | 1 | 5 | | | | | | |
| "..... | 4 | 15 | 19 | 10 | | | | | | |
| "..... | 5 | 17 | 14 | 8½ | | | | | | |
| "..... | 6 | 16 | 16 | 8 | | | | | | |
| "..... | 7 | 13 | 10 | 3 | | | | | | |
| "..... | 9 | 20 | 11 | 2½ | | | | | | |
| | | | | | | | | 119 | 7 | 1½ |
| | | | | | | | | £ | 281 | 19 |

Which is respectfully submitted.

DAVID THORBURN,

Chairman.

Committee Room, Commons House of Assembly, }
12th February, 1835.

The House then adjourned 'till three o'clock, P. M. to-morrow.

Saturday, 14th February, 1835.

The House met pursuant to adjournment.

The minutes of yesterday were read.

Petitions bro't up.

Police of Brockville.

Geo. Ham.

Notice of Intestate Estate Bill.

Notice of Felony Bill.

Notice of Summary Punishment bill.

Pet's of C Willson and others, R. Yeokum and others, and D. McFarland and others, referred.

Pet. of R. H. Pelton and others, ref'd

Pet. of R. Wood and others referred.

Mr. Jones brought up the petition of the President and Board of Police of the Town of Brockville; which was laid on the table.

Mr. Perry brought up the petition of George Ham, of the township of Hamilton, in the district of Newcastle; which was laid on the table.

Mr. Perry gives notice that he will, on Monday next, move for leave to bring in a Bill for the more equal distribution of the property of persons dying intestate in this Province.

Mr. Wells gives notice that he will, on Monday next, move for leave to bring in a Bill for the better regulation of trials of persons prosecuted for felonies or misdemeanors in this Province.

Mr. Duncombe, of Oxford, gives notice that he will, on to-morrow, move for leave to bring in a Bill to alter and amend the summary punishment law.

On motion of Mr. Merritt, seconded by Mr. Duncombe, of Oxford, Ordered, That the petitions of Crowell Willson and others, of the township of Willoughby; Richard Yeokum and others, of the township of Crowland; and Duncan McFarland and others, of the township of Thorold, praying for the removal of the County Town in the district of Niagara, be referred to the same committee as the petition of Moses Brady and others, of the township of Pelham.

On motion of Mr. Alway, seconded by Mr. Gibson, Ordered, That the petition of Rollin H. Pelton and others, be referred to a Select Committee composed of Messrs. Alway, Thorburne, Parke, Gibson and Duncombe, of Oxford, with power to send for persons and papers and report thereon by bill or otherwise.

On motion of Mr. Merritt, seconded by Mr. Caldwell, Ordered, That that the petition of Robert Wood and others, of the county of Kent, praying for a grant to survey the Harbour at Point Aux Pele, be referred to a committee consisting of Messrs. Merritt, McKay and Cornwall.

Mr. Duncombe, of Oxford, Chairman of the Select Committee on the Leeds Contested Election trial, presented a final report, which was read by the Clerk as follows:—

Committee on the Leeds contested election make a final report.

1st. *Resolved*, That it is the opinion of this Committee that at the late Election for the County of Leeds, insult, interference, riot, force and violence were used to so great an extent as to interfere with and prevent the freedom of Election, and that the excitement had so increased by the morning of the fourth day of the said Election that it appears to the Committee to have been conceived by the Returning Officer and Civil Authorities on the ground, to be beyond their control, and that the supporters of Messrs. William Buell and Matthew M. Howard, Esquires, candidates at the said Election, were deterred and prevented from exercising the Elective Franchise in peace and safety, and voting at the said Election.

2nd. *Resolved*, That the Election and return of Ogle R. Gowan, Esquire, and Robert Jameson, Esquire, returned to serve as Representatives for the County of Leeds at the late Election is illegal and void, and that a new writ do issue for the return of two members for the said county.

3rd. *Resolved*, That it is the opinion of this committee, that a vast deal if not all of the said interference, violence and riot, might have been prevented, had the Returning Officer and the Magistrates upon the ground, exercised their lawful authority in a proper and prompt manner at the first commencement and appearance of the same, but unfortunately it appears that an unhappy and mistaken view relative to their several authorities or jurisdiction existed among them; the Returning Officer conceiving that his jurisdiction or authority did not extend beyond the limits of the hustings, and on the other hand the said Justices entertained an opinion that they had no authority as Justices of the Peace to interfere in any way to keep the peace in the immediate vicinity of the hustings, without being directed so to do by the said Returning Officer. And we are of opinion that these mistaken views were kept alive and continued by reason of one of the candidates, viz: Robert S. Jameson, Esquire, His Majesty's Attorney General, declining to give any decided legal opinion on the matter, alleging that he was there as a Candidate and not as Attorney General, and claiming to be considered in no other point of view.

4th. *Resolved*, That while the Committee are willing to acquit the Returning Officer of acting illegal or partial from corrupt motives, yet they feel themselves called upon to express their surprise, that he should have continued to keep the poll open and receive votes on Thursday, the fourth day of the Election, in as much as it appears that it was his opinion as well as that of the Justices of the Peace, that the civil authority, at that time, was not sufficient to restore and maintain peace and order, and secure the freedom of the Election, and that it would have been unsafe for the supporters of Messrs. Buell and Howard to attempt to give in their votes.

5th. *Resolved*, That the petition of John Booth and others, complaining of the undue Election and Return of Ogle R. Gowan, Esquire, and Robert S. Jameson, Esquire, members for the County of Leeds is not frivolous or vexatious.

6th. *Resolved*, That it is the opinion of this Committee that under all the circumstances of the case, the defence of Ogle R. Gowan, Esquire, and Robert S. Jameson, Esq. the sitting members, was frivolous and vexatious.

7th. *Resolved*, That in the opinion of the Committee the authority or jurisdiction of a Returning Officer appointed to hold an election for a return of a Member or Members to serve in Parliament in this Province, extends to any compass within which, improper interference, disturbance, violence or riot would tend to disturb or interrupt the freedom of Elections, and that it is also the duty of the Justices of the Peace and other Peace Officers present, so far to interfere even within the said compass as to check and put a stop to any breach of the peace.

8th. *Resolved*, That in the opinion of this Committee, from the great number of Electors in the County of Leeds, it is impossible for all conveniently to poll their votes, within the time prescribed by law for holding Elections, and therefore recommend the immediate passage of an Act extending the time for holding the Elections in the said County, in order that all the Electors may have an opportunity to exercise their elective franchise at future elections.

On motion of Mr. Duncombe of Oxford, seconded by Mr. Perry,

Ordered, That the Speaker do direct the proper officer to issue a Writ of Election for the return of two members for the County of Leeds in place of Ogle R. Gowan, Esquire, and Robert Jameson, Esquire, whose election and return has been declared void.

A new writ to issue for the County of Leeds.

Mr. Perry, seconded by Mr. Duncombe of Oxford, moves for leave to bring in a bill to extend the time for holding Elections in the County of Leeds, and that the 31st rule of this House be dispensed with so far as relates to the said bill.

Leeds election bill brought in.

Which was granted and the bill read.

Ordered, That the bill be read a second time forthwith. And the bill was read accordingly.

Bill read 2nd time.

The House was then put into Committee of the whole on the Bill.

Mr. Richardson in the chair

The House resumed.

Mr. Richardson reported that the Committee had gone through the provisions of the bill, amended the same, and submitted it for the adoption of the House. The Report was received.

Third reading to day.
Committee of whole on petition of John Macaulay, Esq

Ordered, That the bill be engrossed and read a third time this day.

Pursuant to the order of the day, the House was put into Committee of the whole on the Petition of John Macaulay, Esquire, Chairman of the Quarter Sessions of the Midland District, praying for a grant of money for the building of a bridge across Parrott's Bay in the said District.

Mr. Walsh in the chair.

The House resumed.

Resolution reported.

Mr. Walsh reported that the Committee had agreed to a resolution which he was directed to submit for the adoption of the House. The Report was received.

The Resolution was read as follows :

£400 granted for Parrott's Bay Bridge

Resolved, That there be granted to His Majesty the sum of Four Hundred Pounds to be applied in the construction of a Bridge at Parrott's Bay, in the Township of Ernesttown.

On the question for passing the same, the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

Yeas 30

Alway,
Caldwell,
Cornwall,
Duncombe, *of Oxford*.
Gibson,
Gilchrist,
Hopkins,
Lewis,

McCrae,
McKay,
Mackenzie,
McLean,
McMicking,
Macnab,
Merritt,
Moore,

Morrison,
Parke,
Perry,
Richardson,
Robinson,
Rykert,
Shaver,

Shibley,
Small,
Smith,
Strange,
Thorburn,
Wilkinson,
Wilson—30.

NAYS—MESSIEURS,

Nays 8

Brown,
Chisholm,

Cook,
McIntosh,

Malloch,
Morris,

Rymal,
Woolverton—8.

Resolution granting £400 for bridge at Parrott's Bay.

The question was carried in the affirmative by a majority of twenty-two, and it was *Resolved*, That there be granted to His Majesty the sum of Four Hundred Pounds to be applied in the construction of a Bridge at Parrott's Bay in the Township of Ernesttown.

On motion of Mr. Perry, seconded by Mr. Bruce,

Ordered, That Messrs. Strange and Shibley be a Committee to draft and report a bill pursuant to the foregoing resolution.

Leeds's Election Bill read third time.

Agreeably to the order of the day, the bill authorising the continuing of all General Elections for the County of Leeds for a period of twelve days, was read the third time.

On the question for passing the same, the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

Yeas 34.

Alway,
Chisholm,
Cook,
Cornwall,
Duncombe, *of Oxford*,
Gibson,
Gilchrist,
Hopkins,
Jones,

Lewis,
McDonell, *of Stormont*,
McIntosh,
McKay,
Mackenzie,
McMicking,
Merritt,
Moore,

Morris,
Morrison,
Parke,
Perry,
Robinson,
Rykert,
Rymal,
Shaver,

Shibley,
Small,
Smith,
Strange,
Thorburn,
Wells,
Wilson,
Woolverton—33.

NAYS—MESSIEURS,

Nays 5.

McCrae,
McLean,

Malloch,

Walsh,

Wilkinson—5.

Bill passed.

The question was carried in the affirmative by a majority of twenty-eight, and the bill was passed.

Title.

Mr. Perry seconded by Mr. Duncombe, *of Oxford*, moves that the bill be entitled "*An Act to extend the time of holding Elections in the County of Leeds.*"

Which was carried, and Messrs. Perry and Duncombe, of Oxford, were ordered to carry the bill up to the Honorable the Legislative Council, and to request their concurrence thereto. Bill sent to Legislative Council.

Pursuant to the order of the day, the House was put into a Committee of the whole on the address to His Excellency for certain information relative to Casual and Territorial Revenue for the years 1826—7 and 8, &c: &c. Com. of whole on address to H. E. for casual and territorial accounts.

Mr. Wilson in the Chair.

The House resumed.

Mr. Wilson reported, that the Committee had gone through the Address, amended the same, and submitted it for the adoption of the House. Address amended.

The Report was received.

Ordered, That the Address be engrossed and read a third time on Monday next. Third reading on Monday.

The House then adjourned till three o'clock, P. M., on Monday next.

Monday, 16th February, 1835.

The House met pursuant to adjournment.
The minutes of Saturday were read.

Mr. McDonell, of Stormont, brought up the Petition of Adam Dixon, of Moulinette, in the Eastern District; which was laid on the table. Petitions bro't up.
Adam Dixon.

Mr. McIntosh brought up the Petition of George Hollingshead and sixty eight others, inhabitants of the township of East Gwillimbury, in the Home District; which was laid on the table. Geo. Hollingshead and others.

Mr. Duncombe, of Oxford, brought up the Petitions of William M. Whitehead and thirty eight others, William Johnston and seventy six others, Abraham Cook and thirty four others, George S. Allan and thirty five others, Welcome Yale and twenty nine others, and George W. Whitehead and seven others, inhabitants of the Districts of London and Gore, and of the Western District; which was laid on the table. W. M. Whitehead and others.

Mr. Walsh brought up the Petition of Colin McNeilledge and two hundred and thirteen others of the Districts of London and Gore, and of the Western District; which was laid on the table. C. McNeilledge & others.

Mr. Morrison brought up the Petition of William McCurdy and thirteen others, of the township of Scarboro, in the County of York; which was laid on the table. W. McCurdy and others.

Mr. Mackenzie, seconded by Mr. McIntosh, moves, that the entry on the Journals of the House of the second of November, 1832, of the resolution, "That William Lyon Mackenzie, Esquire, returned to serve in this Assembly as Knight Representative of the County of York, is the same William Lyon Mackenzie mentioned in the said entries and twice expelled this House, and declared unworthy and unfit to hold a seat therein during the present Parliament, and by reason thereof the said William Lyon Mackenzie cannot sit and vote in this House as a Member thereof," may be read. Motion for reading Journals on subject of expulsions of W. L. Mackenzie, Esq.

On which debates ensued.

Mr. Robinson, seconded by Mr. MacNab, moves, that the debate be adjourned until Wednesday next, and that it be the first item on the order of the day. Amendment proposed.

On which the yeas and nays being taken, were as follows:

On amendment.

YEAS—MESSIEURS,

| | | | | |
|--|--|--------------------------------|-------------------------------------|----------|
| Caldwell, Lewis, McDonell, of Glengarry, McKay, | McLean, MacNab, Malloch, Merritt, | Perry, Robinson, Rykert, | Strange, Walsh, Wilkinson—14. | Yeas 14. |
|--|--|--------------------------------|-------------------------------------|----------|

NAYS—MESSIEURS.

| | | | | |
|--|--|---|---|----------|
| Alway, Bruce, Chisholm, Cook, Cornwall, Duncombe, of Oxford, Duncombe, of Norfolk, | Gibson, Hopkins, Lount, McDonell, of Stormont, McIntosh, Mackenzie, McMicking, | Moore, Morrison, Norton, Parke, Rymal, Shayer, Shibley, | Smith, Thorburn, Waters, Wells, Wilson, Woolverton—27. | Nays 27. |
|--|--|---|---|----------|

Amendment lost. The question of amendment was decided in the negative by a majority of thirteen.

Journals read. The original question was then put and carried, and the Journals were read accordingly.

Motion for expunging from the journal a certain resolution. Mr. Mackenzie, seconded by Mr. McIntosh, moves, that the said resolution be expunged from the Journals of this House, as being subversive of the rights of the whole body of Electors of this Province.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------|-----------------------|-------------------------|-------------|----------------|
| Yeas 33. | Alway, | McDonell, of Glengarry, | Norton, | Small, |
| | Bruce, | McIntosh, | Parke, | Smith, |
| | Chisholm, | M'Kay, | Perry, | Strange, |
| | Cook, | Mackenzie, | Richardson, | Thorburn, |
| | Duncombe, of Oxford, | McMicking, | Rykert, | Waters, |
| | Duncombe, of Norfolk, | MacNab, | Rymal, | Wells, |
| | Gibson, | Moore, | Shaver, | Wilson, |
| | Hopkins, | Morrison, | Shibley, | Woolverton—33. |
| | Lount, | | | |

NAYS—MESSIEURS,

| | | | | |
|---------|-----------|----------|--------------------|--------------|
| Nays 9. | Caldwell, | Malloch, | Robinson, | Taylor, |
| | Lewis, | Morris, | Solicitor General, | Wilkinson—9. |
| | McLean, | | | |

Question carried. The question was carried in the affirmative by a majority of twenty-four and the resolution was expunged accordingly.

Motion for expunging declaration and resolutions relating to the several expulsions of Wm. L. Mackenzie, Esq. Mr. Mackenzie, seconded by Mr. McIntosh, moves, That it be resolved, that all the declarations, orders, and resolutions of this House respecting the several elections of William Lyon Mackenzie, Esquire, into Parliament for the County of York, as void elections, and the incapacity of William Lyon Mackenzie, Esquire, to serve in the said Parliament, and for his expulsions therefrom and disqualification by the mere force of a former vote or votes of expulsion, as also all orders, declarations and resolutions denying that the elections of William Lyon Mackenzie, Esquire, were good, true and valid, or affirming that the House having expelled and declared him unfit and unworthy to take a seat therein during the said Parliament, and that being convinced of the propriety of such expulsion and declaration, would not allow him to sit and vote, be expunged from the Journals of this House, as being subversive of the rights of the whole body of Electors of this Province.

Amendment proposed and lost. In amendment, Mr. Richardson, seconded by Mr. Wilkinson, moves that this House do now adjourn until to-morrow at five o'clock P. M.

Which was lost.

Original question carried. On the original question the yeas and nays being taken were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------|-----------|------------|-------------|-----------------|
| Yeas 28. | Alway, | McIntosh, | Norton, | Small, |
| | Bruce, | McKay, | Parke, | Smith, |
| | Chisholm, | Mackenzie, | Perry, | Strange, |
| | Cook, | McMicking, | Richardson, | Thorburn, |
| | Gibson, | Macnab, | Rymal, | Waters, |
| | Hopkins, | Moore, | Shaver, | Wells, |
| | Lount, | Morrison, | Shibley, | Woolverton,—28. |

NAYS—MESSIEURS,

| | | | | |
|---------|-----------|----------|--------------------|---------------|
| Nays 7. | Caldwell, | McLean, | Robinson, | Wilkinson,—7. |
| | Lewis, | Malloch, | Solicitor General, | |

The question was carried in the affirmative by a majority of twenty-one and ordered accordingly.

The House then adjourned 'till three o'clock P. M. to-morrow.

Tuesday, 17th February, 1835.

The House met pursuant to adjournment.

The minutes of yesterday were read.

Mr. Robinson brought up the Petition of Thomas McConkey, J. P. and fifty-eight others, inhabitants of the Township of Innisfil, in the County of Simcoe; which was laid on the table. Petitions bro't up. Thos. McConkey, J. P. and others.

Mr. Solicitor General brought up the Petition of C. Armstrong and three hundred and seventy-nine others, inhabitants of Kingston and vicinity; which was laid on the table. C. Armstrong and others.

Mr. Solicitor General brought up the Petition of William Bowen, and one hundred and sixty-seven others, inhabitants of the Western parts of the Midland District; which was laid on the table. Wm. Bower and others.

Mr. Malloch brought up the Petition of George Malloch, Esquire, Chairman of the Board of Police, Brockville; which was laid on the table. Geo Malloch Esq.

Mr. Solicitor General brought up the Petition of James Boulton and eighty-four others, of the District of Niagara; which was laid on the table. Jas. Boulton and others.

Mr. Boulton brought up the Petition of Thomas Rea, Senior, and eighty others of the township of Ops, in the District of Newcastle, which was laid on the table. T Rea and others.

Mr. Perry brought up the Petition of John Williams and two hundred and twenty-three others, of Thorold, in the District of Niagara; which was laid on the table. John Williams and others.

Mr. Gibson brought up the Petition of James G. Edwards, and thirty-six others, of the Township of King, in the County of York; which was laid on the table. J. G. Edwards and others.

Mr. Morris brought up the Petition of George Buchanan, and two hundred and thirty-eight others, proprietors and inhabitants of the Townships of Pakenham and Fitzroy, in the County of Carleton, Levant, Darling, Macnab, Horton, Ross, Westmeath, and Pembroke in the County of Lanark, and of unsurveyed townships in the District of Bathurst, which was laid on the table. G. Buchanan and others.

Mr. McKay, seconded by Mr. Strange, moves, that the Petition of James Johnston, Esquire, complaining of the undue Election for the County of Carleton be taken into consideration on the fourth day of March next. Consideration of the pet. of J. Johnston Esq. on 23d Feb. inst.

In amendment, Mr. Lewis, seconded by Mr. Malloch, moves, That the "fourth of March next," be expunged from the original motion, and the words "twenty-third day of February instant" be inserted.

Which was carried.

The original question, as amended, was then put and carried.

Agreeably to the order of the day the Address to His Excellency, the Lieutenant Governor, for information and Blue-Book, was read the third time, Address to H. E. for information and Blue Book read the third time.

On the question for passing the same, the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|-----------------------|------------|-------------|--------------------|----------------|
| Alway, | McIntosh, | Parke, | Smith, | Yeas and Nays. |
| Bruce, | McKay, | Perry, | Solicitor General, | |
| Caldwell, | Mackenzie, | Richardson, | Strange, | |
| Chisholm, | Macnab, | Robinson, | Thorburn, | |
| Cook, | Malloch, | Rykert, | Waters, | |
| Duncombe, of Oxford, | Moore, | Rymal, | Wells, | |
| Duncombe, of Norfolk, | Morrison, | Shaver, | Wilson, | |
| Gibson, | Norton, | Shibley, | Woolverton—33. | |
| Lewis, | | | | |

NAYS—MESSIEURS,

Boulton, Walsh—2.

The question was carried in the affirmative by a majority of thirty-one, and the address was passed and signed by the Speaker and is as follows. Carried, maj. 31.

To His Excellency Sir John Colborne, Knight Commander of the Most Honourable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein, &c. &c. &c. Address to H. E. for Blue Book. &c.

MAY IT PLEASE YOUR EXCELLENCY,

We, His Majesty's most dutiful and loyal subjects, the Commons of Upper Canada, in Provincial Parliament Assembled, humbly request that Your

Address for Blue
Book, &c.

Excellency would be graciously pleased to give directions that there be laid before this House the following documents :

The accounts in detail of the receipts and expenditure of the whole Casual and Territorial Revenue, including the Revenue derived from the Canada Company for the years 1826, 1827, 1828, and 1829, that is to say, from and after the period included in the documents sent down to this House by Sir Peregrine Maitland, of the 8th November, 1825, together with the vouchers of such expenditure.

The accounts in detail, shewing the monies paid by warrants of Your Excellency on the Receiver General, to or on behalf of the Right Reverend Bishop McDonell, for the use of the Roman Catholic Priesthood, in consequence of an annual grant of seven hundred and fifty pounds, since increased to one thousand pounds a year, together with the sums paid to each clergyman and schoolmaster, and the whole application of these monies from the time they were first granted out of the Canada Company's payments, together with the vouchers for such expenditure on the said clergy.

A statement in detail, shewing what payments were made to Bishops, Rectors, Missionaries, Clergymen, or other religious teachers in Upper Canada, whether of the Churches of England, Rome, Scotland, or any other denomination, during the years 1831, 1832, 1833, and 1834, out of funds raised in the Province; shewing the authority by which the several payments were made, the names of the persons so paid, the amount they severally received, and their stations as such Missionaries or Teachers.

A schedule of the lands set apart as Glebes in this Province during 1833 and 1831, shewing the date of each appropriation and the authority for the same.

A statement in detail, of all grants made from funds at the disposal of the British or Colonial Governments during the last ten years—whether the funds were derived from the Revenues of Great Britain or which arise in this Colony—to be applied towards the erection or repair of places of divine worship, belonging to or occupied by the Churches of England, Scotland, or Rome, or of any other denomination of professing christians whatsoever.

The original Annual Returns of the Civil Establishment of the Colony for the years 1824, 1825, 1826, 1827, 1828, 1829, 1830, 1831, 1832, 1833, and 1834, commonly called "The Blue Book," which documents will be duly returned to the proper officer.

A specific return, shewing the nature of the services for which the Honorable and Venerable Archdeacon Strachan appears to have received eight hundred and seventy four pounds sterling out of the Public Revenue of this Province, as mentioned in a Return to an Address of the House of Commons by Your Excellency, dated at York, 20th September, 1833.

Copy of all agreements made with the Canada Company for the Huron Tract and other reserves, sold or agreed to be sold to the Company in this Province, since that sent down to this House by His Excellency Sir Peregrine Maitland, dated Downing Street, 23rd of May, 1826, shewing the prices agreed to be paid by the Company on their several purchases, the drawbacks to be allowed them for improvements, the arrangement as to assessing the lands while unimproved, and an account in detail shewing the uses to which the funds so raised are applied by the Government, with the authority for such application.

A return shewing the balances now outstanding in the hands of the Receiver General, Crown and Clergy Lands Commissioner, and the other public Accountants in this City, of all funds of Provincial Revenue, whether ordinary, Clergy Reserve, College, Crown Reserve, Canada Company, Casual or Territorial; shewing the Banks or other places where such monies are deposited, and stating whether any, and if so what rate of interest is payable to the government on such deposits.

MARSHALL S. BIDWELL,
Speaker.

*Commons' House of Assembly, }
17th February, 1835. }*

Com. to present
Address.

On motion of Mr. Mackenzie, seconded by Mr. Cook.
Ordered, That Messrs. Chisholm and Thorburn be a Committee to present this address to His Excellency.

Mr. Rykert from the Committee to wait on His Excellency, the Lieutenant Governor, with the address of this House for advance on contingencies, reported delivering the same, and that His Excellency had been pleased to make thereto the following answer :

Com. to present Address on contingencies rep. answer.

GENTLEMEN :

I will direct a warrant to be issued for the purpose mentioned in this address.

Answer.

The Speaker reported having received the warrant.

Speaker reports warrant.

Pursuant to the order of the day were read,

Petitions read.

The Petition of John Burwell and one hundred and forty-two others, of the District of London, setting forth, that in the rapidly advancing state of the District, the improvement of the navigation of Big Otter Creek, from Port Burwell to its source, is a work of the first importance and should be immediately commenced, as in conjunction with the harbour now in progress at Port Burwell, it could not fail of giving an additional impetus to the exertions and enterprise of the inhabitants, and yield a profitable return for their industry and labour—that the most suitable scale of improvement and the probable expense thereof can only be ascertained by the actual inspection of a competent Civil Engineer :—Petitioners therefore pray the House to recommend to His Excellency, the Lieutenant Governor, the employment of some person properly qualified to examine and report on the scale of improvement most advisable to be adopted, and the expense necessary to accomplish the same, to be laid before the Legislature at its next Session, and to place at His Excellency's disposal a sum sufficient to defray the charge of said survey.

John Burwell and others, praying for the improvement of the Big Otter Creek.

The Petition of James Hunter and three hundred and sixty-one others, of the Township of Whitby, in the Home District, stating that the people of the Province are labouring under great distress, arising chiefly from the present depression in the price of agricultural produce, and that unless some means of relief is discovered the calamity must increase. That among many other causes producing this distress, is the constant drain of specie by persons residing without the Province, that in particular the markets of this Colony are thrown open to American citizens for almost all the staple productions of their soil, while we, in return, enjoy no such privilege in the market of the United States: the inevitable effect being to drain this Province of its specie and depress its agriculture by glutting its markets with the production of foreigners and abstracting its best stimulus, and benefiting thereby only a few drovers and speculators; and petitioners are prepared to prove that our towns can have all their wants as well and as cheaply supplied from our own farmers as at present. That Upper Canada not having manufactures or foreign commerce can only acquire a specific capital by agriculture and the sale of wild lands—the latter is in the hands of the monopolists who send the money out of the Province and the former unjustly depressed—that agriculture ought to be protected, as without it there can be no permanent general prosperity in any part of the community. That in order to ensure reciprocity of advantage, the only basis of free trade, there ought to be imposed on all the productions of the United States, landed in the Ports of this Province, a duty similar to that paid in the Ports of said States on the same productions—that this method would ensure all the protection and advantage necessary, and praying that the premises may be attained by the passage of an Act for that purpose.

James Hunter and others, praying that a protecting duty may be laid upon agricultural product imported from U. S.

The Petition of Adam Ainslie of the City of Toronto, Gentleman, setting forth that Petitioner was duly enrolled as an Attorney and Solicitor in His Majesty's Courts of Common Law and Chancery in England, and in like manner admitted and enrolled as Barrister, Attorney, Solicitor and Proctor in His Majesty's Supreme Court of Gibraltar, where he hath had the honour to practice for several years last past. That Petitioner arrived in this Province a few months since, with the intention of exercising his profession—that to his surprise and mortification he found he could not practise without again undergoing the drudgery of a five years apprenticeship, thus rendering nugatory the time, labour and expense it had cost him in acquiring a knowledge of his profession and qualifying himself to practice it; that Petitioner cannot see the reason, justice or expediency in excluding a regularly bred Attorney, from practising his profession, having with him all necessary

A. Ainslie praying to be allowed to practice the law in this province.

credentials and at the same time allow all other trades and callings to be freely followed—nor can he see why a Barrister of the English Bar should be allowed to practise as a Barrister in this Province, whilst an Attorney of the English Courts is not permitted to practise as an Attorney of the Courts of this Colony, that such an invidious distinction is inexplicable, as it is notorious that the expense and labour necessary to qualify an Attorney, far exceed those of a Barrister; that Petitioner was one of the first Commissioners for the administration of the Bankrupt Laws in Gibraltar—and prays that an Act may be passed authorising him to practise in his profession as Attorney, Solicitor and Proctor in all His Majesty's Courts of this Colony.

Richard Hanna & others praying for aid for roads.

The Petition of Richard Hanna and thirty-one others, inhabitants of the township of Bastard in the District of Johnstown, stating, that owing to the wet and swampy lands around and in connection with the settlement in which Petitioners reside, the roads are in a very bad state; that the Statute Labour is not sufficient to open said roads and keep them in repair; that Petitioners have never had assistance towards mending their roads, and pray that sixty pounds may be granted towards opening the road on the town line, in the sixth, fifth, and fourth concessions, between the Townships of Bastard and Kitley.

D. McCutcheon & others, praying for aid for roads.

The Petition of David McCutcheon and thirty-seven others of the townships of Vaughan and King, alleging that the allowance for road between the townships of Vaughan and King, is in a bad state of repair, viz. from the front of the fifth concession to the front of the ninth concession, and that the settlers being far apart, are unable to repair the same, and praying assistance.

J. L. Schofield and others praying for aid for roads.

The Petition of J. L. Schofield, and one hundred and six others, of the townships of Elmsley and Montague in the District of Johnstown, setting forth that the Bridge crossing the River Rideau at the village of Smiths' Falls, and on the main road from the River Ottawa to Brockville has recently been condemned by a Committee appointed for its inspection, and reported to be impracticable to receive repairs—that the inhabitants of said village and its vicinity are not in a situation to sustain the expense of erecting a new Bridge, and praying that the sum of two hundred pounds may be applied for the purpose of defraying the expense of the said Bridge, at the site aforesaid.

Wm. Curtis and others praying that protecting duty may be laid on all articles of import from U. S. affecting the interests of our agriculturists.

The Petition of William Curtis and ninety-nine others, inhabitants of Dumfries, in the District of Gore, considering the present Law, admitting various kinds of produce from the United States into this Province, free of duty, such as Wheat, Flour, Beef, Horned Cattle and Horses, &c. &c., very injurious to the agricultural interest of the country, which are of late years imported into this Province to a very alarming extent, prays that Your Honorable House will take the subject into serious consideration, and make such enactments for the protection of the farmers of the country as may be most expedient and proper.

Moses Willson & others praying for a Loan Bank.

The Petition of Moses Willson and forty-five others, inhabitants of the Province of Upper Canada, setting forth and praying the same as the petition of Joseph Watson and others, of the Home District, on the subject of a Loan Bank.

Alex McLean and others praying that the improvement of the Saint Lawrence may be so constructed as to form a harbor at Cornwall.

The Petition of Alexander McLean and one hundred and sixty others, inhabitants of the Town of Cornwall, in the Eastern District, shewing that the present plan of the St. Lawrence Canal through the said town, if carried into execution, will, in the opinion of petitioners, materially injure the interests of its inhabitants and the public generally, as it cuts off all communication with the river, and affords, no protection or harbour for vessels or other craft, from the anchor ice, which would inevitably destroy vessels obliged to winter at or near Cornwall, and prays that a law may be passed, enacting that an additional culvert be given to Cornwall, and a basin formed on Lots numbers nineteen and twenty, north side of Water-street in said town, and thereby secure for Cornwall, a harbour, ensure a safe and commodious wintering place for vessels and other craft, prevent their interference with each other during navigation, and promote the utility of the improvement of the Saint Lawrence in general.

Ebenezer Perry and others, praying for the appointment of an inspector of imported leather.

The Petition of Ebenezer Perry and thirty-two others, inhabitants of the Midland District, stating that they are engaged in the business of tanning and preparing leather—that the Imperial duty of fifteen per cent on importation would afford them all the protection they require, if it were exacted on a fair valuation of the articles, and the laws rigidly enforced against their illicit introduction, as well as against the evasive manner in which leather is introduced. Petitioners recommend for the purpose of distinguishing between leather that has paid the duty, and that which has been clandestinely introduced, and would suggest that a speci-

fic price be affixed for the best qualities of each kind for the payment of duty on importation, corresponding in some measure to schedule annexed to the petition, and would further recommend the appointment of a person as an Inspector of all leather imported, and to stamp all such as may have paid the duty.

The Petition of W. Jackson and seventy-three others, inhabitants of Georgia, in the County of York, shewing that the bridges across the two navigable rivers which traverse said township, are in a state of extreme decay, and dangerous to His Majesty's lieges—that the means of the township are utterly inadequate to rebuild them—that these bridges are not only absolutely necessary to the inhabitants of this township, but are likewise on the main road to the capital for the Townships of Thorah, Eldon, Mara, Brock, Fenelon & Mariposa, and praying that the sum of two hundred pounds may be granted to assist in renewing said bridges.

W. Jackson and others praying for aid for roads and bridges.

The Petition of James Beatty, of Trafalgar, yeoman, which states that petitioner in the month of July, 1833, mailed a letter in Mr. A. Proudfoot's Post Office, Trafalgar, containing ten pounds fifteen shillings, and a Note of Hand for forty pounds drawn in favor of petitioner (signed John Griffin,) directed to the Cashier of the Bank of Upper Canada, which Note never arrived at its destination. As petitioner knew there were but three Post Offices through which the letter was to pass, he made several applications and at length succeeded in getting an investigation before William Thompson and S. Jarvis, Esquires—that suspicion fell on a young man in Mr. Spragge's Post Office, Springfield, Toronto; but petitioner met with such opposition from the authorities that he gave up further proceedings, and prays relief in the premises.

James Beatty praying for relief from loss sustained thro' the post office establishment.

The Petition of Wm. Bergin on behalf of the Catholics of the City of Toronto, shewing that a building lot has been granted by His Excellency for the erection of a School in said city, but being principally emigrants, without means to accomplish the object intended by the grant, they pray that five hundred pounds may be granted to them for the purpose.

Wm Bergin praying £500 to erect a Catholic School in City of Toronto.

The Petition of the President and Board of Police in the town of Brockville, setting forth that they have been unable to form an effective Fire Company in the said town, in consequence of the inducements held out by law to persons volunteering as firemen being inadequate to the trouble and inconvenience attending that office, and that in the opinion of Petitioners, were Firemen exempted from Statute Labour in addition to the exemptions now regulated by law, Petitioners would be enabled to raise a Company sufficiently effective—that doubts have arisen whether the Act 7th Geo. 4th, entitled, "An Act to make further and more effectual provision for the prevention of accidents by fire in the several police towns of this Province," extends to the town of Brockville, it being incorporated since the passing of that Act, and praying the passage of an Act removing these doubts, and granting such additional inducement to persons to volunteer as Firemen as may seem meet.

President & Board of Police of Brockville praying greater encouragement to induce persons to volunteer as firemen

The Petition of George Ham, of the township of Hamilton, in the District of Newcastle, praying that in the event of the prayer of a certain Petition, for extending and defining the limits of Cobourg, being entertained by the House, in which his land, which is Lot number twenty, in front of the first concession of the township of Hamilton, as also ten acres of land, being part of Lot number nineteen, for the use of a Mill-pond, is included within the limits defined by said Petition—his property thus designated may not be included, attached to or incorporated with Cobourg or any other village—that Petitioner is carrying on the Farming and Milling business, and desires still to enjoy all his rights and privileges as other farmers and that the House will thus protect him.

Geo Ham praying certain exemptions in case a bill should pass, defining the limits of Cobourg.

Mr. Duncombe, of Oxford, gives notice that he will, on to-morrow, move for leave to bring in a bill authorising His Majesty, or such other person or body as the Legislature shall from time to time think proper to authorise, to hold the lands upon which public School Houses are erected.

Notice of bill to invest the lands on which school houses are built, in certain persons.

Mr. Duncombe, of Oxford, gives notice that he will, on to-morrow, move for leave to bring in a bill to prevent Lawyers, Attorneys, and Barristers at Law, from going on with a suit against a defendant for non-payment of costs after the debt has been paid to the Plaintiff, unless the Plaintiff, at the time of the receipt of his claim, made an agreement in writing with the Defendant that he should pay the costs of said suit, and to provide that costs shall not be taxed upon the Defendant, where there was no service of process previous to the settlement of the debt, unless upon an agreement to pay the costs in writing by the Defendant, and in various

Notice of bill to authorise the taxing of bills of physicians

other ways to prevent the imposition of those enormous costs that are so unjustly enacted upon suits at law.

Notice of a Bill to tax Physicians and Surgeons.

Mr. McLean gives notice that he will, on Monday next, bring in a bill to authorise the taxation of bills of Physicians and Surgeons, and to prevent the frequent impositions practised on His Majesty's subjects, by persons professing to be of the medical profession.

Pet. of W Forsyth referred.

On motion of Mr. Thorburn, seconded by Mr. Duncombe, *of Norfolk*,
Ordered, That the Petition of William Forsyth be referred to the Committee on Grievances.

Pet's of C. Handy and others
Thomas Langley and others, and A. Hill and others.

On motion of Mr. Thorburn, seconded by Mr. Parke,
Ordered, That the Petitions of Charles Handy and others; Thomas Langley and others, and Alexander Hill and others, be referred to the Committee of Supply.

Petition of Adam Ainslie referred.

On motion of Mr. Macnab, seconded by Mr. Richardson,
Ordered, That the Petition of Adam Ainsley, Esquire, be referred to a Select Committee, consisting of Messrs. Macnab, Morris, Solicitor General and Norton, with power to send for persons and papers, and to report thereon.

Petition of Erastus Gilbert & others referred.

On motion of Mr. Parke, seconded by Mr. Alway,
Ordered, That the Petition of Erastus Gilbert and others, be referred to a Committee to be composed of Messrs. Parke, Thorburn and Moore, to report by bill or otherwise.

Petition of Joseph Watson and others referred.

On motion of Mr. Mackenzie, seconded by Mr. Wilson,
Ordered, That the Petition of Joseph Watson and others, for a Loan Office, be referred to the Committee on Trade.

Petition of James Hunter & others referred.

On motion of Mr. Morrison, seconded by Mr. Wells,
Ordered, That the Petition of James Hunter and three hundred and sixty-five others, inhabitants of the Third Riding of the County of York, be referred to the Select Committee to whom has been referred the petition of Daniel Armstrong and others.

Petition of John Burwell and others referred.

On motion of Mr. Duncombe, *of Oxford*, seconded by Mr. McKay,
Ordered, That the Petition of John Burwell and others, be referred to a Select Committee, with power to send for persons and papers, and report thereon, by bill or otherwise, and that Messrs. Duncombe, *of Oxford*, Walsh and Duncombe, *of Norfolk*, be a Committee for that purpose.

Petition of Patrick O'Brien and others referred.

On motion of Mr. Strange, seconded by Mr. McKay,
Ordered, That the Petition of Patrick O'Brien and others, be referred to a Select Committee, composed of Messrs. Strange, Gibson, Yager and Wilson, with power to send for persons and papers, and to report thereon, by bill or otherwise.

Order for Clerk to pay certain contingencies.

On motion of Mr. Duncombe, *of Oxford*, seconded by Mr. McKay,
Ordered, That the Speaker be authorised to pay into the hands of the Clerk, the sum of six hundred and ten pounds fourteen shillings and three pence half-penny, currency, to enable him to pay certain expenses of his office and of this House as enumerated in the Schedule annexed.

| | | | | | | |
|--|------|----|----|------|----|----|
| Short estimated to complete the Session of 1833—4..... | | | | 24 | 13 | 4 |
| RECESS. | | | | | | |
| William P. Patrick,..... | £ | s. | d. | 206 | 5 | 0 |
| David Jardine,..... | | | | 27 | 13 | 4 |
| William Coates,..... | | | | 123 | 5 | 0 |
| Alfred Patrick,..... | | | | 134 | 6 | 8 |
| Thomas Vaux,..... | | | | 136 | 18 | 4 |
| Nicholas Crawford,..... | | | | 88 | 10 | 0 |
| | | | | 716 | 18 | 4 |
| E. Bell, (Messenger) 314 days a 3s. 9d..... | | | | 58 | 17 | 6 |
| Sundries paid by Clerk..... | | | | 20 | 18 | 7½ |
| | | | | 796 | 14 | 5½ |
| Mr. Stanton's Bill for printing Journals,..... | | | | 168 | 18 | 6 |
| Mr. Coates do. do. do..... | | | | 251 | 11 | 9 |
| Mr. Brewer, for binding,..... | | | | 58 | 2 | 3 |
| Mr. Eastwood for paper,..... | | | | 120 | 0 | 0 |
| Mr. Stanton, sundries,..... | | | | 15 | 7 | 4 |
| | | | | 613 | 19 | 10 |
| | £ | | | 1410 | 14 | 3½ |
| Less placed in the hands of the Clerk,..... | | | | 800 | 0 | 0 |
| | | | | 610 | 14 | 3½ |
| | Due, | | | | | |

Pursuant to the order of the day, the Wolford Survey Bill was read a second time, and the House was put in a Committee of the whole on the same. Wolford Survey Bill committed.

Mr. Gibson was called to the chair.

The House resumed.

Mr. Gibson reported that the Committee had gone through the Bill, made some amendments to the same, and submitted it to the adoption of the House. Bill amended.

Ordered, That the Report be received, and that the Bill be engrossed and read a third time tomorrow. Third reading to-morrow.

Agreeably to notice, Mr. Duncombe, *of Oxford*, seconded by Mr. Moore, moves that he have leave to bring in a Bill to alter and amend the Court of Requests Law. Court of Request amendment bill bro't in and read.

Which was granted, and the Bill read.

Ordered, That the Bill be read a second time tomorrow. Second reading to-morrow.

Mr. Duncombe, *of Oxford*, seconded by Mr. Chisholm, moves, That two hundred copies of the Court of Requests Bill be printed for the use of members. Bill to be printed.

In amendment, Mr. Richardson, seconded by Mr. Rykert, moves, That the word "two," in the original motion, be expunged, and "five" inserted. Amendment.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|-----------|------------|-------------|-----------|---------|
| M'Intosh, | Mackenzie, | Richardson, | Rykert—4: | Yeas 4. |
|-----------|------------|-------------|-----------|---------|

NAYS—MESSIEURS,

| | | | | |
|--|---|--|---|----------|
| Bruce, Chisholm, Cook, Duncombe, <i>of Oxford</i> , Duncombe, <i>of Norfolk</i> , Gibson, Lewis, | McDonell, <i>of Glengarry</i> , McDonell, <i>of Stormont</i> , McKay, M'Lean, McMicking, Malloch, Morris, | Morrison, Norton, Parke, Perry, Robinson, Rymal, Shaver, | Shibley, Smith, Strange, Thorburn, Walsh, Wells, Woolverton—28. | Nays 28. |
|--|---|--|---|----------|

The question of amendment was decided in the negative by a majority of twenty-four.

The original question was then put and carried.

Agreeably to notice, Mr. Duncombe, *of Oxford*, seconded by Mr. Duncombe, *of Norfolk*, moves for leave to bring in a Bill to continue the Road and Bridge Acts of 1833 and 1834. Road and bridge continuation bill brought in and read.

Which was granted, and the Bill read.

Ordered, That the Bill be read a second time, tomorrow. Second reading to-morrow.

Agreeably to notice, Mr. Richardson, seconded by Mr. Rykert, moves for leave to bring in a Bill to abolish Imprisonment for Debt in this Province, except in cases of fraud. Imprisonment for debt abolition Bill brought in and read.

Which was granted, and the Bill read.

Ordered, That the Bill be read a second time tomorrow. Second reading to-morrow.

Pursuant to the order of the day, the Bill to amend the Erie and Ontario Rail Road Bill (reserved last Session) was read the second time. Erie and Ontario Rail Road Bill read second time & committed.

The House was put into Committee of the whole on the Bill.

Mr. Morrison in the chair.

The House resumed.

Mr. Morrison reported that the Committee had gone through the Bill, and adopted the same without amendment.

Ordered, That the Report be received, and that the Bill be engrossed and read a third time tomorrow. Third reading to-morrow.

Mr. McDonell, *of Stormont*, from the Committee to which was referred the Petition of John McDonell and Thomas Mears, presented a Report, which was received and read, as follows : Select Committee on petition of Mc-Donell & Mears report.

(For Report.—See Appendix.)

Report & petition referred.

Mr. McDonell, of *Stormont*, seconded by Mr. Chisholm, moves, That the Petition of John McDonell, and Thomas Mears, of the Ottawa District, be referred to the Committee on Supply, and that the Report of the Committee on the Petition accompany the Petition.

Ordered.
Adjourned.

Wednesday, 18th February, 1835.

The House met.

The minutes of yesterday were read.

Mr. Speaker reported having received a letter from the Clerk of the Crown in Chancery.

The Letter was read by the Clerk, as follows:

CLERK OF THE CROWN IN CHANCERY OFFICE,
Toronto, 18th February, 1835.

Communication from Clerk Crown in Chancery, time and place appointed for Leeds Election.

The Clerk of the Crown in Chancery has the honour to report, to the Honourable the Speaker of the Commons' House of Assembly that in obedience to his Warrant of the 14th instant, he has sued out a writ of Election for the Return of two Members, to represent the County of Leeds in the present Assembly, in the room of Ogle R. Gowan and Robert S. Jameson, Esquires, whose seats have been declared vacant. That His Excellency, the Lieutenant Governor, has been pleased to appoint Adiel Sherwood, Esquire, to be Returning Officer, and has directed the Election to be holden at Beverley, in the said County of Leeds, on Monday, the second day of March, now next ensuing.

SAMUEL P. JARVIS,
Cpk Crown in Chancery.

On motion of Mr. Perry, seconded by Mr. Shaver,

Letter of C. C. C. referred to Select Committee.

Ordered, That the Letter of the Clerk of the Crown in Chancery to the Speaker, relative to the writ of Election for the County of Leeds, be referred to a Committee of Privilege to enquire into precedents, and to report to this House, and that the said Committee have power to send for persons and papers and be composed of Messrs. Perry, Duncombe, of *Oxford*, and Morrison.

Petitions bro't up.

W. Cunningham and others.

Mr. Wilson brought up the Petition of William Cunningham and one hundred and forty-one others, of Hallowell, in the District of Prince Edward; which was laid on the table.

Lewis Horning & others, George Oliver and others.

Mr. Robinson brought up the Petitions of Lewis Horning and eighty-five others, of the Townships of Mono, Mulmer, Melancthon and Nottawsaga in the county of Simcoe; Of George Oliver and fifty others, of the Township of Vespra in said County, and of Wm Harris and thirty-nine others, of the Township of Tecumseth in said County; which were laid on the table.

William Harris & others.

Thomas Armstrong and others.

Mr. Durand brought up the Petition of Thomas Armstrong and four hundred and thirty-two others, of the townships of Nassagawea, Garrafraxa, Eramosa, Guelph, Puslinch, Nichol, Woolwich, Waterloo, and Wilmot, in the County of Halton, which was laid on the table.

William Reid and others.

Mr. Gibson brought up the Petition of William Reid, Senior, and fifty-three others, of the County of York, (Children of Peace;) which was laid on the table.

John Smith and others.

Mr. McMicking brought up the Petition of John Smith and sixteen others, of the township of Wainfleet in the District of Niagara; which was laid on the table.

John Hugill and others.

Mr. Gibson brought up the Petition of John Hugill and seventy-five others; Electors of the County of York; which was laid on the table.

John Poore and others, (1.)

Mr. Durand brought up the Petition of John Poore, and four hundred and thirty-five others, of the Townships of Esquesing, Nassagawea, Erin, Garrafraxa, Eramosa, Guelph, Puslinch, Nichol, Woolwich, Waterloo, and Wilmot, in the District of Gore; which was laid on the table.

John Poore and others, (2.)

Mr. Durand brought up the Petition of John Poore and four hundred and eighty others, of the townships of Esquesing, Nassagawea, Erin, Garrafraxa, Eramosa, Guelph, Puslinch, Nichol, Wolwich, Waterloo, and Wilmot, in the District of Gore; which was laid on the table.

T. G. Millar and others.

Mr. Durand brought up the Petition of T. G. Millar, and one-hundred and fifty-six others, of the Townships of Garrafraxa, Nichol, Woolwich and Waterloo, in the District of Gore, which was laid on the table.

John Macaulay & others.

Mr. Solicitor General brought up the Petition of John Macaulay, President, and nineteen others, a committee of management of the Kingston Mechanics' Institute; which was laid on the table.

Agreeably to the order of the day, the Woford Survey Bill was read the third time and passed. Woford survey bill passed.

Mr. Norton, seconded by Mr. Robinson, moves that the Bill be entitled "*An Act to establish the boundary lines of the Township of Woford, in the District of Johnstown.*" Title.

Which was carried, and Messrs. Norton and Robinson were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto. Committee to carry up the bill.

Pursuant to the order of the day, the Erie and Ontario Supplementary Rail Road Bill was read a third time and passed. Erie and Ontario rail road bill passed.

Mr. Thorburn, seconded by Mr. McMicking, moves that the Bill be entitled "*An Act to prevent the Erie and Ontario Rail Road Company from entering upon the Crown Lands reserved for Military purposes in the Niagara District without the license or consent of His Majesty, His Heirs or Successors, being first had and obtained.*" Title.

Which was carried, and Messrs. Thorburn and McMicking were ordered by the Speaker to carry the same up to Honorable the Legislative Council, and to request their concurrence thereto. Committee to carry up the bill.

Pursuant to the order of the day, the following Petitions were read :

Petitions read.

Of Adam Dixon, of Moulinette, in the Eastern District; stating that in the winter 1834, petitioner carried on the forwarding business on the Saint Lawrence, and being aware of the danger of passing the rapids at the village of Mille Roche, petitioner was induced to erect a lock there at his own expense; and without any special license authorising him so to do; and at the opening of the navigation, had at considerable expense (about one hundred pounds) so far improved the same, as to enable the river craft to ascend and descend with safety and despatch. That petitioner's object was, to enable him to fulfil contracts entered into; to benefit himself and the public, who passed and repassed without any charge for toll. Nevertheless petitioner was convicted at the Quarter Sessions in April last, of a nuisance, and thereby prevented from completing said lock. That the magistrates, however, who are convinced of the utility of the work, allowed him 'till the month of March next to remove the materials, by which he has an opportunity of appealing to the Legislature, and praying as he now does to be enabled by law to complete the said lock which, altho' it will be of less use when the magnificent works now carrying on are completed, will, in the meantime, be a great accommodation to the public.

A Dixon, praying for authority to construct a Lock at the Moulinette rapids.

Of George Hollingshead and sixty-eight others, of East Gwillimbury, in the Home District, praying for the establishment of a Provincial Loan Office on the terms mentioned in the petition of Moses Wilson and others.

Geo Hollingshead and others praying for the establishment of a Loan office.

Of William M. Whitehead and thirty-eight others, of the District of London, the Western parts of the District of Niagara and South Western parts of the District of Gore, stating that they have suffered much hardship from being obliged to attend the courts at their present county towns; that they have frequently applied for a remedy, but in vain. That petitioners, after giving the matter every consideration, are of opinion that a new District should be formed, composed of the following townships, viz:—Houghton, Walsingham, Charlotteville, Walpole, Woodhouse, Rainham, Townsend, Windham, Norwich, Middleton, Oxford (East,) Burford, Oakland, Blandford, Blenheim, and all that part of the District of Gore, lying South of the Township of Dumfries and the Grand River, from the forks thereof at Paris, to the Westerly line of the County of Haldimand, and the County town located on Lot Number thirty-one in the thirteenth concession of the Township of Burford. They therefore pray the House to pass an Act to that effect and also to advance a sum for building a Gaol and Court House in said new District.

W M Whitehead and others praying for the division of the district.

Of William Johnson and seventy six others, of the Districts of London and Gore, and of the Western District, stating that anxious to avail themselves of the benefits likely to result from the completion of the Welland Canal and Grand River Navigation, they wish to be incorporated as a Company with a sufficient capital to construct a Canal from the improvements in progress on the Grand River as far as the Thames, by way of Hornor's and Cedar Creeks, and thence to London, and the navigable waters of the Thames, if found practicable. That petitioners anticipate no objection on the part of individuals, nor of this House, and that one great consideration in favor of the measure is that the whole distance from Oxford

Wm. Johnson and others praying for an act of incorporation for Canal operations.

to Lake Ontario by water will not exceed one hundred and twenty miles, which is calculated by persons well versed in such matters as equal to three mile of land carriage; forty miles of Canal being allowed for one mile of transport by land; that the section of the country in which petitioners reside is one much favored by nature, abounding with the finest timber, Plaster of Paris and other valuable minerals, which as yet have been of little advantage except as articles of use among themselves, but of which they have not been able to avail themselves as articles of commerce—that the Welland, Rideau, Erie and other Canals, are strong proofs that water communications unite cheapness, certainty, safety and despatch, and are a source of wealth to such countries as possess them; therefore petitioners pray to be incorporated as a company with a capital of one hundred thousand pounds for the purpose of carrying this important object into effect.

A. Cook & others praying the same.

Of Abraham Cook and thirty-four others of the District of London and Western District, praying the same as the petition of William Johnson and others.

G. S. Allan and others,

Of George S. Allan and others of the Districts of London and Gore, and of the Western District, praying the same.

Welcome Yale & others,

Of Welcome Yale and twenty-nine others of the same Districts, praying the same.

G. W. Whitehead and others, praying the same.

Of George W. Whitehead and seven others, of the same Districts, praying the same.

Wm. McCurdy & others praying for aid for roads.

Of William McCurdy and thirteen others, of the Township of Scarboro', in the County of York, stating that the road leading from the old Danforth road to the Township of Markham is in a very bad state, with but few inhabitants to improve the same, by statute labor, and praying the grant of fifty pounds to enable them to put the said road in a state of repair.

Colin McNeillidge and others, praying for extension of charter to Port Dover Harbor Company.

Of C. McNeillidge and two hundred & thirteen others, of the Districts of London and Gore and of the Western District, stating that the Act incorporating a company for the purpose of constructing a Harbor at Port Dover in the District of London has not, from various causes, been carried into effect; that the time for commencing the said work is about to expire, and praying that the privileges conferred by the Act may not be forfeited by nonuser, but that a new Act may be passed granting the said company a further extension of time, in which case they pledge themselves to prosecute the work immediately as the stock can now be raised without any difficulty.

Notice of Insane Relief Bill.

Mr. Duncombe, *of Oxford*, gives notice that he will, on to-morrow, move for leave to bring in a Bill to continue for a limited time an Act for the relief of the destitute and insane.

Notice of absconding Debtors Bill.

Mr. Duncombe, *of Oxford*, gives notice that he will, on to-morrow, move for leave to bring in a Bill to continue the Act affording means for attaching the property of Absconding Debtors.

Notice of Bill for remedying Corporations.

Mr. Duncombe, *of Oxford*, gives notice that he will, on to-morrow, move for leave to bring in a Bill to continue an Act to facilitate legal remedies against Corporations.

Notice of Justices Fees Bill.

Mr. Duncombe, *of Oxford*, gives notice that he will, on to-morrow, move for leave to bring in a Bill to continue an Act declaring what fees shall be received by Justices of the Peace.

Notice of Militia Pension Bill.

Mr. Duncombe, *of Oxford*, gives notice that he will, on to-morrow, move for leave to bring in a Bill to continue for a limited time the payment of Militia Pensions.

Notice of Wolf destruction Bill.

Mr. Duncombe, *of Oxford*, gives notice that he will, on to-morrow, move for leave to bring in a Bill to continue for a limited time an Act for the destruction of Wolves.

Notice of Agricultural Society's Bill.

Mr. Duncombe, *of Oxford*, gives notice that he will, on to-morrow, move for leave to bring in a Bill to continue an Act for the encouragement of Agricultural Societies in this Province.

Notice of Indian Fishery protection bill.

Mr. Duncombe, *of Oxford*, gives notice that he will, on to-morrow, move for leave to bring in a Bill to continue an Act to protect the Mississauga Indians in their hunting and fishing on the River Credit.

Petition of James Johnson to be considered on Monday next.

On motion of Mr. Lewis seconded by Mr. Chisholm, Ordered, That the Petition of James Johnson be taken into consideration on Monday next, at the hour of twelve o'clock, and that the Speaker do furnish the Petitioner and Sitting Members with such subpoenas as may be required to compel the attendance of witnesses.

On motion of Mr. Waters, seconded by Mr. Wilson,
Ordered, That the Petition of James Molloy, Esquire, and others, of the Ot-tawa District, be referred to a Select Committee, composed of Messrs. Waters, Bruce, McDonell, of *Stormont*, and Shaver, with power to send for persons and papers, and to report thereon, by bill or otherwise.

Petition of James Molloy, Esq. and others referred.

On motion of Mr. Duncombe, of *Oxford*, seconded by Mr. McKay,
Ordered, That the Petition of William Johnston and others; of Welcome Yale and others; of George W. Whitehead and others; of George S. Allen and others, and Abraham Cook and others, be referred to a Select Committee, with power to send for persons and papers, and report thereon, by bill or otherwise; and that Messrs. Duncombe, of *Oxford*, Duncombe, of *Norfolk*, and Alway be said Committee.

Pet's of W Johnston and others, Welcome Yale & others, Geo. W. Whitehead and others, Geo. S. Allen & others, and A Cook and others, referred.

Agreeably to notice, Mr. Smith, seconded by Mr. Rymal, moves for leave to bring in a bill to incorporate a Joint Stock Company, for the purpose of manufacturing salt, in the Township of Saltfleet, District of Gore.

Saltfleet salt company bill, read first time.

Which was granted and the bill read.

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

Second reading to-morrow.

Mr. Macnab, seconded by Mr. Robinson, moves for leave to bring in a bill for the more easy recovery of Estreats, and that the 31st Rule of this House be dispensed with so far as relates to this motion.

Which was granted and the bill read.

Estreats bill read first time.

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

Second reading to-morrow.

Agreeably to the order of the day, the Bill to naturalize certain persons was read the second time.

Naturalization bill read second time.

The House was put into Committee of the whole on the Bill.

Committed.

Mr. Alway in the Chair.

The House resumed.

Mr. Alway reported that the Committee had gone through the Bill, made some amendments to the same, and submitted it for the adoption of the House.

Bill reported amended.

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

Report rec'd, 3rd reading tomorrow.

Pursuant to the order of the day, the Bill sent down from the Honorable the Legislative Council, entitled "*An Act to enable suitors in the District Courts to procure the attendance of witnesses from any District in this Province*," was read the second time.

Bill from L Council to procure witnesses &c. read second time.

The House was put into a Committee of the whole on the Bill.

Mr. Bruce in the Chair.

The House resumed.

Mr. Bruce reported that the Committee had gone through the Bill, amended the same, and submitted it for the adoption of the House.

Committed and reported amendment

The Report was received, and the amendment to the Bill was ordered to be engrossed, and the Bill to be read a third time to-morrow.

Bill as amended to be read a third time tomorrow.

Mr. Morris, seconded by Mr. Robinson, moves that the Clerk be directed to forward one copy of the Journals of the last Session to each member of the late Parliament who does not hold a seat in the present House.

One copy of Journals of last session to be sent to each member of last parliament not returned to the present.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

Alway,
 Boulton,
 Bruce,
 Cook,
 Cornwall,
 Duncombe, of *Oxford*,
 Duncombe, of *Norfolk*,
 Durand,

Lewis,
 McCrae,
 McDonell, of *Stormont*,
 McIntosh,
 MacNab,
 Malloch,
 Moore,
 Morris,

Morrison,
 Parke,
 Richardson,
 Robinson,
 Rykert,
 Rymal,
 Shaver,
 Shibley,

Smith,
 Strange,
 Thorburn,
 Walsh,
 Waters,
 Wells,
 Wilson,
 Woolverton—32.

Yeas and Nays.

NAYS—MESSIEURS,

McKay,

Wilkinson—2.

Majority 30.

The question was carried in the affirmative, by a majority of thirty, and ordered accordingly.

List of witnesses on behalf of petitioners against Carleton election.

Mr. McKay handed to the Clerk a list of the witnesses required in behalf of the petitioners, against the Carleton Election, which he read as follows :

LIST OF WITNESSES OF JAMES JOHNSTON, ESQUIRE.

| | | | |
|---------------------------------|---------------|--------------------------------|-----------------|
| Charles S. Sache, Esquire,..... | Perth, | John Nisbet, Yeoman,..... | Nepean, |
| Hamnet Pinhey, Esquire,..... | March, | Anthony Phillips, Merchant,... | Richmond,..... |
| George Patterson, Baker,..... | Bytown, | Robert Young, Yeoman,..... | Goulbourn,..... |
| Peter Aylen, Yeoman,..... | do. | Jacob Bradley,....do..... | do. |
| James Bell,.....do..... | do. | Hugh Bell,.....do..... | Nepean, |
| Robert Grant,.....do..... | do. | John McCurdy,....do..... | Goulbourn..... |

List of witnesses on behalf of sitting members.

Mr. Malloch handed into the Clerk, a list of witnesses required in behalf of the sitting members, which was read as follows :

WITNESSES REQUIRED BY THE SITTING MEMBERS.

Charles Henry Sache, Esquire, *Returning Officer.*
 Andrew Spearman, *Constable.*
 John Glass Malloch, of Perth, *Counsel.*

The House then adjourned 'till three o'clock, P. M. to-morrow.

Thursday, 19th February, 1835.

The House met pursuant to adjournment.
 The minutes of yesterday were read.

Petitions bro't up.

Wm Robertson and others.

Mr. Parke brought up the Petition of William Robertson and five others, trustees for building Black Friar's Bridge, in the town of London, in the County of Middlesex ; which was laid on the table.

C McAlpin and others.

Mr. McMicking brought up the Petition of Christopher McAlpin and five others, of the township of Crowland, in the District of Niagara ; which was laid on the table:

Bill to naturalize certain persons pas'd

Pursuant to the order of the day, the bill to naturalize certain persons was read the third time and passed.

Title.

Mr. Norton, seconded by Mr. Shaver, moves that the bill be entitled, "An Act to naturalize certain persons therein named.

Bill sent to council.

Which was carried, and Messrs. Norton and Shaver were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto.

Writs of Error bill read third time.

Pursuant to the order of the day, the bill sent down from the Honorable the Legislative Council, entitled, "An Act to allow the issuing the Writs of Error from the Court of King's Bench," as amended by this House was read the third time.

Bill recommitted.

Mr. Boulton, seconded by Mr. McCrae, moves, that the bill entitled, "An Act to allow the issuing of Writs of Error from the Court of King's Bench" be re-committed to a Committee of the whole House forthwith.

Which was carried, and the House was put into Committee on the bill.
 Mr. Strange was called to the chair.

The House resumed.

Bill further amended.

Mr. Strange reported, that the Committee had made some further amendment to the bill, and submitted it for the adoption of the House.

The report was received.

3rd reading tomorrow.

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

Select committee to present address for Blue Book, &c., reports answered.

Mr. Thorburn from the Committee to wait upon His Excellency the Lieutenant Governor with the address of this House for certain information contained in Blue Book, &c. &c., reported, delivering the same, and that His Excellency had been pleased to make thereto the following answer :

GENTLEMEN,

Answer.

I will direct the information applied for in this Address, as far as it can be procured without inconvenience to the public service, to be laid before the House of Assembly.

On motion of Mr. Boulton, seconded by Mr. Rykert,
Ordered, That when this House adjourns this day it shall stand adjourned to ten o'clock, A. M. to-morrow.

House to meet at 10, A. M., to-morrow.

Pursuant to the order of the day the following Petitions were read:

Petitions read.

Of Thomas McConkey, J. P., and fifty eight others, of the township of Innisfil, in the Home District, representing that the eastern part of the said township is cut off from the western by a bad cedar swamp, which rendered it necessary to cut the best road they could find, which was on the fourth line—that another swamp also exists in said line, extending along the fronts of lots 10, 11, and 12, and which requires to be bridged—that Petitioners are unable to perform this themselves, and therefore pray the grant of fifty pounds, or such sum as to the the House may seem meet for that purpose.

T. McConkey and others, praying for aid for roads.

Of James Boulton and eighty four others, Merchants, &c., of the Niagara District, stating, that being informed that the Commercial Bank of the Midland District intends applying to the Legislature for an Act to authorise an increase of their Capital Stock, they beg leave to recommend the application to the favourable consideration of the House; that the judicious and liberal management of said Bank, by the President and other officers, has not only secured the safety of its funds, but has also obtained the well meritted approbation and confidence of the community, and therefore pray, &c.

James Boulton and others, praying, that the capital stock of the Commercial bank may be enlarged.

Of William Bowen and one hundred and sixty-seven others of the Western parts of the Midland District and the Eastern parts of the District of Newcastle, setting forth, that in the opinion of the Petitioners, the District of Newcastle and the Midland District are far too large for the convenient despatch of public business—that great loss of time and expense are incurred by the inhabitants in attending the different Courts, and that at the last general election people had to travel a distance of forty miles to enable them to exercise their Elective Franchise:—that these evils can only be remedied by the formation of a new District, which would not only contribute to the convenience of the people, but also of the Judges and Law Officers, obliged to attend the Courts, by facilitating the attendance of witnesses, jurors, &c., and consequently the despatch of business. Petitioners therefore pray that a new District may be created, having for its front the townships of Thurlow, Sidney, Murray, and Cramahe; and with such other boundaries as to the House may seem meet.

Wm. Bowen and others, praying for a division of the Midland District.

Of George Malloch, President of the Board of Police of the Town of Brockville, representing, that as the Assessment Law now stands, the owners of vacant Lots in said Town are not rated according to the relative value of their property, and the benefit they derive from the improvements made by others; that while these lots are daily becoming more valuable, they are only rated as waste lands in other parts of the District: that some of these lots are situated in the very centre of the Town, and from the high prices asked for them present great obstacles to its improvement, and praying that the existing Assessment Law may be amended, so far as it relates to the said Town.

Of the Brockville police, praying that the assessment law may be amended.

Of C. Armstrong and three hundred and seventy-nine others, inhabitants, mechanics, and others, of the Town of Kingston and vicinity, stating that Petitioners are impressed with the belief that crime is on the increase in the Province and that the Penitentiary system is the one best calculated to promote reformation; that they have good reason to believe that a preference is given by many persons, in the purchase of goods, to articles manufactured in the prisons of the United States, to the prejudice of honest British Mechanics;—that Petitioners are of opinion that the establishment of the Penitentiary system would be highly conducive to the public good, and therefore pray, that the House will authorise the completion of the Provincial Penitentiary, on the system first contemplated, and also prevent the introduction of goods manufactured in the prisons of the neighbouring States.

C. Armstrong and others, praying that the provincial penitentiary may be finished.

Of Thomas Rea and eighty others of the Township of Ops, in the District of Newcastle stating that they are cut off from their principal market at Bowmanville for want of a road:—that were the road to that village, which is partially cut out, entirely cleared, it would both afford relief to Petitioners and open a line of communication with an extensive country in the rear, they therefore pray a sufficient sum to complete the road between Lots Nos. 12 and 13, in the township of Darlington, commonly called the middle road, running through the township of Cartwright.

Thomas Rea and others, praying for aid for roads.

Of John Williams and two hundred and twenty-three others, of the Township of Thorold, in the District of Niagara, complaining that the inhabitants of that

John Williams and others, praying that the Welland Canal

Company may be compelled to erect and keep in repair, bridges over the Canal.

District generally, have suffered great inconvenience from the want of Bridges over the Welland Canal, ever since the construction of that work, by which the communication on the highways is completely interrupted: that the Directors of the Welland Canal Company did, after long delay, construct some Bridges over the said Canal, but that several of these have given way, for instance that on the road leading from the Falls of Niagara to Amherstburgh and passing over the Deep Cut in the Township of Thorold, and that the Directors refuse to replace the same, although it has been down these three years past, alledging that they have done all that they were required to do, and praying that the House will interpose its authority and compel the said Directors to comply with the provisions of the tenth section of their charter, which binds the said Company to erect and maintain good and sufficient bridges over the Welland Canal, wherever the public highways are intersected by the same.

James G. Edwards and others, praying for a new line of survey.

Of James G. Edwards and thirty six others, of the township of King, in the Home District, stating, that they are aware that an error was committed in the original Survey of the line between the eight and ninth concessions of that township, that it is very probable that at some future time said error may be adjusted, and that the consequence may be, the loss of valuable improvements to some, and of the statute labour bestowed on it, to all—that Petitioners believe the original corners to be correct, and they therefore pray that the Surveyor General may be authorised to cause a new line to be run, to be the established line between the said concessions.

George Buchanan and others, praying that certain Townships in the District of Bathurst, may be erected into a District.

And of George Buchanan and two hundred and thirty eight others, of Pakenham and Fitzroy, county of Carleton, and of Levant Darling, MacNab, Horton, Ross, Westmeath, and Pembroke, County of Lanark, and of the unsurveyed townships in the rear—shewing, that Petitioners are principally engaged in preparing for market the great staple of the country, timber, but, that being at a distance from their Representatives (upwards of fifty miles) they have few opportunities of consulting them as to their interests and wishes—that were they represented in Parliament by an intelligent gentleman, resident among themselves, the improvements by which the resources of that important portion of the Province might be developed, would be more effectually brought under the notice of this Honorable House—that the population of said townships already amounts to several thousands, and is fast increasing; and praying the House to waive the usual notice, and at once pass a Bill enacting and declaring the said townships to be a separate District, with power to send a Representative to Parliament, and enjoying all the rights and immunities usually enjoyed by the other Districts of the Province.

Notice of bill to dispose of highways in certain cases.

Notice of Summary Punishment amendment bill.

Notice of committee of whole, on grant for common schools.

Notice of committee of supply, on improvement of Trent.

Petition of Wm. Cunningham & others, referred.

Petition of W. M. Whitehead & others, referred.

Select Committee to examine and report on Library.

Mr. Boulton gives notice that he will, on to-morrow, move for leave to bring in a bill to provide for the disposal of the allowance for highways in certain cases.

Mr. Duncombe, of Oxford, gives notice that he will, on to-morrow, move for leave to bring in a bill to alter and amend the law for the punishment of petty trespasses and other offences.

Mr. Duncombe, of Oxford, gives notice that he will, on to-morrow, move this House to go into Committee of the whole to enable him to move for a grant of a sum of money for the support of Common Schools in this Province, similar to the same grant last year and the year before.

Mr. Boulton gives notice that he will, on Monday next, move that this House do resolve itself into a Committee of Supply, on the subject of the Improvement of the Navigation of the River Trent.

On motion of Mr. Wilson, seconded by Mr. McIntosh, Ordered, That the Petition of William Cunningham and others, on the subject of a Loan Office, be referred to the Committee on Trade, with power to send for persons and papers and to report by bill or otherwise.

On motion of Mr. Duncombe, of Oxford, seconded by Mr. McKay, Ordered, That the Petition of W. M. Whitehead and others, be referred to the Committee to whom was referred the Petition of John Harris and others.

On motion of Mr. Duncombe, of Oxford, seconded by Mr. Duncombe, of Norfolk,

Ordered, That a Select Committee be appointed to enquire into the state and condition of the Library, and what course may be adopted to improve the same, and report to this House by Address or otherwise, and that the Committee be composed of Messieurs Duncombe, of Oxford, Norton and Perry.

Mr. Strange, from the Committee appointed to draft and report a bill in accordance with a resolution of this House, authorising the expenditure of four hundred pounds in the erection of a bridge across Parrott's bay in the township of Ernesttown, reported a draft which was received and read.

Parrott's Bridge bill reported and read.

Ordered, That the Bill be read a second time tomorrow.

Pursuant to the order of the day the Bill to continue the Acts appropriating money for roads and bridges was read the second time.

Road & bridge continuation bill committed.

The House was put into Committee of the whole on the same.

Mr. Malloch in the Chair.

The House resumed.

Mr. Malloch reported that the Committee had gone through the Bill and agreed to the same without amendment, and submitted it for the adoption of the House.

The report was received.

Ordered, That the Bill be engrossed and read a third time tomorrow.

3rd reading tomorrow.

Pursuant to the order of the day, the Loughborough Survey Bill was read the second time.

Loughborough survey bill committed.

The House was put into Committee of the whole on the Bill.

Mr. Durand in the chair.

The House resumed.

Mr. Durand reported that the Committee had gone through the Bill, agreed to the provisions of the same without amendment, and submitted it for the adoption of the House.

The Report was received.

Ordered, That the Bill be engrossed and read a third time tomorrow.

3rd. reading tomorrow.

Pursuant to the order of the day, the House was again put into Committee of the whole on the Court of Requests Amendment Bill.

Committee of whole on court of requests Bill.

Mr. Alway in the Chair.

The House resumed.

Mr. Alway reported that the Committee had risen.

Committee rises.

Ordered, That the Report be received.

Pursuant to the order of the day the District of Ottawa Courts Bill was read the second time.

District of Ottawa courts bill committed.

The House was put in Committee of the whole on the Bill.

Mr. Parke in the Chair.

The House resumed.

Mr. Parke reported that the Committee had gone through the provisions of the Bill, agreed to the same, without amendment, and submitted it for the adoption of the House.

The Report was received.

Ordered, That the Bill be engrossed and read a third time tomorrow.

3rd. reading tomorrow.

Pursuant to the order of the day the Hastings Separation Bill was read a second time.

Hastings separation bill read second time.

Ordered, That the Bill be referred to a Committee of the whole House tomorrow.

Pursuant to the order of the day, the Bill sent down from the Honorable the Legislative Council, entitled "*An Act to allow the issuing of Writs of Error from the Court of King's Bench*" was read the second time.

Writs of Error bill committed.

The House was put into Committee of the whole on the Bill.

Mr. Walsh in the chair.

The House resumed.

Mr. Walsh reported that the Committee had gone through the provisions of the Bill and agreed to the same without amendment, and submitted it for the adoption of the House.

The report was received.

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

3d reading tomorrow

Pursuant to the order of the day the House was again put into Committee of the whole on the Summary Punishment amendment Bill.

Com. on summary punishment bill.

Mr. Shaver in the chair.

The House resumed.

Com. rises.

Mr. Shaver reported that the Committee had risen.

The Report was received.

Com. of whole on message of His Ex'y on post office.

Pursuant to the order of the day the House was put into a Committee of the whole on the message of His Excellency the Lieutenant Governor, on the subject of the Post Office Department.

Mr. Wilson in the chair.

The House resumed.

Progress reported.

Mr. Wilson reported that the Committee had made some progress in the same, and asked leave to sit again to-morrow.

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

Loan Office Bill, read 2nd time.

Pursuant to the order of day the Life Assurance and Loan Office Bill was read the second time.

Ordered, That the House be put into Committee of the whole on the bill to-morrow.

Adjourned.

Friday, 20th February, 1835.

The House met.

Petitions bro't up.

The minutes of yesterday were read.

Jas. Whitham and others.

Mr. Mackenzie brought up the Petition of James Whitham and one hundred and fifty three others; which was laid on the table.

S. Lang & others.

Mr. Gibson brought up the Petition of Alexander Lang and twelve others, of the County of York; which was laid on the table.

Peter Erb and others.

Mr. Durand brought up the Petition of Peter Erb and one hundred and eighteen others, of the townships of Waterloo, Woolwich, Wilmot, and Dumfries, in the County of Halton; which was laid on the table.

Timothy Street & others.

Mr. Mackenzie brought up the Petition of Timothy Street, and seven hundred and sixty four others, of the townships of Toronto, Trafalgar, Chinguacousey, Esquesing, Caledon, and Erin, in the Home District, and District of Gore; which was laid on the table.

Levi Lewis—Wm. Jackson—John Ardiel.

Mr. Parke brought up the Petitions of Levi Lewis, of William Jackson, and of John Ardiel, of the township of London, in the County of Middlesex; which were laid on the table.

C. Shontz & others

Mr. Durand brought up the Petitions of Christian Shontz and seventy seven others, of Peter Millar and twenty five others, and of W. J. Millar and eighteen others, of the townships of Waterloo, Wilmot, and Dumfries, in the District of Gore; which were laid on the table.

Wm. Roe & others, Wm. G. Curtis and others, James Reid & others, Peter McIntosh and others.

Mr. Solicitor General brought up the Petitions of William Roe and fifty others, inhabitants of the Home District, William G. Curtis and sixty three others, of the District of Gore, James Reid and twenty seven others, of the Western District, and Peter McIntosh and fifty four others, of the District of London; which were laid on the table.

James Fortier.

Mr. Richardson brought up the Petition of James Fortier, of the township of Toronto; which was laid on the table.

District court witness bill read third time.

Pursuant to the order of the day, the bill sent down from the Honorable the Legislative Council, entitled, "*An Act to enable Suitors in the District Courts to procure the attendance of witnesses from any District in this Province*" as amended by this House, was read the third time.

Mr. Richardson, seconded by Mr. McCrae, moves that the following be added as a rider to the bill:

Motion for rider.

"*And be it further enacted by the authority aforesaid*, That it shall and may be lawful for the several District Courts in this Province to issue commissions for the examination of Witnesses in the same manner as is practised in the Court of King's Bench."

On which the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

Yeas 5.

Caldwell,
McCrae,

Norton,

Richardson,

Walsh—5.

NAYS—MESSEURS,

Alway,
Bruce,
Chisholm,
Duncombe, of *Oxford*,
Duncombe, of *Norfolk*,
Durand,
Gibson,

Lewis,
McDonell, of *Stormont*,
McIntosh,
Mackenzie,
McMicking,
MacNab,
Malloch,

Moore,
Morrison,
Parke,
Perry,
Rykert,
Rymal,
Shaver,

Shibley,
Smith,
Strange,
Thorburn,
Wells,
Woolverton—27.

Nays 27.

The question was decided in the negative by a majority of twenty two, and the bill was passed.

Messrs. MacNab and Perry were ordered by the Speaker to carry the bill up to the Honorable the Legislative Council, and to inform that Honorable House that this House had passed the same with amendments, and request the concurrence of the Honorable the Legislative Council thereto.

Mr. Secretary Rowan brought down from His Excellency, the Lieutenant Governor, two messages, with documents accompanying, and having delivered the same to the Speaker, retired.

The Messages were read by the Speaker as follows :

J. COLBORNE,

The Lieutenant Governor transmits to the House of Assembly, in compliance with the address of the 10th instant, a return of the Justices of the Peace, and Commissioners of the Courts of Requests, for the several Districts, with the dates of their commissions.

Bill passed and sent to council.

In reply to the inquiries contained in the same address, the Lieutenant Governor acquaints the House, that the Justices of the Peace are appointed by commission under the great Seal of the Province, the selection being made by the Lieutenant Governor, for the time being, acting in the name of the King.

Message from His Ex'y with returns of Justices &c.

The Commissioners in the Courts of Requests are appointed in the manner directed by the second section of the Statute 3rd William 4th, Cap. 1.

A copy of the instructions which have been issued by the Inspector General to Collectors of Customs is annexed. The Lieutenant Governor is not aware of any other instructions having been given either to Collectors, Sheriffs, or Clerks of the Peace, respecting their personal attendance to the duties of their situations.—When the right to appoint a deputy is conferred by law, it cannot be disputed by the Executive Government. The officers, however, holding these appointments, become responsible to the law of the land for their conduct, and for a correct discharge of their duties, and are liable to be removed by the Crown.

The Lieutenant Governor transmits, in compliance with the same address of the House of Assembly, a return of persons who were members of the last House of Assembly, and who have accepted offices of emolument under the Provincial Government since the general election in 1830. The places and situations which they hold were conferred in the same manner as appointments have been always made to similar offices, and in the manner required by the laws of the Province.

The Lieutenant Governor, in compliance with the same address of the House of Assembly, transmits also a return of all Members of the present House of Assembly who hold offices or employments of profit and emolument under the British or Colonial Governments, or who enjoy pensions, half-pay, or retired allowances, so far as the Lieutenant Governor has the means of procuring information on these subjects.

When the duties of such offices are not precisely directed by law, the Lieutenant Governor can only assume the nature and extent of them from the statements of the parties themselves, which have for this purpose been called for, and to which the Lieutenant Governor refers the House.

The Lieutenant Governor is requested by the same address to give whatever information it may seem to him proper to communicate in respect to the powers, duties and responsibilities of the Executive Council; how far that body is responsible for the acts of the Executive Government; and how far the Lieutenant Governor is authorised by His Majesty to act with or against their advice.

Upon this request, of the House of Assembly, the Lieutenant Governor acquaints the House, that in respect to the powers of the Executive Council, in no case he believes are powers committed to them, except by the express provisions of British or Colonial Statutes, which are known to the House of Assembly.

Message from His
Excellency with re-
turn of Justices, &c.

In respect to the duties of the Executive Council, in addition to those which are imposed by Statutes, it is necessary that the Executive Council should concur with the Lieutenant Governor in deciding upon applications for lands, pursuant to His Majesty's instructions, and in making regulations relative to that department of the government. It is also the duty of the Executive Council to afford their advice to the Lieutenant Governor upon all public matters referred to them for their consideration. The responsibilities under which the Executive Council discharge this important and confidential duty depend upon the principles of our constitution, and upon the law of the land; and the Lieutenant Governor possesses no sources of information upon this question, which are not equally accessible to every inhabitant of the Province. It is, of course, generally understood that the Lieutenant Governor for the time being, and members of the Executive Council are responsible to His Majesty's Government for their conduct, and are removable at the pleasure of the King.

In reply to the last inquiry contained in the address, the Lieutenant Governor acquaints the House that where the provisions of any Statute require the concurrence of the Executive Council to an act of the Government it cannot be dispensed with, and whatever responsibility attaches to the particular act must obviously be shared by the Executive Council.

In other cases it is to be presumed that the Lieutenant Governor, for the time being, exercises his judgment in regard to demanding the assistance and advice of the Executive Council, except he is confined to a certain course by the instructions of His Majesty. Upon the subject of these instructions, the Lieutenant Governor is of opinion that it would be inconsistent with his duty, as the House of Assembly appear to conclude, to enter into particular explanations without the consent of His Majesty's Government.

Government House, 20th February, 1835.

For Return of Justices—(See Appendix.)

J. COLBORNE.

Message from His
Excellency relating to
works of record com-
mission.

The Lieutenant Governor transmits for the information of the House of Assembly, a copy of a Despatch which he has recently received from His Majesty's Secretary of State, respecting the copy of the valuable works of the record commission, which it is the intention of His Majesty's Government to forward to Toronto for the use of this Province.

Government House, 20th February, 1835.

(COPY.)

Downing Street, 1st December, 1834.

SIR:

Copy of Despatch
relating to works of
record commission.

In answer to your Despatch, No. 59, of the 4th August last, containing an application from the Law Society of Upper Canada for a copy of the works collected by the Record Commission, I have the honor to acquaint you that the attention of my predecessor seems to have been drawn from various quarters to the gratification which would be experienced in the principal British possessions, in North America, if they were provided with sets of the works published in England, with so much care and at so much expense, by the Record Commission.

It is almost needless to say, that a strong wish was felt to seize so suitable an occasion of offering to His Majesty's subjects, in North America, a token of the regard felt for them by the Government of the mother country, and also of furnishing them with the means of cherishing that interest, which it is to be hoped they may long retain in the history and institutions of this Kingdom. An application was therefore made to the Record Commissioners, and I have now the pleasure to acquaint you that they will be ready to supply a sufficient number of their publications to afford one copy to each British Colony on the continent of North America, besides an extra copy for the use of the important and flourishing City of Montreal. The works will be forwarded to you with as little delay as possible.— It must devolve upon yourself the task of selecting the place of deposit for the gift; merely remarking that it should be a public library of sufficient permanence, security and extent to ensure the safe-keeping of the Records, and to justify the

donation, and that of course it should be a spot accessible to all the members of the Legislature.

If it should appear to you that the Library of the Law Society of Upper Canada, will best fulfil these conditions, I shall be very happy that the measure already determined on by the Government will furnish you with the means of complying with the memorial you have forwarded from that body.

I have, &c.

WELLINGTON.

Major General

Sir JOHN COLBORNE, K. C. B.
&c. &c. &c.

On motion of Mr. Macnab, seconded by Mr. Richardson,

Ordered, That an humble address be presented to His Excellency, the Lieutenant Governor, thanking him for his messages of this day, and that Messieurs Rykert and Duncombe, of *Oxford*, be a Committee to draft and report the same.

Address of thanks to be sent to His E.

Pursuant to the order of the day, the Bill to continue the Road and Bridge Acts of 1833 and 1834 was read the third time and passed.

Bill to continue road and bridge acts, passed. Title.

Mr. Duncombe, of *Oxford*, seconded by Mr. Strange, moves that the Bill be, entitled, "*An Act to continue the Road Acts of 1833 and 1834.*"

Which was carried, and Messrs. C. Duncombe and Strange were ordered by the Speaker to carry the Bill up to the Honorable the Legislative Council and to request their concurrence thereto.

Bill sent to council.

On the order of the day for the third reading of the Loughborough Survey Bill being called.

On motion of Mr. Duncombe, of *Oxford*, seconded by Mr. Strange,

Ordered, That the Bill relative to the Survey of Loughborough be not now read a third time, but that the third reading thereof be deferred until the sixth day of March next.

3d reading Loughboro' survey bill deferred till March 6.

Pursuant to the order of the day, the Ottawa District Courts Bill was read the third time and passed.

Ottawa district courts bill passed.

Mr. Waters, seconded by Mr. Wilson, moves, That the Bill be entitled "*An Act to authorise His Majesty's Justices of the Court of King's Bench to hold a Court of Oyer and Terminer, Assize, of Nisi Prius and General Gaol Delivery, in and for the District of Ottawa.*"

Title.

Which was carried, and Messrs. Waters and Wilson were ordered by the Speaker to carry the bill up to the Honorable the Legislative Council, and to request their concurrence thereto.

Committee to carry up the bill.

Pursuant to the order of the day, the bill sent down from the Honorable the Legislative Council, entitled, "*An Act to allow the issuing of Writs of Error from the Court of King's Bench,*" was read the third time and passed.

Writs of Error bill passed.

Messrs. MacNab and Richardson were ordered by the Speaker to carry the bill up to the Honorable the Legislative Council, and to inform that Honorable House that this House had passed the same without amendment.

Committee to carry up the bill.

Pursuant to the order of the day, the following Petitions were read.

Petitions read.

Of William Cunningham and fourteen others, of the township of Hallowell, in the District of Prince Edward, praying for an act to authorise the issue of Provincial Loan Notes, on the principles, and for the reasons expressed in the petition of Moses Wilson and others.

W Cunningham & others, praying for the issue of provincial Loan notes.

Of Lewis Horning and eighty-five others, of the Townships of Mono, Mulmer, Melancthon and Nottawasaga, stating that the road called Hurontario Street runs through the township of Mulmer, and that on Lots Nos. three and four on said street, there is a dense swamp, intersected by two creeks—that petitioners have, during this winter, cut a sleigh road through the said swamp, thereby saving a distance of ten miles to those going North of Lot 4, on said street—that upwards of one hundred and fifty days labor has been done on the said road through said swamp, which runs in a direct line from Mono to Mulmer, which will be lost unless their efforts are supported by the House—that the road to the back townships, Nottawasaga, Collingwood, and Saint Vincent, is fifty miles further than it would be, were this swamp improved, and praying the House to grant a sum necessary for that purpose.

Lewis Horning & others praying pecuniary aid for roads.

George Oliver and others, praying aid for roads.

Of George Oliver and fifty others, of the Township of Vespra, stating that petitioners suffer great inconvenience and loss in consequence of the bad state of the road between the fourth and fifth concessions from the Northern boundary of said township to the Town of Barrie, it being also the road to the township of Flos, and to the only mills in the township, and praying assistance to repair the same.

William Ferres and others praying for aid for roads.

Of William Ferres and thirty-nine others of Tecumseth, in the Home District, stating that there is a cedar swamp between two steep hills, eight chains in width, on lot number twenty on the road between the eighth and ninth concessions of said township—that those liable to statute labor are unable to cross-way the same, and are obliged to take a circuitous route to avoid said obstruction—and praying for a share of the public money granted for the improvement of roads.

Thos. Armstrong and others praying for a division of the county of Halton.

Of Thomas Armstrong and four hundred and thirty two others, of the townships of Nassagaweya, Garrafraxa, Eramosa, Guelph, Puslinch, Nichol, Woolwich, Waterloo, and Wilmot, in the County of Halton, District of Gore, stating that great disadvantages result to them from their representative system—that the western parts of the county, (the townships in which they reside) are virtually disfranchised by the great preponderance of votes in the Eastern—that the county is one of the largest in the Province, having a greater number of freeholders resident therein, by one half, than most of the counties in the Province—Petitioners therefore pray that the townships in which they reside may form a separate riding, “with the privilege of sending two members to represent them in Parliament, as “although the interests of the county at large merge together in a general view, “they are nevertheless widely different in detail.”

Wm Reid & others complaining of the repeated expulsions of W. L. Mackenzie, Esqr. and of certain expenses incurred in endeavoring to obtain a redress of grievances and praying that means may be adopted by the house for their relief.

Of William Reid and fifty-three others, of the County of York, shewing: that petitioners were put to great trouble, inconvenience, and expense, during the last Parliament by the repeated expulsion of one of their members from the House of Assembly, by which they were not only burthened with the expense, trouble, and vexation of attending repeated elections, but were also under the necessity of fitting out an Agent to carry their grievances to London, to be laid at the foot of the Throne, which has been the means of involving not only their Agent, but themselves also, in debt to a considerable amount. That Petitioners beg leave most respectfully to remind this Honorable House, that when on a former occasion it was deemed expedient to send the then Attorney General to England, as an Agent, a large sum was granted by the House of Assembly, amply sufficient to defray the expenses of the agency, and leave the agent a handsome remuneration for his services—that when, on a subsequent occasion, it was found to be absolutely necessary for the safety and well being of His Majesty's subjects in this Colony to fit out another agency to England, in order to prevent His Majesty from being advised to give His royal assent to that odious measure commonly denominated “The Alien Bill,” petitioners have been informed that a subsequent House of Assembly granted a sum of money for the indemnity of that most useful and important agency. The petitioners therefore pray that their case of unredressed grievances (for such it truly is) may be taken into consideration, and a sufficient sum of money granted to enable them to pay off their debt, incurred by their Agency, and also to give the Agent a fair remuneration for his services rendered to petitioners in that capacity. Petitioners further and most respectfully submit to the judgment of this Honorable House, that the claim is founded on justice, as they were put to all the trouble and expense above mentioned by the unconstitutional obstinacy and supercilious contempt of their just rights manifested by the last House of Assembly. Petitioners in conclusion, pray the House to adopt such measures for their relief as to its wisdom may seem meet.

John Smith and others praying that the county town of the Niagara Dist may be made central.

Of John Smith and sixteen others, of the Township of Wainfleet, District of Niagara, stating, that the time has arrived when it is necessary to have the County Town located in a more central situation for the convenience of the increasing population and the transaction of public business; and praying that one person may be selected from each township for the purpose of choosing a more eligible site.

John Hugill and others complaining of the proceedings had against Wm. L. Mackenzie Esq. and the grievances suffered by his constituents and praying that certain persons may be

Of John Hugill and seventy-five others, electors of the County of York, shewing that at the General Election in the month of October, 1830, Jesse Ketchum and William Lyon Mackenzie, Esquires, were returned by James Winniett, Esquire, Returning Officer, as duly elected to represent the said County of York in Parliament—that the said William Lyon Mackenzie then was and ever since has been duly qualified according to law, to hold a seat in the House of Assembly, and that petitioners had the means of judging of his fitness to represent

them, from his conduct in the previous Parliament—that said William Lyon Mackenzie was, long before he was returned as a member to represent said County, Editor and Proprietor of a newspaper, which was a means of widely and freely circulating his opinions among the constituents he served—that in the first Session of the Eleventh Parliament a resolution was introduced declaring said William Lyon Mackenzie guilty of a breach of privilege, because he had, previous to the general election, distributed about two hundred copies of the printed Journals of the House without note or comment; had the motion carried his expulsion would most likely have followed as a matter of course—that in Dec. 1831, he was arraigned at the bar for political opinions expressed in said newspaper, that he freely admitted himself the author and declared his willingness to go before a jury of the country and answer for the same—that this was denied him, & he was expelled for the publication of his sentiments of the official conduct of public men, and the best interests of the country, and the Province thereby injured—that the Writ for a new election was long withheld, and the inconvenient day of the nineteen annual town meetings chosen for the election of a member in Mr. Mackenzie's room—that he was again elected by acclamation, his opponent, in a poll of three hours, having received but one vote—that to prevent mistakes, Mr. Mackenzie had caused his address to the electors at the hustings to be printed and circulated previous to the day of election, which was, after his return, printed in the Advocate; but for thus publishing his address and opinions he was again expelled, and a sentence of incapacity passed on him by the Assembly, while he was denounced in unmeasured terms by the Legislative Council—that in February 1832, he was again returned for the third time to the last Parliament, as it is believed, by the greatest majority ever given to a member in Upper Canada—was again expelled, and again returned in November 1832, again declared incapable, again expelled, and re-elected in 1833, when in order to be spared further humiliation, the House withheld the Writ for a new election, and caused their officers to arrest, and their Speaker to reprimand him for taking his seat, after being duly sworn.—Petitions had been presented, signed by upwards of four thousand persons desiring that no further monopoly might be conferred on the Bank of Upper Canada, Mr. Mackenzie had steadily adhered to his pledge “to watch the Bank,” when after his second expulsion, a law was passed doubling the monopoly of the Bank, and deeply affecting, as petitioners believe, the best interests of the Province.—Instead of redressing the grievances of the people, the House of Assembly only added to their difficulties—when the inhabitants of this county and many others resolved to petition His Majesty for a dissolution of the Legislature, a measure which had been refused by the Lieutenant Governor to their earnest entreaties.—The repeated expulsion of their member created much excitement, and the resolutions of the House declaring its power to expel members duly qualified, was felt to be subversive of the rights of the electors, and about twenty-five thousand of the people of Upper Canada transmitted petitions for redress of grievances by Mr. Mackenzie to London, to be laid before His Majesty:—that Mr. Mackenzie departed for London and executed the trust reposed in him to the best of his ability, and to the loss and damage of his family, and of his private affairs, which had to be left in charge of persons utterly unacquainted with the concerns entrusted to them.—His journey to England was productive of several useful results, viz: the celebrated despatch of Lord Viscount Goderich, in which so many concessions are made to public opinion; the prompt expulsion of the Crown Officers for the unconstitutional part taken by them in Mr. Mackenzie's case—the insulting address of the Legislative Council in reply to Lord Goderich's Despatch which they sent back again—it produced the exposé of the post office affairs in the colonies—it awakened the Government and many influential men in England to the conduct of persons in authority here, and exposed the calumnies and slanders which the late Lieutenant Governor and the advisers of his successor, had secretly endeavoured to instil into the Royal mind against some patriotic members of the Legislature and of the country—it also produced inquiries in the House of Commons into the state of Canada, by which many useful facts were brought to light—that to defray the expense attending Mr. Mackenzie's absence, his journey and residence in England, and the charges of the repeated expulsions and elections in which the county considered itself as maintaining the rights of the Province against the injustice of a majority of their representatives, a subscription was opened, and in addition four hundred and eighty-four pounds were borrowed and given to or sent after the Agent:—this sum of four hundred and eighty-four pounds, with interest, remains due

relieved from responsibility incurred for providing expenses created during his absence from his house while engaged in procuring the rights of the people.

John Huggill's petition.

and unpaid; and as it was a contingent expense caused by the efforts of one county for the preservation of the rights of the whole body of electors, petitioners trust it will be paid by the House as a contingency of the Legislature.—The privation, expense, trouble and anxiety, thus created by the disqualification of its representative, and the disfranchisement of the freeholders: the loss of his services in the Legislature; the discouragement of wealthy emigrants; the neglect of business caused by journeys to the capital, in which three county elections succeeded each other within a few months are heavy charges which this Hon. House could not defray even if it would: and as for the Agent himself, he asked them for no remuneration beyond the actual expenses incurred—that the Records of the Assembly will shew that a majority of the late House, who took part against Mr. Mackenzie and the electors, were persons holding office under government, during pleasure; and that experience has shewn that it is contrary to the nature of a free House of Assembly for any person to have a seat therein, who holds office during the pleasure of the Executive: such persons have much to dread from opposing the wishes of those in power, and much to hope from a time-serving course:—that it is also a ground for complaint that the District was assessed for wages to members in a greater sum than was paid them—that Mr. Mackenzie's wages were collected for the three years the House withheld them from him, although occupied in the business of the Country; and that when some Townships refused to elect Township Officers, or to pay taxes without being represented in the Assembly, the Justices of the Peace forced upon them Township Officers, and threatened to compel payment of the usual taxes. Petitioners therefore pray that these matters may be taken into consideration and those who became security for Mr. Mackenzie relieved from responsibility for the money borrowed, the better to enable him to prosecute the claim of the county to have reversed the three years' sentence of disqualification passed upon him, and of disfranchisement against his constituents, by the majority in the late House of Assembly, and to obtain justice in a matter of right affecting the whole constituency of the Province.

of John Poore & others (1) praying for a division of the District of Gore.

Of John Poore, and four hundred and thirty-five others, of the Townships of Esquesing, Nassagawea, Erin, Garrafraxa, Eramosa, Guelph, Puslinch, Nichol, Woolwich, Waterloo and Wilmot in the County of Halton, in the District of Gore, stating that Petitioners are obliged to travel to Hamilton, the present District Town, to attend the Courts as Jurymen, Witnesses, &c. that on this account the ends of justice are often defeated, as persons are frequently compelled to allow crimes to pass with impunity, rather than to seek redress at a ruinous expence of time and money—that petitioners beg leave to refer the House to the position of the Townships in the District for an illustration of the difficulties of which they complain, that the extent and rapidly increasing importance of the District leads them to suggest the expediency of erecting the above townships into a separate District; and that the central situation of the town of Guelph, naturally points it but as an eligible site for the new District Town. Wherefore petitioners pray, &c.

John Poore and others (2) praying that a protecting duty may be laid on importation of agricultural products from U. S.

Of John Poore and four hundred and eighty others, stating that great injury is sustained from the free importation of American Stock and Produce, not only by the Agricultural interests of the Country, but the community at large; that all produce from the United States is paid for in cash, and consequently is so much withdrawn from circulation; that our markets are overstocked, as the present prices abundantly testify; the merchant and mechanic deprived of profitable employment; a state of things tending to the ruin of that class, which in an agricultural country is the main support of its institutions; that from these causes there is not sufficient encouragement for our Agriculturists to raise more produce than is sufficient for their own immediate use. Wherefore Petitioners pray that a duty may be laid on all American produce imported, on a graduated scale, increasing the same annually as to the wisdom of the House may seem fit.

T. G. Millar and others, praying for aid for roads.

Of T. G. Millar and one hundred and fifty six others, of Garrafraxa, Nichol, Woolwich, and Waterloo, shewing, that the road leading to Elora in the township of Woolwich is crossed by a large creek between lot 3 in the broken front, and 4 in the 1st concession—that the banks are so steep that they are obliged to go a considerable way about, and even then it is not always possible to cross, from floods, ice, &c., in the creek, by which persons travelling that road are often obliged to return without accomplishing their object—and Petitioners therefore pray for one hundred pounds, or such sum as the House may think proper to grant in furtherance of their object of building a bridge over said creek.

Of John Macaulay, Esq., President, and others, the Committee of Management of the Mechanics' Institute at Kingston, representing, that Petitioners represent an institution established by the mechanics and others, of the town of Kingston, for the cultivation of Science, Literature, and the Arts; the foundation of a Library and a Museum of Natural History; that the institution has been formed nearly a year, and although it has had many difficulties to encounter, yet that several hundred volumes of a library have been given, a reading room established, and a number of natural curiosities collected—that were the means of the institution equal to the wide field open for its exertion, the most gratifying results might be expected—that Petitioners, relying on the attention shewn by the House to the subject of Education, and appealing to their sense of the great importance of improving the mental condition of the working classes, humbly solicit a grant of money to be applied to the legitimate objects of the institution.

J. Macaulay, Esq. and others of mechanics institute of Kingston, praying for aid for the institution.

Mr. Perry, from the Select Committee to which was referred the letter from the Clerk of the Crown in Chancery, presented a Report, which was received and read.

Select Committee on Letter of C. C. C. present report.

(Report, See Appendix.)

Mr. Perry, seconded by Mr. Duncombe, of Oxford, moves, that the Report of the Select Committee to whom was referred the letter of the Clerk of the Crown in Chancery to the Speaker of the House of Assembly, of the eighteenth instant, relative to the issuing the Writ of Election for the County of Leeds, be adopted.

Motion for adopting report.

In amendment, Mr. Robinson, seconded by Mr. Boulton, moves, that the Report be adopted this day three months.

Amendment proposed.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

Boulton, Robinson—2

Yeas 2.

NAYS—MESSIEURS,

| | | | |
|----------------------|------------|-------------|------------|
| Alway, | McIntosh, | Perry, | Thorburn, |
| Bruce, | Mackenzie, | Richardson, | Walsh, |
| Chisholm, | McMicking, | Rymal, | Waters, |
| Cornwall, | Moore, | Shaver, | Wells, |
| Duncombe, of Oxford, | Morrison, | Shibley, | Wilkinson, |
| Durand, | Norton, | Smith, | Wilson—27. |
| Gibson, | Parke, | Strange, | |

Nays 27.

The question of amendment was decided in the negative by a majority of twenty five.

Amendment lost.

In amendment to the original motion, Mr. Richardson, seconded by Mr. Wilkinson, moves, that after the word "that" in the original motion, the rest be expunged, and the following inserted, "the Report of the Select Committee on the subject of the Election for the County of Leeds, be taken into consideration by a Committee of the whole House to-morrow.

2nd amendment proposed.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

Norton, Richardson, Strange, Wilkinson—4.

Yeas 4.

NAYS—MESSIEURS,

| | | | |
|----------------------|------------|-----------|------------|
| Alway, | Gibson, | Parke, | Smith, |
| Boulton, | McIntosh, | Perry, | Thorburn, |
| Bruce, | Mackenzie, | Robinson, | Walsh, |
| Chisholm, | McMicking, | Rymal, | Waters, |
| Cornwall, | Moore, | Shaver, | Wells, |
| Duncombe, of Oxford, | Morrison, | Shibley, | Wilson—25. |
| Durand, | | | |

Nays 25.

The question of amendment was decided in the negative by a majority of twenty-one.

Amendment lost.

On the original question the yeas and nays being taken were as follows :

On Original Question.

YEAS—MESSIEURS,

| | | | |
|----------------------|------------|----------|------------|
| Alway, | M'Intosh, | Parke, | Smith, |
| Bruce, | Mackenzie, | Perry, | Thorburn, |
| Chisholm, | McMicking, | Rymal, | Waters, |
| Duncombe, of Oxford, | Moore, | Shaver, | Wells, |
| Durand, | Morrison, | Shibley, | Wilson—21. |
| Gibson, | | | |

Yeas 21.

NAYS—MESSIEURS,

Nays 8. Boulton, Cornwall, Norton, Richardson, Robinson, Strange, Walsh, Wilkinson—8.

The question was carried in the affirmative by a majority of thirteen, and the report was adopted.

The House then adjourned 'till three o'clock, P. M. to-morrow.

Saturday, 21st February, 1835.

The House met pursuant to adjournment.

The minutes of yesterday were read.

Bill to affix weight to grain, and the bill to regulate the Leeds Election, sent down amended.

The Master-in-Chancery brought down from the Honorable the Legislative Council, a message and the bill, entitled "*An Act to establish a standard weight, for the different kinds of grain and pulse in the Province,*" and the bill, entitled "*An Act to extend the time for holding Elections in the County of Leeds,*" to both of which the Honorable the Legislative Council had made some amendments, and requested the concurrence of this House thereto.

The message was read as follows :

MR. SPEAKER,

Town members wages bill passed by Leg. Council.

The Legislative Council has passed the bill sent up from the Commons House of Assembly, entitled, "*An Act to provide for the payment of wages to the Members of the House of Assembly who represent the different towns in this Province,*" without amendment.

Legislative Council Chamber, }
16th day of Feb. 1835. }

JOHN B. ROBINSON,
Speaker.

Amendments to Grain bill read.

The amendments made by the Honorable the Legislative Council, in and to the bill sent up from this House, entitled "*An Act to establish a standard weight, for the different kinds of grain and pulse, in the Province,*" were read the first time as follows :

Amendments.

Press 1, line 20—Expunge the remainder of the bill and insert "Provided always that the effect of any contract made before the passing of this Act shall not be varied by any thing herein contained."

2. *And be it further enacted by the authority aforesaid,* that upon every sale or delivery of any description of grain or pulse in this Act mentioned, which shall be made after the passing of this Act, and in every contract which shall be made after the passing of this Act for the sale or delivery of any such grain or pulse, the bushel shall be taken and intended to mean the weight of a bushel as regulated by this Act, and not a bushel in measure ; or according to any greater or less weight unless the contrary shall appear to have been agreed upon by the parties.

Ordered, That the amendments be read a second time on Monday next.

Amendments to Leeds Election Bill, read.

The amendments made by the Honorable the Legislative Council in and to the bill sent up from this House, entitled "*An Act to extend the time for holding Elections in the County of Leeds,*" were read a first time as follows :

In the Title—after "holding" expunge "elections" and insert "the next election."

Amendments.

In the Bill—line 1, after "it" expunge the remainder of the preamble, and insert "is apprehended that at an approaching election for members to represent the County of Leeds in the House of Assembly, it may not be found convenient to poll all the persons entitled to vote within the period prescribed by law, and it is expedient in consequence of recent occurrences to extend the period for that purpose."

Line 15—Expunge "any" and insert "the."

Line 16—Expunge from "of" to "excepted" in line 18, and insert "Members to represent the said County of Leeds in the House of Assembly of this Province to hold and continue the same for a space of time not exceeding twelve successive days, Sunday."

Line 19—after "case" expunge "any" and insert "the."

Line 21—Expunge "Post Meridian" and insert "in the afternoon."

Line 22—after “day” insert “and provided always, that this Act shall not extend to any election for the said County, except that which shall be holden next after the passing of this Act.”

Mr. Perry, seconded by Mr. Duncombe, *of Oxford*, moves, That the amendments be now read a second time, and that the 38th rule of this House be dispensed with so far as relates to the same.

Amendments read a second time and committed.

Which was carried, and the amendments were read a second time.

The House was then put into Committee of the whole on the same.

Mr. Gibson in the chair.

The House resumed.

Mr. Gibson reported that the Committee had gone through the amendments—had agreed to the same, and submitted them for the adoption of the House.

Ordered, That the Report be received.

Amendments to Leeds election bill passed nem. con.

The amendments were then read a third time and passed, nem. con.

PRESENT—Messieurs *Alway, Bruce, Chisholm, Cornwall, Duncombe, of Oxford, Duncombe, of Norfolk, Durand, Gibson, McCrae, McIntosh, Mackenzie, McMicking, Macnab, Moore, Morrison, Norton, Parke, Perry, Richardson, Rykert, Rymal, Shaw, Shibley, Small, Thorburn, Walsh, Waters, Wells, Wilson, and Woolberton.*

Messieurs Duncombe, *of Oxford*, and Perry were ordered by the Speaker to carry the Bill up to the Honorable the Legislative Council, and to inform that Honorable House, that this House had concurred in the amendments.

Committee to return bill to Legislative Council.

Petitions bro't up.

Mr. Small brought up the petition of Asa A. Burnham and one hundred and forty-six others, inhabitants of the village of Cobourg and Amherst, in the District of Newcastle; which was laid on the table.

Asa A. Burnham and others.

Mr. Wells brought up the Petition of John Sellick and one hundred and thirty-five others, inhabitants of the County of Grenville; which was laid on the table.

John Sellick and others.

Mr. Waters brought up the Petition of Joseph S. Whitcomb and ten others, of the Western division of the Township of Hawkesbury, in the District of Ottawa; which was laid on the table.

Jos. S. Whitcomb and others.

Pursuant to the order of the day the following Petitions were read:

Petitions read.

Of William Robertson, John Scatchard, John Kent, Dennis O'Brien, John Bailey, and Ira Scofield, Trustees for building Blackfriars Bridge in the town of London in the District of London—stating that they did expend the sum of sixty-one pounds, six shillings and three pence, out of their own private funds, in the erection of said bridge—and praying to be reimbursed the same.

Wm. Robertson & others, praying to be reimbursed for moneys expended on Black Friars Bridge.

And of Christopher McAlpin and five others residing on the line between the third and fourth concessions of the township of Crowland, in the District of Niagara, stating that the road commonly called Lyon's Creek Road passes through the land of Petitioners, that they were promised by the Commissioners when said road was run out that the allowance for road between the concessions should be granted to them in lieu of the land taken for that purpose, and praying that this promise may be made good.

C. McAlpin and others, praying that a certain allowance for road may be given them in lieu of land taken.

On motion of Mr. Duncombe, *of Oxford*, seconded by Mr. Rymal,

Ordered, That the Rule of this House requiring “that during the continuance of the sitting of contested Election Committees this House shall adjourn until three o'clock daily” be rescinded.

Order for meeting of House at 3. P. M. be rescinded.

Mr. Perry from the Select Committee to which was referred the Bill for the sale of the Clergy Reserves, informed the House that the Committee had agreed to report the Bill as delivered to them for examination, whenever the House would be pleased to receive the same.

Select committee on clergy reserve sale bill report the same.

The Report was received, and the Bill was ordered to be read a second time on Monday next.

Report received.

Mr. Duncombe, *of Oxford*, seconded by Mr. Macnab, moves, that two hundred copies of the messages of His Excellency of yesterday, with the Despatch from the Duke of Wellington be printed for the use of members.

Messages of yesterday to be printed.

Report on Letter from Clerk of Crown in Chancery to be printed.

In amendment, Mr. Perry, seconded by Mr. Shaver, moves, that the following be added to the motion—and also five hundred copies of the Report of the Select Committee on the Letter of the Clerk of the Crown in Chancery, together with the Resolution and amendment relative to the same, and the Yeas and Nays.

Ordered,

The original question as amended. was then put and carried, as follows :

Ordered, That two hundred copies of the Messages of His Excellency of yesterday, with the Despatch from the Duke of Wellington, and also five hundred copies of the Report of the Select Committee on the Letter of the Clerk of the Crown in Chancery, together with the Resolution and amendments relative to the same, and Yeas and Nays, be printed for the use of Members.

On motion of Mr. Parke seconded by Mr. Moore,

Pet of W Robertson and others rel'd.

Ordered, That the Petition of William Robertson and others, Trustees for building Black Friar's Bridge, be referred to a Select Committee, to be composed of Messrs. Parke, Walsh, and Alway.

On motion of Mr. McIntosh, seconded by Mr. Wilson,

Pet's of G. Hamilton and others, and Moses Willson and others, referred.

Ordered, That the Petition of George Hamilton and others be referred to the Committee on Trade, to report thereon by bill or otherwise, and also the Petition of Moses Willson and others.

On motion of Mr. MacNab, seconded by Mr. Shaver,

Clergy reserve bill to be printed.

Ordered, That two hundred copies of the Clergy Reserve Bill be printed for the use of Members.

Sel. Committee on Grievances present a report and address.

Mr. Mackenzie from the Committee on Grievances presented a Report and the draft of an Address to His Excellency on the subject of the Post Office Department.

The Report was received and read.

(Report, See Appendix.)

Address concurred in 3rd reading Monday.

The Address to His Excellency was read twice, concurred in, and ordered to be engrossed and read a third time on Monday next.

On motion of Mr. Duncombe, of Oxford, seconded by Mr. Norton,

Report and Address to be printed.

Ordered, That two hundred copies of the Report of the Committee on Grievances, with the accompanying documents and Address, be printed for the use of Members.

Select Com. on Petitions of W. M. Whitehead & others, S. McCall & others, and B. Vanorman & others, & J. Woolven and others report by bill.

Mr. Walsh, from the Committee to which was referred the Petitions of W. M. Whitehead and others, Simson McCall and others, B. Vanorman and others, and Jeremiah Woolven and others, of the County of Norfolk, informed the House that the Committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

Bill read.

The Report was received, and the bill to erect the County of Norfolk into a separate District, and to divide the same into Ridings, was read the first time.

Ordered, That the bill be read a second time on Monday next.

Adjourned.

Monday, 23rd February, 1835.

The House met.

The minutes of yesterday were read.

The hour appointed for taking into consideration the Petition of James Johnson, Esq. complaining of the undue election and return for the County of Carleton, of Members to represent said County in the present Parliament, being come,

Proceedings of the House in the case of the petition of Jas. Johnston Esq. complaining of the undue election & return for the County of Carleton.

The House proceeded to the appointment of a Select Committee to try and determine the merits of the said petition.

The Sergeant-at-Arms was directed by Mr. Speaker to go with the mace to the places adjacent and require the attendance of the Members on the business of the House.

And he went accordingly,

And being returned, and the order for taking the said petition into consideration—read. The House was counted and more than thirty members were found to be present.

Mr. Speaker called upon the Petitioner, his Counsel or Agent to appear at the Bar.

James Johnston, Esquire, appeared at the Bar in his own behalf.

Carleton contested election.

Mr. Speaker then called upon the Sitting Members, their Counsel, or Agent, to appear at the Bar.

Messrs. Malloch and Lewis, Sitting Members for the said County of Carleton, appeared at the Bar in their own behalf.

Mr. Speaker then desired the Sergeant-at-Arms to lock the doors.

And the doors being locked accordingly, the attestation of the Speaker was taken from off the Box in which, agreeably to the Statute, the names of all the Members of the House were sealed up, and the same was read by the Clerk as follows :

“I attest that this box was, on the twenty-first day of February, 1835, made up in my presence, in the manner directed by an Act passed in the fourth year of His late Majesty’s reign, entitled “*An Act to repeal an Act passed in the forty fifth year of His late Majesty’s reign, entitled ‘An Act to regulate the trial of controverted Elections or returns of Members to serve in the House of Assembly’ and to make more effectual provision for such trials.*”

MARSHALL S. BIDWELL,
Speaker.

The box was then opened and the attestation of the Clerk was taken out of the box, and read by him as follows :

“I attest that I did, on Saturday the twenty-first day of February, 1835, in presence of the Speaker of this House, put into a box, in which this attestation is found the names of all the members composing the present House of Assembly, written upon slips of paper and rolled up as directed by An Act passed in the fourth year of His late Majesty’s Reign, entitled “*An Act to repeal An Act passed in the forty-fifth year of His late Majesty’s Reign, entitled ‘An Act to regulate the trial of controverted elections or returns of members to serve in the House of Assembly,’ and to make more effectual provision for such trials.*”

JAMES FITZGIBBON,
Clerk of Assembly.

The drawing of the names was then proceeded in in the usual manner, and the following were drawn to which there was no objection :

- | | | |
|---------------------------|------------------------|-----------------|
| 1. Alway, | 8. Boulton, | 15. Thorburu, |
| 2. Caldwell, | 9. Walsh, | 16. McMicking, |
| 3. Parke, | 10. Rymal, | 17. McIntosh, |
| 4. Morrison, | 11. McCrae, | 18. Gibson, |
| 5. Bruce, | 12. Solicitor General, | 19. Mackenzie, |
| 6. Macnab, | 13. Wells, | 20. Richardson, |
| 7. McDonell, of Stormont, | 14. Shaver, | 21. McKay. |

In the course of the balloting the name of Morris was drawn and set aside, being chosen as Nominee by the Sitting Members.

Mr. Duncombe, of Oxford, was also drawn and set aside, being chosen Nominee for the Petitioner.

Thirteen other names were drawn and set aside or excused as follows :

One being over sixty years of age,

Three against whom petitions were pending.

And nine being serving or having served on Election Committees during the present Session—and twenty-one were absent.

No more than twenty-one members being in the House not set aside or excused,

On motion of Mr. Macnab, seconded by Mr. Wilkinson, the order for taking into consideration the petition of James Johnston, Esquire, complaining of the undue election for the County of Carleton was adjourned to Tuesday, the twenty-fourth day of February instant, at the hour of ten o’clock in the morning.

Consideration of the petition of Jas. Johnston, Esqr. adjourned till Tuesday

Adjourned.

Procedure of the house on the petition of Jas Johnston Esq. complaining of the undue election and return for the county of Carleton.

Tuesday, 24th February, 1835.

The House met.

The minutes of yesterday were read.

The hour appointed for taking into consideration the petition of James Johnston, Esq., complaining of the undue election and return for the County of Carleton of members to represent said County in the present Parliament being come,

The House proceeded to the appointment of a Select Committee to try and determine the merits of the said petition.

The Sergeant-at-arms was directed by the Speaker to go with the mace to the places adjacent and require the attendance of the members on the business of the House.

And he went accordingly,

And being returned, and the order for taking the said petition into consideration being read, the House was counted and more than thirty members were found to be present.

The Speaker called upon the Petitioner, his Counsel or Agent, to appear at the Bar.

James Johnston, Esq., appeared at the Bar in his own behalf.

The Speaker then called upon the Sitting Members, their Counsel or Agent, to appear at the Bar.

Messrs. Malloch and Lewis, Sitting Members for the said County of Carleton, appeared at the Bar in their own behalf.

The Speaker then desired the Sergeant-at-Arms to lock the doors.

And the doors being locked accordingly, the attestation of the Speaker was taken from off the Box in which, agreeably to the Statute, the names of all the members of the House were sealed up, & the same was read by the Clerk as follows :

"I attest that this Box was, on the twenty-third day of February, 1835, made up in my presence, in the manner directed by an Act passed in the fourth year of His late Majesty's reign entitled '*An Act to repeal an Act passed in the forty-fifth year of His late Majesty's reign, entitled 'An Act to regulate the trial of Controverted Elections or returns of Members to serce in the House of Assembly, and to make more effectual provision for such trials.'*'"

MARSHALL S. BIDWELL,

Speaker.

The box was then opened, and the attestation of the Clerk was taken out of the box, and read by him as follows :

I attest that I did, on Monday, twenty-third day of February, 1835, in presence of the Speaker of this House, put into a Box, in which this attestation is found, the names of all the Members composing the present House of Assembly, written upon slips of paper and rolled up as directed by an Act passed in the fourth year of His late Majesty's reign, entitled, '*An Act to repeal an Act passed in the forty-fifth year of His late Majesty's Reign, entitled, 'An Act to regulate the trial of controverted Elections or Returns of Members to serce in the House of Assembly,' and to make more effectual provision for such trials.'*'"

JAMES FITZGIBBON,

Clerk of Assembly.

The names all of the members were taken out of the box and put into three glasses.

The drawing of the names was then proceeded in, in the usual manner, and the following names were drawn, to which no objection was taken :

1. Roblin,
2. Durand,
3. Waters,
4. Rymal,
5. Lount,
6. Cook,
7. Taylor,
8. McCrae,

9. Yager,
10. Richardson,
11. Alway,
12. Bruce,
13. Shaver,
14. Caldwell,
15. McDonell, *of Stormont*,
16. Wells,

17. Boulton,
18. McKay,
19. McIntosh,
20. Morrison,
21. Mackenzie,
22. Sol. General.
23. Walsh.

In the course of the drawing Mr. Morris' name was taken out and set aside, being chosen Nominee for the Sitting Members, and the name of Duncombe, of *Oxford*, was likewise drawn and set aside, being chosen Nominee for the Petitioner. Nine other names were drawn and set aside or excused, as follows :

One deceased.

Two against whom Petitions were pending, and

Six being serving or having served on Election Committees, during the present Session.

Nine names were also drawn of Members that were absent.

At ten minutes before eleven o'clock, A. M. the parties, with Alfred Patrick, Clerk to the Select Committee, retired for the purpose of striking said Committee. Petitions bro't up.

Mr. Morris brought up the Petition of William Conway Keele, of the City of Toronto, Gentleman; which was laid on the table. W C Keele.

Mr. Duncombe, of *Oxford*, brought up the Petition of S. O. Tazewell, of Toronto, Lithographer; which was laid on the table. S. O. Tazewell.

Mr. Wilkinson brought up the Petition of F. Baby and twenty one others, of the Western District; which was laid on the table. F. Baby and others.

Mr. McDonell, of *Northumberland*, brought up the Petition of Cha's Rubidge, and one hundred and nine others, inhabitants of Upper Canada; which was laid on the table. C Rubidge & others.

Mr. Duncombe, of *Oxford*, brought up the Petition of William Putnam and twenty three others, inhabitants of North Dorchester, in the District of London; which was laid on the table. W Putnam & others.

Mr. McKay brought up the Petition of Charles Symmes and one hundred and twenty others, Dealers in Lumber, Merchants, Farmers, &c., of the Bathurst District; which was laid on the table. C Symmes & others.

Mr. Walsh brought up the Petition of William Wilson and twenty three others, of the District of London; which was laid on the table. W Wilson & others.

Mr. Wilkinson brought up the Petition of A. Chewett and forty-one others, of the County of Essex, in the Western District; which was laid on the table. A. Chewett and others.

Mr. McIntosh brought up the Petition of William Johnson and forty-eight others, of the Township of Georgina, in the Home District; which was laid on the table. Wm Johnson and others.

Mr. McLean brought up the Petition of William P. Patrick and Joseph Easton, Executors to the Estate of the late Thomas Stoyell; which was laid on the table. W. P. Patrick and Joseph Easton.

Mr. McLean brought up the Petition of Albert Hollister, of the Township of Osnabruck, in the Eastern District; which was laid on the table. Albert Hollister.

Mr. McMicking brought up the Petition of A. F. Meyer, and seventy-six others, of the Townships of Bertie and Willoughby, in the District of Niagara; which was laid on the table. A. F. Meyer and others.

Mr. Thorburn brought up the Petition of William Lyon Mackenzie, Esquire, Acting Executor to the Estate of the late Robert Randal, Esquire; which was laid on the table. W. L. Mackenzie, Esq.

Agreeably to the order of the day, the address to His Excellency, the Lieutenant Governor, on the subject of the Post Office Department was read the third time. Address on Post Office read 3rd time.

Mr. Mackenzie, seconded by Mr. Yager, moves that the address do not now pass, but that the House do go into Committee thereon, forthwith. Address commit'd.

Which was carried, and the House was put into Committee of the whole on the address.

Mr. Wells was called to the Chair:

The House resumed.

Mr. Wells reported that the Committee had amended the address, and submitted it for the adoption of the House.

The Report was received.

The address was ordered to be engrossed and read a third to-day.

3d reading this day.

At a quarter before twelve o'clock, noon, the Clerk to the Select Committee delivered in to the Clerk of the House a list of the names remaining unstruck for the trial of the Carleton Contested Election; which is as follows:

The names of the members remaining on the list to try the merits of the petition of James Johnston, Esquire, complaining of the undue return of J. B. Lewis and Edward Malloch, Esquires, to serve as Representatives for the County of Carleton, in the present Parliament.

Members composing the Sel Com. for the trial of the Carleton election.

Messieurs. 1.—Roblin,
 “ 2.—Rymal,
 “ 3.—Cook,
 “ 4.—McCrae,
 “ 5.—Yager,
 “ 6.—Alway,
 “ 7.—Shaver,
 “ 8.—McKay,
 “ 9.—Morrison.
 Mr. C. Duncombe, Nominee for Petitioner,
 Mr. Morris, Nominee for Sitting Members.

ALFRED PATRICK,
 Clerk to Committee.

Committee sworn.

The members of the Select Committee and Nominees were then sworn by the Clerk, at the table, in accordance with the Statute.

Committee to meet at noon.

On motion of Mr. Duncombe, of Oxford, seconded by Mr. McKay, Ordered, That the Committee appointed to try the petition of James Johnston, Esquire, complaining of the undue election and return of Edward Malloch and John B. Lewis, Esquires, do meet this day at twelve, noon, in the Committee Room on the ground floor.

Message from L. C.

The Master-in-Chancery brought down from the Honorable the Legislative Council, a message, which was read as follows:

MR. SPEAKER,

Mr. Markland has leave to attend a select committee.

The Honorable George Herkimer Markland, has leave to attend a Select Committee of the Commons House of Assembly, as desired by that House in their message of this day, if he thinks fit.

Legislative Council Chamber }
 23rd February, 1835. }

JOHN B. ROBINSON,
 Speaker.

Address on Post Office read 3d time.

Pursuant to the order of the day, the address to His Excellency, the Lieutenant Governor, on the subject of the Post Office Department was read the third time.

On passing.

On the question for passing the same, the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

Yeas 38.

| | | | |
|-----------------------|------------------------|-------------|-------------|
| Alway, | Lount, | Morrison, | Strange, |
| Beane, | McDonell, of Stormont, | Norton, | Taylor, |
| Chisholm, | McDonell, of Northumb. | Parke, | Thorburn, |
| Cook, | McIntosh, | Perry, | Walsh, |
| Duncombe, of Oxford, | McKay, | Richardson, | Waters, |
| Duncombe, of Norfolk. | Mackenzie, | Roblin, | Wells, |
| Durand, | McMicking, | Rykert, | Wilson, |
| Gibson, | Malloch, | Rymal, | Woolverton, |
| Gilchrist, | Moore, | Shaver, | Yager—38. |
| Lewis, | Morris, | | |

NAYS—MESSIEURS,

Nays 3.

Boulton,

McCrae,

Solicitor General—3.

The question was carried in the affirmative by a majority of thirty-five, and the address was signed by the Speaker, and is as follows:

Address for information on the Post Office department.

To His Excellency Sir John Colborne, Knight Commander of the Most Honourable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein &c. &c. &c.

MAY IT PLEASE YOUR EXCELLENCY,

We, His Majesty's dutiful and loyal subjects, the Commons of Upper Canada, in Provincial Parliament assembled, humbly request that your Excellency

would be pleased to obtain from the Deputy Postmaster General, at Quebec, and that there be laid before this House for its information, at as early a period in the present Session, as the nature of the Enquiry will admit of.

Address on Post Office.

A Return of the Establishment of the General Post Office, in Upper and Lower Canada, and in each of the other colonies in North America, for the years 1832, 1833 and 1834 stating the number of Postmasters and Deputy Postmasters in each Province; the amount of Salary, allowances and emoluments; and the name of each Postmaster and Deputy Postmaster in Upper Canada; shewing the salary, allowances, fees, and the whole income they severally receive, and from what sources it is derived, and the authority under which the same is paid them; stating also the gross amount of Revenue collected at each Post Office in Upper Canada, and the whole expense of collecting the same; with the contingent expenses incurred in the Canadas in detail, so far as it can be shewn, particularly the expense of conveying the mails, with the name of each mail contractor the amount received by him, and the rate at which the mails are conveyed.

A Return of the gross amount of Postage in Upper and Lower Canada, and each of the other Colonies in North America, distinguishing each, during each of the years 1832, 1833 and 1834, distinguishing also the amount of Newspaper and Pamphlet Postage charge, from the amount of Letter Postage, received at each Office, and shewing in what manner the proceeds have been applied.

A statement of the gross amount of Newspaper Postage, paid by each Printer or Proprietor of Newspapers in the Canadas and other Colonies in North America, in each of the years 1832, 1833, and 1834, shewing in what manner the proceeds have been appropriated, with copy of any orders, despatches or other authority under which such postages have been exacted in the colonies during the last ten years.

A statement, shewing in detail, the emoluments of the Deputy Postmaster General of British North America, whether from salary, fees, allowances, newspaper postages, pamphlet postages, per centages on the collection of United States letter or newspaper postage, or from any other source whatever, during the years 1832, 1833, and 1834, and shewing the authority under which he receives the several items of income.

A statement shewing the postage paid by the *Patriot* Newspaper, first published at Kingston and now at Toronto, from the commencement of the series, with the dates of the several payments.

A statement, shewing the sums remitted by the General Post Office Department in Canada, and the other British Colonies, to the General Post Office, London, and also the United States Postage remitted to the Post Office Department of the United States, in and for the years 1827, 1828, 1829, 1830, 1831, 1832, 1833, and 1834, and stating the balance now in the hands of the Deputy Postmaster General at Quebec, and the period up to which the last remittance to London was made.

A statement of the amount of money found in dead or mis-directed letters in the British Colonies in North America, from 1727 to 1834, both years inclusive, and shewing the purposes to which it has been applied.

A statement of the amount of Colonial Postage, whether on letters or newspapers, charged at Quebec and Halifax, to the Department in London, & collected or intended so to be in England or other parts of the King's Dominions beyond North America, for 1832, 1833, and 1834.

A return, shewing the several classes of persons who frank letters, or who have the privilege of transmitting letters through the Post Office, at reduced rates of postage, with the extent to which their privileges extend.

Had it been practicable to make out a separate and distinct statement of the revenue raised by taxation in the Post Office Department in this Colony, with the expenditure, we would have confined our enquiries to Upper Canada, but as the amounts of the several colonies are blended together we have requested such information as would shew the effects of the system now in operation, and which it has been recommended to us to alter and amend.

MARSHALL S. BIDWELL,

Speaker.

Commons House of Assembly, }
24th February, 1835. }

On motion of Mr. Mackenzie, seconded by Mr. Roblin,
Ordered, That Messrs. Morrison and Lount be a Committee to present the address of this House to His Excellency.

The Speaker left the chair.

At a quarter before one of the clock P. M. the Speaker took the chair.

Pursuant to the order of the day the following Petitions were read.

Petitions read.

Jas. Whitham and others praying for aid for roads.

Of James Whitham and one hundred and fifty-three others, of the Townships of Chinguacousy and Caledon, in the Home District, stating that there is great need of a road being opened across the Township of Chinguacousy, from the Gore of Toronto to the Town Line of Esquesing at Macnabb's Ville, which is the road principally travelled by the greater portion of the inhabitants, and praying the sum of one hundred pounds for that purpose. Praying also that the sum of two hundred pounds may be expended on the Centre Road in the upper part of Chinguacousey and Caledon; that petitioners feel thankful for the liberal sums heretofore granted, which having proved insufficient, they are induced to make this application for a further grant.

Jas. Fortier praying for the consideration of the House in respect to his services and present circumstances of his family.

Of James Fortier, now of the Township of Toronto, in the Home District, shewing: that Petitioner is the son of Pierre M. Fortier, who passed fifty years of his life in the service of His Majesty; that at an early age he entered as a midshipman in His Majesty's Navy; that at the commencement of the late war, he captured an American sloop and carried her into Fort Erie; was at the taking of Detroit, the battles of Fort Meigs, Brownstown and Maguaga; was also present at the action of the tenth of September, 1813, on Lake Erie, under Captain Barclay, where he was wounded in the head by a rifle ball, and was taken prisoner by the enemy and remained so for fourteen months—that petitioner has hitherto endeavoured by hard labour on his farm, to support a wife and seven children, but his increasing years and the effects of his wound compel him, most unwillingly, to desist therefrom; that his family from their tender age, but ill supply the lost strength of the father and thus situated he has no resource but to throw himself upon the benevolence of this Honorable House, trusting that the long services of his deceased father and his own humble but active services in the cause of his country, will entitle himself and helpless family to the favorable consideration of the Legislature.

Peter Erb & others praying that no petition may be entertained purposing the division of the District of Gore.

Of Peter Erb and one hundred and eighteen others, of the Townships of Waterloo, Woolwich, Wilmot, and Dumfries, in the District of Gore, shewing that petitioners have learnt with surprise and regret that petitions will be presented to the House during the present Session, praying for a division of the District of Gore—but petitioners can assure the House that the majority of the people of the District are decidedly opposed to such a measure, convinced that it is entirely premature and altogether unnecessary; and petitioners therefore pray, that the petitions for the division may not be entertained.

T. Street & others praying for a division of the district.

Of Timothy Street and seven hundred and sixty-four others, of the Townships of Toronto, Trafalgar, Chinguacousy, Caledon, Esquesing and Erin, in the Home and Gore Districts—shewing, that while the increased population and extension of settlement, and the increased value of property in this section of the country are subjects of extreme gratification, they also furnish strong arguments in favor of an alteration of the division of the Province into Counties and Districts, and the establishment of our Courts of Justice, which have become manifestly inconvenient and burthensome from the great distance many have to travel to attend these Courts; the length of time they are detained, and the heavy expenses entailed upon them in all legal proceedings issuing out of said Courts:—that at the late Assizes for the Home District, the Court sat three weeks, and then rose without finishing all the business before them:—that the population of the Home District has more than trebled within the last ten years—that the population of these townships is now nearly equal to that of the Home District in 1825, and more than that of the District of Gore at that period; consequently that a new division of Districts is necessary for the accommodation of the inhabitants, and calls loudly for Legislative assistance:—they therefore desire that the above named townships may be erected into a separate District, with a site for the District Town convenient for the inhabitants; and also, should it seem good to the House, that the Townships of Nelson, Nassagaweya, Eramosa and Garrafraxa, be added to said contemplated District.

Levi Lewis complaining of being ill used by Col. Talbot and praying for redress.

Of Levi Lewis, of the Township of London, in the District of London, shewing that Petitioner was located in 1823 by Col. Talbot, on Lot No. 21, in the eighth concession of said Township—that he performed settlement duty on

the south part of said Lot, paid taxes for it, and continued in undisturbed possession of it till May, 1832—that Colonel Talbot then took one half of said lot from Petitioner, and gave it to one Thomas English; that Colonel Talbot's only motive for this arbitrary proceeding was, his having received information (false though it was) that Petitioner had signed the Petition commonly called the Grievance Petition; that Petitioner and two or three more being singled out by the jealous policy of Colonel Talbot, was the more glaring and grievous, that many others to whom he at the same time gave two hundred acres, still retain the whole—that petitioner memorialled the Lieutenant Governor in Council, for redress, without effect—that he then prayed His Excellency to forward his petition to the Secretary of State for the Colonies, but His Excellency has refused to comply with his constitutional request—that petitioner therefore prays the House to consider the hardship of his case, and call on Col. Rowan for the documents establishing these allegations, and that if without the jurisdiction of the House, they may be ordered to be laid before the Secretary for the Colonies.

Of William Jackson, of the Township of London, in the District of London, stating: that in 1823 he was located by Colonel Talbot, on the south half of Lot No. 24, in the ninth concession of said Township, that he continued in possession of said half lot till May, 1832, paid the taxes and had five acres chopped on it—that Col. Talbot then took the said half lot from him and gave it to a man named Canaday—that Col. Talbot's sole motive for depriving petitioner of his only one hundred acres of land, was an unfounded story, that he had signed the petition called the "Grievance Petition" that he has sought redress from the Lieutenant Governor in Council in vain; he then requested His Excellency to forward his Petition to the Secretary for the Colonies but this has also been refused, although in his letter of second March last, he intimated his willingness so to do; and concludes same as last petition.

W. Jackson complaining and praying as last petition.

Of John Ardiel, of the township of London, stating that he emigrated from Ireland, with his father and a numerous family in the year 1819, and were both located on land (100 acres each) by the Honorable Thomas Talbot; they cleared near twenty-five acres on the father's lot, and built a house and barn on it; the son always conceived a part of the work done on his father's lot was done on his own; that they occupied the lands in this manner eleven years, when from a scarcity of cash petitioner was induced to go to work on the Welland Canal: that in the meantime a man came and made a set on his lot, and getting persons to certify that petitioner was gone to reside in the United States, succeeded in getting the first grant rescinded in his own favour; that on Petitioner's proving the fraud to Colonel Talbot, he gave him back the lot again, but in accordance with his many whimsical and selfish acts "he soon after allowed the new comer to repossess the lot." Prays that his documents may be sent to the Home Government and that His Excellency may not issue any deed for said land until an answer is returned from the Secretary for the Colonies.

John Ardiel complaining of the conduct of Col. Talbot and praying that his documents may be sent to the Imperial Government &c.

Of Christian Shontz and seventy seven others, of the township of Waterloo, Wilmot, and Dumfries, in the County of Halton, stating, that they understand petitions are about to be presented to the House for a division of the District, and praying that such petitions may not be entertained, as such a measure is, at present, entirely premature and unnecessary.

C Shontz & others praying that the district of Gore may not be divided.

Of David Millar and twenty five others, of the townships of Waterloo, in the District of Gore, shewing: that Petitioners view the present state of trade in this Province, by which Americans are allowed to import into the country various articles of produce free of duty, such as flour, wheat, and other grain, pork, live hogs, horned cattle, and horses, and many other articles which this Province is capable of producing, as detrimental to the best interests of the agriculturists; and praying that such a protecting duty may be imposed on the produce of the United States as may ensure to the Farmers of Upper Canada a preference in their own markets.

D Millar & others praying for protecting duties on importations from U. S. of agricultural products

Of W. G. Millar and eighteen others, of the townships of Waterloo, Wilmot, and Dumfries, in the District of Gore, praying the same as the Petition of Christian Shontz.—See above—Petitions of the day.)

W. G. Millar and others praying same as C. Shontz.

Of William Roe and fifty others, inhabitants of the Home District, stating, that they understand the Commercial Bank of the Midland District has applied for permission to increase their capital stock; that said Bank, from the prudence and liberality with which its affairs have been conducted, is entitled to the confidence of the public, and recommending the measure to the favorable consideration of the House.

W. Roe & others praying for an increase of the Stock of the Commercial Bank.

W. G. Curtis praying the same.

Of William G. Curtis, praying the same as the last Petition.

J. Reid & others, and Peter McIntosh and others praying the same.

Of James Reid and twenty seven others, of the Western District, praying the same.

A Lang & others praying that their agent may be remunerated.

Of Peter McIntosh and fifty four others, of the Western District, praying the same.

Of Alexander Lang and twelve others, of the County of York, stating, that Petitioners incurred a considerable debt for the purpose of fitting out an Agent to carry their Grievances to London, to be laid at the foot of the Throne; and praying the House to grant such a sum as will be sufficient to defray the expenses of the Agency and remunerate the Agent for his trouble, (same as the Petition of William Reid, Senior, and others, County of York).

A A Burnham and others praying that Cobourgh & Amherst may not be incorporated.

Of Asa A. Burnham and one hundred and forty six others, of Cobourg and Amherst, in the District of Newcastle, stating, that they understand that Petitions have been presented to the House, praying that the villages of Cobourg and Amherst may be Incorporated, and a Police established therein, also that a tax of two pence in the pound may be imposed on the inhabitants thereof; said Petitioners pray that no bill for these purposes may be passed, as from the smallness of the places, and the peace and quiet at present enjoyed by them, they do not conceive any such measure to be necessary.

John Sellick and others praying for a protecting duty on certain imports from U. S.

Of John Sellick and one hundred and thirty five others, of the County of Grenville, in the Johnstown District, representing that many disadvantages result to them from the admission, duty free, of articles the produce of the United States, without any equivalent being granted to the inhabitants of this Province in return; and praying that a reasonable protecting duty may be imposed on all articles, the produce or manufacture of said States.

J. S. Whitcombe and others praying that said division may be set off as a separate township.

And of Joseph S. Whitcombe and ten others, of the Western division of the township of Hawkesbury, in the Ottawa District, praying that the said Western Division may be set off as a separate township, under the name of the township of *West Hawkesbury*.

Notice of Post Office Bill.

Mr. Solicitor General gives notice that he will, on to-morrow, move for leave to bring in a bill to regulate the Post Office within this Province.

Notice of Bill for sale of Government Bank Stock.

Mr. Macnab gives notice that he will, on to-morrow, move for leave to bring in a bill, authorising the sale of stock held by this Province, in the Bank of Upper Canada.

Petition of Levi Lewis, W. Jackson, and John Ardiel, referred.

On motion of Mr. Parke, seconded by Mr. Moore, *Ordered*, That the Petition of Levi Lewis; the Petition of William Jackson, and the Petition of John Ardiel, be referred to a Select Committee, with power to send for persons and papers, and to report thereon, and that the said Committee be composed of Messrs. Parke, Perry, Morrison and Duncombe, of *Oxford*.

Petition of Thos. Armstrong & others, John Poore & others Christian Shontz and others, Peter Erb and others, and W. G. Millar and others referred.

On motion of Mr. Durand, seconded by Mr. Rymal, *Ordered*, That the Petitions of Thomas Armstrong and four hundred and thirty-two others; of John Poore and four hundred and thirty-five others; of Christian Shontz and seventy-seven others; of Peter Erb and one hundred and eighteen others, and of William G. Millar and eighteen others, be referred to a Select Committee, to be composed of Messrs. Durand, Hopkins, Smith, Rymal and Macnab, with power to send for persons and papers, and to report thereon, by bill or otherwise.

Petition of T. G. Millar and others referred.

On motion of Mr. Durand, seconded by Mr. Strange, *Ordered*, That the Petition of T. G. Millar and one hundred and fifty-six others, be referred to a Select Committee, to be composed of Messrs. Durand, Duncombe, of *Oxford*, and Rymal, with power to send for persons and papers, and to report thereon, by bill or otherwise.

Petition of J Poore and others and David Willson and others referred.

On motion of Mr. Durand, seconded by Mr. Rymal, *Ordered*, That the Petitions of John Poore and four hundred and eighty others, and of David Millar and twenty-five others, be referred to the Committee to whom was referred the petition of Daniel Armstrong and others.

Petition of Alex. McLean and others, referred.

On motion of Mr. McLean, seconded by Mr. Solicitor General, *Ordered*, That the Petition of Alexander McLean and others, inhabitants of Cornwall, be referred to a Select Committee, and that Messrs. McLean, McDonell, of *Glengarry*, McDonell, of *Stormont*, Shaver and Norton, do compose the said Committee, with power to send for persons and papers, and to report thereon, by bill or otherwise.

On motion of Mr. Solicitor General, seconded by Mr. McLean,
Ordered, That the several Petitions praying for an increase of the capital stock of the Commercial Bank of the Midland District, be referred to a Select Committee, composed of Messrs. Solicitor General, Strange, Norton, Rykert and Roblin, with leave to report by bill or otherwise.

Pets of Wm Roe and others, Ja's Reid and others, W. G. Curtis & others, and Peter McIntosh and others, referred.

On motion of Mr. Small, seconded by Mr. Rykert,

Ordered, That the Petition of Asa A. Burnham and one hundred and forty-nine others, be referred to the Select Committee to whom was referred the petition of certain inhabitants of the Town of Cobourg, praying for the establishment of a Police in the said Town.

Petition of Asa A. Burnham and others referred.

On motion of Mr. Morris, seconded by Mr. Shaver,

Ordered, That the Petition of George Buchanan and others, of the District of Bathurst, be referred to the consideration of a Select Committee, to be composed of Messrs. Morris, Tayler and McLean, with power to report thereon by bill.

Petition of George Buchanan & others referred.

Mr. Duncombe, of *Oxford*, from the Committee to which was referred the petition of James Hamilton and others, informed the House that the Committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

Select committee on petition of James Hamilton and others report by bill for relief of Moore, Page & Eddison.

Ordered, That the Report be received.

The Bill for the relief of Moore, Page and Eddison, was read the first time.

Bill read.

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

2nd read'g tomorrow

Mr. Morris from the Select Committee to which was referred the petition of Francis Hall, Esquire, presented a report, which was received and read as follows:

Sel. com. on pet. of F Hall Esq. report

The Select Committee appointed to consider and report on the Petition of Francis Hall, Esquire, Civil Engineer, beg leave to state that they have examined the accounts of the Burlington Bay Canal Commissioners, by which it appears that the sum of fifty five pounds was paid to the Superintendent by James Crooks, Esquire, on the twentieth October, 1828, in order to satisfy Mr. Hall's claim for a like sum due him in 1826.

Report of select committee on pet. of F. Hall, Esq.

William Chisholm, Esquire, one of the Commissioners, has informed your Committee that Mr. Hall was employed in the survey and superintendence of the works at Burlington Bay, and that there was a balance due to him of the above sum of fifty five pounds when he left the work in 1826, no part of which has ever been paid to him. It seems the Commissioners had in their hands the sum above referred to, but as Mr. Hall was not in the Province at the time, and as the state of the piers required a further outlay for their security, this money was expended by them with an intention to make it good the following year, but unfortunately for the petitioner this was rendered impossible, as the Act granting five thousand pounds to complete the Canal prevented the Commissioners from applying any part of the amount to the payment of debts.

Under all these circumstances, your Committee recommend that Mr. Hall be paid the sum of fifty five pounds, together with lawful interest thereon from the day of January, 1827.

WILLIAM MORRIS,

Chairman.

Committee Room, House of Assembly, }
 19th day of February, 1835 }

At one o'clock the House waited upon His Excellency, the Lieutenant Governor at the Bar of the Legislative Council, and returned.

House waits on H. E. at Bar of L.C.

Mr. Speaker informed the House, that His Excellency, the Lieutenant Governor had been pleased to assent, in His Majesty's name, to the bill entitled, "*An Act to extend the time for holding Elections in the County of Leeds*," to the bill entitled, "*An Act to provide for the payment of Wages to the Members of the House of Assembly who represent the different Towns in this Province*," and to the bill entitled, "*An Act to enable Suitors in the District Courts to procure the attendance of Witnesses from any District in this Province*."

Mr. Speaker reports the Royal assent to Leeds election bill, town members wages bill, and witnesses attendance bill.

On motion of Morris, seconded by Mr. Thorburn,

Ordered, That the Report of the Select Committee on the petition of Francis Hall, Civil Engineer, be referred to the Committee of Supply.

Report on pet. of F Hall Esq. referred to supply.

Mr. Woolverton, from the Select Committee to which was referred the petition of H. W. Nelles and others, informed the House that the Committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

Sel. Com. on pet. of H W Nelles and others report by bill.

- Grimsby harbour bill read.** *Ordered*, That the Report be received.
The bill to erect a harbour at the Forty Mile Creek, by means of a Joint Stock Company, was read the first time.
- 2d reading tomorrow** *Ordered*, That the bill be read a second time to-morrow.
- Sol. com. on ass't laws report a bill.** Mr. Rykert, from the Select Committee to which was referred the Assessment Laws, reported the draft of a bill which was received and read a first time.
- Absconding debtors bill bro't in and read.** *Ordered*, That the bill be read a second time to-morrow.
Agreeably to notice, Mr. Duncombe, of *Oxford*, seconded by Mr. Durand, moves for leave to bring in a bill to continue the law authorising the attachment of the property of Absconding Debtors.
Which was granted, and the bill read.
- 2d read'g tomorrow** *Ordered*, That the bill be read a second time to-morrow.
- Indian fishing protection bill bro't in and read.** Agreeably to notice, Mr. Duncombe, of *Oxford*, seconded by Mr. Duncombe, of *Norfolk*, moves for leave to bring in a bill to revive the law for protecting the Indians at the Credit in their rights of fishing and hunting.
Which was granted and the bill read.
- 2d read'g tomorrow.** *Ordered*, That the bill be read a second time to-morrow.
- Motion for address on pensions.** Agreeably to notice, Mr. Boulton, seconded by Mr. Richardson, moves that an address be presented to His Majesty on the subject of certain pensioners settled in this Province.
- Amendment.** In amendment, Mr. Duncombe, of *Oxford*, seconded by Mr. Chisholm, moves that after the word "moves" in the original motion, the whole be expunged and the following inserted, "that the subject of the payment of certain pensions to discharged soldiers be referred to a Select Committee to be composed of Messrs. Boulton and Macnab, with power to report thereon by address or otherwise."
Which was carried.
- Original Ques. as amended.** The original question as amended was then put and carried, and it was *Ordered*, That the subject of the payment of certain pensions to discharged soldiers be referred to a Select Committee, to be composed of Messrs. Duncombe, of *Oxford*, Boulton and Macnab, with power to report thereon by address or otherwise.
- Summary punishment amendment bill bro't in and read.** Agreeably to notice Mr. Duncombe, of *Oxford*, seconded by Mr. Duncombe, of *Norfolk*, moves for leave to bring in a bill to alter and amend the law relative to the summary punishment of petty offences.
Which was granted and the bill read.
- 2d read'g tomorrow.** *Ordered*, That the bill be read a second time to-morrow.
- House goes into committee of whole on roads and bridges** Agreeably to notice Mr. Duncombe, of *Oxford*, seconded by Mr. Wells, moves that this House do now resolve itself into a Committee of the whole upon the subject of improving the Roads and Bridges in this Province.
Which was carried and the House was put into Committee of the whole on the same
Mr. McKay in the chair.
- The House resumed.
- Progress reported and to sit again to-morrow.** Mr. McKay reported that the Committee had made some progress, and asked leave to sit again to-morrow.
The report was received, and leave granted accordingly.
- House adjourns 'till 1 p.m. tomorrow.** On motion of Mr. Richardson, seconded by Mr. Boulton, *Ordered*, That this House do now adjourn until to-morrow at one o'clock,
P. M.
The House then adjourned 'till one of the clock, P. M. to-morrow.

Wednesday, 25th February, 1835.

The House met pursuant to adjournment.

Petitions bro't up.

The minutes of yesterday were read.

C. B. Gilbert and others.

Mr. Wilson brought up the Petition of Charles B. Gilbert, and one hundred and sixty-five others, of the District of Prince Edward, which was laid on the table.

Philip de Grassi.

Mr. Small brought up the Petition of Philip De Grassi, of the township of York, yeoman; which was laid on the table.

Mr. Robinson brought up the Petition of Andrew McGlashan, and eighty-two others, inhabitants of the Home District; which was laid on the table. A McGlashan and others.

Mr. Robinson brought up the Petition of David Stegman, and twenty-seven others, of the County of York, which was laid on the table. David Stegman & others.

Mr. Lount brought up the petition of Silas Fletcher, and ninety-five others, of East Gwillimbury, of the County of York, which was laid on the table. Silas Fletcher and others.

Mr. Lount brought up the Petition of William Agnew, and seventy others, of Tecumseth, in the County of Simcoe, which was laid on the table. Wm Agnew and others.

Mr. Lount brought up the Petition of Robert Moore, and thirty-three others, of East Gwillimbury, in the Home District, which was laid on the table. Robert Moore and others.

Mr. Lount brought up the Petition of D. Cameron and fifty-three others, of the Home District and the District of Newcastle, which was laid on the table. D. Cameron and others.

Mr. Roblin, from the Select Committee on the trial of the Carleton Election, presented a Report, which was received and read, as follows:— Sel. committee on Carleton election presents a report.

The Committee appointed to try the controverted election for the County of Carleton, between John B. Lewis and Edward Malloch, Esquires, sitting members, and James Johnston, Esquire, petitioning candidate, find that no summons has been forwarded for the Returning Officer, who must necessarily be the most material witness; the Committee has therefore thought fit to allow Mr. Johnston till Monday the sixteenth day of March next, to summons and bring the Returning Officer, and such other witnesses as he may think necessary. Report.

JOHN P. ROBLIN,
Chairman.

Committee Room, House of Assembly, }
25th February, 1835.

On motion of Mr. Duncombe, of Oxford, seconded by Mr. Roblin,

Ordered, That the Select Committee appointed to try the contested election for the County of Carleton, between John B. Lewis and Edward Malloch, Esquires, sitting members, and James Johnston, Esquire, Petitioning Candidate, not being able to proceed in trying the said contested election, by reason of the witnesses not having been summoned, the Committee be permitted to adjourn until Monday the sixteenth March next, at the hour of twelve o'clock, noon. Com. is adjourned till Monday the 16th March.

Mr. Macnab gives notice that he will, on tomorrow, move for leave to bring in a Bill authorising the payment of interest, on orders, which are not paid on demand, at the office of the Treasurers of the several Districts in this Province. Notice of bill for payment of interest by Treasurers in certain cases.

Mr. Wells, from the Select Committee to which was referred the subject of the appointment of additional servants to the House, presented a Report, which was received and read, as follows:— Sel. committee on appointment of servants presents report

The Committee appointed to consider whether any and what additional servants are required by the House, and to report as to the manner of appointing the servants of the House, having met and taken the subject into consideration. beg leave to submit the following report:

As to the right of the House of Assembly to appoint its own officers, the principle having been so permanently established by the decision of former Parliaments, your Committee deem it unnecessary to submit any thing further on that subject. Report of select com. on appointm't of servants.

After an examination of the Clerk of the House and other witnesses, your Committee are satisfied that the mode of appointing the servants has, since the first Session of the Tenth Parliament, been agreeable to a Resolution of the House during that Session to the following effect, viz: "That the Clerk of the House, with the approbation of the Speaker, and the consent of this House, shall appoint all its subordinate officers and servants (the Sergeant-at-Arms excepted) and that no officer or servant of this House shall be removed or dismissed from his office or service, without its knowledge and consent; also that this House shall from time to time determine the rate of recompense to be made to all persons employed in its service, except in such cases as are already provided for by law."

Your Committee deem it necessary that one additional messenger to the House be appointed, and also a boy messenger, to be employed in the Clerk's office, and also that the Clerk of the House be privileged to employ a temporary assistant co-

pying clerk whenever he may find it necessary for the despatch of the business of the House.

All which is respectfully submitted.

W. B. WELLS,
Chairman.

Committee Room, Commons House of }
Assembly, 25th February, 1835. }

Pet. of Jas Fortier referred.

On motion of Mr. Richardson, seconded by Mr. McCrae,
Ordered, That the Petition of James Fortier, be referred to a Select Committee, to be composed of Messrs. Richardson, Wilkinson and Macnab, with power to send for persons and papers.

Rep. on appointment of servants adopted.

On motion of Mr. Wells, seconded by Mr. Perry,
Ordered, That the Report of the Select Committee appointed to inquire into the mode of appointing the officers of this House, be adopted.
The Speaker left the Chair.

The Speaker resumed the Chair.

Message and bill on post office dep't to be printed.

On motion of Mr. Solicitor General, seconded by Mr. Robinson,
Ordered, That two hundred copies of the message of His Excellency, the Lieutenant Governor, and the several documents accompanying the same, relating to the Post Office Department, including the bill therein referred to, be printed for the use of members.

Select Com. on petition of A. Digby and others, report by bill.

Mr. Macnab, from the Select Committee to which was referred the petition of Alfred Digby and others, inhabitants of the Village of Brantford, informed the House that the Committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

The Report was received.

Brantford Police Bill read.

The Brantford Police Bill was read the first time.

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

Com. of whole on Hamilton Bank bill.

Pursuant to the order of the day, the House was put into Committee of the whole on the Hamilton Bank Bill.
Mr. Walsh in the Chair.

The House resumed.

Progress.

Mr. Walsh reported that the Committee had made some progress in the bill, and asked leave to sit again to-morrow.
The Report was received, and leave granted accordingly.

Com. of whole on Township Officers' Bill.

Pursuant to the order of the day, the House was again put into Committee of the whole on the Township Officers' Bill.
Mr. Wilkinson in the Chair.

The House resumed.

Progress.

Mr. Wilkinson reported that the Committee had made some further progress in the bill, and asked leave to sit again to-morrow.
The Report was received and leave was granted accordingly.

Messages from Legislative Council.

The Master in Chancery brought down from the Honourable the Legislative Council several messages, which were read by the Speaker, as follows:

MR. SPEAKER,

Leave to Mr. Dunn.

The Honourable John Henry Dunn has leave to attend a Select Committee of the Commons' House of Assembly, as desired by that House, in their message received on Monday last, if he thinks fit.

JOHN B. ROBINSON,
Speaker.

Legislative Council Chamber, }
25th day of Feb. 1835. }

MR. SPEAKER,

The Honourable and Venerable Archdeacon of York, and the Honourable Mr. P. Robinson, have leave to attend a Select Committee of the Commons' House of Assembly, as desired by that House in their message received yesterday; if they think fit.

Leave to Dr Strachan and Mr. Robinson.

JOHN B. ROBINSON,

Speaker.

Legislative Council Chamber, }
24th day of February, 1835. }

MR. SPEAKER,

The Legislative Council has passed the Bill sent up from the Commons' House of Assembly, entitled "*An Act to establish the boundary lines of the Township of Wolford in the District of Johnstown,*" without amendment.

Wolford survey bill passed.

JOHN B. ROBINSON,

Speaker.

Legislative Council Chamber }
25th February, 1835. }

Mr. Speaker left the chair.

Mr. Speaker resumed the chair.

Mr. Rykert, Chairman of the Select Committee on the trial of the contested Election for the City of Toronto, presented a Report which was received and read as follows:

Sel. Com. on Toronto contested election present a report.

The Committee to which was referred the Petition of William Botsford Jarvis, Esquire, complaining of the undue election and return of James Edward Small, Esquire, to serve as representative in the present Parliament for the City of Toronto.

Beg leave to submit the following Report:

Your Committee met pursuant to adjournment this day, and on the names of the members being called over, it was found that Mr. Cornwall was absent in consequence of ill-health. Committee adjourned till four o'clock tomorrow.

Report.

GEORGE RYKERT,

Chairman.

Committee Room, House of Assembly, }
Wednesday 25th day of February, 1835. }

On motion of Mr. Rykert, seconded by Mr. Perry, Ordered, That Nathan Cornwall, one of the members of the committee to try the contested Election for the city of Toronto, be excused, in consequence of his indisposition.

Mr. Cornwall excused.

Pursuant to the order of the day, the House was put into Committee of the whole on the Bill to enable Attorneys to act as Counsel.

Com. of whole on Attys Counsel Bill.

Mr. Yager was called to the chair.

The House resumed.

Mr. Yager reported that the Committee had risen.

Com. rises.

Ordered, That the Report be received.

Agreeably to notice, Mr. Perry, seconded by Mr. Shaver, moves for leave to bring in a Bill for the more equal distribution of the property of persons dying intestate in this Province.

Intestate Estate Bill brought in and read.

Which was granted and the bill read.

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

Pursuant to the order of the day, the House was put into Committee of the whole on the Jury Bill.

2nd reading to-morrow. Committee of whole on Jury Bill.

Mr. Woolverton in the Chair.

The House resumed.

Mr. Woolverton reported that the Committee had made some progress in the bill, and asked leave to sit again to-morrow.

Progress.

The Report was received, and leave granted accordingly.

On motion of Mr. Roblin, seconded by Shaver.

Committee on petition of Reuben Reynolds and others discharged, and petition referred to Com. of whole.

Ordered, That the Committee on the Petition of Reuben Reynolds and others, be discharged from the further consideration of the petition, and that said petition be referred to a Committee of the whole House, on to-morrow.

Adjourned.

Thursday, 26th February, 1835.

The House met.

Petitions bro't up.

The minutes of yesterday were read.

W. Lottridge and others.

Mr. Smith brought up the Petition of William Lottridge and eighty-five others, of the Townships of Barton and Saltfleet, in the District of Gore; which was laid on the table.

Timothy Hixson & others.

Mr. Woolverton brought up the Petition of Timothy Hixson and sixty-two others, inhabitants of the Township of Clinton, in the District of Niagara; which was laid on the table.

Petitions read.

W. C. Keele, praying to be allowed to practice the law.

Pursuant to the order of the day, the following Petitions were read: Of William Conway Keele, of the City of Toronto—shewing, that petitioner is a duly admitted Attorney of His Majesty's Court of King's Bench in England, and came to this Province in the year 1832, with the intention of practising his profession; but that on his arrival he found that he could not legally practise his profession until he had served under articles of clerkship to some attorney in this Province for the term of five years—that petitioner, having a large family to support, could not afford to sacrifice so large a portion of his time, but has remained in the Province in the hope that the House would take the hardship of his case into consideration, and afford him such relief as is in their power to bestow—and prays that such a bill may be passed as will enable him to practise as an Attorney in this Province.

S. O. Tazewell, praying to be remunerated for the discovery of a lithographic stone.

Of S. O. Tazewell, of the City of Toronto, Lithographer, representing that he has, at great expense, trouble, and loss of time, discovered in this Province and brought into use, a stone found to be in every respect as useful for the purposes of Lithography as that formerly brought from Germany at an enormous expense—that having received encouragement from the Surveyor General's Department, he was induced to leave his profession at Kingston and come to Toronto for the purpose of Lithographing Diagrams and Plans of Townships, &c. &c.—that after being thus employed for more than two years, with but very little compensation, the press which had been purchased by Government, was taken from him by the Surveyor General's Department, and he was thrown, in a strange place, entirely on his own resources—that this happened nearly a year ago, since which the public have not been able to obtain Diagrams as heretofore, petitioner being denied the use of the Diagrams, and not being able to procure a press large enough for general purposes: Petitioner prays to be remunerated for the discovery of the Lithographic stone in this Province, and that the House will take the premises into consideration, it being obvious that in no country is the addition of a Lithographic Press to the Government Department, more necessary than in Upper Canada.

F. Baby and others praying that the magistrates may be authorized to build safe places for county records at the district expense.

Of F. Baby and twenty-four others, of the Western District, shewing that both injury and expense are incurred from the present law of registration:—that petitioners are of opinion that the Deed itself should be registered instead of a memorial, and that great risk is also incurred from the want of fire-proof vaults for the preservation of public records—and praying that these matters may be taken into consideration—that the present registry law may be amended, and that the magistrates be authorised to provide vaults sufficient for the safe keeping of public records, and to defray the expense of the same from the funds of their respective Districts.

Chas Rubidge and others, praying that a road may be surveyed on the north side of the Rice Lake leading from the eastward to Toronto.

Of Charles Rubidge and one hundred and nine others, inhabitants of Upper Canada, shewing: That owing to the frequent thaws and rains, the main road leading from the Eastward to Toronto has been, during the late and several preceding winters, in a bad state, and good travelling of rare occurrence and short duration: that a road North of the Rice Lake, would, from its being further removed from Lake Ontario, be less exposed to those changes; that sleighing in that neighbourhood has been good since ninth of December, while there has been none on the Lake Road to this date; and praying that an Engineer be employed to survey the same, and provision made to carry the survey into effect.

Of William Putnam, and twenty-four others of the District of London, praying for aid to improve the road through the townships of Oxford (North) and Dorchester, (North) &c.

Wm. Putnam and others, praying for aid for roads.

Of Charles Symmes and one hundred and twenty others, of the Districts of Bathurst and Ottawa, shewing: that Petitioners have been informed that Petitions are about to be presented to this House, requesting that a duty may be imposed upon all provisions imported from the United States of America. That the adoption of such a measure will be followed by the abandonment of the Timber Trade, at present the main branch of our commerce, and which, with the small quantity of Wheat and Ashes exported from the Province, constitutes the whole of our returns to be given in exchange for British Manufactures and East and West India Produce—that although the older settlers in this Province might be benefitted by such a measure, yet that such could not be the case as respects the new settlers, who have to purchase their provisions—that within a few years many persons have erected mills for the purpose of manufacturing flour for exportation; but not being able to purchase the raw material in this Province, have been obliged to resort to the United States for the same, an advantage which, for the future, would be lost by the imposition of the proposed duty. Petitioners humbly submit, that the imposition of duties upon the necessaries of life is a point upon which Legislative interference has always been exercised with the utmost delicacy—and that while care has been taken in the Mother Country to protect the Agricultural classes, by judicious duties, it has been no less the care of the Legislature to protect all the other classes of Society against exorbitant demands for the necessaries of life. Wherefore petitioners pray that the House will oppose the imposition of any duty upon the importation of Pork or Bread stuffs from the United States of America, as detrimental to the interests of the labouring, commercial, and agricultural interests of the Province.

Chas Symmes and others praying that no duty may be levied on imports from the United States.

Of William Wilson and twenty-four others, of the District of London, shewing: that the Act passed twenty-eighth January, 1832, entitled "*An Act for incorporating a Joint Stock Company, under the style and title of the President, Directors and Company of the Port Dover Harbour,*" has not been acted upon in consequence of difficulties which petitioners consider now to be removed—that the necessary stock can now be immediately raised—and praying a renewal of their charter, and that they may be allowed two years longer for the commencement of their operations, or such time as to the House may seem necessary.

Wm Wilson and others, praying the Legislature to extend the time for commencing the operations of the Port Dover harbor com'y

Of A. Chewett and forty-one others of the County of Essex, stating that the sums heretofore granted for improving Talbot Road West from the town of Sandwich to that road usually called "Mersea Street," have not been found sufficient: that there is no road in that part of the country of equal consequence with this, and that many advantages would be secured to the inhabitants and to travellers were it made a good road, and praying for the same.

A. Chewett and others, praying for aid for roads.

Of William Johnson and forty-eight others, of the Township of Georgina, in the Home District—stating, that petitioners "have subscribed a sum of money to raise a house for the purpose of a common school, and as the said subscription will not cover the amount of the whole expense of such a building (twenty feet by thirty) they look with confidence to the House for assistance to complete this "all important object," and praying that the House will grant them their just share of the Clergy Reserves, for the education of their children, whose number exceeds, by the last census, one hundred males, and eighty-four females, under sixteen years of age.

Wm. Johnson and others praying for a share of the clergy reserves for the purpose of education.

Of William P. Patrick and Joseph Easton, Executors of the Estate of the late Thomas Stoyell—stating, that having learnt that the bill passed at the last Session of the Legislature has not received the assent of His Majesty, because no provision is contained in said bill, investing any of the local tribunals with the power of compelling the trustees to execute their trust, and with the right of calling them to account for the administration of the same—and that petitioners being willing to be subjected in their trust to any proper authority, pray the House to pass a supplementary bill which may serve to obviate the objections to the passing of the first by His Most Gracious Majesty.

W. P. Patrick and J. Easton, praying that a Bill may be passed relating to settling the affairs of the estate of the late Thos Stoyell.

Of Albert Hollister, of the Township of Osnabrock, in the Eastern District, praying that aid may be given to a road in that township.

A Hollister, praying aid for roads.

A. F. Meyer and others, praying for aid to protect the banks of the Niagara river.

And of A. F. Meyer and seventy-six others of the Townships of Bertie and Willoughby, in the District of Niagara—stating, that the road laid out on the bank of the Niagara river is, from the influence of rains and other causes, constantly washing away, and that within a few years no less than six rods of the said road have been carried away; that in order to prevent this, a sum of five hundred pounds currency will be necessary, and praying the House to grant them no less a sum than five hundred pounds, in order to save the said road from further devastation and ruin.

Notice of arrest & attachm't regulation bill.

Mr. Merritt gives notice that he will, on to-morrow, move for leave to bring in a bill to amend the law of arrest and the law of attachment in certain cases.

Pet. of J. Sellick and others, referred.

On motion of Mr. Wells, seconded by Mr. Shibley,
Ordered, That the Petition of John Sellick and others, be referred to the Committee to whom was referred the petition of Daniel Armstrong and others.

Sel. com. on pet. of J. Fitzgibbon and others report by bill.

Mr. McKay, from the Select Committee to which was referred the petition of James Fitzgibbon and others, informed the House that the Committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

Certain townships new dis't bill read.

Ordered, That the Report be received.
The Bill to erect certain townships in the Districts of Ottawa, Bathurst and Johnstown, into a separate District, was read the first time.

Pet. of Wm Hepburn and others, referred.

Ordered, That the bill be read a second time to-morrow.
On motion of Mr. McMicking, seconded by Mr. Thorburn,
Ordered, That the Petition of William Hepburn and others, be referred to a Select Committee, composed of Messrs. McMicking, Morrison, Roblin, Wells and Thorburn, with power to send for persons and papers, and to report thereon, by bill or otherwise.

Pet. of A Chewett and others referred.

On motion of Mr. Wilkinson, seconded by Mr. Caldwell,
Ordered, That the Petition of Alexander Chewett and forty-one others, be referred to the Committee of Supply.

Petition of John Decow, referred.

On motion of Mr. McMicking, seconded by Mr. Thorburn,
Ordered, That the Petition of John Decow be referred to a Select Committee, composed of Messrs. McMicking, Perry, Norton, Durand, and Thorburn, with power to send for persons and papers, and to report thereon by bill or otherwise.

Petition of Francis Baby and others, referred.

On motion of Mr. Wilkinson, seconded by Mr. McCrae,
Ordered, That the Petition of Francis Baby and twenty four others, be referred to a Select Committee, composed of Messrs. Wilkinson, Richardson, and Duncombe, *of Oxford*, with power to send for persons and papers, and to report thereon by bill or otherwise.

Petition of S. O. Tazewell, referred.

On motion of Mr. Duncombe, *of Oxford*, seconded by Mr. McKay,
Ordered, That the Petition of S. O. Tazewell be referred to a Select Committee, to be composed of Messrs. Duncombe, *of Oxford*, Norton, and Durand, with power to report thereon.

Petition of Wm. Putnam and others, referred.

On motion of Mr. Duncombe, *of Oxford*, seconded by Mr. Smith,
Ordered, That the Petition of William Putnam and others, be referred to the Committee of the whole House on roads.

Committee of whole on township officers bill.

Pursuant to the order of the day, the House was again put into Committee of the whole on the Township Officers' Bill.

Mr. Wilkinson in the Chair.

The House resumed.

Progress.

Mr. Wilkinson reported that the Committee had made some further progress in the bill, and asked leave to sit again to-day.

The report was received, and leave was granted accordingly.

Select committee on Toronto contested election, presents report.

Mr. Rykert, Chairman of the Select Committee on the trial of the Toronto Contested Election, presented the following report:

The Committee on the Petition of William B. Jarvis, Esquire, complaining of the undue election and return of James Edward Small, Esquire, to serve as representative in the present Parliament for the City of Toronto,

Beg leave to report as follows:

Report.

The Committee met in the committee room this day agreeably to adjournment, when the names of the members were called over.

Mr. Cornwall being absent in consequence of indisposition, it was found the Committee could not proceed with business, consequently an adjournment took place till ten o'clock to-morrow.

GEORGE RYKERT,
Chairman.

Committee Room, House of Assembly, }
Thursday, 26th of February, 1835. }

On motion of Mr. Rykert, seconded by Mr. Strange,
Ordered, That Mr. Nathan Cornwall, one of the members of the Committee appointed to try the contested election of the City of Toronto, be excused his non-attendance at the Committee this day on account of indisposition.

Mr. Cornwall excused attendance.

The Master in Chancery brought down from the Honorable the Legislative Council a message which was read as follows :

Message from Legislative Council.

MR. SPEAKER,

The Legislative Council has passed the bill sent up from the Commons House of Assembly, entitled, "*An Act to continue the Road Acts of 1833 and 1834.*"—without amendment.

Road act continuation bill passed by Leg. Council.

JOHN B. ROBINSON.
Speaker.

Legislative Council Chamber, }
26th February, 1835. }

Pursuant to the order of the day, the House was again put into Committee on the Township Officers' bill
The House resumed.

Com. of whole on Township Officers' Bill.

Mr. McCrae reported that the Committee had gone through the Bill made several amendments to the same, and submitted it for the adoption of the House.
The Report was received nem. con.

Reported amended.

Report received nem. con.

PRESENT—Messieurs Bruce, Caldwell, Chisholm, Cook, Duncombe, of Oxford, Gibson, Gilchrist, Lount, McIntosh, Mackenzie, Merritt, Moore, Morrison, Norton, Parke, Perry, Roblin, Rymal, Shaver, Shibley, Smith, Thorburn, Waters, Wells, Wilkinson, Woolverton and Yager.

On the question for the third reading of the Bill tomorrow, Mr. Perry, seconded by Mr. Norton, moves, in amendment, that the Bill be referred to a Select Committee, to examine and report the same to the House, and that Messieurs Perry, Duncombe, of Oxford, and Morrison do compose the same.

Bill referred to sel. committee.

Ordered.

Mr. Morrison, from the Committee to wait on his Excellency the Lieutenant Governor with the Address of this House on the subject of information relating to the Post Office Department, reported delivering the same, and that His Excellency had been pleased to make the following answer thereto :

Sel. com. to present address on post office reports answer.

GENTLEMEN,

I will direct a copy of this Address to be transmitted to the Deputy Postmaster General at Quebec, in order that he may furnish the information required by the Assembly.

Answer.

Adjourned.

Friday, 27th February, 1835.

The House met.

The minutes of yesterday were read.

Petitions bro't up.

Mr. McDonell, of Stormont, brought up the Petition of John Chisholm and eleven others, of the Township of Roxborough, in the County of Stormont; which was laid on the table.

John Chisholm & others.

Mr. Parke brought up the Petition of George Washington Busted, of London, in the District of London; which was laid on the table.

G. W. Busted.

Fire and Life Assurance company.

Mr. Small brought up the Petition of the Governor and Directors of the British America Fire and Life Assurance Company; which was laid on the table.

Pet. of Colin McNeillidge & others, (1) referred.

On motion of Mr. Walsh, seconded by Mr. Small,
Ordered, That the Petition of Colin McNeillidge, Esq., and others, praying for continuing the Act for constructing a Harbour at Port Dover, be referred to a Select Committee, to be composed of Messrs. Walsh, Duncombe, of *Norfolk*, and Merritt, with power to send for persons and papers, and to report thereon by bill or otherwise.

Pet. of W C Keele referred.

On motion of Mr. Morris, seconded by Mr. Tayler,
Ordered, That the Petition of W. C. Keele be referred to the Committee to whom was referred the Petition of Adam Ainslie.

Pet. of Colin McNeillidge & others, (2) referred.

On motion of Mr. Walsh, seconded by Mr. Duncombe, of *Norfolk*,
Ordered, That the Petition of Colin McNeillidge, Esq., and others, praying for a charter for establishing a Rail Road from Port Dover, in the District of London, to Hamilton, in the District of Gore, be referred to the Committee to whom was referred the petition of Colin C. Ferrie and others on the same subject.

Pets of A. McGlashan and others, and Geo Stegman & others referred.

On motion of Mr. Robinson, seconded by Mr. McLean,
Ordered, That the Petition of Andrew McGlashan and others, and also the Petition of George Stegman and others be referred to Messrs. Robinson, Gibson, Lount and Morrison, with power to send for persons and papers, and to report thereon by bill or otherwise.

Pet. of S Fletcher and others, referred.

On motion of Mr. Lount, seconded by Mr. Alway,
Ordered, That the Petition of Silas Fletcher, James McCarty and others, be referred to a Select Committee to be composed of Messrs. Lount, Duncombe, of *Oxford*, and Morrison, with power to report by bill or otherwise.

Pet. of F deGrassi referred.

On motion of Mr. Small, seconded by Mr. Lewis,
Ordered, That the Petition of F. DeGrassi be referred to the Committee of Supply.

Pet. of J A Keeler and others referred.

On motion of Mr. Gilchrist, seconded by Mr. Yager,
Ordered, That the Petition of Joseph A. Keeler and others, be referred to a Select Committee consisting of Messrs. Gilchrist, Boulton and McDonell, of *Northumberland*, to report thereon by bill or otherwise.

Death of D. McDonell, Esq. reported.

Mr. Robinson, read in his place a certificate signed by Messrs. Waters and McDonell, of *Stormont*, members of the Assembly as follows:

We, Charles Waters, Member for the County of Prescott, and Donald Æ. McDonell, Member for the County of Stormont, do certify that a vacancy has taken place in the representation of the County of Prescott by the death of Alexander McDonell, late a member of this Honorable House.

Commons House of Assembly, }
26th February, 1835. }

CHARLES WATERS.
DONALD Æ. McDONELL.

Order for new writ.

On motion of Mr. Robinson, seconded by Mr. McLean,
Ordered, That the Speaker do issue his order to the Clerk of the Crown in Chancery, directing him to issue a writ for the election of one member to represent the County of Prescott, in the House of Assembly, in the room of Alexander McDonell, Esq. deceased.

Map of survey of Trent to be lithographed.

On motion of Mr. Boulton, seconded by Mr. Gilchrist,
Ordered, That one hundred copies of the map of the survey of the River Trent be lithographed for the use of members.

Select Committee on Toronto contested election have leave to adjourn till Monday.

On motion of Mr. Rykert, seconded by Mr. McKay,
Ordered, That the Committee appointed to try the contested election of the City of Toronto, have leave to adjourn until Monday next, four o'clock, P. M.

Registry Bill reported and read.

Mr. Boulton, from the Select Committee to which was referred the Registry Bill, presented the Bill, which was received and read a first time.

Second reading to-morrow.

Ordered, That the Registry Bill be read a second time tomorrow.

House in Committee of whole on Jury Bill.

Pursuant to the order of the day, the House was put again into Committee on the Jury Bill.

Mr. Lount in the chair.

The House resumed.

Bill amended.

Mr. Lount reported that the Committee had gone through the Bill, amended the same, and submitted it for the adoption of the House.

The Report was received.

On the question for the third reading of the Bill tomorrow, the yeas and nays being taken were as follows : On third reading to-morrow.

YEAS—MESSIEURS,

| | | | | |
|-----------------------|------------------------|-------------|-------------|----------|
| Alway, | Lewis, | Perry, | Strange, | |
| Bruce, | Lount, | Richardson, | Taylor, | |
| Chisholm, | McDonell, of Stormont, | Roblin, | Thorburn, | |
| Cook, | McKay, | Rykert, | Waters, | |
| Duncombe, of Oxford, | McMicking, | Rymal, | Wells, | |
| Duncombe, of Norfolk. | Malloch, | Shaver, | Woolverton, | |
| Durand, | Moore, | Shibley, | Yager—31. | Yeas 31. |
| Gilchrist, | Parke, | Smith, | | |

NAYS—MESSIEURS,

| | | | | |
|-------------------------|---------|--------------------|----------|---------|
| Boulton, | MacNab, | Solicitor General, | Walsh—G. | Nays 6. |
| McDonell, of Glengarry, | Morris, | | | |

The question was carried in the affirmative by a majority of twenty-five, and ordered accordingly. Third reading to-morrow.

Mr. Solicitor General from the Select Committee to which was referred the petitions of Peter McIntosh, and others, James Reid, and others, W. G. Curtis and others, and W. Roe and others, informed the House that the Committee had agreed to report by Bill a draft of which he was ready to submit, whenever the House would be pleased to receive the same. Select Committee on the petition of P. McIntosh & others, J. L. Reid & others, W. G. Curtis and others, & W. Roe & others, reported Bill to increase the Stock of Commercial Bank—Bill read.

The Report was received, and the Bill to increase the Stock of the Commercial Bank of the Midland District was read a first time.

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

Mr. Duncombe, of Oxford, from the Select Committee to which was referred the message of His Excellency, the Lieutenant Governor, on the subject of the claims for losses sustained by the inhabitants of this Province, in the late war with the United States of America, presented a report, which was received and read. Select Committee on War Losses reported.

(Report, See Appendix.)

On motion of Mr. Duncombe, of Oxford, seconded by Mr. Richardson, *Ordered,* That the report of the Select Committee appointed on the subject of the War Losses be referred to the Committee of Supply. Report referred.

On motion of Mr. Duncombe, of Oxford, seconded by Mr. Durand, *Ordered,* That the Petition of Jonathan Day and others, be referred to a Select Committee, to be composed of Messrs. Duncombe, of Oxford, Alway, and Duncombe, of Norfolk, with power to send for persons and papers, and report thereon by bill or otherwise. Petition of J Day and others referred.

On motion of Mr. Duncombe, of Oxford, seconded by Mr. Alway, *Ordered,* That the Petition of Henry Sackrider and others, be referred to a Select Committee, to be composed of Messrs. Duncombe, of Oxford, Duncombe, of Norfolk, and Walsh, with power to send for persons and papers and report thereon by bill or otherwise. Petition of Henry Sackrider and others referred.

On motion of Mr. Duncombe, of Oxford, seconded by Mr. Duncombe, of Norfolk, *Ordered,* That the Petition of Thomas Barnett be referred to a Select Committee, with power to send for persons and papers and report thereon, and that Messrs. Duncombe, of Oxford, Norton, and Wells, do compose the same. Petition of Tho's Barnett referred.

On motion of Mr. Duncombe, of Oxford, seconded by Mr. Alway, *Ordered,* That the Petition of Nathaniel Landen be referred to a Select Committee, to be composed of Messrs. Duncombe, of Oxford, Duncombe, of Norfolk, and Smith, with power to send for persons and papers, and to report thereon by bill or otherwise. Petition of N. Landen referred.

On motion of Mr. Duncombe, of Oxford, seconded by Mr. Parke, *Ordered,* That the Petition of Eliakim Malcolm and others, be referred to a Select Committee, to be composed of Messrs. Duncombe, of Oxford, Perry, and Moore, with power to send for persons and papers, and report thereon by bill or otherwise. Petition of Eliakim Malcolm and others referred.

On motion of Mr. Duncombe, of Oxford, seconded by Mr. Duncombe, of Norfolk,

Petition of Cromwell and others, Stover and others, and Lancaster & others, referred.

Ordered, That the Petitions of J. C. Cromwell and others, Gilbert Stover and others, Joseph Lancaster and others, (two Petitions of each of the above upon different subjects,) be referred to the Committee to whom was referred the Petition of William Lawson and others, and that the names of Messrs. Walsh and Rykert be added to the Committee, with power to send for persons and papers, and report thereon by bill or otherwise.

Message from His Excellency in answer to address on Welland Canal, referred.

On motion of Mr. Duncombe, of Oxford, seconded by Mr. Caldwell, *Ordered*, That the message from His Excellency, the Lieutenant Governor, of the twenty sixth of January, 1835, in answer to an address from this House upon the subject of the Welland Canal, be referred to the Committee to whom was referred the Welland Canal Company's accounts.

Brantford Police Bill committed.

Pursuant to the order of the day, the Brantford Police Bill was read a second time.

The House was put into Committee of the whole on the Bill.

Mr. Caldwell in the Chair.

The House resumed.

Bill amended.

Mr. Caldwell reported that the Committee had gone through the Bill, amended the same, and submitted it for the adoption of the House.

The Report was received.

On third reading to-morrow.

On the question for the third reading of the bill to-morrow, the yeas and nays were taken, as follows:

YEAS—MESSIEURS,

| | | | | |
|----------|---|--|---|---|
| Yeas 22. | Always, Caldwell, Chisholm, Duncombe, of Oxford, Duncombe, of Norfolk, Gibson, | Gilchrist, Lount, McIntosh, McMicking, MacNab, Perry, | Rykert, Rymal, Shibley, Small, Smith, | Thorburn, Waters, Wilson, Woolverton, Yager—22. |
|----------|---|--|---|---|

NAYS—MESSIEURS,

| | | | |
|---------|-----------|--------------------|----------|
| Nays 3. | Robinson, | Solicitor General, | Walsh—3. |
|---------|-----------|--------------------|----------|

The question was carried in the affirmative by a majority of nineteen, and ordered accordingly.

Separatists Bill sent down from Legislative Council.

The Master in Chancery brought down from the Honorable the Legislative Council a message, and a Bill, entitled, "*An Act to allow the people called Separatists to make a solemn affirmation and declaration instead of an oath,*" which that Honorable House had passed, and requested the concurrence of this House thereto.

The Message was read by the Speaker, as follows:

MR. SPEAKER,

Amendments to District Courts witnesses bill passed by Legislative Council.

The Legislative Council has acceded to the amendments made by the Commons House of Assembly in and to the bill sent down from this House, entitled, "*An Act to enable Suitors in the District Courts to procure the attendance of Witnesses from any District in this Province.*"

JOHN B. ROBINSON,
Speaker.

Legislative Council Chamber, }
27th day of Feb. 1835. }

Separatists Bill read.

The Bill sent down from the Honorable the Legislative Council, entitled "*An Act to allow the people called Separatists to make a solemn affirmation and declaration, instead of an oath,*" was read a first time.

Second reading to-morrow.

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

MEMBERS PRESENT—Messieurs *Always, Duncombe, of Oxford, Duncombe, of Norfolk, Gibson, Lount, McIntosh, McMicking, Morrison, Parke, Perry, Robinson, Rykert, Rymal, Small, Smith, Solicitor General, Thorburn, Walsh, Waters, Woolverton, and Yager—21.*

House adjourns for want of a quorum.

At _____ o'clock, the Speaker declared the House adjourned for want of a quorum.

Saturday, 28th February, 1835.

The House met.

The minutes of yesterday were read.

Petitions bro't up.

Mr. Wilson brought up the Petition of Andrew Deacon, Collector of Customs at Hollowell; which was laid on the table.

Andrew Deacon.

Mr. Morrison brought up the Petition of Richard Yeomans and eleven others, inhabitants of the Township of Scarborough, in the County of York; which was laid on the table.

Richard Yeomans and others.

Mr. Morrison brought up the Petition of Archibald Barker and twenty others, inhabitants of the Township of Markham, in the County of York; which was laid on the table.

Archibald Barker and others.

Mr. Robinson brought up the Petition of Benjamin Thorne and one hundred and five others, inhabitants residing between the City of Toronto and Lake Simcoe; which was laid on the table.

Benjamin Thorne and others.

Mr. McIntosh brought up the Petition of William Johnston and sixty-seven others, inhabitants of the Township of Georgina, in the County of York; which was laid on the table.

Wm Johnston and others.

Petitions read.

Pursuant to the order of the day, the Petition of William Lottridge and eighty-five others, of the Townships of Barton and Saltfleet, in the District of Gore; praying that a law may be passed for the protection of the fishery at Burlington Bay, and the petition of Timothy Hixon and sixty-two others, inhabitants of the Township of Clinton, in the District of Niagara, praying that one person may be appointed from each township in the said District of Niagara, to confer and settle upon the most suitable site for the district town, and that an additional tax may be levied of the inhabitants at large, for the purpose of erecting a Jail and Court House in the place so selected—were read.

W. Lottridge and others, praying for the protection of Burlington fishery.

Timothy Hixon & others, praying that the site for the dist^t town may be chang'd in the dist^t of Niag.

On motion of Mr. McMicking, seconded by Mr. Thorburn,

Ordered, That the Petition of Christopher McAlpin be referred to a Select Committee, composed of Messieurs. McMicking, Rykert, Roblin, Thorburn and Wells, with power to send for persons and papers, and report thereon, by bill or otherwise.

Pet. of C McAlpin referred.

On motion of Mr. Woolverton, seconded by Mr. Wilson,

Ordered, That the Petition of Timothy Hixson and others, of the County of Lincoln, be referred to the Committee to whom was referred the petition of Moses Brady and others.

Pet. of Timothy Hixson, and others, referred.

On motion of Mr. Waters, seconded by Mr. Wilson,

Ordered, That the Petition of the inhabitants of the Western division of Hawkesbury, in the District of Ottawa, be referred to the same Committee to whom was referred the petition of the inhabitants of the Eastern division of the said Township of Hawkesbury.

Petition of Joseph Whitcomb & others referred.

On motion of Mr. Lount, seconded by Mr. Alway,

Ordered, That the Petition of William Agnew and others, be referred to the Committee of Supply.

Pet. of W. Agnew and others referred.

On motion of Mr. McMicking, seconded by Mr. Thorburn,

Ordered, That the Petition of John Smith and others, be referred to the Committee on the petition of Moses Brady, of the Township of Pelham, in the District of Niagara.

Pet. of Jno. Smith and others, referred.

On motion of Mr. Smith, seconded by Mr. Rymal,

Ordered, That the Petition of William Lottridge and others, be referred to a Select Committee, composed of Messrs. Smith, Rymal and Macnab, with leave to report thereon, by bill or otherwise.

Pet. of W Lottridge and others referred.

On motion of Mr. McMicking, seconded by Mr. Thorburn,

Ordered, That the Petition of Augustus F. Meyers and others, be referred to a Committee, composed of Messrs. McMicking, Merritt, Rykert, Duncombe, of Oxford, and Thorburn, with power to send for persons and papers, and report by bill or otherwise.

Pet. of A. Meyers and others, referred.

On motion Mr. Gilchrist, seconded by Mr. Woolverton,

Ordered, That the Petition of Archibald McDonald and others, be referred to a Select Committee, consisting of Messrs. Gilchrist, Perry and Boulton, to report by bill or otherwise.

Pet. of Archibald McDonald & others referred.

Pet. of B. Throop and others referred.

On motion of Mr. Gilchrist, seconded by Mr. Woolverton,
Ordered, That the Petition of Benjamin Throop and others be referred to a Select Committee consisting of Messrs. Gilchrist, Boulton and McDonell, of *Nor-thumberland*, to report by bill or otherwise.

Pet. of Jas Beatty referred.

On motion of Mr. Hopkins, seconded by Mr. Durand,
Ordered, That the Petition of James Beatty be referred to the Committee of Grievances.

Jury Bill read 3rd time.
On passing.

Pursuant to the order of the day, the Jury Bill was read the third time.
On the question for passing the same, the yeas and nays were taken as follows :

YEAS—MESSIEURS,

Yeas 32.

| | | | |
|-----------------------|------------------------|-----------|-------------|
| Alway, | Gilchrist, | Moore, | Shibley, |
| Bruce, | Hopkins, | Morrison, | Smith, |
| Chisholm, | Lewis, | Norton, | Thorburn, |
| Cook, | Lount, | Parke, | Waters, |
| Duncombe, of Oxford, | McDonell, of Stormont, | Perry, | Wells, |
| Duncombe, of Norfolk, | McIntosh, | Roblin, | Wilson, |
| Durand, | McKay, | Rymal, | Woolverton, |
| Gibson, | McMicking, | Shaver, | Yager—32 |

NAYS—MESSIEURS,

Nays 13.

| | | | |
|-------------------------|----------|-----------|--------------------|
| Boulton, | McLean, | Morris, | Solicitor General, |
| Caldwell, | Macnab, | Robinson, | Strange, |
| McCrae, | Merritt, | Rykert, | Wilkinson,—13. |
| McDonell, of Glengarry, | | | |

The question was carried in the affirmative by a majority of nineteen, and the bill was signed.

Title.

Mr. Duncombe, of *Oxford*, seconded by Mr. Perry, moves that the Jury Bill be entitled "*An Act to amend the Jury Laws of this Province.*"

Com. to carry up the bill.

Which was carried and Messrs. Duncombe, of *Oxford*, and Perry were ordered by the Speaker to carry the same up to the Legislative Council, and to request their concurrence thereto.

Letter read.

Mr. Macnab read in his place a letter from one of the Commissioners appointed by the House to take evidence in the case of the Brockville Contested Election.

(*Letter,—See Appendix.*)

Trial of Brockville contested election, postponed till ninth March.

On motion of Mr. Macnab, seconded by Mr. McLean,
Ordered, That the order for striking a Committee for the trial of the Brockville Contested Election be rescinded, and that the said Committee be struck on Monday the ninth day of March next.

Brantford Police bill read 3rd time.

Pursuant to the order of the day, the bill for setting out the boundaries of the Town of Brantford in the District of Gore, & establishing a Police and Market therein was read the third time.

On the question for passing the same the yeas and nays being taken were as follows :

YEAS—MESSIEURS,

Yeas, 30.

| | | | |
|-----------------------|-------------------------|-----------|-------------|
| Alway, | Hopkins, | Morrison, | Shibley, |
| Bruce, | Lewis, | Norton, | Smith, |
| Cook, | McDonell, of Glengarry, | Perry, | Strange, |
| Duncombe, of Oxford. | McIntosh, | Roblin, | Thorburn, |
| Duncombe, of Norfolk, | McKay, | Rykert, | Wilson, |
| Durand, | McMicking, | Rymal, | Woolverton, |
| Gibson, | Macnab, | Shaver, | Yager—30. |
| Gilchrist, | Moore, | | |

NAYS—MESSIEURS,

Nays, 3.

| | | |
|----------|---------|--------------|
| Boulton, | McLean, | Robinson,—3. |
|----------|---------|--------------|

The question was carried in the affirmative by a majority of twenty-seven, and the bill was signed.

Title.

Mr. Macnab, seconded by Mr. Rymal, moves that the bill be entitled, "*An Act to define the limits of the Town of Brantford in the District of Gore, and to establish a Police and Public Market therein.*"

Committee to carry up the bill.

Which was carried and Messrs. Macnab & Rymal were ordered by the Speaker to carry the bill up to the Honorable the Legislative Council, and to request their concurrence thereto.

Mr. Gibson, seconded by Mr. Wilson, moves that two hundred copies of the petitions of John Hugill and others, and William Reid and others, be printed for the use of members.

Motion for printing the petitions of Jno. Hugill & others and William Reid & others.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|--|---|--|-------------------------------------|-----------|
| Alway, Cook, Gibson, Gilchrist, | Hopkins, McIntosh, McMicking, Moore, | Morrison, Perry, Shibley, Thorburn, | Wilson, Woolverton, Yager—15. | Yeas, 15. |
|--|---|--|-------------------------------------|-----------|

NAYS—MESSIEURS,

| | | | | |
|--|--|--|--|-----------|
| Boulton, Duncombe, of Oxford, Duncombe, of Norfolk, Durand, | Lewis, McKay, McLean, MacNab, | Morris, Norton, Robinson, Roblin, | Rykert, Rymal, Smith, Strange—16. | Nays, 16. |
|--|--|--|--|-----------|

The question was decided in the negative by a majority of one.

Mr. Duncombe, of Oxford, from the Committee to which was referred the Petition of the Commissioners of the Canada Company, and also of John Brewster and others, informed the House that the Committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

Select committee on petitions of Canada Company and John Brewster and others, report by bill.

The Report was received.

The Goderich Harbour Company bill was read a first time,
Ordered, That the bill be read a second time on Monday next.

Goderich harbour bill read.

Mr. Boulton, from the Select Committee to which was referred the Petition of John Steele and others, presented a report, which was received and read as follows :

Select committee on petition of John Steele and others, read.

To the Honourable the Commons House of Assembly.

The Committee to whom was referred the Petition of John Steele, Esquire, and others, beg leave respectfully to report,

Report of select committee on petition of John Steele, Esq., and others.

That they conceive it would tend to the advantage of commerce, and conduce much to the convenience and safety of vessels navigating Lake Ontario, if a Light House should be erected at Presque Isle, in the District of Newcastle. That Your Committee consider that the sum of eight hundred pounds would be a sufficient sum to erect the said Light House, and Your Committee therefore recommend that the said sum of money be granted for that purpose.

All which is respectfully submitted.

G. S. BOULTON,
Chairman.

Committee Room, Commons House of }
Assembly, 28th February, 1835. }

On motion of Mr. Boulton, seconded by Mr. Gilchrist,
Ordered, That the Report of the Select Committee on the Petition of John Steele and others, be referred to the Committee of Supply.

Report referred to supply.

Mr. Smith, from the Select Committee to which was referred the Petition of Doctor Rees, presented a Report which was received and read.

Select committee on petition of Doctor Rees, present report.

(For Report.—See Appendix.)

On motion of Mr. Smith, seconded by Mr. Bruce,
Ordered, That the Report of the Select Committee to whom was referred the Petition of Doctor Rees, be referred to the Committee of Supply.

Report referred to supply.

Pursuant to the order of the day, the House was put into Committee of the whole on the Petition of Aaron D. Dougall and others.
Mr. McMicking in the Chair.

Com. of whole on petition of Aaron D. Dougall and others.

The House resumed.

Mr. McMicking reported that the Committee had agreed to a resolution which he was directed to submit for the adoption of the House,

Resolution reported.

The report was received, and the resolution was put and carried, as follows :

Resolution reported *Resolved*, That from the heavy debt into which the new District of Prince Edward is involved, it is necessary that an increased tax of one halfpenny in the pound be levied and collected within the said District for the space of three years.

Com. to draft bill. On motion of Mr. Roblin, seconded by Mr. Bruce. *Ordered*, That Messrs. Wilson and Shaver, be a Committee to draft and report a bill according to the foregoing resolution.

Speaker reports letter from C. C. C. Mr. Speaker reported that he had received a letter from the Clerk of the Crown in Chancery, which the Clerk read as follows:

The Clerk of the Crown in Chancery, has the honor to report, to the Honorable the Speaker of the Commons House of Assembly, that in obedience to His Warrant dated the 27th inst., a writ of election has been sued out for the return of a Member for the County of Prescott, in the place of the late Alexander Macdonell, Esquire, deceased; that His Excellency, the Lieutenant Governor, has been pleased to appoint Richard P. Hotham, Esq., Returning Officer for the said County of Prescott, and Tuesday the seventeenth day of March, now next ensuing, at L'Original, in the Township of Longueil, the day and place for holding the said Election.

SAMUEL P. JARVIS,
C. C. Chancery.

Clerk of Crown Chancery Office, }
Toronto, 23th Feb'y, 1835. }

Mr. Wilson from the Select Committee to draft and report a bill in conformity with the resolution of the House on the petition of Aaron D. Dougal and others, reported a draft accordingly.

The report was received.

Bill to levy an increased assessment on district of Prince Edward reported & read. The bill to authorise the levy of an increased assessment on the inhabitants of the District of Prince Edward, was read a first time and ordered for a second reading on Monday next.

Quakers fine repeal bill bro't in and read. Agreeably to notice Mr. Roblin, seconded by Mr. Thorburn, moves for leave to bring in a bill to repeal the several laws now in force imposing fines on Quakers, Menonists or Tunkers, for non-performance of militia duty in time of peace. Which was granted and the bill read.

2nd reading on Monday. *Ordered*, That the bill to relieve Quakers, &c. from fines in certain cases be read a second time on Monday next.

Law of arrest amend. bro't in and read. Agreeably to notice, Mr. Merritt, seconded by Mr. Rykert, moves for leave to bring in a bill to amend the law of arrest and attachment in certain cases.

Which was granted and the bill read.

Ordered, That the bill to amend the law of arrest be read a second time on Monday next.

Adjourned till ten o'clock P. M. on Monday next.

Monday, 2nd March, 1835.

The House met pursuant to adjournment.

Petitions bro't up. The minutes of Saturday were read.

D. McDonell. Mr. Chisholm brought up the Petition of Duncan McDonell, *Greenfield*, of Glengarry; which was laid on the table.

Joel Adams and others. Mr. Shaver brought up the Petition of Joel Adams and fifty six others, inhabitants of the township of Edwardsburgh; which was laid on the table.

R. Reid & others. Mr. Boulton brought up the Petition of Robert Reid and sixty four others, inhabitants of the village of Peterboro'; which was laid on the table.

P. Carman & others. Mr. Shaver brought up the Petition of Philip Carman and one hundred and twenty eight others, of the County of Dundas; which was laid on the table.

W. Johnston and others. Mr. McIntosh brought up the Petition of William Johnston and forty four others, of Georgina, in the County of York; which was laid on the table.

John White and others. Mr. Hopkins brought up the Petition of John White and thirty one others, inhabitants of the township of Trafalgar, in the District of Gore; which was laid on the table.

Mr. Robinson brought up the Petition of John Perry, Senr., and twenty three others, of the townships of Essa and Innisfil, in the County of Simcoe; which was laid on the table. John Perry, senr., and others.

Mr. Hopkins brought up the Petition of John F. Howell and nineteen others, of the township of Trafalgar, in the County of Halton; which was laid on the table. John F Howell & others.

Mr. Perry brought up the Petition of Artemas Cushman, of the township of Camden, in the Midland District; which was laid on the table. A Cushman.

Mr. Small brought up the Petition of the Mayor, Aldermen, and Commonalty of the City of Toronto; which was laid on the table. Commonalty of Toronto.

Pursuant to the order of the day, the following Petitions were read: Petitions read.

Of John Chisholm and eleven others, of the township of Roxborough, County of Stormont, in the Eastern District, praying that certain sums of money be granted to the following Roads:—On the Road leading from Dougald McDonnells farm, on the North Branch, being the only outlet they have to mill, &c. to the centre of the first concession of said township, the sum of fifty pounds—On the Road leading from the township line of Roxborough to the Nine Mile Road, in the eleventh concession of the Indian Lands, the sum of twenty five pounds—On the Nine Mile Road, between lots No. six and seven, in Roxborough, the sum of fifty pounds—On the Nine Mile Road, between lots number twelve and thirteen, of said township, the sum of one hundred pounds—On the Nine Mile Road, on the eastern boundary line of said township, from the middle of the first concession to the rear of the sixth concession, the sum of one hundred pounds, and that the persons named in said Petition may be commissioners for expending the said sums of money. John Chisholm & others, praying for aid for roads.

Of George Washington Busted, of London in the District of London, representing the total disregard to the law of the country—the abuse of Justice, and the gross perversion of the statutes of the Province, manifested in said District on the following grounds: viz. That an aged and respectable farmer was committed to gaol, and there detained four days for singing a song in a private Company, in which a magistrate was alluded to; the magistrate was not present. That a respectable yeoman, an officer of militia was given into the custody of a constable to commit him to gaol for an alleged contempt of Court; because he asked a magistrate (in a tavern on Sunday in a Sessions week) for five dollars he lent him. That a Lieutenant of militia obtained his commission to prevent his prosecuting a magistrate and field officer of militia for having in his possession (knowing them to be stolen) a pair of ox chains. That a respectable inhabitant, a professional gentleman, was tried for an offence which, before the late change in the law, was capital, of which offence he was acquitted; and which offence was concocted and agreed upon to be perpetrated in the Province, and with the assent of one if not of two magistrates. That a document filed in a Request Court on a trial, being a note of hand on which execution was awarded and levied, was afterwards given by a commissioner of the Court, entrusted with the record of it, to his son, a minor, who sued the party for its amount, his father and brother-in-law, being the commissioners. The case was so infamous that it was scouted in the court, and consequently the iniquitous attempt at fraud rendered abortive. It formed one of many such actions, which were either commenced or contemplated. This man is still a commissioner. That your Petitioner was, to answer the purposes of a vindictive and dishonest magistrate, and under the influence of a political persecution, arrested eight times in fourteen months. On the first, *a capias*, the jury by their verdict declared the plaintiff perjured; on the second, *a capias*, the jury by their verdict declared the plaintiff perjured, and he became the defendant; the sum for which the capias was issued, was nine dollars, and Petitioner's son, a minor, was included in it, and also arrested. On the third, *an alleged contempt of Court*, committed by intention six days previously, and was immured in a felon's cell, such court being of the magistrate's own formation, and consisting of himself, and being an extraordinary anomaly in the laws of the country. On the fourth, *a charge of perjury*, instituted as a screen from a similar charge preferred against a magistrate, and proved by nine witnesses, three of them magistrates, and one a judge—evidence now in the Government Office. Your Petitioner was informed, above three months ago, by letter from the Lieutenant Governor's Secretary, that this magistrate was to be dismissed; he is, how-

Geo. Washington
Buxteed.

ever, still in office. On the fifth, *for an alleged assault*, the complainant having afterwards written to the magistrate who granted the warrant, that he was the assailant and not the assailed, and your petitioner, after serious inconvenience and injury, having been bound over in one hundred pounds to appear, was discharged by Proclamation. On the sixth, *a capias*, in which case the plaintiff gave a receipt in full for debt and costs, with an entreaty that he may not be prosecuted for false arrest or perjury. On the seventh and eighth *on writs of capias* issued in two different Districts for the same alleged debt, to which case your petitioner shall not further revert, as being yet undecided, than to state that the necessary oaths to obtain the two *capiases* were sworn by a magistrate and a commissioner of a Court of Requests, who ought to have some idea of the solemn obligation of an oath. That an interesting young female not then eighteen years old, the daughter of a most respectable farmer, was apprehended on a warrant, grounded on an information sworn by the wife of the one, who was the daughter of another magistrate, charged with stealing a pair of gloves out of a store, three or four years previously, was bailed, obliged to appear in court, and there discharged by proclamation, no charge appearing against her. To render the preceding transaction more abhorrent, her father was at the same time apprehended, charged with stealing a book, so as to deprive his daughter of his aid and protection; the charge was never after heard of. That a magistrate who bailed the father and daughter was dismissed from the commission of the peace—really for bailing them; but, ostensibly on a complaint, the result of a conspiracy formed by these magistrates, who were the instigators in the transaction and afterwards became his judges. That an honest, industrious and respectable farmer was, without any law process, and on a magistrate's order, dislodged from his house and farm,—his furniture thrown on the highway—his family, wife and children, exposed, houseless to the inclemency of the weather; and he himself committed to gaol to pay ten pounds, an alleged fine, inflicted by that magistrate—he was soon after liberated, and a jury subsequently restored him his farm, but he became a pauper from the oppression he endured. That a respectable inhabitant, holding a captain's commission, was charged with an assault, the case entered upon under the summary punishment bill before one magistrate; a second, who instigated the complainant to prefer the complaint, assisted in judging it, contrary to the Statute; the first was for acquitting; the second for convicting and imprisoning; a third was called in—the accused acquitted, and the complainant amerced in full costs, and given in charge to a constable; had the magistrate who obtruded himself judged it alone, the accused would, though unoffending, have been committed to prison, to answer the purposes of an oppressive and vindictive magistrate. That the extent to which writs of *capias ad respondendum* are issued, is not only truly alarming and destructive to the well-being of society, but also affords a constant encouragement to the grossest perjury—while numerous individuals prefer paying groundless demands, rather than risk a trial under the present system of administering the laws; conscious that even a successful issue must prove nearly destructive. This will most fully and satisfactorily appear if your Honorable House would be pleased to require a return of the number of writs of *capias ad respondendum* sued out in the London District, in 1834, or then pending, and the progress and the final result of each as on record. That an industrious farmer had his farm cut up and very much injured by running an unnecessary road through the heart of it, to accommodate a few individuals; of which road no intimation was afforded to the owner, until too late to obtain redress; and when the magistrates in sessions were applied to, to afford relief, they declined interference, although the proceedings were admitted to be illegal and oppressive, on the ground that, if they were to interfere in the matter they may be called upon to disturb half the roads of the country, as in most cases the laws had been altogether disregarded—and praying the House of Assembly, under those circumstances, to order an inquiry to be made into all matters connected with the Administration of Justice, and of the Laws in the London District, for the last three years, and the abuses therefrom emanating, with liberty to the petitioner to call for evidences and papers in support of this statement, and power to the Tribunal of Enquiry, so to be appointed, to summon such persons, and to procure such documents, as may be requisite, and thus afford to a loyal, a patient, and a numerous population, an evidence of a determination to protect persons and property, and thereby prevent them, under the influence of tyranny and oppression, from alienating their affections from the Parent and Local Government to which they are at present warmly attached.

The Petition of the Governor and Directors of the "British America Fire and Life Assurance Company," representing that in proceeding to carry the provisions of the Act of Incorporation of the above Company into effect, they found several provisions of the said Act extremely inconvenient and without sufficient security to the public dealing with them, and praying that an Act may be passed repealing the fourth, sixth, seventh, ninth, tenth, twelfth and seventeenth sections of the said Act, and to make such convenient provisions in lieu thereof as to the Legislature may seem meet. And further praying that clauses may be inserted in the said Bill to enforce the payment of instalments on Capital Stock—to prevent the transfer of stock after such instalments shall be called in, until the same shall be paid, and also to make it necessary for the Managing Director, or Treasurer of the said Company, to give security for the due performance of his duties.

Gov'r & Directors of Fire and Life Assurance Comp'y praying for amendment in their charter.

Mr. Parke gives notice that, on Thursday next, he will move for the appointment of a Select Committee to inquire into the expediency of improving the navigable rivers of the Province.

Notice of sel. com. on improvement of internal communication.

On motion of Mr. Lewis, seconded by Mr. Chisholm,
Ordered, That the Petition of George Lyon, Esq., and others, be referred to a Committee to be composed of Messrs. Lewis, McKay, and Strange, with power to report thereon by bill or otherwise.

Pet. of Geo. Lyon Esq. and others referred.

On motion of Mr. Wilson, seconded by Mr. Woolverton,
Ordered, That the Petition of Charles B. Gilbert and one hundred and sixty-five others, be referred to the Committee for taking into consideration the expediency of an Asylum for insane persons.

Petition of Chas. B. Gilbert & others, referred.

On motion of Mr. Wilson, seconded by Mr. Woolverton,
Ordered, That the Petition of Andrew Deacon, Esq., be referred to the Committee of Supply.

Pet. of A. Deacon Esq. ref'd to supply.

On motion of Mr. Small, seconded by Mr. Lewis,
Ordered, That the Petition of the Directors of the Life and Fire Assurance Company be referred to Messrs. Small, Boulton, Morrison and Solicitor General, with leave to report thereon by bill or otherwise.

Pet. of Life Assurance Comp'y ref'd.

On motion of Mr. Robinson, seconded by Mr. Morris,
Ordered, That the Petition of William Purdy and others, be referred to Messrs. Robinson, Boulton, and Gilchrist, with power to send for persons and papers, and to report thereon by bill or otherwise.

Pet. of Wm Purdy and others referred.

Pursuant to the order of the day, the bill to authorise the sale of the Clergy Reserves was read the second time.

Clergy reserves bill committed.

The House was put into Committee on the bill.
Mr. Hopkins in the chair.

The House resumed.

Mr. Hopkins reported that the Committee had gone through the bill, amended the same, and submitted it for the adoption of the House.

Bill amended.

On the question for receiving the report, Mr. Morris, seconded by Mr. Walsh, moves that the report be not received, but that the bill be referred to the consideration of a Select Committee with instructions to report to the House in what manner the Clergy Reserves may be most usefully applied to the support of religion in this Province, by giving aid to the various denominations of christians in the maintenance of their religious teachers, or in the erection of places of worship as the said denominations may thing proper.

Motion for amending the bill.

On which the year and nays were taken as follows :

YEAS—MESSIEURS,

McKay,
Morris,

Robinson,
Tayler,

Walsh,

Wilkinson—6.

Yeas 6.

NAYS—MESSIEURS,

Alway,
Bruce,
Chisholm,
Cook,
Duncombe, of Oxford,
Duncombe, of Norfolk,
Durand,
Gibson,
Gilchrist,
Hopkins,

Lount,
McCrae,
McDonell, of Stormont,
M'Intosh,
Mackenzie,
McMicking,
Macnab,
Malloch,
Moore,
Morrison,

Norton,
Parke,
Perry,
Richardson,
Roblin,
Rykert,
Rymal,
Shaver,
Shibley,

Small,
Smith,
Solicitor General,
Strange,
Thorburn,
Wells,
Wilson,
Woolverton,
Yager—38.

Nays 38.

The question of amendment was decided in the negative by a majority of thirty two, and the Report was received.

On 3rd reading. On the question for the third reading of the bill on Wednesday next, the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------|---|--|---|---|
| Yeas 40. | Alway, Bruce, Chisholm, Cook, Duncombe, of Oxford, Duncombe, of Norfolk. Durand, Gibson, Gilchrist, Hopkins, | Lount, McCrae, McDonell, of Stormont, McIntosh, Mackenzie, McMicking, Macnab, Malloch, Moore, Morrison, | Norton, Parke, Perry, Richardson, Roblin, Rykert, Rymal, Shaver, Shibley, Small, | Smith, Strange, Tayler, Thorburn, Walsh, Wells, Wilkinson, Wilson, Woolverton, Yager—40. |
|----------|---|--|---|---|

NAYS—MESSIEURS,

| | | | | |
|---------|--------|---------|-----------|-----------------|
| Nays 4. | McKay, | Morris, | Robinson, | Sol. General—4. |
|---------|--------|---------|-----------|-----------------|

3rd reading on Wednesday.

Message from Legislative Council.

Bill to amend the law on bills of Exchange read.

Message and documents on penitentiary referred.

Message and documents on P. Office department referred to select committee.

Sel. com. on pet. of C McNeilledge & others report by bill.

Bill read.

2nd reading to-morrow. Select Com. on petition of J. T. L. Des Jardins, report by bill.

Bill read.

2nd reading to-morrow.

Sitting member of the town of Brockville is allowed to add to his witnesses certain names.

The question was carried in the affirmative by a majority of thirty six, and the bill was ordered to be read a third time on Wednesday next.

Mr. Boulton, Master in Chancery, brought down from the Honorable the Legislative Council a bill, entitled, "*An Act to amend the law respecting Bills of Exchange and Promissory Notes,*" which that Honorable House had passed, and requested the concurrence of this House thereto.

The bill sent down from the Honourable the Legislative Council, entitled, "*An Act to amend the law respecting Bills of Exchange and Promissory Notes,*" was read a first time.

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

On motion of Mr. Robinson, seconded by Mr. Walsh,

Ordered, That the Message of His Excellency, the Lieutenant Governor, relative to the Penitentiary, and the documents accompanying the same, be referred to a Select Committee, to be composed of Messrs. Solicitor General, Merritt, McKay, Strange, and Thorburn, with power to send for persons and papers, and report thereon by bill or otherwise.

On motion of Mr. Walsh, seconded by Mr. Malloch,

Ordered, That the Message of His Excellency, the Lieutenant Governor, relative to the Post Office Department, and the documents accompanying the same, be referred to a Select Committee, composed of Messrs. Solicitor General, Morris, Duncombe, of Oxford, Robinson, and Rykert, with power to send for persons and papers, and to report by bill or otherwise, and that the Committee of the whole on that subject be discharged from the further consideration thereof.

Mr. McNab, from the Select Committee to which was referred the Petition of Colin McNeilledge and others, informed the House that the Committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

The Report was received.

The bill to incorporate a Joint Stock Company for the construction of a Rail Road from Hamilton to Port Dover, was read a first time.

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

Mr. Small, from the Select Committee to which was referred the Petition of Jean Thomas Louis Des Jardins, informed the House the Committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

The Report was received.

The Bill to vest the Estates of the late Peter Des Jardins in trust was read a first time.

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

On motion of Mr. Duncombe, of Oxford, seconded by Mr. McKay,

Ordered, That the sitting member for the town of Brockville, be allowed to add to his list of witnesses the following names to give evidence before the Commissioners appointed to take evidence upon the subject of the contested election for the Town of Brockville. *John Harrison, Miss Shameois, (eldest daughter of Francis Shameois,) Enoch M. Chase, Alexander Grant, Mrs. Lombare, (wife of*

Francis Lombare) Paul Glasford, David Soper, Thomas J. Tompkins, Capt. Whipple, Michael Tynan, Richard Sherlock, William Dunn.

Mr. Smith, from the Select Committee to which was referred the Petition of Ephraim Hopkins and others informed the House that the Committee had agreed to report by Bill, a draft of which he was ready to submit, whenever the House would be pleased to receive the same. Sel. com. on pet. of Eph. Hopkins & others report.

The Report was received.

The Stoney Creek Harbour Bill was read a first time.

Stoney Creek harbor bill read. Second reading to-morrow.

Ordered, That the Bill be read a second time tomorrow.

Mr. Macnab from the Select Committee to which was referred the Petitions of Keele and Ainslie, informed the House that the Committee had agreed to report by Bill, a draft of which he was ready to submit, whenever the House would be pleased to receive the same. Sel. committee on petitions of Keele & Ainslie report by bill

The Report was received.

The Bill for the relief of W. C. Keele and A. Ainslie was read a first time. Bill read.

On the question for the second reading of the Bill tomorrow,

Mr. Solicitor General, seconded by Mr. Duncombe, of Oxford, moves in amendment, that the Bill be read a second time this day three months, On reading the bill a second time this day 3 months.

On which the yeas and nays being taken, were as follows:

YEAS—MESSEURS,

| | | | | |
|----------------------|-------------|--------------------|------------|----------|
| Duncombe, of Oxford, | Perry, | Roblin, | Wilkinson, | Yeas 11. |
| McLean, | Richardson, | Rykert, | Yager—11. | |
| Malloch, | Robinson, | Solicitor General, | | |

NAYS—MESSEURS,

| | | | | |
|-----------------------|------------|-----------|----------------|----------|
| Alway, | Lgunt, | Morrison, | Smith, | Nays 25. |
| Chisholm, | McIntosh, | Parke, | Taylor, | |
| Duncombe, of Norfolk. | Mackenzie, | Rymal, | Thorburn, | |
| Durand, | McFicking, | Shaver, | Walsh, | |
| Gibson, | MacNab, | Shibley, | Wilson, | |
| Gilchrist, | Morris, | Small, | Woolverton—25. | |

The question of amendment was decided in the negative by a majority of fourteen, and the Bill was ordered for a second reading tomorrow. Second reading to-morrow.

Mr. Mackenzie from the Committee on Grievances reported the draft of an address which was received, read twice, concurred in and ordered to be engrossed and read a third time this day. Sel. Com on Griev. rep. draft of address

Adjourned.

Tuesday, 3rd March, 1835.

The House met.

The minutes of yesterday were read.

The Speaker reported to the House that the Clerk had nominated James Vollar, as Messenger to the House, and King Barton, as boy Messenger, to be employed in the Copying Clerks' Office, of which nomination he had approved. James Vollar ap'd Messenger, & King Barton Office do.

The House acceding to the same—the appointments were confirmed. Petitions bro't up.

Mr. Caldwell brought up the Petition of Duncan Warren and ninety-one others, of the County of Kent; which was laid on the table. Duncan Warren and others.

Mr. McIntosh brought up the Petition of William Reid, Senior, and fifty-nine others, of the Home District; which was laid on the table. Wm. Reid, sen. & others.

Pursuant to the order of the day, the address to His Excellency, the Lieutenant Governor, for information on the subject of Upper Canada College and the University, was read a third time and passed, and is as follows: Address for information on U C College and University, read 3rd time and passed.

To His Excellency, Sir John Colborne, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, Major

*General Commanding His Majesty's Forces therein,
&c. &c. &c.*

MAY IT PLEASE YOUR EXCELLENCY.

Address

We, His Majesty's dutiful and loyal subjects, the Commons of Upper Canada, in Provincial Parliament assembled, humbly request that your Excellency would be graciously pleased to direct that there be laid before this House, statements, entering into a detail of particulars, and shewing—

1st.—The whole expense which has attended the building of Upper Canada College, with the houses, out-houses and gardens thereto belonging, and all the improvements and alterations made in the said premises from the commencement up to this time; with the authority under which such buildings were erected; and such alterations and improvements made; and from what funds the payments have been severally taken.

2nd.—The expenditure which has been made on the grounds purchased for King's College, from the time the grounds were purchased; with all the salaries, incomes, allowances, fees, perquisites and emoluments of every description, paid, or ordered to be paid, to any persons as officers, servants or workmen, or in any other way connected with the Institution up to this date; shewing what each person has received, and describing the services he has rendered therefor, and the sums alleged to be due to any persons as officers of the said Institution.

3rd.—A copy of any communications from His Majesty's Government by authority, of which seven hundred and twelve pounds sixteen shillings and two-pence were paid Archdeacon Strachan out of the college funds, as expenses of a journey to England performed by him.

4th.—The receipts arising from whatever source, of the Upper Canada College, since the 30th June, 1831, the debts due the college; the income arising from fees of tuition, and the rates of tuition; also the expenditure of the college since the said thirtieth June, 1831, detailing the fixed salaries, and the contingencies, and mentioning to whom they were severally paid, and at what times, and for what services; and stating all debts or obligations against the Institution, and the whole income, wages, emoluments and allowances paid to its officers and servants severally.

5th.—Full and detailed statements of particulars of the receipts and payments of which a general abstract only is given in the documents respecting King's College, Upper Canada College, and the General Board of Education; which accompanied your Excellency's message to this House of the twelfth January, 1832, and pointing out what the services are, for which certain officers not named had received two hundred pounds up to that period, and claimed four hundred pounds more, as arrearages, from the funds of King's College.

6th.—A statement, going into particulars, and shewing what monies have been paid into the Treasury of King's College since the thirtieth June, 1831, and mentioning the reasons if any, why the funds of King's, and Upper Canada College might not be paid to and by the Receiver General, and the burthen of a plurality of officers and offices removed.

7th.—A statement of the number of scholars taught at Upper Canada College, from its commencement 'till the present time, and mentioning the number on the fifth of January, April, July, and October, of each year, with the number of scholars sent from the country, and the number taught belonging to this city.

8th.—An account of the course of education in Upper Canada College, the extent of the vacations, the books used by the different classes, with an account of their progress respectively, and the names and number of all children taught without being liable to the payment of fees, as also whether the scholars, or any part of them are required to conform to or be instructed in the peculiar creeds or religious exercises of any christian denomination.

MARSHALL S. BIDWELL,
Speaker.

*Commons House of Assembly, }
3rd March 1835. }*

Committee to present address.

On motion of Mr. Perry, seconded by Mr. Shaver,
Ordered, That Messrs. Roblin and Wells be a Committee to wait on His Excellency with the Address, and present the same.

Pursuant to the order of the day, the following petitions were read :

Petitions read.

Of Andrew Deacon, Collector at the Port of Hallowell, praying that his regular pay, or per centage, from the date of his appointment, viz: 1821, may be allowed him for the following years, viz: 1822, 23, 24, 29, 30, 32, and 33, inclusive, amounting to the sum of four hundred and twenty one pounds nineteen shillings and ten pence.

Andrew Deacon, praying to be allowed his per centage.

Of Richard Yeomans and eleven others, inhabitants of the township of Scarborough, praying for a grant of one hundred pounds, to be laid out in improving the road between lots number thirty-four and thirty-five, from the Four Mile Tree to the Town Line of Markham.

Richard Yeomans and others, praying for aid for roads.

Of Archibald Barker and twenty others, inhabitants of the township of Markham, praying for a grant of two hundred and fifty pounds to enable them to open a direct line of road between the seventh and eighth concessions of said township, for the distance of lots number nine and ten on each side, and also to erect a suitable bridge over the river Rouge, at its intersection of said line.

Archibald Barker and others, praying for aid for roads.

Of Benjamin Thorne and one hundred and five others, inhabitants residing between the City of Toronto and Lake Simcoe, praying the passage of an Act to appoint commissioners for the construction of a Macadamized Road from the city of Toronto to the Holland Landing.

B. Thorne and others, praying that the road from Toronto to the Holland Landing may be Macadamized.

And of William Johnson and sixty seven others, inhabitants of the township of Georgina, praying the House to establish a Post Office at Pefferlaw Village, in said township.

Wm. Johnson and others praying for a Post Office.

Mr. Merritt gives notice that he will, on to-morrow, bring in a bill to regulate the expenditure of the District Funds in this Province.

Notice of bill to regulate the expenditure of district funds

Mr. Small give notice that he will, on to-morrow, move for the reading of that part of the Journals of last Session relating to the Petition of the President and Directors of the Bank of Upper Canada.

Notice of reading Journals on petition of U C Bank.

On motion of Mr. McDonell, of Stormont, seconded by Mr. Richardson, *Ordered*, That the Petition of Adam Dixon, of the township of Cornwall be referred to a Committee, to be composed of Messrs. McDonell, of Stormont, Shaver, Chisholm, and Wells, and that they have power to report thereon by bill or otherwise.

Pet. of A. Dixon referred.

On motion of Mr. Robinson, seconded by Mr. Morris,

Ordered, That the Petition of Benjamin Thorne, Esquire, and others, be referred to the same Committee to whom was referred the Petition of Andrew McGlashen and others, and that Mr. McIntosh be added to the Committee.

Pet. of B. Thorne, Esq. and others referred

On motion of Mr. Parke, seconded by Mr. Alway,

Ordered, That the Petition of George Washington Busted, be referred to the Committee on Grievances.

Pet. of G W Busted referred.

On motion of Mr. McIntosh, seconded by Mr. Wilson,

Ordered, That the Petition of William Johnson and others, praying for a Post Office, be referred to the Committee on Trade, to report thereon.

Pet. of W Johnson and others referred.

Mr. Boulton from the Select Committee to which was referred the Petition of the British America Life and Fire Assurance Company, informed the House that the Committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

Sel. com. on pet. of B. A. L. & Fire Assurance Comp'y report bill.

The Report was received.

The bill to amend the Fire and Life Assurance Company Act was read the first time.

Bill read.

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

Agreeably to notice Mr. Richardson, seconded by Mr. Moore, moves for leave to bring in a bill to repeal an Act passed during the last Session of the Provincial Parliament providing for the summary punishment of petty trespasses and other offences.

Sum'y punishment amendment bill bro't in and read.

Which was granted and the bill read.

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

Pursuant to the order of the day the Salt Company Bill was read a second time.

2nd reading to-morrow.
Salt Company Bill committed.

The House was put into Committee of the whole on the Bill.

Mr. Robinson in the Chair.

The House resumed.

Mr. Robinson reported that the Committee had gone thro' the bill and submitted the same for the adoption of the House without amendment.

The Report was received.

Third reading to-morrow.
Com. of whole on Prov'l Bank Bill.

The bill was ordered to be engrossed and read a third time to-morrow. Agreeably to the order of the day the House was put into Committee of the

whole on the Provincial Bank Bill.

Mr. Caldwell in the Chair.

The House resumed.

Progress.

Mr. Caldwell reported that the Committee had made some further progress in the bill, and asked leave to sit again to-morrow.

The report was received and leave was granted accordingly.

Sel. com. on pet. of D. Armstrong & others, and other petitions on same subject, presents a report.

Mr. Perry from the Select Committee to which was referred the petition of Daniel Armstrong and others, and other petitions, on the subject of importations from the United States, informed the House that the Committee had agreed to a report and certain resolutions on the subject, which he was ready to submit whenever the House would be pleased to receive the same.

The Report was received and read.

(Report, See Appendix.)

On motion of Mr. Perry, seconded by Mr. Durand,

Com. of whole on report on Tuesday next.

Ordered, That the House do resolve itself into a Committee of the whole on the report on Tuesday next, and that one thousand copies of the said report and resolutions be printed for the use of members.

Grimaby Harbor Bill committed.

Pursuant to the order of the day the bill for the Incorporation of a Joint Stock Company, for the purpose of constructing a Harbour at the mouth of the Forty Mile Creek, was read a second time.

The House was put into Committee of the whole on the bill.

Mr. Durand in the Chair.

The House resumed.

Mr. Durand reported that the Committee had gone through the bill and submitted the same to the House without amendment.

The Report was received.

Ordered, That the bill be engrossed and read a third time to-morrow.

Third reading to-morrow.
Sel. com. appointed on rights & powers of carriers.

Agreeably to notice, Mr. Rykert, seconded by Mr. Caldwell, moves for the appointment of a Select Committee to enquire into the expediency of passing a bill to declare the rights and powers of common carriers, forwarders, warehouse-men and wharfingers, in certain cases, and that Messrs. Rykert, Norton and Thorburn do compose said Committee, with power to send for persons and papers, and report thereon by bill or otherwise.

Ordered,

On motion of Mr. Rykert, seconded by Mr. McKay,

Sel. com. appointed on District Court Law.

Ordered, That a Select Committee be appointed to enquire into the expediency of amending an Act passed in the second year of the reign of His late Majesty King George the Fourth, establishing District Courts in this Province and regulating the practice thereof, and that Messrs. Rykert, McLean and Richardson do compose said Committee, with power to send for persons and papers and report thereon by bill or otherwise.

Court of Requests Bill read 2nd time, and to be committed to-morrow.

Pursuant to the order of the day the Court of Requests Bill was read a second time.

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

Pursuant to the order of the day, the Bill to abolish the practice of Imprisonment for Debt, except in certain cases, was read the second time.

The House was put into Committee of the whole on the Bill.

Mr. McDonell, of Stormont, in the chair.

The House resumed.

Mr. McDonell reported that the Committee had made some progress in the Bill, and asked leave to sit again on Tuesday next.

The Report was received.

Ordered, That the bill be again referred to a committee of the whole House on Tuesday next.

On motion of Mr. Richardson, seconded by Mr. Merritt,

Progress, and to be re-committed on Wednesday next, (1st thing).

Ordered, That the Committee of the whole on the Bill for the abolishment of Imprisonment for Debt in this Province, except in cases of fraud, be the first thing on the order of the day, after reading Petitions on Wednesday next.

Pursuant to the order of the day, the Intestate Estate Bill was read a second time. Intestate Estate bill read 2nd time & committed.

The House was put into Committee of the whole on the Bill.

Mr. Gilchrist in the Chair.

The House resumed.

Mr. Gilchrist reported that the Committee had gone through the Bill, and submitted the same, for the adoption of the House, without amendment. The Report was received.

On the question for the third reading of the bill to-morrow, being put, the yeas and nays were taken, as follows: On question for 3rd reading House divides.

YEAS—MESSIEURS,

| | | | | |
|-----------------------|------------------------|-------------|----------------|----------|
| Bruce, | McDonell, of Stormont, | Parke, | Sibley, | |
| Caldwell, | McKay, | Perry, | Small, | |
| Cook, | McMicking, | Richardson, | Smith, | |
| Duncombe, of Norfolk, | Malloch, | Roblin, | Thorburn, | |
| Gilchrist, | Merritt, | Rykert, | Wells, | |
| Hopkins, | Morrison, | Shaver, | Woolverton—26. | Yeas 26. |
| McCrae, | Norton, | | | |

NAYS—MESSIEURS,

Morris,—1. Nays 1.

The question was carried in the affirmative by a majority of twenty-five and the Bill was ordered to be engrossed and read a third time tomorrow. 3rd reading to-morrow.

Mr. Parke from the Select Committee to which was referred the Petition of William Gardiner and James Gardiner informed the House that the Committee had agreed to report by Bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same. Committee on petition of W. and J. Gardiner, report by bill.

The report was received.

The Bill to authorise the erection of a mill-dam across the River Thames, was read a first time. Thames Mill Dam bill, read first time.

Ordered, That the Bill be read a second time tomorrow.

Pursuant to the order of the day, the Bill to authorise the erection of a Harbour by a Joint Stock Company, at the Mouth of Stoney Creek, was read the second time. Stoney Creek Harbor bill committed.

The House was put into Committee of the whole on the Bill.

Mr. McMicking in the chair.

The House resumed.

Mr. McMicking reported that the Committee had gone through the Bill, and submitted the same for the adoption of the House, without amendment.

The report was received.

Ordered, That the Bill be engrossed and read a third time on Thursday next. 3rd reading Thursday next.

Pursuant to the order of the day, the Bill granting a sum of money for the construction of a bridge across Parrott's Bay in the Township of Ernesttown in the Midland District was read a second time. Parrott's bay bridge bill committed.

The House was put into a Committee of the whole on the Bill.

Mr. McIntosh in the chair.

The House resumed.

Mr. McIntosh reported that the Committee had gone through the bill, amended the same, and submitted it for the adoption of the House. Bill amended.

The Report was received,

The bill was ordered to be engrossed and read a third time on Thursday next. 3rd reading on Thursday next.

Pursuant to the order of the day, the bill for the more easy recovery of Estreats was read the second time. Estreat recovery bill committed.

The House was put into Committee of the whole on the bill.

Mr. Gibson in the chair,

The House resumed.

Mr. Gibson reported that the Committee had made some progress in the bill, and asked leave to sit again to-morrow. Progress.

To be re-committed to-morrow.

The Report was received:

Ordered, That the bill be referred again to a Committee of the whole House, to-morrow.

PRESENT—Messieurs *Bruce, Duncombe*, of Norfolk, *Gibson, Gilchrist, Hopkins, McIntosh, McMicking, Morrison, Perry, Richardson, Robinson, Rykert, Shaver, Small, Smith, Thorburn, Walsh, Wells, Wilson, Woolverton and Yager*—21.

House adjourns for want of a quorum.

At four o'clock, P. M. the Speaker declared the House adjourned for want of a quorum.

Wednesday, 4th March, 1835.

The House met.

The minutes of yesterday were read.

Select Committee on the Toronto contested elect'n reports

Mr. Rykert, Chairman of the Select Committee appointed to try the merits of the Toronto Contested Election, presented the following Report:

The Select Committee appointed to try the merits of the Petition of William Botsford Jarvis, Esquire, complaining of the undue election and return of James Edward Small, Esquire, as a member to serve in the present Parliament for the City of Toronto—

Beg leave to Report as follows:

Your Committee met this day pursuant to adjournment and proceeded with the business before them.

Report.

In consequence of the illness of one of the members of your Committee, they came to the following resolution, all the members being present, viz:

"*Resolved*—That the Chairman be directed to report to the House the illness of Mr. Cornwall, which prevents the Committee from proceeding with their business, and that the House be requested to excuse Mr. Cornwall from further attendance during his illness."

The Committee adjourned 'till four o'clock, P. M. to-morrow.

All which is respectfully submitted.

GEORGE RYKERT,
Chairman.

*Committee Room, House of Assembly, }
Tuesday, 3rd day of March, 1835. }*

Mr. Cornwall excused from attending committee.

On motion of Mr. Rykert, seconded by Mr. Boulton,
Ordered, That Mr. Cornwall, one of the members of the Committee appointed to try the contested election of the City of Toronto, be excused from further attendance in said Committee during his illness.

Petitions bro't up.

John Gough.

Mr. Lount brought up the Petition of John Gough, of the Township of Oro, in the County of Simcoe; which was laid on the table.

Wm. Bower and others.

Mr. Wells brought up the Petition William Bower and ninety-eight others, of the Townships of Oxford and South Gower, in the District of Johnstown; which was laid on the table.

Jas Cumming and others.

Mr. McMicking brought up the Petition of James Cummings and sixty others, inhabitants of the village of Chippawa, in the District of Niagara; which was laid on the table.

Clergy reserve sale bill read 3rd time.

Pursuant to the order of the day, the Clergy Reserves Sale Bill was read a third time.

On the question for passing the bill,

Motion for passing bill in 3 months. Debates.

Mr. Solicitor General, seconded by Mr. Boulton, moves, in amendment, that the bill do pass this day three months.

On which debates ensued.

Toronto Election com. adjourned 'till 4 o'clock, p. m. to-morrow.

At four o'clock, P. M. Mr. Rykert, Chairman of the Select Committee appointed to try the merits of the Toronto Contested Election, seconded by Mr. Boulton, moves that the Committee appointed to try the Contested Election of the City of Toronto, be adjourned until four o'clock, P. M. to-morrow.

Which was ordered.

Debates resumed.

Debates resumed.

On the question of the Solicitor General, that the bill might pass this day three months, the yeas and nays being taken, were as follows : On the question for passing the bill this day 3 months.

YEAS—MESSIEURS,

| | | | | |
|----------|---------|-----------|----------------------|---------|
| Boulton, | McLean, | Robinson, | Solicitor General—4. | Yeas 4. |
|----------|---------|-----------|----------------------|---------|

NAYS—MESSIEURS,

| | | | | |
|-------------------------------|---------------------------------|-------------|-------------|----------|
| Alway, | McCrae, | Morrison, | Smith, | |
| Bruce, | McDonell, of <i>Glengarry</i> , | Norton, | Strange, | |
| Caldwell, | McDonell, of <i>Stormont</i> , | Parke, | Taylor, | |
| Chisholm, | McIntosh, | Perry, | Thorburn, | |
| Cook, | McKay, | Richardson, | Waters, | |
| Duncombe, of <i>Norfolk</i> , | Mackenzie, | Roblin, | Wells, | |
| Durand, | McMicking, | Rykert, | Wilkinson, | |
| Gibson, | Malloch, | Rymal, | Wilson, | |
| Gilchrist, | Merritt, | Shaver, | Woolverton, | |
| Hopkins, | Moore, | Shibley, | Yager—43. | |
| Lount, | Morris, | Small, | | Nays 43. |

The question was decided in the negative by a majority of thirty-nine.

In amendment to the question for passing the bill,

Mr. Morris, seconded by Mr. Robinson, moves that the bill do not now pass, but that it be referred to the consideration of a Select Committee, with instructions to report to the House in what manner the Clergy Reserves may most usefully be applied to the support of religion by aiding the several denominations of christians in this Province in the maintenance of their religious teachers. Amendment proposed that the bill be referred to sel. com

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|---------|---------|-----------|-----------|---------|
| McLean, | Morris, | Robinson, | Taylor—4. | Yeas 4. |
|---------|---------|-----------|-----------|---------|

NAYS—MESSIEURS,

| | | | | |
|-------------------------------|--------------------------------|-------------|--------------------|----------|
| Alway, | Lount, | Morrison, | Small, | |
| Boulton, | McCrae, | Norton, | Smith, | |
| Bruce, | McDonell, of <i>Stormont</i> , | Parke, | Solicitor General, | |
| Caldwell, | McIntosh, | Perry, | Thorburn, | |
| Chisholm, | McKay, | Richardson, | Waters, | |
| Cook, | Mackenzie, | Roblin, | Wells, | |
| Duncombe, of <i>Norfolk</i> , | McMicking, | Rykert, | Wilkinson, | |
| Durand, | Malloch, | Rymal, | Wilson, | |
| Gibson, | Merritt, | Shaver, | Woolverton, | |
| Gilchrist, | Moore, | Shibley, | Yager—41. | |
| Hopkins, | | | | Nays 41. |

The question of amendment was decided in the negative by a majority of thirty-seven. Amendment lost.

On the question for passing the bill the yeas and nays being taken, were as follows : On passing.

YEAS—MESSIEURS,

| | | | | |
|-------------------------------|--------------------------------|-------------|-------------|----------|
| Alway, | Lount, | Morrison, | Small, | |
| Bruce, | McCrae, | Norton, | Smith, | |
| Caldwell, | McDonell, of <i>Stormont</i> , | Parke, | Strange, | |
| Chisholm, | McIntosh, | Perry, | Thorburn, | |
| Cook, | McKay, | Richardson, | Waters, | |
| Duncombe, of <i>Norfolk</i> , | Mackenzie, | Roblin, | Wells, | |
| Durand, | McMicking, | Rykert, | Wilson, | |
| Gibson, | Malloch, | Rymal, | Woolverton, | |
| Gilchrist, | Merritt, | Shaver, | Yager—39. | |
| Hopkins, | Moore, | Shibley, | | Yeas 39. |

NAYS—MESSIEURS,

| | | | | |
|----------|-----------|---------------|--------------|---------|
| Boulton, | Morris, | Sol. General, | Wilkinson—7. | Nays 7. |
| McLean, | Robinson, | Taylor, | | |

The question was carried in the affirmative by a majority of thirty-two, and the bill was signed.

Mr. Perry, seconded by Mr. Morrison, moves that the bill be entitled, "An Act for the disposal of the Clergy Reserves in this Province for the purposes of General Education." Title.

Bill sent to Leg. Council.

Which was carried, and Messrs. Perry & Roblin were ordered by the Speaker to carry the same up to the Honorable the Legislative Council and to request their concurrence thereto.
Adjourned.

Thursday, 5th March, 1835.

The House met.

Petitions bro't up.

The minutes of yesterday were read.

Geo. Hamilton & others.

Mr. Waters brought up the Petition of George Hamilton and forty-six others, inhabitants of the District of Ottawa; which was laid on the table.

Peter Rawn and others.

Mr. Mackenzie brought up the Petition of Peter Raun and one hundred and fifty-six others, of the Townships of Albion, Caledon, Adjala, Mono, Anaranth, &c., in the Home District; which was laid on the table.

John Logie and others.

Mr. Boulton brought up the Petition of John Logie and ninety-four others, inhabitants of the Township of Ops, in the District of Newcastle; which was laid on the table.

Thos Appleton.

Mr. Mackenzie brought up the Petition of Thomas Appleton, of the City of Toronto; which was laid on the table.

Petitioners in the Brockville contested election permitted to add to their list of witnesses and voters

On motion of Mr. Boulton, seconded by Mr. Rykert,
Ordered, That the Petitioners in the Controverted Election for the Town of Brockville, be permitted to add the following names to the list of witnesses:

Ziba M. Phillips and James Gray,

and the following names to the list of voters objected to by petitioners:

William Hayes and Francis Hacket.

C. C. C. to forward poll book to commissioners.

On motion of Mr. Boulton, seconded by Mr. Rykert,
Ordered, That the Clerk of the Crown in Chancery do forward to the Commissioners appointed to take evidence in the controverted election for the town of Brockville, the original Poll Book kept by the Returning Officer at the last election for a member to represent the said town in this House.

Salt manufactory bill read 3rd time.

Pursuant to the order of the day, the Bill for the establishment of a Salt Manufactory was read the third time.

On passing.

On the question for passing the same the yeas and nays being taken were as follows:

YEAS—MESSIEURS,

Yeas 30.

Chisholm,
Cornwall,
Duncombe, *of Norfolk*,
Durand,
Gibson,
Gilchrist,
Hopkins,
Lount,

McKay,
McMicking,
Malloch,
Moore,
Morris,
Morrison,
Norton,
Parke,

Roblin,
Rykert,
Rymal,
Shaver,
Shibley,
Smith,
Strange,

Thorburn,
Walsh,
Waters,
Wells,
Wilson,
Woolverton,
Yager—30.

NAYS—MR.

Nays 1.

Mackenzie—1.

The question was carried in the affirmative by a majority of twenty-nine, and the Bill was signed.

Title.

Mr. Smith, seconded by Mr. Rymal, moves, that the bill be entitled, "*An Act to incorporate a Joint Stock Company for the Manufacture of Salt in the Township of Salfleet in the Gore District.*"

Com. to carry up the bill.

Which was carried and Messrs. Smith and Rymal were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto.

Grimsby Harbour bill passed.

Pursuant to the order of the day, the bill incorporating a Joint Stock Company for the purpose of constructing a Harbour at the mouth of the Forty Mile Creek in Grimsby, was read a third time, passed and signed.

Title.

Mr. Woolverton, seconded by Mr. McIntosh, moves that the bill be entitled, "*An Act to incorporate certain persons therein mentioned under the style and title of the President, Directors and Company of the Grimsby Breakwater Pier and Harbour Company.*"

Which was carried, and Messrs. Woolverton and McIntosh were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto. Com. to carry up the bill.

Pursuant to the order of the day, the bill for the distribution of the property of persons dying intestate was read the third time. Intestate estate bill read 3d time.

On the question for passing the same,

Mr. Morris, seconded by Mr. McKay, moves in amendment, that the bill do not now pass, but that it be referred to the consideration of a Select Committee with instructions to report such amendments as will so alter the law of Primogeniture in this Province, that when any person possessed of real or personal property shall die intestate his eldest son shall not inherit the whole estate—but that its value shall be ascertained by commissioners appointed for that purpose, in each district, and such provision made for the other children of the family as may appear just and equitable—and that Messrs. Morris, McLean and Small do compose said Committee. Amendment proposed to question for passing the bill that it be referred to a select committee.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|-----------------------------|--------------------|------------------------|--------------------|---------|
| Brown, McCrae, McKay, | McLean, Morris, | Richardson, Rykert, | Small, Walsh—9. | Yeas 9. |
|-----------------------------|--------------------|------------------------|--------------------|---------|

NAYS—MESSIEURS,

| | | | | |
|--|---|---|--|----------|
| Boulton, Bruce, Chisholm, Cook, Cornwall, Duncombe, of Norfolk, Durand, Gibson, Gilchrist, | Hopkins, Lount, McDonell, of Stormont, McIntosh, Mackenzie, McMicking, Moore, Morrison, Norton, | Perry, Robinson, Roblin, Rymal, Shaver, Shibley, Smith, Solicitor General, | Strange, Tayler, Thorburn, Waters, Wells, Wilson, Woolverton, Yager—34. | Nays 34. |
|--|---|---|--|----------|

The question of amendment was decided in the negative by a majority of twenty-five. Amendment lost.

On the question for passing the bill, the yeas and nays were taken as follows : On passing.

YEAS—MESSIEURS,

| | | | | |
|--|--|---|--|----------|
| Bruce, Caldwell, Chisholm, Cook, Duncombe, of Norfolk, Durand, Gibson, Gilchrist, Hopkins, | Lount, McCrae, McDonell, of Stormont, McIntosh, Mackenzie, McMicking, Malloch, Merritt, Moore, | Morrison, Parke, Perry, Richardson, Roblin, Rykert, Rymal, Shaver, Shibley, | Small, Smith, Strange, Tayler, Thorburn, Wells, Woolverton, Yager—35. | Yeas 35. |
|--|--|---|--|----------|

NAYS—MESSIEURS,

| | | | | |
|--------------------|-------------------|----------------------|--------------------------------|---------|
| Boulton, Brown, | McKay, McLean, | Morris, Robinson, | Solicitor General, Walsh—8. | Nays 8. |
|--------------------|-------------------|----------------------|--------------------------------|---------|

The question was carried in the affirmative by a majority of twenty-seven, and the bill was signed.

Mr. Perry, seconded by Mr. Roblin, moves that the Bill be entitled "*An Act for the more equal distribution of the property of persons dying intestate.*" Title.

Which was carried, and Messrs. Perry and Roblin were ordered by the Speaker to carry the same up the Honorable the Legislative Council and to request their concurrence thereto. Bill sent to Leg. Council.

The Master-in-Chancery brought down from the Honorable the Legislative Council two bills, the one entitled "*An Act to appoint the time and place for holding the Court of General Quarter Sessions of the Peace, in each of the several Districts of this Province, and to repeal the several laws now in force for that purpose,*" and the other, entitled "*An Act for the further amendment of the law, and the better advancement of Justice,*" both of which the Honorable the Legislative Council had passed, and requested the concurrence of this House thereto. Qr. Sessions bill & Justice advancement bill sent down from the Leg. Council.

Grimsby Harbour
bill passed.

Pursuant to the order of the day, the bill incorporating a Joint Stock Company for the purpose of constructing a harbor at the mouth of Stoney Creek, on Lake Ontario, was read a third time and passed.

Title.

Mr. Smith, seconded by Mr. Durand, moves that the bill be entitled "*An Act to incorporate a Joint Stock Company for the construction of a Harbor at the mouth of Stoney Creek on Lake Ontario.*"

Bill sent to Legisla-
tive Council.

Which was carried, and Messrs. Smith and Durand were ordered by the Speaker to carry the same up to the Honorable the Legislative Council and to request their concurrence thereto.

Parrott's bay bridge
bill passed.

Pursuant to the order of the day, the bill granting four hundred pounds for the erection of a bridge at Parrott's Bay, in the Township of Ernesttown, was read the third time and passed.

Title.

Mr. Perry, seconded by Mr. Wells, moves that the bill be entitled, "*An Act to grant the sum of four hundred pounds for the construction of a bridge at Parrott's Bay.*"

Bill sent to Leg.
Council.

Which was carried, and Messrs. Perry and Wells were ordered by the Speaker to carry the same up to the Honorable the Legislative Council and to request their concurrence thereto.

Qr. Sess. Bill from
Leg. Council read.

The bill sent down from the Honorable the Legislative Council, entitled "*An Act to appoint the time and place for holding the Court of General Quarter Sessions of the Peace, in each of the several Districts of this Province, and to repeal the several laws now in force for that purpose,*" was read a first time.

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

Adjourned.

Friday, 6th March, 1835.

The House met.

Petitions bro't up.

The minutes of yesterday were read.

James Inkstar and
others.

Mr. Rykert brought up the Petition of James Inkstar and eleven others, masters of vessels, and mariners in the trade of Lakes Erie and Ontario; which was laid on the table.

John Macklem &
others.

Mr. McMicking brought up the Petition of John Macklem and eighty-nine others, of the District of Niagara; which was laid on the table.

Robt Jameson.

Mr. Brown brought up the Petition of Robert Jameson, of the Township of Fenelon, in the District of Newcastle; which was laid on the table.

Arad Smalley and
others.

Mr. McIntosh brought up the Petition of Arad Smalley and fifty-two others, of North Gwillimbury, in the Home District; which was laid on the table.

Thos Stinson and
others.

Mr. Brown brought up the Petition of Thomas Stinson and one hundred and eighty-eight others, merchants, agriculturists and others, inhabitants of the Township of Hope, in the District of Newcastle; which was laid on the table.

Ebenezer Perry
and others.

Mr. Perry brought up the Petition of Ebenezer Perry and eleven others, inhabitants of the Town of Cobourg; which was laid on the table.

Michael Young &
others.

Mr. Perry brought up the Petition of Michael Young and two others, of the Township of Darlington, in the County of Durham; which was laid on the table.

John D Smith and
others.

Mr. Brown brought up the Petition of John D. Smith and one hundred and eighty-six others, inhabitants of Port Hope and its vicinity; which was laid on the table.

Edward Knowles
and others.

Mr. Morrison brought up the Petition of Edward Knowles and one hundred others, of the Township of Scarborough, in the County of York; which was laid on the table.

Chauncey Crosby
and others.

Mr. Morrison brought up the Petition of Chauncey Crosby and sixty-nine others, of the Township of Markham; which was laid on the table.

On the order of the day being read for the third reading of the Loughborough Survey Bill,

Loughboro survey
bill to be read a 3rd
time tomorrow.

Mr. Shibley, seconded by Mr. Wells, moves that the bill be not read a third time this day, but that it be read a third time to-morrow.

Ordered.

Petitions read.

Pursuant to the order of the day the following Petitions were read:

D. McDonnell of
Greenfield, praying
for aid for bridges.

Of Duncan McDonell, of Greenfield, in the County of Glengarry, praying that the sum of two hundred and fifty pounds be granted for the purpose of erecting a perma-

ment and sufficient Bridge over the River Beaudette at Charlottenburgh in Gleggarry aforesaid, which runs across the King's highway, leading from Dundas Street to the Ottawa—that the present bridge and causeway are in a state of decay and unsafe for man or horse—that the Treasury of the Eastern District is too much involved to look for aid from that fund—and the statute labour of the country is wholly inadequate to make the necessary improvement.

Of Joel Adams and fifty-six others, inhabitants of the Township of Edwardsburgh, in the County of Grenville, protesting against the passing a law to authorise the constructing of a towing path along the bank of the Saint Lawrence from the Longe Sault rapids to Prescott, for the following reasons:—many would be deprived of their lands and other property without receiving adequate remuneration; many would be deprived of access to the river—it would be increasing the public debt—that in the ensuing season most of the small craft on the river will be towed by Steam Boats—that only a small part of the community (the forwarders) would be benefitted by such a work, and praying the House to reject all petitions praying for such a measure.

Joel Adams and others praying that any petitions in behalf of a certain towing path on the Longue Sault rapid may be rejected.

Of Robert Reid and sixty-four others, inhabitants of the Village of Peterborough, District of Newcastle, praying that an Act may be passed defining the limits of said Town and establishing a Police therein, similar to the Act passed in 1832 respecting the Town of Brockville.

R Reid and others praying that a police may be established at Peterborough.

Of Philip Carman and one hundred and twenty-eight others, of the County of Dundas, protesting against and praying the same as petition of Joel Adams and others.

Philip Carman & others—same as pet. of Joel Adams and others.

Of William Johnson and forty-four others, of the Township of Georgina, in the County of York, praying assistance to open the sixth Concession line and the cross road from it by Pefferlaw Village into Brock—the cross road between the sixth and seventh Concessions at Lot number twelve, and the cross road between the seventh Concession and the Lake shore at Lot number six—the whole distance six miles.

Wm Johnson and others praying for money for roads.

Of John White and thirty-one others, of the Township of Trafalgar, in the Gore District, praying assistance to improve the road between Lots number twenty-one and twenty-two, leading from Dundas Street, back through the Townships of Trafalgar, Erin, Esquesing and Garrafraxa.

John White and others, praying for aid for roads.

Of John Perry, senior, and twenty-three others, of the Townships of Essa and Innisfil, in the County of Simcoe, praying for a grant of money to improve the town line between the Townships of Tecumseth and West Gwillimbury.

John Perry and others, praying for aid for roads.

Of John P. Howell and nineteen others, of the Township of Trafalgar, praying for the sum of fifty pounds to improve the road leading from the Village of Bronte, at the mouth of the Twelve Mile Creek, in said township to the interior of the country.

John P. Howell and others, praying for aid for roads.

Of Artemas Cushman, of the Township of Camden, in the Midland District, setting forth—that he volunteered in His Majesty's service during the late war and served as a private in Captain Christopher Fralick's company of Addington Dragoons, during which service he had his thigh broken, and was otherwise injured by a fall from his horse in the night, when conveying a despatch from Kingston to Colonel Johnston's in the fall of 1812, in consequence of which he has been ever since unable to earn his livelihood:—he is often put to much expense for medical attendance; that he was examined before the medical board after the war, and received a certificate and obtained a pension 'till about 1822; that he underwent another examination before Doctors Powell and Macaulay, when he had every reason to expect his pension would be continued, but was subsequently informed that there was no money in the treasury, and has lately been given to understand that his name is struck off the pension list, as the commissioners had reported unfavorably on his case, and praying relief in the premises.

Artemas Cushman praying to be restored to the pension list.

Of the Mayor of the City of Toronto, praying that an Act may be passed providing for the more equal and just raising, levying and collecting rates and assessments within the City of Toronto aforesaid, and the liberties thereof.

Mayor of Toronto praying for alterations in assessment law.

Of Duncan Warren and ninety-one others, of the County of Kent, praying the House to amend the Road Acts of 1833 and 1834, granting money on the communication road, by striking out the names of Mr. Duncan McGregor and Mr. Jas. W. Little and inserting the names of Joseph Smith and John Unsworth to act with Mr. Robert Wood the commissioner already appointed by said Acts.

Duncan Warren and others, praying that the road act of 1833, 1834 be amended.

Wm. Reid, Sen'r and others, praying that Yonge Street may be macadamized

John Gough praying to be remunerated for loss sustained by a certain seizure.

William Bower & others praying for relief from general distress.

James Cummings & others, praying that the W. C. Company may not be allowed to build a certain toll bridge.

Petition of John D. Smith and others, praying for the erection of a light house on Gull Island.

Pet. of Alex Lang and others referred.

Pet. of Joel Adams and others referred.

Pet. of W L Mackenzie referred.

Pet. of John Roe, Esq. and others referred.

Petition of Timothy Street & others, referred.

Petition of John D. Smith and others, referred.

Petition of John White referred.

The bill sent down for the amendment of the law, read.

Of William Reid, senior, and fifty-nine others, of the Home District, praying that Yonge Street may be Macadamized from Toronto to the Holland Landing, and that toll-gates be erected to collect the means of defraying the expenses thereof.

Of John Gough, of the Township of Oro, in the County of Simcoe, praying remuneration for loss he sustained in consequence of the seizure of the whole of his property in the spring of 1820, in which was found certain articles for the manufacture and trimming of hats, said to be contraband.

Of William Bower and ninety-eight others, of the Townships of Oxford and South Gower, in the Johnstown District, praying the House to take into consideration the depressed state of the markets, and to adopt the plan suggested by a Mr. Cunningham which has been published in the public prints, or some other plan that will give effectual relief to the general distress.

And of James Cummings and sixty others, of the Village of Chippawa, in the Niagara District, praying that no petition may be entertained applying for authority to be vested in the Welland Canal Company to build a toll-bridge over the Welland River at said Village, as such a step would lead to an unjust monopoly of said Company, and bring ruin to the prosperity of said Village.

Mr. Brown, seconded by Mr. Parke, moves that the Petition of John D. Smith and others, be now read, and that the forty-first rule of this House be dispensed with respecting the same.

Which was carried, and the Petition of John D. Smith and one hundred and six others, inhabitants of Port Hope and vicinity, praying that the prayer of a petition of certain inhabitants of Cobourg for the grant of a salary to the keeper of a light-house proposed to be erected at Cobourg, may be rejected and that an appropriation may be made out of the public funds for the erection and maintenance of light-house, either upon a certain point of land (therein described) or upon Gull Island—was read.

On motion of Mr. Gibson, seconded by Mr. Waters, *Ordered*, That the Petition of Alexander Lang and others, be referred to a Select Committee, consisting of Messrs. Gibson, Wilson, and Roblin.

On motion of Mr. Shaver, seconded by Mr. Cook, *Ordered*, That the Petition of Joel Adams and others, and the Petition of Philip Carman and others, be referred to the Committee to whom was referred the Petition of Paul Glasford and others.

On motion of Mr. Thorburn, seconded by Mr. Durand, *Ordered*, That the Petition of William Lyon Mackenzie, Esquire, Executor to the Estate of the late Robert Randal, Esquire, be referred to a Select Committee, with power to report by bill or otherwise, and that the Committee be Messrs. Thorburn, McMicking, and Waters.

On motion of Mr. Waters, seconded by Mr. Wilson, *Ordered*, That the Petition of John Roe, Esquire, and others, be referred to a Select Committee, to be composed of Messrs. Waters, Mackenzie, and Gibson, with power to send for persons and papers, and to report thereon.

On motion of Mr. Mackenzie, seconded by Mr. Yager, *Ordered*, That the Petition of Timothy Street and others, inhabitants of Toronto, Trafalgar, Esquesing, Chinguacousy, &c., praying that certain townships may be formed into a new District, be referred to a Select Committee, to consist of Messrs. Mackenzie, Hopkins, Durand, Gibson and Lount.

On motion of Mr. Brown, seconded by Mr. Lount, *Ordered*, That the Petition of John D. Smith and others, be referred to the Committee to whom was referred the Petition of John Bennett and others, and that Messrs. Rykert and Roblin be added to the said Committee, with power to send for persons and papers, and report thereon.

On motion of Mr. Hopkins, seconded by Mr. Thorburn, *Ordered*, That the Petition of John White be referred to the Committee of Supply.

Agreeably to the order of the day, the bill sent down from the Honorable the Legislative Council, entitled, "*An act for the further amendment of the Law, and the better advancement of Justice*," was read a first time.

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

Mr. Mackenzie, Chairman of the Committee on Grievances, presented a report and resolution which were read as follows :

Sel. com. on Griev. reports.

To the Honorable the House of Assembly.

The Select Committee appointed to enquire into the Grievances of the Province beg leave to report.

Report.

1st. A resolution for the adoption of the vote by Ballot in all elections of Members of the House of Assembly.

2nd. A bill to prevent Vexatious Law-suits, and the unnecessary multiplication of Law Fees, and Costs of Court.

3rd. A bill to amend the Law of Libel.

4th. A bill to diminish the expense of Advertising Sheriffs' Sales, and other public advertising, and

5th. A bill to provide for the distribution of the Statutes, and that they be printed by contract.

W. L. MACKENZIE,
Chairman.

Committee Room, Commons House of }
Assembly, 5th March, 1835. }

The Resolution reported was read as follows :

" Resolved, That in all Elections of Members to serve in the House of Assembly, for Counties, Ridings or Towns, the mode of voting shall be by Ballot."

Resolution on voting by ballot at election of members.

On motion of Mr. Mackenzie, seconded by Mr. Cook,

Ordered, That the House do resolve itself into a Committee of the whole on the Resolution reported by the Committee of Grievances, on the vote by Ballot, next Monday, and that it stand first on the order of the day, for that day, after the ballot for the Brockville Election Committee.

Resolution to be referred to a Com. of whole 1st thing on Monday.

The bill to prevent vexatious Law-suits, &c., reported by the Committee, was read the first time, and ordered for a second reading to-morrow.

Bill to prevent vexatious law suits read.

The bill to amend the law of Libel was read a first time, and ordered for a second reading to-morrow.

Bill to amend the law of libel read.

The bill to diminish the expense of Official Advertising, was read a first time, and ordered for a second reading to-morrow.

Official advertising bill read.

The bill to provide for printing and distributing the Provincial Statutes, was read a first time, and ordered for a second reading to-morrow.

Statute printing bill read.

Mr. Alway, from the Select Committee to which was referred the several Petitions praying to form the County of Oxford into a separate District, informed the House that the Committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

Sel. com. on pet's from Oxford report by bill.

The report was received, and the bill to erect the County of Oxford into a separate District, was read a first time.

Oxford district bill read.

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

Mr. Gibson, from the Select Committee to which was referred the Petition of Patrick O'Brien and others, presented a report which was received and read.

Sel. com. on pet. of Pat'k O'Brien and others presents a report.

Report—(See Appendix.)

Mr. McMicking, from the Select Committee to which was referred the Petition of John DeCow and others, informed the House that the Committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

Sel. com. on pet. of John De Cow and others reports by bill

The report was received, and the Bill to incorporate a Company for the erection of Glass Works in this Province was read a first time.

Glass Company Bill read.

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

On motion of Mr. Small, seconded by Mr. Lount,

Ordered, That the Petition of the Mayor of the City of Toronto, be referred to a Committee of the whole House on Tuesday next.

Petition of Mayor of Toronto referred.

Mr. Thorburn, from the Select Committee to which was referred the Petition of William Lyon Mackenzie, Esquire, Executor to the Estate of the late Robert Randal, Esquire, informed the House that the Committee had agreed to report by Bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

Select Committee on petition of W. L. Mackenzie report by bill.

Randal Estate bill read.

The Report was received, and the Bill for the relief of the Heirs to the estate of the late Robert Randal, Esquire, was read a first time.
Ordered, That the bill be read a second time to-morrow.

Journals refering to the petition of Matthew Priestman read.

Agreeably to notice, Mr. Gibson, seconded by Mr. McIntosh, moves, That that part of the Journals of this House, of the second Session of the last Parliament, which refers to the petition of Matthew Priestman and others, of the township of Etobicoke, praying for pecuniary aid to assist in building a bridge across the West Branch of the River Humber be now read.

Which was carried, and the Journals were read accordingly—page 58, P. J.

Petition of Matthew Priestman referred.

On motion of Mr. Gibson, seconded by Mr. McIntosh,
Ordered, That the Petition of Matthew Priestman and others be referred to the Committee of Supply.

Select Committee on Trade present a report.

Mr. Wilson, Chairman of the Committee on Trade, informed the House that the Committee had agreed to a Report and sundry resolutions which he was ready to submit whenever the House would be pleased to receive the same.

Ordered, That the Report be received.

The Report was read.

Report.—(See Appendix.)

The Resolutions were then severally read as follows :—

Resolution reported for allowing drawbacks on certain importations.

Resolved, That in order to afford relief to the cultivaters of the soil, who are now labouring under great distress owing to the low prices of the staple articles of domestic produce, it is expedient that, on the following articles, when imported from the United States into Upper Canada, for home consumption, there be granted to the importers for one year from the first of May next, a bounty or draw-back equal in amount to the whole of the duties, now levied under the authority of an Act of the Parliament of the United Kingdom, third and fourth of William the Fourth, chap. 59, passed on the twenty-eighth of August, 1833, and entitled "*An Act to regulate the Trade of the British Possessions Abroad*,"—viz :

Articles on which drawbacks are to be allowed.

Teas, of all kinds,
 Coffee,
 Iron, in Pigs,
 Linens, bleached and unbleached,
 All Cotton Manufactures and Cotton Yarn,
 Window Glass,
 Manufactures of Silk, or of which Silk is a component part,
 Books and Papers, of all kinds,
 Printers' Types, Presses and Ink,
 Brass Castings for Steam Machinery,
 Camphor,
 Nuts, of all kinds,
 Tamarinds,
 Goose Quills,
 Arrow Root,
 Aqua Fortis,
 Sulphuric Acid,
 Copperas,
 Salt Petre,
 Burr Stones,
 Bolting Cloths and Screens,
 Sattinett or Linsay Woolsey,
 Garden and Grass Seeds,
 Indigo,
 Almonds,

Currants,
 Prunes,
 Figs,
 Black Pepper,
 Ginger,
 Mace,
 Nutmegs,
 Cassia,
 Cloves,
 Oil or Spirits of Turpentine,
 Molasses,
 Machinery for Grist Mills,
 Saw Mill Irons,
 Machinery for Paper Mills,
 Machinery for Oil Mills,
 Rags,
 Block Tin,
 Tin in Plates,
 Scythes,
 Book Binder's Tools,
 Saddle Trees,
 Fanning Mill Irons,
 Mill Saws,
 Leather,
 Tobacco, Manufactured and in Leaf,
 Hops.

Resolution for doing away with the duty on Salt.

Resolved—That the fifth section of an Act passed in the tenth Parliament of this Province, on the sixth day of March, 1830, entitled, "*An Act for the relief of the Sufferers who sustained loss during the late War with the United States of America*," by which a duty is imposed on Salt, shall be, and the same is hereby repealed.

Resolution for remitting duties on above articles.

Resolved—That if the duties now charged on the above articles, when imported by sea, and on Salt imported at Quebec, were remitted during the year, commencing in May next, a very seasonable relief would be obtained for the Agriculturists of Upper Canada.

Copy of resolutions to be transmitted to His Excellency.

Resolved—That a copy of these resolutions be communicated to His Excellency, the Lieutenant Governor, with a request, that he would transmit them to the Governor-in-Chief for the purpose of being laid before the Legislature of Lower Canada.

Resolution for taxing Bank Stock.

Resolved—That it is expedient, in lieu of the Tax on Salt, to impose a Tax of one half per cent., per annum, on the declared profits of Joint Stock Banks, and that the same be applied to the purposes for which the proceeds of the Tax on Salt was directed to be applied.

Resolved—That it is expedient to alter the law by virtue of which Collectors of Customs are paid one hundred pounds out of the first two hundred pounds they collect, and in like proportion for smaller sums; and in lieu of such compensation to substitute the following per centage, viz:

On all sums collected by them in any one year under one hundred pounds, *twenty per cent.*; on all sums over one hundred pounds and under three hundred pounds, *fifteen per cent.*; on all sums over three hundred pounds and under one thousand pounds, *six per cent.*; and on all sums over one thousand pounds, *four per cent.*

Resolution for altering the mode of remunerating Collectors of Customs.

Resolved—That it is expedient to appoint three of the Members of this House Commissioners, to proceed to Lower Canada and confer with any three of its Members whom the House of Assembly of that Province may, in like manner, appoint to consider and report to their respective Houses, their opinions concerning the restrictions now placed on the trade of these Colonies, and concerning inland navigation, and other matters of mutual importance to both Provinces.

Resolution for appointing Commissioners to Lower Canada.

On motion of Mr. Wilson, seconded by Mr. McIntosh,
Ordered, That the Report and Resolutions on Trade and commerce, be considered on Thursday next, in Committee of the whole House, and that the same be the first item on the order of the day, for that day, after referring petitions.

Report & resolutions referred.

On motion of Mr. Wilson, seconded by Mr. Shaver,
Ordered, That five hundred copies of the Report and the Resolutions on Trade, with the evidence, be printed in Octavo, as early as possible, for the use of Members.

500 copies to be printed.

Mr. Morris, from the Select Committee to which was referred the Petition of George Buchanan and others, informed the House that the Committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

Select Committee on petition of Geo. Buchanan & others, report by bill.

The Report was received, and the bill to establish a new County out of sundry townships in the District of Bathurst was read the first time.

Bathurst, new County bill read.

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

Pursuant to the order of the day, the bill to erect a new District of certain townships now in the Districts of Ottawa, Bathurst, and Johnstown, was read the second time.

Bill to erect a new District in the Eastern part of the Province committed.

The House was put into Committee of the whole on the bill.

Mr. Merritt in the Chair.

The House resumed.

Mr. Merritt reported that the Committee had made some progress in the bill, and asked leave to sit again to-morrow.

Progress.

Ordered, That the Report be received.

Mr. McKay, seconded by Mr. Wilkinson, moves that the bill to erect a new District with Bytown for the District Town, be referred to the consideration of a Select Committee, with power to send for persons and papers, and report to the House by bill or otherwise, what alterations may be necessary in the division of the Johnstown, Bathurst, Ottawa, and Eastern Districts, in order to create a new District on the Ottawa River—and that Messrs. Morris, Waters, Roblin, and Norton, do compose the said Committee.

Motion for referring bill to a Select Committee.

In amendment, Mr. Waters, seconded by Mr. Perry, moves that after the words "Select Committee" the following words be added, "this day three months."

Amendment to foregoing. Lost.

Which was lost.

In amendment to the original motion, Mr. McLean, seconded by Mr. Walsh, moves that in the original motion the words "Eastern District" be expunged.

Further amendment.

On which the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

| | | | | |
|------------------------------|-------------------------------------|--------------------|-----------------------------------|---------|
| Bruce, Chisholm, Cook, | McDonell, of Stormont, McIntosh, | McLean, Shaver, | Solicitor General, Thorburn—9. | Yeas 9. |
|------------------------------|-------------------------------------|--------------------|-----------------------------------|---------|

NAYS—MESSIEURS,

| | | | | |
|---|--|--|---|----------|
| Caldwell, Duncombe, of Oxford, Gibson, Lount, McDonell, of Glengarry, McKay, Mackenzie, | McMicking, Malloch, Merritt, Moore, Morris, Norton, Perry, | Richardson, Robinson, Roblin, Rykert, Rymal, Shibley, Small, | Strange, Tayler, Thorburn, Wells, Wilkinson, Wilson, Woolverton—28. | Nays 25. |
|---|--|--|---|----------|

The question of amendment was decided in the negative by a majority of nineteen. Amendment lost.

Further amend-
ment proposed.

In amendment to the original motion Mr. McLean, seconded by Mr. Cook, moves that all after the word "moves" be expunged, and that the following be inserted "that a Select Committee be appointed to examine and report to this House what divisions are desirable to be made in the several Districts of this Province, and that Messrs. Solicitor General, Walsh, Morris, and McDonell, of *Glengarry*, do compose the said Committee."

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | |
|---------|-----------------|---|-----------------------|
| Yeas 6. | Bruce, Cook. | McDonell, of <i>Stormont</i> , McLean, | Malloch, Shaver—6. |
|---------|-----------------|---|-----------------------|

NAYS—MESSIEURS,

| | | | | |
|----------|---|--|--|---|
| Nays 27. | Duncombe, of <i>Norfolk</i> , Durand, Gibson, Lount, McDonell, of <i>Glengarry</i> , McIntosh, McKay, | Mackenzie, McMicking, Merritt, Morris, Morrison, Parke, Perry, | Richardson, Robinson, Roblin, Rymal, Smith, Strange, Tayler, | Thorburn, Walsh, Waters, Wells, Wilson, Woolverton—27. |
|----------|---|--|--|---|

Amendment lost.

The question of amendment was decided in the negative by a majority of twenty-one.

On original ques-
tion.

On the original question, the yeas and nays being taken, were as follows :

YEAS.

| | | | | |
|----------|---|--|---|---|
| Yeas 26. | Duncombe, of <i>Norfolk</i> , Durand, Gibson, Lount, McDonell, of <i>Glengarry</i> , McIntosh, McKay, | Mackenzie, McMicking, Merritt, Morris, Morrison, Parke, Perry, | Richardson, Robinson, Roblin, Rymal, Smith, Strange, | Tayler, Thorburn, Walsh, Wells, Wilson, Woolverton—26. |
|----------|---|--|---|---|

NAYS—MESSIEURS.

| | | | | |
|---------|-----------------|---|---------------------|-----------|
| Nays 7. | Bruce, Cook, | McDonell, of <i>Stormont</i> , McLean, | Malloch, Shaver, | Waters—7. |
|---------|-----------------|---|---------------------|-----------|

The question was carried in the affirmative by a majority of nineteen as follows :

Ordered, That the bill to erect a new district with Bytown for the District Town, be referred to the consideration of a Select Committee, with power to send for persons and papers, and report to the House, by bill or otherwise, what alteration may be necessary in the division of the Johnstown, Bathurst, Ottawa and Eastern Districts, in order to create a new district on the Ottawa River, and that Messrs. McKay, Morris, Waters, Roblin and Norton do compose the said Committee.

Seduction remedy
bill sent down from
Leg Coun.

The Master-in-Chancery brought down from the Honorable the Legislative Council a bill entitled, "*An Act to make the remedy in cases of seduction more effectual, and render the fathers of illegitimate children liable for their support*," which that Honorable House had passed, and to which the concurrence of this House was requested.

Bill read.

The bill sent down from the Honorable the Legislative Council, entitled "*An Act to make the remedy in cases of seduction more effectual and render the fathers of illegitimate children liable for their support*," was read a first time.

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

Alternate court bill
brought in.

Agreeably to notice Mr. McDonell, of *Glengarry*, seconded by Mr. Roblin, moves for leave to bring in a bill to authorise the Court of General Quarter Sessions of the Peace, and the District Court, to be held alternately in the several Counties of this Province.

Which was granted and the bill read.

Bill read, 2nd read-
ing tomorrow.

Ordered, That the bill to authorise the establishment of alternate County Courts be read a second time to-morrow.

Adjourned.

Saturday, 7th March, 1835.

The House met.

The minutes of yesterday were read.

Mr. Small brought up the Petition of John Hugill and others interested in the Will of the late John Wilmot, of the City of Toronto; which was laid on the table. Petitions bro't up.
John Hugill and others.

Mr. Wilson brought up the Petition of John Carey, of the Township of Toronto; which was laid on the table. John Carey.

Mr. Hopkins brought up the Petition of Christopher Cook and eighty others, of the Townships of Erin and Esquesing, in the District of Gore; which was laid on the table. C Cook and others.

Mr. McIntosh brought up the Petition of Robert Taylor and sixty-three others, of the Township of Brock, in the County of York; which was laid on the table. Robert Taylor and others.

Mr. Hopkins brought up the Petition of George Goodwillie and seventy others, of the Township of Esquesing, in the District of Gore; which was laid on the table. Geo Goodwillie & others.

On the order of the day for the third reading of the Loughborough Survey Bill being read:

Mr. Gibson, seconded by Mr. Wilson, moves that the Loughborough Survey Bill be not now read a third time, but that this House do now resolve itself into a Committee of the whole upon the Bill. Committee of whole on Loughborough survey bill.

Which was carried, and the House was put into Committee of the whole on the Bill.

Mr. Durand in the Chair.

The House resumed.

Mr. Durand reported that the Committee had amended the bill, and submitted the same for the adoption of the House. Bill amended.

The Report was received.

On motion of Mr. Gibson, seconded by Mr. Wilson,

Ordered, That the Loughborough Survey Bill be engrossed and read a third time this day, and that the 40th rule of this House be dispensed with so far as relates to the said bill. Third reading today.

Pursuant to the order of the day, the Petition of George Hamilton and forty-six others, inhabitants of the District of Ottawa, praying for a grant of money to build bridges over the Aux Atocas and Petite Nation Rivers, where they cross the great highway between L'Original and Bytown. Petitions read.
Geo Hamilton and others, praying for aid to build a bridge.

Of Peter Rawn and one hundred fifty-six others, inhabitants of the Townships of Albion, Caledon, Adjala, Mono, Amaranth, Tosorontio, Mulmer and Melancthon, praying for a grant of three hundred pounds to aid in repairing the road leading from Mono Mills down the west side of Albion, a distance of about 9 miles. Peter Rawn and others, praying for aid for roads.

Of John Logie and ninety-four others, inhabitants of the Township of Ops, in the District of Newcastle, praying that a protecting duty may be imposed upon certain articles imported from the United States of America, or that their case may be laid before the Imperial Parliament. John Logie and others praying for protecting duties.

And of Thomas Appleton, of the City of Toronto, complaining that the allowance by law to him as a school-master has been unjustly withheld, and praying for redress in the premises—were read. Thos Appleton praying for redress.

Mr. Boulton gives notice that he will, on Monday next, move for leave to bring in bill to facilitate the mode of proceeding in certain Districts of this Province, in civil suits. Notice of civil suits bill.

Mr. Perry gives notice that he will, on Monday next, move an address to the King, praying that steps may be taken to remove from seats in the Legislative Council, all Bishops, Priests, Clergymen and Ministers of the Gospel, as also Judges of the Court of King's Bench; and that such a system may be adopted for the future appointment of members to that body as will constitute and render the said Council what was contemplated by the Constitutional Act of this Province, viz: the 31st of George the Third. Notice of Address to His Majesty on constitution of Leg. Council.

Mr. Perry gives notice that he will, on Monday next, move an address to the King, praying for the introduction of the same principle in this Province, relative to the advisers of the Government and the tenure on which the said advisers shall hold their office, and the administration of the government as is established and acted upon in the Parent State. Notice of Address to His Majesty on advisers of govern't.

Pat. of John F. Howell and others, referred.

On motion of Mr. Hopkins, seconded by Mr. Smith,
Ordered, That the Petition of John F. Howell and others be referred to the Committee of Supply.

Messrs. Boulton & Wilson added to com on pet. of John Hall and others.

On motion of Mr. Gilchrist, seconded by Mr. Yager,
Ordered, That Messrs. Boulton and Wilson be added to the Select Committee to whom was referred the petition of John Hall and others.

Pat. of R Reid esq. and others referred.

On motion of Mr. Boulton, seconded by Mr. Caldwell,
Ordered, That the Petition of Robert Reid, Esq. and others, be referred to a Special Committee, to be composed of Messrs. Boulton, McDonell, of Northumberland, and Gilchrist.

Messrs Merritt & Rykert added to com on Wel. Can. acc'ts. Sel. com. on township officers bill rep. the same without amendment.

On motion of Mr. McMicking, seconded by Mr. Perry,
Ordered, That the names of Merritt and Rykert be added to the Committee to which is referred the Welland Canal Accounts.

Mr. Perry, from the Select Committee to which was referred the bill for the future appointment and regulation of Township Officers, informed the House that the Committee had examined the said bill, and finding it agreeably to the understanding of the Committee perfect in its parts, report the same to the House without amendment.

Third reading on Monday next. Sel. com. on pet. of C McNeillidge & others report by bill.

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

Mr. Walsh from the Select Committee to which was referred the petition of Colin McNeillidge, Esq. and others, informed the House that the Committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

Port Dover harbor Bill read. 2nd reading on Monday next. Law suit lessening bill committed.

The Report was received and the Bill to continue the charter of the Port Dover Harbor Company was read a first time.

Ordered, That the bill be read a second time on Monday next. Pursuant to the order of the day the bill for the purpose of lessening in certain cases, the number of law suits, was read the second time.

The House was put into Committee of the whole on the Bill. Mr. Chisholm in the Chair.

The House resumed.

Mr. Chisholm reported that the Committee had gone through the Bill, amended the same, and submitted it for the adoption of the House.

The Report was received.

Ordered, That the Bill be engrossed and read a third time on Monday next.

Mr. Roblin from the Committee to wait upon His Excellency, the Lieutenant Governor, with the address of this House for information on the subject of Upper Canada College, reported delivering the same, and that His Excellency had been pleased to make thereto, the following answer :

GENTLEMEN,

I will direct the information required in this address to be procured for the House of Assembly.

Pursuant to the order of the day the House was put into a Committee of the whole on the bill for erecting the County of Hastings into a separate District.

Mr. McDonell, of Glengarry, in the chair.

The House resumed.

Mr. McDonell reported that the Committee had gone through the bill, made some amendments to the same, and submitted it for the adoption of the House.

On the question for receiving the result of the yeas and nays being taken, were as follows :

YEAS—MESSEURS,

Caldwell,
Cook,
Cornwall,
Gibson,
Gilchrist,
Hopkins,

Lount,
McDonell, of Glengarry,
McIntosh,
McKay,
Mackenzie,
Malloch,

Merritt,
Morris,
Norton,
Parke,
Roblin,
Rykert,

Rymal,
Shaver,
Tayler,
Wilson,
Woolverton,
Yager—24.

NAYS—MESSEURS,

Bruce,
Chisholm,
Durand,

McDonell, of Stormont,
McMicking,
Morrison,

Perry,
Shibley,
Solicitor General,

Strange,
Thorburn,
Wells—12.

Yeas 24.

Nays 12.

Com. of whole on Hastings separation bill.

Bill amended.

On receiving report.

3rd reading Monday next. Select Committee to present address for information on U. C. College rep. answer.

The question was carried in the affirmative by a majority of twelve, and the report was received.

Ordered. That the Bill be engrossed and read a third time on Monday next.

Pursuant to the order of the day, the Loughborough Survey Bill was read a third time and passed.

3rd reading Monday.
Loughboro' survey bill passed.

Mr. Shibley, seconded by Mr. Wells, moves, That the Bill be entitled, "*An Act to provide for a Survey in the Township of Loughborough.*"

Title.

Which was granted, and Messrs. Shibley and Wells were ordered by the Speaker to carry the Bill up to the Honourable the Legislative Council, and to request their concurrence thereto.

Bill sent to Leg. Council.

Pursuant to the order of the day the House was put into Committee of the whole on the Bill for establishing a Life Assurance and Loan Company in this Province.

Com. of whole on Loan company bill.

Mr. Rymal was called to the chair.

The House resumed.

Mr. Rymal reported that the Committee had made some progress in the Bill, and asked leave to sit again on Monday next.

Progress.

Ordered. That the report be received and leave granted accordingly.

Pursuant to the order of the day the amendments made by the Honourable the Legislative Council in and to the bill sent up from this House entitled, "*An Act to establish a Standard Weight for the different kinds of Grain and Pulse in this Province.*" were read the second time,

Amendments to Grain Bill read 2nd time.

The House was put into Committee of the whole on the amendments,

Amendments to bill committed.

Mr. Cook in the chair.

The House resumed.

Mr. Cook reported that the Committee had gone through the amendments, amended the same, and submitted them for the adoption of the House.

Amendments amended.

The Report was received.

Ordered. That the amendments made by the Honourable the Legislative Council in and to the bill entitled, "*An Act to establish a Standard Weight for the different kinds of Grain and Pulse in this Province.*" as amended by this House, be engrossed and read a third time on Monday next.

3rd reading Monday

Agreeably to notice, Mr. Small, seconded by Mr. Chisholm, moves, That the part of the Journals of last Session, relative to the Petition of the President of the Bank of Upper Canada, be now read.

Journals on pet. of U C Bank read.

Which was carried, and the Journals were read accordingly. [Page 49, printed copy.]

Mr. Small, seconded by Mr. Lount, moves, for leave to bring in a Bill to increase the Capital Stock of the Bank of Upper Canada.

Motion for U.C. Bank stock bill.

In amendment, Mr. Mackenzie, seconded by Mr. McIntosh, moves, That the question be not now put.

Motion that ques. be not now put.

On which the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

Bruce,
Cook,
Gibson,
Lount,

McDonell, of Stormont,
McIntosh,
Mackenzie,

McMicking,
Shaver,
Shibley,

Thorburn,
Waters,
Wilson—13.

Yeas 13.

NAYS—MESSIEURS,

Boulton,
Brown,
Caldwell,
Gilchrist,

McDonell, of Glengarry,
Malloch,
Merritt,
Morris,

Perry,
Roblin,
Rykert,

Rymal,
Small,
Walsh—14.

Nays 14.

The question of amendment was decided in the negative, by a majority of one.

The original question was then put and carried, and the Bill to increase the Stock of the Upper Canada Bank, was read a first time.

U C. Bank bill read

On the question for the second reading of the Bill on Monday next, being put,

Motion for refer'g
Bill to committee on
trade.

Mr. Mackenzie, in amendment, seconded by Mr. Roblin, moves, that the Upper Canada Bank Bill be not read a second time on Monday, but be referred to the Committee on Trade, with power to send for persons and papers, and to report thereon.

On which the yeas and nays being taken, were as follows :

YEAS—MESSEURS,

| | | | | |
|----------|---|---|---|--|
| Yeas 22. | Bruce, Chisholm, Cook, Duncombe, <i>of Norfolk</i> , Durand, Gibson, | Hopkins, Lount, McDonell, <i>of Stormont</i> , McIntosh, Mackenzie, McMicking, | Morrison, Norton, Perry, Roblin, Rymal, | Shaver, Thorburn, Waters, Wilson, Woolverton—22. |
|----------|---|---|---|--|

NAYS—MESSEURS,

| | | | | |
|---------|---------------------------------|---|-------------------|------------------------|
| Nays 9. | Boulton, Brown, Güehrist, | McDonell, <i>of Glengarry</i> , Parke, | Rykert, Small, | Walsh, Wilkinson—9. |
|---------|---------------------------------|---|-------------------|------------------------|

The question of amendment was carried in the affirmative, by a majority of thirteen, and ordered accordingly.

On motion of Mr. Perry, seconded by Mr. Cook,

Brockville contested
election com. to be
struck on Monday,
16th March.

Ordered, That the order for striking a Committee for the trial of the Brockville contested Election be discharged and that the said Committee be struck on Monday the sixteenth day of March instant, at ten o'clock, A. M.

The House then adjourned till ten o'clock, A. M., on Monday next.

Monday, 9th March, 1835.

The House met pursuant to adjournment.

The minutes of Saturday were read.

Petitions bro't up.

Chas Wilson and
others.

Wm Fell and others.

Jno McIntyre and
others.

Ronald Fraser and
others.

John Crosby and
others.

A. Pringle and
others.

Amos Wilcox and
others.

E P Thomson and
others.

Truscott, Green &
Co.

Geo. Washington
Busteed.

Rev. A McDonell.

Joseph Tomlinson
and others.

Clerk's accounts
laid on the table.

Mr. Parke brought up the Petition of Charles Wilson and eleven others, of the Township of Mosa, in the District of London; which was laid on the table.

Mr. Merritt brought up the Petition of William Fell and forty-six others, inhabitants of the County of Haldimand; which was laid on the table.

Mr. Parke brought up the Petition of John McIntyre and fifty-three others, of the Township of Ekfrid, in the District of London; which was laid on the table.

Mr. Lount brought up the Petition of Ronald Fraser and twenty-three others, of the Township of Thora, in the County of Simcoe; which was laid on the table.

Mr. Morrison brought up the Petition of John Crosby and six others, of the Township of Markham, in the County of York; which was laid on the table.

Mr. Morris brought up the Petition of A. Pringle and eight others, creditors of the late Kingston Bank; which was laid on the table.

Mr. Mackenzie brought up the Petition of Amos Wilcox and fifty-four others, inhabitants of the Township of Toronto, in the Home District; which was laid on the table.

Mr. Mackenzie brought up the Petition of E. P. Thomson and twenty-three others, of the Township of Toronto and adjacent townships, in the Home District; which was laid on the table.

Mr. Mackenzie brought up the Petition of Messrs. Truscott, Green & Co. of the Agricultural Bank; which was laid on the table.

Mr. Morris brought up the Petition of George W. Busteed, of the Town of London, in the District of London; which was laid on the table.

Mr. McDonell, *of Glengarry*, brought up the Petition of the Rev. Angus McDonell, of Sandwich, in the Western District; which was laid on the table.

Mr. Morrison brought up the Petition of Joseph Tomlinson and eleven others, of the Township of Markham, in the County of York; which was laid on the table.

Mr. Speaker reported that the Clerk, in obedience to the orders of the House, had laid on the table the accounts and statement required by the order of the tenth of February, ultimo.

Pursuant to the order of the day, the Township Officers' Bill was read a third time.

On motion of Mr. Perry, seconded by Mr. McIntosh,
Ordered, That the following be added to the first clause :

Addition to 1st clause.

" *Provided always,* That any prior Acts or Enactments repealed by any of the Acts hereinbefore recited shall be and remain repealed."

Mr. Perry, seconded by Mr. Shaver, moves, that the following be added as a rider to the Bill :

Provided always, &c., That in case it shall be necessary to repair any sudden breach which may be caused in any public highway, by reason of any bridge or causeway giving way, or from any other casualty, or to remove any obstruction on account of snow, or to fix or set up beacons or stakes as a guide for travellers over any frozen waters, marsh, plain, or other place, it shall and may be lawful for the overseer or overseers of highways, in whose division the same may occur, and they are hereby required to repair, remove, or establish as aforesaid, or cause the same to be done by applying any money in their hands, and applicable to the roads, and unappropriated, or to direct the application (for that purpose) of any statute labour subject to their control, and in case it shall happen that such overseer or overseers shall not at the time have any money or statute labour under his direction, which he may apply for the purposes aforesaid, it shall and may be lawful for such overseer to direct any person in his division, and liable to perform statute labor, to repair such breach, remove such obstruction, or erect such guides as aforesaid, and such overseer shall keep an account of the number of days any person or persons may work on the roads for the purposes aforesaid; which account such overseer shall transmit to the Clerk of the township, to be laid before the Commissioners of the Township, and the said Commissioners, after examining the said account, if it shall appear just and expedient, may exempt any person who may have worked as aforesaid from performing any part of his or her statute labor for the next year, and shall give such person as aforesaid a writing to that effect, which shall be taken and considered by the overseer under whose direction such person may be liable to work, and credited to such person for so much of his statute labor; and any person who shall neglect or refuse to perform such labor, or obey the orders of the overseer when required to work as aforesaid, shall be liable to the same penalties, and which may be recovered and disposed of in the same way and manner as is provided by this Act, for neglecting to perform statute labor, or disobeying the overseers of highways, except such person can make it appear that he had a reasonable excuse for so doing, and provided also; that the said overseer shall, and he is hereby required to proportion such labor among the several persons within his division liable to perform statute labor as nearly equal as circumstances will permit. *And be it further enacted by the authority aforesaid,* that the Commissioners appointed by this Act for their respective townships, and their successors duly appointed, shall be as a corporation to represent the whole inhabitants of the township for which they are Commissioners, and as such may have and hold the property of, or belonging to the township, and shall and may sue, prosecute, or defend, in all presentments, indictments, or actions, for or on behalf of the said township.

Rider added to the bill.

Which was carried, and the rider was ordered to be engrossed and read a third time this day.

3rd reading to day

Pursuant to the order of the day, the bill to diminish law-suits was read the third time and passed nem. con.

Bill to diminish law-suits passed nem. con.

PRESENT—Messieurs *Bruce, Chisholm, Cook, Cornwall, Gibson, Hopkins, Lount, McCrae, McDonell,* of Stormont, *McIntosh, McKay, Mackenzie, McMicking, Merritt, Moore, Morrison, Norton, Parke, Perry, Roblin, Rykert, Rymal, Shaver, Shibley, Smith, Strange, Tayler, Thorburn, Waters, Wells, Wilson, Woolverton,* and *Yager.*

Mr. Mackenzie, seconded by Mr. Gibson, moves that the title of the bill be as follows: "*An Act to prevent the unnecessary multiplication of law suits and increase of costs, in actions on Notes, Bonds, Bills of Exchange, and other instruments.*"

Title.

Which was carried, and Messrs. Mackenzie and Gibson were ordered by the Speaker to carry the bill up to the Honorable the Legislative Council, and to request their concurrence thereto.

Bill sent to Leg. Council.

Pursuant to the order of the day the amendments made by this House, in and to the amendments made by the Honorable the Legislative Council, in and to the bill sent up from this House, entitled, "*An Act to establish a standard weight for the different kinds of grain and pulse in this Province,*" were read a third time and passed.

Amendment to amendments to grain bill passed.

Messrs. Roblin and Yager were ordered by the Speaker to carry the bill, with the amendments, up to the Honorable the Legislative Council, and inform that Honorable House that this House had passed the same with some amendments, and request their concurrence thereto.

Bill sent to Legislative Council.

Pursuant to the order of the day the following Petitions were read :

Petitions read.

Of James Inkstar and nineteen others, masters of vessels and mariners in the trade of Erie and Ontario—representing, that the erection of a Light House on some conspicuous site on the South Bank of Lake Ontario, is anxiously desired by all who navigate said Lake, there being none on that side of the Lake in this Province; that the increase of transit occasioned by the navigation of the Welland

James Inkstar and others, praying for the erection of a light house at Port Dalhousie.

Canal points out Port Dalhousie as the most desirable site, as in that case the Port aforesaid would become accessible at all times—and petitioners, being satisfied that the improvement they recommend would tend to benefit the trade of the Lake, and add much to the safety of transportation, pray that an appropriation may be made for that purpose.

John Macklem & others, praying that the penal part of the militia laws may be suspended.

Of John Macklem and eighty-nine others, inhabitants of the District of Niagara, setting forth the deep interest they feel in the welfare of all classes of the community, and earnestly desiring the laws may be made to operate justly and equitably upon all His Majesty's subjects—that petitioners would draw the attention of the House to the present militia law of this Province, and more especially to that part of it which incurs liability to a fine for not attending militia trainings, having been convinced, after many years observation, that such exhibitions are an unnecessary burthen on the people of the country, because of the great waste of time and expense for which no benefit is received either to themselves or the Crown, and praying that the penal part of said laws may be suspended during the pleasure of the Legislature.

Robt Jameson praying that a certain survey may be made & in the mean time that Mr. Purdy may be protected in his mill privilege.

Of Robert Jameson, of the Township of Fenelon, District of Newcastle, praying that an engineer may be appointed to survey the waters between the head of Scugog Lake to Sturgeon Lake, being a distance of upwards of fifty miles, and to make a plan and estimate of Locks at the most suitable parts of the river—that he be also ordered to make an estimate of the expense of a Canal and Locks, if Purdy's Dam as at present constructed, should be continued—that commissioners acquainted with that part of the country, and interested in the navigation, should be appointed to inquire into the extent of the lands drowned, and the amount of damages claimed on account of the overflowing of the river caused by Purdy's Mill-dam, and that said Commissioners do report upon all such claims at the next Session of the Legislature—and further prays that Mr. Purdy may be protected in his mill-dam until the report of the engineer be made to the House.

Arad Smalley and others, praying for aid for roads.

Of Arad Smalley, and fifty-two others, of North Gwillimbury, in the Home District, praying that a grant of money may be made to improve the main road through the township aforesaid, leading to Georgina and Thora, which is at present in a bad state of repair.

Thos Stinson and others, praying for a prohibiting duty on imports from the U. States.

Of Thomas Stinson, and one hundred and eighty-eight others, merchants, agriculturists, &c., of the Township of Hope, in the District of Newcastle, praying the House to take into its serious and deliberate consideration the present system of admitting, duty free, grain, flour, pork, beef, butter, cheese, live stock, and certain goods, being the produce or manufacture of the United States of America, by which means the country is being drained of large sums of money in payment of articles which are not equivalent to the money withdrawn, and adopt such method as may fully protect the agricultural, mechanical, and manufacturing interests of the Province.

Ebenezer Perry and others, praying for amendment in the law authorising Banks to recover from endorsers.

Of Ebenezer Perry and eleven others, of the town of Cobourg, shewing that the common mode of obtaining Discounts at the different Banks in this Province is by notes made by one person and endorsed by one or more other persons, and that by the law as it now stands separate actions must in cases of default be brought against the parties to such notes, as there is no joint contract, whereby three suits are rendered necessary.—That in cases where judgment goes by default against the parties, the costs in three suits, where the note is for forty pounds, ordinarily amount, when execution is issued, to about the same sum of forty pounds, besides Sheriffs' fees upon the execution; thus more than doubling the original amount of the debt, when it is only forty pounds; and stating as their opinion that a law might be passed authorising the Bank or any other holder of such notes, to sue all the parties, both drawers and endorsers, in one action, whereby the costs would not in general exceed fourteen pounds, and praying that the law may be amended.

Michael Young & others, praying for aid for roads.

Of Michael Young, and fifty two others, of the township of Darlington, setting forth the great inconvenience they labor under for the want of a general and central Road leading from the York road to intersect the road now opened from the front of the township of Cartwright to Scugog Lake, between lots number twelve and thirteen—that work is subscribed to be performed to make a good part of said road, and praying that assistance may be granted to complete the same.

Of Edward Knowles and one hundred others, of the township of Scarboro', setting forth the necessity and advantages arising from the improvement of the main and public highways throughout—and calling the attention of the House to that part of the highway between the Highland Creek and the River Rouge, over which the Mail Stage, to and from the City of Toronto to the Eastward, travels twice a day—that there has as yet been no public money of any consequence expended upon said portion of Road—and praying that the sum of two hundred and fifty pounds be granted to improve said highway.

Edward Knowles and others, praying for aid for roads.

Of Chauncey Crosby and sixty nine others, of the township of Markham, praying that the sum of one hundred pounds may be granted to renew the Bridge over the River Rouge in the vicinity of Markham Village—that subscriptions to the amount of twenty five pounds have been obtained, which, together with the sum prayed for, Petitioners conceive, if judiciously expended, will accomplish the object, and effect more than four times the sum towards building a bridge on the direct line of road.

Chauncey Crosby and others, praying for aid to build a bridge over the Rouge.

On motion of Mr. Lount, seconded by Mr. Moore,
Ordered, That the Petition of D. Cameron and others be referred to the Committee on Trade.

Pet. of D Cameron and others, referred.

On motion of Mr. Lount, seconded by Mr. Parke,
Ordered, That the Petition of John Gough be referred to the Committee of Supply.

Pet. of John Gough referred.

On motion of Mr. Gibson, seconded by Mr. Woolverton,
Ordered, That the Petition of James G. Edwards and others, be referred to a Select Committee, consisting of Messrs. Gibson, Wilson, and Roblin, with power to send for persons and papers, and report thereon by bill or otherwise.

Pet. of J G Edwards and others, referred.

On motion of Mr. Waters, seconded by Mr. Wilson,
Ordered, That the Petition of George Hamilton, Esquire, and others of the Ottawa District, be referred to a Select Committee, consisting of Messrs. Waters, McDonell, of *Glengarry*, and McKay, with power to send for persons and papers, and report thereon, by bill or otherwise.

Pet. of G Hamilton and others referred.

On motion of Mr. Wells, seconded by Mr. Bruce,
Ordered, That the Petition of William Bowers and others, be referred to the Committee on Trade.

Pet. of W Bowers and others referred.

Agreeably to the order of the day, the bill to erect the County of Hastings into a separate District was read the third time.

Hastings separation bill read 3rd time

Mr. Mackenzie, seconded by Mr. McIntosh, moves that the following clause be added as a rider to the bill :

" And be it further enacted by the authority aforesaid, That nothing in this Act, or in the laws of this Province, contained, shall be held or taken to authorize Belleville, or any other Town in which the Quarter Sessions for the said District are or may hereafter be authorised to be holden, to elect or return a Member to the House of Assembly, when its limits are defined by law, or when its population equals or exceeds one thousand souls."

Rider proposed to bill that Belville do not send a member.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | |
|------------|------------|-----------|----------------|
| Bruce, | Hopkins, | Morrison, | Thorburn, |
| Chisholm, | Lount, | Perry, | Waters, |
| Cook, | McIntosh, | Rymal, | Wells, |
| Durand, | Mackenzie, | Shaver, | Wilson, |
| Gibson, | McMicking, | Shibley, | Woolverton—22. |
| Gilchrist, | Moore, | | |

Yeas 22

NAYS—MESSIEURS,

| | | | |
|---------------------------------|----------|-------------|---------------|
| Boulton, | McKay, | Parke, | Sol. General, |
| Caldwell, | McLean, | Richardson, | Strange, |
| McCrae, | Merritt, | Roblin, | Walsh, |
| McDonell, of <i>Glengarry</i> , | Morris, | Rykert, | Yager—19. |
| McDonell, of <i>Stormont</i> , | Norton, | Smith, | |

Nays 19.

The question was decided in the affirmative by a majority of three, and the Rider was ordered to be engrossed and read a third time this day.

3rd reading today

Pursuant to the order of the day, the Rider to the Township Officers' Bill was read a third time.

On passing.

On the question for passing the bill the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

| | | | | |
|----------|---|---|---|---|
| Yeas 34. | Bruce, Chisholm, Cook, Durand, Gibson, Gilchrist, Hopkins, Lount, McCrae, | McDonell, of <i>Glengarry</i> , McDonell, of <i>Stormont</i> , McIntosh, McKay, Mackenzie, McMicking, Merritt, Moore, Morrison, | Norton, Parke, Perry, Richardson, Roblin, Rykert Rymal, Shibley, | Smith, Strange, Thorburn, Waters, Wilson, Wells, Woolverton, Yager—34. |
|----------|---|---|---|---|

NAYS—MESSIEURS,

| | | | | |
|---------|----------|---------|--------------------|----------|
| Nays 4. | Boulton, | Morris, | Solicitor General, | Walsh—4. |
|---------|----------|---------|--------------------|----------|

Bill passed.

The question was carried in the affirmative by a majority of thirty, and the bill was signed.

Title. Mr. Perry, seconded by Mr. Wells, moves that the bill be entitled "*An Act to reduce to one Act of Parliament the several laws relative to the appointment and duties of Township Officers in this Province.*"

Bill sent to Leg. Council.

Which was carried, and Messrs. Perry and Wells were ordered by the Speaker to carry the same up to the Honorable the Legislative Council and to request their concurrence thereto.

Rule dispensed with and the petition of Truscott, Green & Co. praying for an investigation into their affairs was read

Mr. Mackenzie, seconded by Mr. Thorburn, moves that the Petition of Truscott, Green & Co. be now read, and that the 41st Rule of the House be dispensed with in this case.

Which was carried, and the Petition of George Truscott and John Cleveland Green, Esquires, of the Agricultural Bank, City of Toronto, praying that an opportunity may be afforded them, by an investigation of the affairs of the said Bank by the House of Assembly, of placing before the public such a statement of their business transactions and solvency as will be the means of inspiring the country with that confidence in their credit and stability, which, upon strict examination, they may be found to deserve—was read.

Rider to Prince Edward bill read 3rd time.

Pursuant to the order of the day, the Rider to the Bill for erecting the County of Hastings into a separate District, was read a third time.

On the question for passing the Bill,

Mr. Perry, seconded by Mr. Bruce, moves the following as a Rider to the Bill :

Further rider proposed.

Hastings to pay its proportion of the debt incurred in the building of the Goal and Court House in Kingston.

"And Whereas it is expedient and just that the said County of Hastings shall pay out of the rates and assessments of the said County an equal or fair proportion according to the amount of the assessment of the said County, when compared to the assessment of the whole of the Midland District, as at present constituted, of so much of the sum of four thousand pounds as shall be unpaid at the next April Sessions, after the passing of this Act, which sum the Magistrates of the said Midland District have loaned for the purpose of erecting a Gaol and Court House in the Town of Kingston. *Be it &c.* That the Assessments of the said County of Hastings shall be held liable for an equal or just share of the said debt, as aforesaid, and that the said County shall not be named and declared a separate District, as aforesaid, until the said sum as aforesaid shall be paid by the said County into the Treasury of the Midland District, any thing in this Act to the contrary in anywise notwithstanding."

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|---------|-------------------|--------|--------------------|----------|
| Yeas 5. | Bruce, McLean, | Perry, | Solicitor General, | Wells—5. |
|---------|-------------------|--------|--------------------|----------|

NAYS—MESSIEURS,

| | | | | |
|----------|--|--|--|--|
| Nays 24. | Boulton, Chisholm, Cook, Durand, Gibson, Gilchrist, | Lount, McDonell, of <i>Stormont</i> , McCrae, McIntosh, Mackenzie, McMicking, | Malloch, Merritt, Roblin, Rymal, Shaver, Shibley, | Smith, Thorburn, Walsh, Waters, Wilson, Yager—24. |
|----------|--|--|--|--|

The question was decided in the negative by a majority of nineteen.

Amendment to quee. for passing.

In amendment to the original motion, Mr. Richardson, seconded by Mr. Boulton, moves, that the bill to erect the County of Hastings into a separate District, do not now pass, but that it do pass this day three months.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|------------------------------------|-------------------|------------------------|--------------------------------|---------|
| Boulton, McDonell, of Stormont, | McLean, Perry, | Richardson, Rykert, | Solicitor General, Wells—8. | Yeas 8. |
|------------------------------------|-------------------|------------------------|--------------------------------|---------|

NAYS—MESSIEURS,

| | | | | |
|--|---|--|--|----------|
| Chisholm, Cook, Durand, Gibson, Gilchrist, Lount, | McCrae, M ^r Intosh, Mackenzie, McMicking, Merritt, | Roblin, Rymal, Shaver, Shibley, Smith, | Thorburn, Walsh, Waters, Wilson, Yager—21. | Nays 21. |
|--|---|--|--|----------|

The question of amendment was decided in the negative by a majority of thirteen.

Amendment lost.

In amendment to the original question.

Mr. Richardson, seconded by Mr. Boulton, moves that the bill to erect the County of Hastings into a separate District do not now pass, but that the House do on to-morrow resolve itself into a Committee of the whole on the Bill.

Motion for recom-
mitment tomorrow.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|--|-------------------|-----------------------------------|-----------------------|---------|
| Boulton, Bruce, McDonell, of Stormont, | McKay, Morris, | Richardson, Solicitor General, | Strange, Walsh,—9. | Yeas 9. |
|--|-------------------|-----------------------------------|-----------------------|---------|

NAYS—MESSIEURS,

| | | | | |
|---|---|--|--|----------|
| Chisholm, Cook, Duncombe, of Norfolk, Durand, Gibson, Gilchrist, | Lount, McIntosh, Mackenzie, McMicking, Moore, Perry, | Roblin, Rymal, Shaver, Shibley, Small, Smith, | Thorburn, Waters, Wells, Wilson, Yager—23. | Nays 23. |
|---|---|--|--|----------|

The question of amendment was decided in the negative by a majority of fourteen.

On the original question, the yeas and nays being taken, were as follows :

On passing.

YEAS—MESSIEURS,

| | | | | |
|---|---|--|---|----------|
| Chisholm, Cook, Duncombe, of Norfolk, Durand, Gibson, Gilchrist, | Lount, McIntosh, Mackenzie, McMicking, Malloch, Moore, | Roblin, Rymal, Shaver, Shibley, Small, Smith, | Thorburn, Walsh, Waters, Wilson, Woolverton, Yager—24. | Yeas 24. |
|---|---|--|---|----------|

NAYS—MESSIEURS,

| | | | | |
|--|-------------------------------|---|-----------------------|----------|
| Boulton, Bruce, McDonell, of Stormont, | McKay, Merritt, Morris, | Perry, Richardson, Solicitor General, | Strange, Wells—11. | Nays 11. |
|--|-------------------------------|---|-----------------------|----------|

The question was carried in the affirmative by a majority of thirteen and the Bill was signed.

Bill passed.

Mr. Roblin, seconded by Mr. Yager, moves that the Bill be entitled "*An Act to erect the County of Hastings into a separate District.*"

Title.

Which was carried, and Messrs. Roblin and Yager were ordered by the Speaker to carry the same up to the Honorable the Legislative Council and to request their concurrence thereto.

Bill sent to Leg.
Council.

The Master-in-Chancery brought down from the Honorable the Legislative Council a bill, entitled, "*An Act to incorporate certain persons therein mentioned, under the name and style of the Erie and Ontario Rail Road Company,*" which that Honorable House had passed and requested the concurrence of this House thereto.

Erie and Ontario
rail road bill passed
Leg. Council and
sent down for con-
currence.

The bill sent down from the Honorable the Legislative Council, entitled "*An Act to incorporate certain persons therein mentioned, under the name and style of the Erie and Ontario Rail Road Company*"—was read a first time.

Bill read.

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

2nd reading to-
morrow.

On motion of Mr. Mackenzie, seconded by Mr. Thorburn,

Ordered, That the Petition of Messrs. Truscott, Green, & Co. be referred to the Committee on Trade, with power to send for persons and papers, and to report thereon.

Pet. of Truscott,
Green & Co. refer'd
to com. on Trade.

Com. of whole on the res. on ballot.

Pursuant to the order of the day, the House was put into Committee of the whole on the resolution on the subject of Ballot.

Mr. McDonell, of Stormont, was called to the Chair.

The House resumed.

Resolu reported.

Mr. McDonell reported that the Committee had agreed to the resolution, and submitted the same for the adoption of the House.

The Report was received.

On the question for adopting the resolution being put, debates ensued.

On ques. of adop- tion debates ensue. Motion for adjour- ning debates.

Mr. Richardson, seconded by Mr. Boulton, moves, that the debate on the sub- ject of the report of the Select Committee respecting the Vote by Ballot, be ad- journed until to-morrow.

On which the yeas and nays being taken, were as follows :

| | | | | |
|---------|-----------------------|-------------------------|-------------------------------|--------------------------|
| Yeas 8. | Boulton, Caldwell, | Malloch, Richardson, | Rykert, Solicitor General, | Strange, Wilkinson—8. |
|---------|-----------------------|-------------------------|-------------------------------|--------------------------|

NAYS—MESSIEURS,

| | | | | |
|----------|--|---|--|---|
| Nays 27. | Bruce, Chisholm, Cook, Duncombe, of Norfolk. Gibson, Gilchrist, Hopkins, | Lount, McDonell, of Stormont, McIntosh, Mackenzie, McMicking, Morrison, Norton, | Parke, Perry, Roblin, Rymal, Shaver, Small, Smith, | Thorburn, Waters, Wells, Wilson, Woolverton, Yager—27. |
|----------|--|---|--|---|

Amendment lost.

The question of amendment was decided in the negative by a majority of nineteen.

On original ques- tion.

On the original question, the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------|--|---|---|---|
| Yeas 28. | Bruce, Chisholm, Cook, Duncombe, of Norfolk, Gibson, Gilchrist, Hopkins, | Lount, McDonell, of Stormont, McIntosh, Mackenzie, McMicking, Morrison, Norton, | Parke, Perry, Roblin, Rykert, Rymal, Shaver, Small, | Smith, Thorburn, Waters, Wells, Wilson, Woolverton, Yager—28. |
|----------|--|---|---|---|

NAYS—MESSIEURS,

| | | | | |
|---------|-----------------------|-----------------------------------|----------|--------------|
| Nays 6. | Boulton, Caldwell, | Richardson, Solicitor General, | Strange, | Wilkinson—6. |
|---------|-----------------------|-----------------------------------|----------|--------------|

The question was carried in the affirmative by a majority of twenty two, and the resolution was adopted, as follows :

Resolution for vote by ballot.

Resolved, That in all Elections of Members to serve in the House of Assembly for Counties, Ri- dings, or Towns, the mode of Voting shall be by Ballot.

Adjourned.

Tuesday, 10th March, 1835.

The House met.

The minutes of yesterday were read.

Petitions bro't up.

William Law and others.

Mr. Hopkins brought up the Petition of William Law and fifty nine others, of the township of Trafalgar, in the County of Halton ; which was laid on the table.

A Backhouse and others.

Mr. Parke brought up the Petition of Abraham Backhouse and sixty nine others, of the townships of Malahide, Yarmouth, and Bayham, on the shore of Lake Erie ; which was laid on the table.

H. McCargar and others.

Mr. Shaver brought up the Petition of Hugh McCargar and sixty seven others, inhabitants of the township of Mountain, in the Eastern District ; which was laid on the table.

Adam McCall and others.

Mr. Duncombe, of Norfolk, brought up the Petition of Adam McCall and one hundred and thirty one others, inhabitants of the District of London ; which was laid on the table.

Pursuant to the order of the day, the following Petitions were read :

Petitions read.

Of John Hugill and others, interested in the Will of the late John Wilmot—setting forth that said John Wilmot, deceased, departed this life some months since, having first made, and duly executed, his last Will and Testament; by which said John Hugill, with one John Augustus Wallis are appointed Executors. That probate of said Will has been granted to said John Hugill, and a citation taken out and legally served, calling upon the said John Augustus Wallis to come and take probate of the said Will, but no such person has appeared. That certain bonds of conveyance of freehold property were executed by said John Wilmot during his life, which bonds are near their termination—that much of the property is subject to serious loss and injury through the want of some proper authority to look over and take charge of the same, and praying that an Act may be passed to protect the property and relieve said petitioners from responsibilities over which they have no control.

John Hugill and others praying for authority to settle the affairs of the estate of the late John Wilmott.

Of John Carey, of the Township of Toronto, praying remuneration for services rendered the House of Assembly in reporting its proceedings during several years, without having received any compensation for such services.

John Carey praying to be remunerated for reporting.

Of Christopher Cook and eighty others, of the Townships of Erin and Esquesing, in the District of Gore, praying that a sum of money be granted to improve the road leading from Post's Inn, in the Township of Trafalgar through the townships of Esquesing and Erin.

Chris Cook and others praying for money for roads.

Of Robert Taylor and sixty-three others, of the Township of Brock, in the County of York, praying that the sum of one hundred and fifty pounds be granted to build a bridge over the little Talbot on the sixth concession of said township of Brock.

And of George Goodwillie and seventy others, of the Township of Esquesing, in the District of Gore, praying for a sum of money to be expended on the road leading from the town line between the townships of Chinguacousy and Esquesing.

G Goodwillie and others, praying for aid for roads.

On motion of Mr. Rykert, seconded by Mr. Parke,

Ordered, That the Petition of James Inkstar and twenty others, captains of vessels, praying for a grant of money for the erection of a light-house at Port Dalhousie, be referred to the Committee of Supply.

Petition of James Inkstar and others, referred.

On motion of Mr. Chisholm, seconded by Mr. McDonell, of *Stormont*,

Ordered, That the Petition of Duncan Macdonell, Esquire, be referred to a Select Committee, to be composed of Messrs. Perry, McLean, Waters, MDonell, of *Glengarry*, and McDonell, of *Stormont*.

Petition of Duncan McDonell & others referred.

On motion of Mr. Wilson, seconded by Mr. McIntosh,

Ordered, That the Petition of John Carey, be referred to a Select Committee, and that Messrs. Wilson, Waters and Morrison do compose the same, with power to send for persons and papers, and to report thereon.

Pet. of Jno Carey referred.

On motion of Mr. Hopkins, seconded by Mr. Smith,

Ordered, That the Petition of George Goodwillie and others, be referred to the Committee of Supply.

Petition of George Goodwillie & others referred.

On motion of Mr. Small, seconded by Mr. Strange,

Ordered, That the Petition of John Hugill be referred to a Select Committee, to be composed of Messrs. Small, Morrison, Wells and Macnab, with power to report thereon by bill or otherwise.

Petition of John Hugill and others referred.

On motion of Mr. Mackenzie, seconded by Mr. Shaver,

Ordered, That Messrs. Bruce and Cook be a Committee to draft and report a bill pursuant to the Resolution of this House of yesterday in favor of the mode of Voting at Elections by Ballot.

Committee to draft bill on voting by ballot.

Mr. McNab, from the Select Committee to which was referred the Petition of Thomas Dalton, presented a report, which was received and read.

Sel. Com. on Pet. of Thomas Dalton, presented report.

Report.—(See Appendix.)

Mr. McNab, seconded by Mr. Wilkinson, moves, that the report of the Select Committee on the Petition of Thomas Dalton, be referred to the Committee of Supply.

Motion for referring report to Com. of Supply.

In amendment, Mr. Shaver, seconded by Mr. Morrison, moves, that the following words be added: "this day three months."

Amendment proposed.

On which the yeas and nays were taken, as follows :

YEAS—MESSIEURS,

| | | | |
|-----------------------|------------------------|-----------|-------------|
| Bruce, | Lount, | Morrison, | Small, |
| Cook, | McDonell, of Stormont, | Parke, | Strange, |
| Duncombe, of Norfolk, | McIntosh, | Perry, | Thorburn, |
| Durand, | Mackenzie, | Roblin, | Waters, |
| Gibson, | McMicking, | Rymal, | Woolverton, |
| Gilchrist, | Moore, | Shaver, | Yager—27. |
| Hopkins, | Morris, | Shibley, | |

Yeas 27.

NAYS—MESSIEURS,

| | | | |
|-------------------------|----------|--------|------------|
| McCrae, | Macnab, | Smith, | Wilkinson, |
| McDonell, of Glengarry, | Malloch, | Walsh, | Wilson—10. |
| McLean, | Merritt, | | |

Nays 10.

Amendment carried.

The question of amendment was carried in the affirmative by a majority of seventeen.

Rep. of Sel. Com. on pet. of T. Dalton, to be referred this day 3 months.

The original question as amended was then put and carried.

And it was *Ordered*, That the Report of the Select Committee on the Petition of Thomas Dalton be referred to the Committee of Supply, this day three months.

Motion for altering the order of the House on the subject of reporting.

Mr. Mackenzie, seconded by Mr. Wilson, moves, that this House has not found that the mode of reporting, adopted on the report of the Select Committee to which that subject was referred, is the best calculated to give its constituents a faithful and true account of its votes, resolutions and proceedings—that it is therefore expedient that that report shall not be further acted upon, but that the Contingent Committee should have power to employ one or more competent reporters, with instructions to report the votes and proceedings of this House, and to leave a fair copy of such reports and proceedings in a place to which all Editors in Upper Canada or their agents may have daily access, and that one copy of each of the newspapers in this Province shall be subscribed for by the Clerk, filed by the Librarian, and preserved in the Library for reference of Members.

Amendment that every facility shall be afforded to publication of debates.

In amendment, Mr. MacNab, seconded by Mr. Wilkinson, moves that after the word "moves" in the original, the whole be expunged, and the following inserted: "that this House will, on all occasions, afford every facility to the publication of its debates."

Amend. carried nem. con.

Which was carried nem. con.

PRESENT—Messieurs *Bruce, Caldwell, Chisholm, Cook, Cornwall, Durand, Gibson, Hopkins, Lount, McCrae, McDonell, of Glengarry, McDonell, of Stormont, McIntosh, McKay, Mackenzie, McLean, McMicking, MacNab, Malloch, Moore, Morris, Morrison, Norton, Parke, Perry, Richardson, Roblin, Rykert, Rymal, Shibley, Taylor, Thorburn, Walsh, Wells, Wilkinson, Wilson, Woolverton, and Yager.*

Com. of whole on bill for relief of Keele and Ainslie.

Pursuant to the order of the day, the bill for the relief of William Conway Keele and Adam Ainsley, was read the second time.

The House was put into Committee of the whole on the Bill.
Mr. Taylor in the Chair.

The House resumed.

Mr. Talyer reported that the Committee had gone through the bill, amended the same, and submitted it for the adoption of the House.

The Report was received.

Ordered, That the bill be engrossed and read a third time to-morrow.
Adjourned.

3rd reading to-morrow.

Wednesday, 11th March, 1835.

The House met.

The minutes of yesterday were read.

On motion of Mr. Macnab, seconded by Mr. Boulton,

Select Committee to report on accommodation below the Bar.

Ordered, That Messrs. Macnab, Robinson, Perry and Morrison be a Committee to report to this House the best and most convenient mode of admitting spectators below the bar, and of fitting up seats for their accommodation.

Mr. Robinson brought up the Petition of Richard Telford and fifteen others, of the Township of Whitchurch, in the County of York; which was laid on the table. Petitions bro't up.
Richard Telford and others.

Mr. Morrison brought up the Petition of Thomas Whalley, and thirty others, of the Townships of Markham and Scarborough, in the County of York; which was laid on the table. Thos Whalley and others.

Mr. Wilson brought up the Petition of Dean S. Howard, of the Township of Murray, in the County of Northumberland; which was laid on the table. Dean S. Howard and others.

Mr. Robinson brought up the Petitions of John Cawthra and two hundred twenty-five others, and of D. Bridgford and ninety-nine others, residing between the City of Toronto and Lake Simcoe; which were laid on the table. John Cawthra and others.

Mr. Macnab brought up the Petition of George Boyd, of the City of Toronto, which was laid on the table. George Boyd.

Mr. Rykert brought up the Petition of James W. O. Clark, and eighty-one others, inhabitants of the township of Louth, in the District of Niagara; which was laid on the table. J W O. Clark and others.

Agreeably to the order of the day, the Bill for the relief of Keele and Ainslie was read the third time, Keele & Ainslie relief bill read third time.

On the question for passing the same,

Mr. Roblin, in amendment, seconded by Mr. Boulton, moves, That the Bill do not now pass, but that the House do go into Committee of the whole on the Bill, this day three months, Motion for passing bill in 3 months.

On which the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

| | | | | |
|---|---------------------|------------------------|--------------------------------|---------|
| Boulton, Cook, Duncombe, of Oxford, | MacNab, Malloch, | Richardson, Roblin, | Solicitor General, Wells—9. | Yeas 9. |
|---|---------------------|------------------------|--------------------------------|---------|

NAYS—MESSIEURS,

| | | | | |
|---|--|--|---|----------|
| Alway, Bruce, Caldwell, Durand, Gibson, Gilchrist, Hopkins, | Lount, McCrae, McDonell, of Stormont, McIntosh, McKay, McMicking, Merritt, | Moore, Morrison, Parke, Perry, Rymal, Shaver, Small, | Smith, Thorburn, Tayler, Walsh, Waters, Wilson, Yager—28. | Nays 28. |
|---|--|--|---|----------|

The question of amendment was decided in the negative, by a majority of nineteen. Amendment lost.

In amendment to the original question, Mr. Small, seconded by Mr. McIntosh, moves, that all in the original Bill after the word "Whereas," be expunged, & the following inserted: "by an Act passed in the second year of the reign of His late Majesty, King George the Fourth, entitled, 'An Act to repeal part of and amend an Act passed in the thirty-seventh year of His Late Majesty's Reign, entitled, 'An Act for the better regulating the practice of the Law and to extend the provisions of the same.'" It is amongst other things enacted, that the sixth clause of the said Act passed in the thirty-seventh year of His late Majesty's Reign, shall be, and the same is hereby repealed, and that from and after the passing of the said Act no person shall be admitted by the Court of King's Bench to practise as an Attorney in this Province unless upon an actual service, under articles, for five years, with some practising Attorney in this Province. And whereas, the said recited Act may operate to the prejudice of His Majesty's subjects, being duly admitted Attornies of His Majesty's Supreme Courts of Law in the United Kingdom of Great Britain and Ireland.

Be it therefore enacted, &c. That it shall and may be lawful for His Majesty's Court of King's Bench in this Province, at their discretion, from time to time after the passing of this Act to admit to practice as an Attorney or Attornies of the said Court of King's Bench in this Province, any duly admitted Attorney or Attornies of His Majesty's Supreme Courts of Law in the said United Kingdom, any thing in the said recited Acts or any other Acts to the contrary notwithstanding.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------|--------------------------------|------------|--------|-----------|
| Yeas 18. | Alway, | McIntosh, | Parke, | Taylor, |
| | Bruce, | McKay, | Rymal, | Thorburn, |
| | Chisholm, | McMicking, | Small, | Walsh, |
| | Duncombe, <i>of Norfolk</i> , | Moore, | Smith, | Yager—18. |
| | McDonell, <i>of Stormont</i> , | Morris, | | |

NAYS—MESSIEURS.

| | | | | |
|----------|------------------------------|---------------------------------|-------------|--------------------|
| Nays 25. | Boulton, | McDonell, <i>of Glengarry</i> , | Norton, | Shibley, |
| | Cook, | Mackenzie, | Perry, | Solicitor General, |
| | Cornwall, | McLean, | Richardson, | Waters, |
| | Duncombe, <i>of Oxford</i> . | MacNab, | Robinson, | Wells, |
| | Gibson, | Malloch, | Roblin, | Wilkinson, |
| | Gilchrist, | Morrison, | Rykert, | Woolverton—25. |
| | Lount, | | | |

Amendment lost.

The question of amendment was decided in the negative by a majority of seven.

On passing.

On the question for passing the Bill, the yeas and nays being taken were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------|-----------|--------------------------------|------------|-----------|
| Yeas 16. | Alway, | Lount, | Mackenzie, | Perry, |
| | Bruce, | McDonell, <i>of Stormont</i> , | Moore, | Rymal, |
| | Chisholm, | McIntosh, | Morrison, | Small, |
| | Gibson, | McKay, | Parke, | Wells—16. |
| | | | | |

NAYS—MESSIEURS,

| | | | | |
|----------|-------------------------------|---------------------------------|--------------------|-------------|
| Nays 28. | Boulton, | McDonell, <i>of Glengarry</i> , | Richardson, | Taylor, |
| | Cook, | McLean, | Robinson, | Thorburn, |
| | Cornwall, | McMicking, | Roblin, | Walsh, |
| | Duncombe, <i>of Oxford</i> , | MacNab, | Rykert, | Waters, |
| | Duncombe, <i>of Norfolk</i> , | Malloch, | Shibley, | Wilkinson, |
| | Durand, | Morris, | Smith, | Woolverton, |
| | Gilchrist, | Norton, | Solicitor General, | Yager—28. |

The question was decided in the negative by a majority of twelve.

Petitions read.

Pursuant to the order of the day the following Petitions were read :

Charles Wilson and others, praying for aid for roads.

Of Charles Wilson, and eleven others, of the township of Mosa, praying for a grant of fifty pounds to be expended on a new line of road laid out between the Longwoods Road in the said township, and the District line between Mosa and Zone, said line of Road being one of importance, and the most direct way to the Mill, Post Office and Store.

Wm Fell & others praying for £300 to building a bridge.

Of William Fell and forty six others, inhabitants of the County of Haldimand, praying that the sum of three hundred pounds may be granted to build a Bridge across the Grand River, at the town of Indiana, lock number one, about 18 miles above Dunnville, to connect the roads leading from Canboro' to Long Point, through said town of Indiana, likewise to connect the roads on the West side of the said River with those on the East side, leading from Dunnville to Hamilton, Brantford, &c., and stating that an experienced Engineer has Estimated the Bridge to cost the sum prayed for, and that the site is the most eligible.

John McIntyre & others, praying for aid for roads.

Of John McIntyre and fifty three others, of the township of Ekfrid, in the District of London, praying for the sum of one hundred pounds, to be expended to open a Road from the River Thames, in said township, to Longwood's Road, said Road being much wanted for the convenience of the public.

Ronald Fraser and others complaining of the conduct of certain road commissioners, and praying for enquiry into the circumstances, also that a further grant be made and Comrs appointed as mentioned in the petition.

Of Ronald Fraser and twenty-three others, of the township of Thorah, stating that an appropriation of thirty pounds was placed in the hands of William Turner and Francis Osburn, Esquires, as Commissioners, who expended the same on Roads in the vicinity of their own farms, instead of laying the money out as authorised and directed by the statute, and praying that an enquiry may be made into the subject—and further praying, that a grant in three divisions may be made in the following manner:—The first division to be expended between the Talbot and Beaver River, being the Lake Road, between the townships of Mara and Thorah, and from Thorah to Calder's Grist and Saw Mills—the second division on the Whitby Road—the third division on the fifth concession line, called the Swamp Road, between the township of Eldon and Calder's Mills, where there is

a great deal of travelling, and that certain Commissioners named in Petition be appointed for each division.

Of John Crosby and six others, inhabitants of the township of Markham, setting forth that they have erected a very commodious Brick School House, by subscription, on the seventh concession of said township, but though the subscriptions were liberal they could not raise sufficient to pay the expenses of putting up said House—that the land has been given upon which the School House stands, and from fifty to sixty scholars are daily taught in it, by one of the best teachers in the township—that from the important subject of Common School Education, and the advantage of erecting permanent buildings for that purpose, Petitioners pray that forty or fifty pounds may be granted them to assist in furnishing said House.

John Crosby and others praying for pecuniary aid to complete a school house

Of A. Pringle and eight others, Creditors of the Kingston Bank, praying that relief may be afforded them by Legislative Enactment, as by the interference of Parliament for the adjustment of their claims upon said institution, their prospects have been much injured, if not entirely defeated.

A Pringle & others praying for relief in regard to the late Kingston Bank.

Of Amos Wilcox and fifty four others, inhabitants of the township of Toronto, setting forth that in consequence of a recent survey by Mr. Gibson of Huron-ario Street, otherwise called the Centre Road in said township, it is found that the former or original survey is erroneous, by which the said road is entirely thrown out—that, in order to make the new line of road in a state for travelling, it will require one hundred and fifty pounds, and praying such assistance as the House may see fit to grant.

Amos Wilcox and others praying pecuniary assistance for roads.

Of E. P. Thompson and twenty-three others, of the township of Toronto and adjacent townships, Home District, shewing that great injury is sustained by them in consequence of the destruction of their sheep by wolves; that the present bounty is not sufficient to induce persons to give their time to killing those destructive animals, and praying that the bounty may be increased to five pounds for each scalp.

E. P. Thomson & others praying that the bounty offered for wolves may be increased.

Of George W. Busted, of the town of London, in the London District, representing that he is an Attorney of the Supreme Law and Equity Courts in Ireland, and also a Member of the Honorable Society of King's Inn, that he held by commission the offices of Chief Clerk and Registrar of the Supreme Court of Newfoundland, and also Master in Chancery, Accountant General and Prothonotary of said Island, that Petitioner filled the office of Chief Commissary Commandant (Chief Magistrate) of the Island of St. Lucia in North America, and as such did judicially preside in the Court Royal of said Island. The Petitioner, on his arrival in this Province, applied to the Lieutenant Governor for permission to practise at the Bar, and his application being communicated to the Attorney General, Petitioner was referred to the Law Society. That having twice ineffectually applied to the said Society to practise, he requested to be heard by Counsel—he was answered that his application for admission "*would be entertained,*" though no notice was taken of his application to be heard by Counsel—that certain *special* forms were transmitted to Petitioner by the sub-Treasurer of the Law Society, to enable him to make such renewed application—with all which forms he strictly complied—entered into a Bond for one hundred pounds with two sureties, lodged thirty pounds with the Treasurer, and then was informed by Resolution of that Body, dated the second day of February last, "That the said George Washington Busted cannot *now* be called to the degree of Barrister at Law"—that being informed a bill is in preparation to admit Messrs. Keele and Ainslie to practise in this Province, and which gentlemen are similarly circumstanced with himself—Petitioner prays that his name may be included when the House shall be convinced of the justice of his claim, by documents he is prepared to lay before them.

Geo. Washington Busted, praying to be allowed to practice the law in this Province.

Of the Reverend Angus McDonell, of Sandwich, in the Western District—praying that corporate powers may be granted to himself in connexion with the Right Reverend Remigius Gaulin, Bishop of Trabacca; the Reverend John Cullen, of Bytown; the Honorable John Elmsley, of Toronto, and Walter McCunniffe, of Kingston, Esquire, and their heirs to hold certain lands and premises in the town of Kingston for the purposes mentioned in a deed of conveyance made by the Right Reverend Alexander McDonell, Roman Catholic Bishop of Kingston, to said persons as trustees of said lands and premises.

Rev. A McDonell, praying for a corporate capacity for certain purposes.

And of Joseph Tomlinson and eleven others, of the Township of Markham, praying that seventy-five pounds may be granted to erect a new bridge over the River Rouge in said township, and that the public convenience requires that it be built on the direct line of road and not on its present site.

Jos. Tomlinson & others, praying for aid to build a bridge.

Pet. of A. Pringle and others referred.

On motion of Mr. Morris, seconded by Mr. Shaver, *Ordered*, That the Petition of A. Pringle and others, respecting the late Pretended Bank of Kingston, be referred to a Select Committee, with power to send for persons and papers, and that Messrs. Morris, Macnab, Wilson, Strange and Boulton do compose the said Committee.

Pet. of William P. Patrick & J. Easton referred.

On motion of Mr. McLean, seconded by Mr. McDonell, of *Glengarry*, *Ordered*. That the Petition of William Poyntz Patrick and Joseph Easton, Executors of the late Thomas Stoyell, be referred to a Select Committee, and that Messrs. McLean, Roblin and Morrison do compose said Committee.

Pet. of Rev Angus McDonell referred.

On motion of Mr. McDonell, of *Glengarry*, seconded by Mr. McLean, *Ordered*. That the Petition of the Rev. Angus McDonell, be referred to a Select Committee, and that Messrs. McDonell, of *Glengarry*, McLean, McDonell, of *Stormont*, Solicitor General and Strange do compose the said Committee.

Pet. of H. McCargar referred.

On motion of Mr. Shaver, seconded by Mr. Morris, *Ordered*, That the Petition of Hugh McCargar, be referred to the Committee on Trade.

Sel. com. on pet. of G. W. Whitehead and others reports by bill.

Mr. Duncombe, of *Oxford*, from the Committee to which was referred the Petition of G. W. Whitehead and others, informed the House that the Committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

River Thames and Grand River navigation bill read.

The Report was received, and the bill to incorporate a Joint Stock Company for the purpose of connecting the navigable waters of the Grand River with those of the River Thames—was read a first time.

2nd reading on tomorrow.

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

Sel. com. on pet. of Jas. Calcutt and others reports by bill

Mr. Boulton, from the Select Committee to which was referred the petition of James Calcutt and others, inhabitants of Cobourg, informed the House that the Committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

Cobourg Police bill read.

The Report was received, and the bill to incorporate the village of Cobourg by authorising an elective police therein—was read the first time.

2nd reading to-morrow.

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

Pursuant to the order of the day, the House was put into Committee of the whole on the bill to abolish imprisonment for debt.

Mr. Cornwall in the Chair.

The House resumed.

Bill amended.

Mr. Cornwall reported that the Committee had gone through the provisions of the Bill, amended the same, and submitted it for the adoption of the House.

The Report was received.

3rd reading Monday next.

Ordered, That the Bill be engrossed and read a third time on Monday next.

Committee on the Toronto election trial have leave to adj.

On motion of Mr. Norton, seconded by Mr. Roblin, *Ordered*, That the Committee appointed to try the Controverted Election for the City of Toronto, have leave to adjourn until Monday the sixteenth instant.

Speaker reports communications fin. C. C. C.

Mr. Speaker reported certain communications from the Clerk of the Crown in Chancery, which was read by the Clerk as follows :

C. C. CHANCERY OFFICE,
Toronto, 11th March, 1835. }

SIR :

Letters from C. C. to the Speaker on the Leeds election.

I have the honor to report, for the information of the Commons House of Assembly, that by yesterday's Mail I received a Packet from Adiel Sherwood, Esquire, Returning Officer for the County of Leeds, bearing date at Brockville, the fourth instant, in which Packet, amongst other documents, was the Writ for the said County, lately sued out by order of the House of Assembly, for the return of two Members in the place of Robert S. Jameson and Ogle R. Gowan, Esquires, whose seats, by a Resolution of the House, had been declared vacant.

On examining the Parcel containing these documents I discovered that the Returning Officer had omitted to annex a return to the writ, and I immediately addressed a letter to him apprising him of the omission, although I fully expected that the Mail of this morning would rectify the mistake, and enable me officially to communicate to the House of Assembly the result of the Election.

I regret, however, to say that my expectations on this head have not been realized.

This morning I waited on His Excellency the Lieutenant Governor and made him acquainted with the circumstances, and of the embarrassment which the omission or neglect was likely to produce ; and I received His Excellency's commands to write immediately to the Returning Officer, and to require his

attendance forthwith at Toronto, to complete the execution of the Writ, according to its tenor, and to his express instructions. A copy of which Letter, marked number 2, I herewith enclose.

I have the honour to be,

Sir,
Your Most Obedient
Humble Servant,

SAMUEL P. JARVIS,
C. C. Chancery.

To the Honourable
MARSHALL S. BIDWELL, Esquire,
Speaker, Commons' House of Assembly.

(COPY.)

C. C. CHANCERY OFFICE,
Toronto, 10th March, 1835. }

SIR :

I have to acknowledge the receipt of a packet from you, by Mail of this day, under date from Brockville, the 4th instant, covering the Writ of Election for the County of Leeds. The Poll Book, your Oath of Office, a Protest against the Election by Messieurs Buell and Howard, and your explanatory Letter. Letter from C.C.C. to Returning Officer for county of Leeds.

I take the earliest opportunity of informing you that the Indenture or Return was not annexed to the Writ, neither was it enclosed in the parcel which contained the Writ.

The omission is particularly unfortunate, as I am, in consequence unable to communicate officially to the House of Assembly the result of this Election, and until I do, the Members elect cannot be sworn, or take their seats.

I trust that the omission has been discovered by you, and that I shall receive the return by tomorrow's Post.

I am,
Your Most Obedient
Humble Servant,

SAMUEL P. JARVIS.

ADIEL SHERWOOD, Esquire,
Returning Officer, for the County of Leeds.

(COPY.)

C. C. CHANCERY OFFICE,
11th March, 1835. }

SIR :

I yesterday addressed a letter to you, acknowledging the receipt of a packet containing the Writ of Election and other papers relating to the recent election for the County of Leeds and informing you that you had omitted to annex to the Writ, the Return or Indenture, or to enclose it to me with the other papers. Letter from C.C.C. to Returning Officer for county of Leeds.

I was greatly in hopes that the omission would almost immediately be discovered by you, and the Indenture transmitted by the post of the following day.

This not being the case, I am now commanded by His Excellency the Lieutenant Governor to require your immediate attendance at Toronto, to complete the execution of the Writ by annexing the Return according to Law.

I have the honor to be,
Sir,
Your Most Obedient
Humble Servant,

SAMUEL P. JARVIS.
C. C. Chancery.

ADIEL SHERWOOD, Esquire,
Returning Officer for the County of Leeds.

Mr. Perry, seconded by Mr. Shaver, moves, that the letter of the Clerk of the Crown in Chancery be referred to a Committee of Privilege, with power to send for persons and papers, and leave to report thereon, and that the Clerk of the Crown in Chancery be directed to attend the Committee forthwith, with all communications that he may have received as Clerk of the Crown in Chancery from the Returning Officer for the late Election for the County of Leeds, or from any other person, relative thereto—and that Messrs. Duncombe, of Oxford, Roblin, Morrison, and Wells, do compose said Committee. Motion for app't of com. of privilege to report on the letter from the C.C.C.

On which debates ensued.

At four o'clock, P. M., the Speaker left the Chair.

At ten minutes past four the Speaker resumed the Chair:

The debate on Mr. Perry's motion was resumed.

In amendment, Mr. MacNab, seconded by Mr. Boulton, moves, that the name "Duncombe" be expunged, and "Merritt" inserted. Debates.
Motion for altering the proposed committee.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|---------|--------------------|--------------------|----------------------|-------------|
| Yeas 7. | Boulton, McKay. | McLean, Macnab, | Malloch, Strange, | Wilkinson—7 |
|---------|--------------------|--------------------|----------------------|-------------|

NAYS—MESSIEURS,

| | | | | |
|----------|---|---|---|---|
| Nays 36. | Alway, Bruce, Chisholm, Cook, Duncombe, of <i>Norfolk</i> , Duraud, Gibson, Gilchrist, Hopkins, | Lount, McDonell, of <i>Glengarry</i> , McDonell, of <i>Stormont</i> , McIntosh, Mackenzie, McMicking, Merritt, Moore, Morris, | Morrison, Parke, Perry, Robinson, Roblin, Rykert, Rymal, Shaver, Shibley, | Small, Smith, Sol. General, Thorburn, Walsh, Waters, Wells, Woolverton, Yager—36. |
|----------|---|---|---|---|

The question of amendment was decided in the negative by a majority of twenty-nine.

On original ques.

On the original question, the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------|---|--|---|---|
| Yeas 40. | Alway, Bruce, Chisholm, Cook, Duncombe, of <i>Oxford</i> , Duncombe, of <i>Norfolk</i> , Duraud, Gibson, Gilchrist, Hopkins, | Lount, McDonell, of <i>Stormont</i> , McIntosh, McKay, Mackenzie, McLean, McMicking, Macnab, Moore, Morris, | Morrison, Parke, Perry, Robinson, Roblin, Rykert, Rymal, Shaver, Shibley, Small, | Smith, Strange, Thorburn, Walsh, Waters, Wells, Wilkinson, Wilson, Woolverton, Yager—40. |
|----------|---|--|---|---|

NAYS—MESSIEURS,

| | | |
|---------|----------|------------|
| Nays 2. | Boulton, | Malloch—2. |
|---------|----------|------------|

Letters from C. C. C. referred to com. of privilege.

The question was carried in the affirmative by a majority of thirty-eight, and it was *Ordered*, That the Letters of the Clerk of the Crown in Chancery be referred to a Committee of Privilege, with power to send for persons and papers, and leave to report thereon—and that the Clerk of the Crown in Chancery be directed to attend the Committee forthwith, with all communications that he may have received, as Clerk of the Crown in Chancery, from the Returning Officer for the late Election for the County of Leeds, or from any other person relative thereto, and that Messrs. Perry, Duncombe, of *Oxford*, Roblin, Morrison, and Wells, do compose the said Committee.

Mr. Secretary Rowan brought down from His Excellency the Lieutenant Governor, several Messages and Documents.

Mr. Speaker read the Messages, as follows :

J. COLBORNE,

Message from His Excellency with assessment returns.

The Lieutenant Governor transmits to the House of Assembly the Assessment Returns of the several Districts for the year 1834.

Government House, 11th March, 1835.

J. COLBORNE.

Message from His Excellency with population returns.

The Lieutenant Governor transmits to the House of Assembly the Population Returns of the several Districts for the year 1834.

Government House, 11th March, 1835.

J. COLBORNE.

Message from His Excellency.—Naturalization bill assented to by the King.

The Lieutenant Governor acquaints the House of Assembly that the bill entitled "*An Act to extend to certain persons the Civil and Political rights of natural born subjects*" passed in the month of January, 1833, by the Legislative Council and Assembly, and reserved for the signification of His Majesty's pleasure, in conformity with the King's instructions, and by the advice of the Law Officers

of the Crown, has received His Majesty's Royal confirmation, and is accordingly finally enacted.

Government House, 11th March, 1835.

J. COLBORNE,

The Lieutenant Governor transmits to the House of Assembly, a copy of a Circular Notice which he directed to be communicated to the Boards of Health, established under the Act passed in the third Session of the last Parliament, to enable them to adopt such measures as might appear to them necessary for the preservation of the health of their respective Townships, and to check the progress of the Cholera which raged in most parts of the Province.

Message from H. E. with circular to Boards of Health.

The accounts of the Boards of Health are annexed, and copies of several applications to the Executive Government for assistance, and the amount which has been authorized to be expended.

The Lieutenant Governor suggests to the House of Assembly, that as the Act to establish Boards of Health will soon expire, this subject should be taken into consideration before the close of this Session.

Government House, 11th March, 1835.

J. COLBORNE,

The Lieutenant Governor transmits to the House of Assembly the accompanying documents relative to the lots of Land set apart for Schools and School Masters, in compliance with the address of the Assembly of the thirtieth of January.

Message from H. E. with documents relating to land for Schools & School-masters.

Government House, 11th March, 1835.

J. COLBORNE,

The Lieutenant Governor transmits to the House of Assembly a Report from the Trustees of the York General Hospital, to whom the address of the eleventh of February was referred for the purpose of procuring the information required by the Assembly.

Message from H. E. with report from York Gen. Hospital

In the accompanying copies of orders in Council, are pointed out the Lands which belong to the institution, and which are secured to it by the deeds of trust lodged in the office of the Secretary and Registrar.

Government House, 11th March, 1835.

Documents—(See Appendix.)

Adjourned.

Thursday, 12th March, 1835.

The House met.

The minutes of yesterday were read.

Mr. Thorburn brought up the Petition of John Decow and fourteen others, of the third riding, County of Lincoln; which was laid on the table.

Petitions bro't up. John Decow and others.

Mr. Robinson brought up the Petition of Samuel Beaty and thirty-eight others, of the Township of Adjala, in the County of Simcoe; which was laid on the table.

Samuel Beaty and others.

Mr. Robinson brought up the Petition of James Sanson and nineteen others, inhabitants of the Township of Orillia, in the County of Simcoe; which was laid on the table.

James Sanson and others.

Mr. Gibson brought up the Petition of Edward Charlton and thirty-nine others, of the third concession of the Township of York, in the County of York; which was laid on the table.

Edw'd Charlton and others.

Pursuant to the order of the day, the following petitions were read:

Of William Law and fifty-nine others, of the Township of Trafalgar, praying for a grant of money to improve the line of road (and build bridges on the same) called Williams Street, leading from Oakville, at the mouth of the Sixteen Mile Creek, through the townships of Trafalgar, Esquesing, Erin and Garrafraxa.

Petitions read. William Law and others, praying for aid for roads.

A. Backhouse and others, praying for aid for roads.

Of Abraham Backhouse and sixty-nine others, of the Townships of Malahide, Yarmouth and Bayham, on the Lake Erie shore, praying for the sum of one hundred and fifty pounds to improve the lake shore road, commencing between lots twenty-one and twenty-two in Yarmouth, and ending at lot eighteen, in the township of Malahide, which road is at present in a dangerous and almost impassable state.

Hugh McCargar and others praying that means may be adopted for relieving the country in its present distressed state.

Of Hugh McCargar and sixty-seven others, inhabitants of the Township of Mountain, setting forth the deep concern they feel at the depressed state of the markets, and the consequent inability of thousands to fulfil their engagements—under such a state of things petitioners are solicitous that some means should be adopted to relieve the country—that they have seen a plan proposed by a Mr. Cunningham, and published in the public prints, and they think that the adoption of this plan, or some other similar one, would alleviate the present distress and be productive of much future good, and praying the House to take the subject matter of their petition into its most serious consideration.

Adam McCall and others, praying for the establishment of District Medical Boards.

And of Adam McCall and one hundred and thirty-one others, inhabitants of the District of London, praying the passage of an Act authorising His Excellency, the Lieutenant Governor, to establish District Medical Boards.

Pet. of Wm. Law referred.

On motion of Mr. Hopkins, seconded by Mr. McMicking, *Ordered*, That the Petition of William Law, be referred to the Committee of Supply.

Pet. of Geo. Boyd read.

Mr. Macnab, seconded by Mr. Wilkinson, moves that the Petition of George Boyd be now read, and that the 41st Rule of this House be dispensed with as far as relates to the same.

Pet. of Geo. Boyd referred.

Which was carried, and the Petition of George Boyd, late an extra servant of this House, praying to be restored to his situation—was read.

Pet. of Tho's Appleton referred.

On motion of Mr. Macnab, seconded by Mr. Wilkinson,

Sol. Com. on pet. of R. Reid and others report.

Ordered, That the Petition of George Boyd, be referred to a Select Committee, consisting of Messrs. Macnab, Morris, Thorburn and McKay, with power to send for persons and papers, and to report thereon.

Peterboro' Police Bill read.

On motion of Mr. Mackenzie, seconded by Mr. Bruce, *Ordered*, That Mr. Thomas Appleton's Petition be referred to the Committee on Grievances.

Select Committee on petition of Duncan McDonell, of Greenfield, reports.

Mr. Boulton, from the Select Committee to which was referred the petition of Robert Reid and others, of the Village of Peterboro', informed the House that the Committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

Sol. com. on pet. of A Dixon reports.

The Report was received, and the Peterboro' Police Bill was read the first time.

Dixon relief bill read. 2nd reading to-morrow.

Ordered, That the bill be read a second time to-morrow. Mr. Chisholm, from the Select Committee to which was referred the Petition of Duncan McDonell, of Greenfield, Esquire, presented a report, which was received and read.

Sol. com. on pet's of S. Grant and others, and J. S. Whitcombe & others, report by bill.

Report—(See Appendix.)

Hawkesbury division bill read.

Mr. McDonell, of Stormont, from the Select Committee to which was referred the Petition of Adam Dixon, informed the House that the Committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

Select Committee on rights of carriers report by bill.

The Report was received, and the bill to authorise Adam Dixon to erect a Lock at the Mille Roches Rapid was read a first time.

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

Mr. Waters, from the Select Committee to which was referred the Petitions of S. Grant and others, and Joseph S. Whitcombe and others, inhabitants of the Eastern and Western Divisions of the township of Hawkesbury, informed the House that the Committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

The Report was received, and the Hawkesbury Division bill was read the first time.

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

Mr. Rykert, from the Select Committee to which was referred the matters of the rights of Carriers, Forwarders, Wharfingers, &c., reported that the Committee had prepared a draft of a Bill which he was ready to submit whenever the House would be pleased to receive the same.

The Report was received, and the bill to declare the rights of Common Carriers and others, was read a first time. Rights of carriers bill read.

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

Mr. Wilson, Chairman of the Committee on Trade, presented a second report, and a draft of a bill to regulate the system of keeping the accounts of commercial transactions with the United States. Sel. com. on Trade report a bill.

The report was received and read.

Report—(See Appendix.)

The bill to provide for obtaining accurate statements of the commerce of Upper Canada with the United States, was read a first time. Commercial state- ment bill read.

Ordered, That the 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 on the first Report and Resolutions of the Committee on Trade. Com. of whole on report of sel. com. on trade.

Mr. Smith in the Chair.

The House resumed.

Mr. Smith reported that the Committee had made some progress, and asked leave to sit again this day. Progress and leave to sit again today.

The Report was received, and leave was granted accordingly.

Mr. Perry, from the Select Committee to which was referred the Letter of the Clerk of the Crown in Chancery to the Speaker of this House, on the subject of the last Election for the County of Leeds, presented a first report, and the draft of an address to His Excellency, the Lieutenant Governor, for information on the subject. Sel. com. on C. C. C.'s letters on Leeds election present a let report and address.

The Report was received.

The Report was read.

(Report, See Appendix.)

The Address was read twice, concurred in, and ordered to be engrossed and read a third time this day. Address adopted. 3rd reading today

Mr. Perry, seconded by Mr. Morrison, moves, that the Report of the Select Committee to whom was referred the Letter of the Clerk of the Crown in Chancery to the Speaker of this House be adopted. Motion for adopt- ing report.

In amendment, Mr. Richardson, seconded by Mr. Cornwall, moves, That all the original motion after the word "moves" be expunged, and the following inserted, "That the Report of the Select Committee on the subject of the Leeds Election be adopted, excepting the last clause, which relates to the advice given His Excellency, the Lieutenant Governor, for the attendance of the Returning Officer for Leeds." Motion in amend- ment for adopting part of report.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|------------------------|-------------------|-------------------------|--------------------|---------|
| Caldwell, Cornwall, | McKay, McLean, | Richardson, Strange, | Taylor, Walsh—8 | Yeas 8. |
|------------------------|-------------------|-------------------------|--------------------|---------|

NAYS—MESSIEURS,

| | | | | |
|---|--|--|---|----------|
| Alway, Bruce, Chisholm, Cook, Duncombe, of Oxford, Duncombe, of Norfolk, Durand, Gibson, Gilchrist, Hopkins, | Lount, McCrae, McDonell, of Glengarry, McDonell, of Stormont, McIntosh, Mackenzie, McMicking, MacNab, Merritt, Moore, | Morris, Morrison, Parke, Perry, Robinson, Roblin, Rykert, Rymal, Shaver, | Shibley, Small, Thorburn, Waters, Wells, Wilkinson, Wilson, Woolverton, Yager—38. | Nays 38. |
|---|--|--|---|----------|

The question of amendment was decided in the negative by a majority of thirty. Quos of amend't lost.

On orig. ques. On the original question, the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------|-----------------------|-------------------------|-----------|-------------|
| Yeas 43. | Alway, | Lount, | Moore, | Small, |
| | Bruce, | McCrae, | Morris, | Strange, |
| | Caldwell, | McDonell, of Glengarry, | Morrison, | Thorburn, |
| | Chisholm, | McDonell, of Stormont, | Parke, | Walsh, |
| | Cook, | McIntosh, | Perry, | Waters, |
| | Duncombe, of Oxford, | McKay, | Robinson, | Wells, |
| | Duncombe, of Norfolk, | Mackenzie, | Roblin, | Wilkinson, |
| | Durand, | McLean, | Rykert, | Wilson, |
| | Gibson, | McMicking, | Rymal, | Woolverton, |
| | Gilchrist, | Macnab, | Shaver, | Yager—43. |
| | Hopkins, | Merritt, | Shibley, | |

NAYS—MESSIEURS,

| | | | |
|---------|-----------|-------------|-----------|
| Nays 3. | Cornwall, | Richardson, | Taylor—3. |
|---------|-----------|-------------|-----------|

Report adopted. The question was carried in the affirmative by a majority of forty, and the report was adopted.

Address read 3rd time.

Pursuant to the order of the day, the Address to His Excellency, the Lieutenant Governor, for information relative to the last Election for Leeds was read the third time.

On passing.

On the question for passing the address, the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------|-----------------------|-------------------------|-----------|-------------|
| Yeas 42. | Alway, | Lount, | Moore, | Shibley, |
| | Bruce, | McCrae, | Morris, | Small, |
| | Caldwell, | McDonell, of Glengarry, | Morrison, | Thorburn, |
| | Chisholm, | McDonell, of Stormont, | Parke, | Walsh, |
| | Cook, | McIntosh, | Perry, | Waters, |
| | Duncombe, of Oxford, | McKay, | Robinson, | Wells, |
| | Duncombe, of Norfolk, | Mackenzie, | Roblin, | Wilkinson, |
| | Durand, | McLean, | Rykert, | Wilson, |
| | Gibson, | McMicking, | Rymal, | Woolverton, |
| | Gilchrist, | MacNab, | Shaver, | Yager—42. |
| | Hopkins, | Merritt, | | |

NAYS—MESSIEURS,

| | | | |
|---------|-----------|-------------|------------|
| Nays 3. | Cornwall, | Richardson, | Taylor,—3. |
|---------|-----------|-------------|------------|

The question was carried in the affirmative by a majority of thirty-nine, and the address was signed by the Speaker, and is as follows :

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

MAY IT PLEASE YOUR EXCELLENCY,

Address to H. E. for copies of correspondence & certain information on the Leeds election.

We, His Majesty's most dutiful and loyal subjects, the Commons of Upper Canada, in Provincial Parliament assembled, humbly request Your Excellency to lay before this House, with as little delay as possible, copies of all correspondence with any person or persons whatever, relative to the late election for the County of Leeds, as also any instructions or directions given by Your Excellency to the Clerk of the Crown-in-Chancery requiring the Returning Officer to give his immediate attendance at Toronto to complete the execution of the writ for the said County, by annexing the return according to law, and also to inform the House by whose advice or counsel Your Excellency was induced to give such directions to the Clerk of the Crown-in-Chancery.

MARSHALL S. BIDWELL,
Speaker.

Commons House of Assembly, }
12th March 1835. }

Committee to present address.

On motion of Mr. Perry, seconded by Mr. Wells,
Ordered, That Messrs. Shaver and Gilchrist be a Committee to wait on His Excellency with the address, and present the same.

Pursuant to the order of the day the House was again put into Committee on the first report and resolution reported by the Select Committee on Trade. Com. of whole on resolutions from committee on Trade.

Mr. Duncombe, of Oxford, in the Chair.

The House resumed.

Mr. Duncombe reported that the Committee had made some further progress and asked leave to sit again to-morrow. Progress.

The Report was received and leave granted accordingly.

The Master-in-Chancery brought down from the Honorable the Legislative Council a Message, which was read by the Clerk as follows :

MR. SPEAKER,

The Legislative Council requests a Conference with the Commons House of Assembly on the subject matter of the amendment made by that House to the amendments of the Legislative Council in and to the bill entitled, "*An Act to establish a standard weight for the different kinds of grain and pulse in this Province,*" and has appointed the Honorable Messrs. Baldwin and Elmsley to be conferrees on the part of the Legislative Council, who will be ready to meet a Committee on the part of the Commons House of Assembly to-morrow at the hour of two of the clock, p. m. in the Committee Room of the Legislative Council. Message from Leg. Council, requesting conference on the amend't to the bill affixing a certain weight to grain.

Legislative Council Chamber, }
12th day of March, 1835. }

JOHN B. ROBINSON,
Speaker.

Mr. Roblin, seconded by Mr. Robinson, moves

That the request of the Honorable the Legislative Council for a Committee of Conference on the subject matter of the amendments made by this House to the amendments of the Honorable the Legislative Council in and to the bill, entitled "*An Act to establish a standard weight for the different kinds of grain and pulse in this Province,*" be acceded to, and that Messrs. Cook, Shaver, Gibson and Yager, be a Committee on the part of this House, and that a message be sent to that Honorable House informing them of the same. Request for a conference on grain bill acceded to.

Which was carried, and Messrs. Roblin and Cook were ordered by the Speaker to carry up the message.

Adjourned.

Friday, 13th March, 1835.

The House met.

The minutes of yesterday were read. Petitions bro't up.

Mr. Small brought up the Petition of William Ketchum and eight hundred and seventy others, mechanics and tradesmen of the City of Toronto; which was laid on the table. Wm Ketchum and others.

Mr. Small brought up the Petition of Amos Norton, of the City of Toronto; which was laid on the table. Amos Norton.

Mr. Hopkins brought up the Petition of Archibald Campbell, of the Township of Nelson, in the County of Halton; which was laid on the table. Archib. Campbell.

Pursuant to the order of the day, the following Petitions were read: Petitions read.

Of Richard Telford and fifteen others, of the Township of Whitchurch, in the Home District, praying assistance to open the side line between lots seventy and seventy-one of said Township. Rich'd Telford and others, praying for aid for roads.

Of Thomas Whaley and thirty others, of the Townships of Markham and Scarborough, in the County of York, praying that the sum of eighty-seven pounds ten shillings may be granted to assist in fully opening the road from the town line between Markham and Scarborough to the Danforth Road. Thos Whaley and others praying for money for roads.

Of Dean S. Howard, of the Township of Murray, in the District of Newcastle, setting forth that he was the contractor for constructing a bridge across the River Trent, for which he was paid the sum of three thousand four hundred and sixty-five pounds—that during the execution of the work he was directed to make certain alterations, thereby causing extra labor and expense, and consequently great loss to petitioner—that said work is acknowledged by the Commissioners to be well done, and praying that he may be remunerated for the extra work performed by him on said bridge. Dean S Howard praying to be remunerated for extra labor and expense incurred in the erection of the bridge across the Trent.

Joan Cawthra and others, and D. Bridford and others praying for the M'Adamizing of Yonge st.
J W O Clark and others praying for alteration in the site of the district town.

Of John Cawthra and others, and of D. Bridford and others, residing between the City of Toronto and Lake Simcoc, praying that measures be taken to Macadamize Yonge Street from said City to the Holland Landing on said Lake.

And of James W. O. Clarke and eighty-one others, inhabitants of the Township of Louth, in the District of Niagara, representing the great inconvenience and loss of time incurred by the inhabitants of said district, in serving as jurors and attending the District Court in said District, from the distance a great part of the inhabitants have to travel, and praying that the site of the jail and court house may be removed, and that one or two persons from each township may be appointed to select the most suitable place for the site thereof.

Notice of committee of whole on the subject of selling debentures in England.

Mr. Duncombe, of *Oxford*, gives notice that he will, on to-morrow, move this House to go into Committee of the whole to take into consideration the propriety of selling our debentures in England for such sums as may be necessary to meet the payment of the grant to the Saint Lawrence improvement, and such sums as may be voted during the present Session, and also to consider the propriety of sending an Agent to England to negotiate the loan, and to remunerate him for the same.

Notice of bill to confirm titles to lands

Mr. Duncombe, of *Oxford*, gives notice that he will, on to-morrow, move for leave to bring in a bill to confirm persons in their titles to Real Estates, the titles to which had passed through Aliens.

Petition of Wm. Fell and others, referred.

On motion of Mr. Merrit, seconded by Mr. Rykert.
Ordered, That the Petition of William Fell and others, be referred to the same Committee to whom was referred the Petition of John Decow and others.

Petition of James W O Clark & others, referred.

On motion of Mr. Rykert, seconded by Mr. Boulton,
Ordered, That the Petition of James W. O. Clark, Esq. and others, inhabitants of the township of Louth, in the District of Niagara, be referred to the Select Committee to whom was referred the Petition of Moses Brady and others.

Petition of Dean S Howard referred.

On motion of Mr. Roblin, seconded by Mr. Yager,
Ordered, That the Petition of D. S. Howard be referred to a Select Committee, with power to send for persons and papers and leave to report thereon, and that Messrs. Roblin, Perry, and Wilson do compose said Committee.

Petition of Arch'd Campbell complaining that one Callaghan is in possession of a lot of land which belongs to petitioner, and praying for redress.

Mr. Hopkins, seconded by Mr. Morrison, moves, that the Petition of Archibald Campbell be now read, and that the forty first rule of this House be dispensed with so far as relates to the same.

Which was carried, and the Petition of Archibald Campbell, of the township of Nelson, complaining that a person by the name of Calaghan is in possession of a lot of Land in the township of Warwick, which lot was located by Petitioner—that Calahan claims a right to the lot by permission to settle on the same by the late Mr. Mount—that Petitioner applied to Mr. Mount, and was informed that Calaghan never had his leave to possess that lot, but a lot in the township of Adelaide—that since the death of Mr. Mount Petitioner has applied to the Lieutenant Governor in Council for redress but obtained none—and therefore pray the House to grant that an enquiry may be instituted, and justice obtained in the premises; was read.

Petition of Arch'd Campbell referred.

On motion of Mr. Hopkins, seconded by Mr. Durand,
Ordered, That the Petition of Archibald Campbell be referred to the Committee on Grievances.

Select Committee on the bill to erect certain townships into a district report the same amended.

Mr. McKay, from the Select Committee to which was referred the bill to erect certain townships in the Districts of Ottawa, Bathurst, and Johnstown, into a separate District, reported that the Committee had amended the bill, and submitted it for the adoption of the House

Bill read.

The Report was received, and the bill as amended, was read the first time.
Ordered, That the bill be read a second time to-morrow.

Select Committee on petition of Nathaniel Landon present report.

Mr. Duncombe, of *Oxford*, from the Select Committee to which was referred the Petition of Nathaniel Landon, presented a Report, which was received and read.

Report.—(See Appendix.)

Report referred to committee of supply

On motion of Mr. Duncombe, of *Oxford*, seconded by Mr. Alway,
Ordered, That the Report of the Select Committee upon the Petition of Nathaniel Landon, be referred to the Committee of Supply.

Com. of whole on Provincial Bank Bill

Pursuant to the order of the day, the House was put into Committee of the whole on the Provincial Bank Bill.

Mr. Malloch in the Chair.

The House resumed.

Mr. Malloch reported that the Committee had made some progress in the bill, and asked leave to sit again to-morrow. Progress.

On the question for receiving the Report, Mr. Roblin, seconded by Mr. Shaver, moves in amendment, that the Committee do sit again this day three months. Motion for com. to sit again in 3 months

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|-----------------------|------------|-----------|----------------|----------|
| Alway, | Gilchrist, | Morrison, | Smith, | |
| Bruce, | Hopkins, | Parke, | Thorburn, | |
| Chisholm, | Lount, | Perry, | Waters, | |
| Cook, | McIntosh, | Roblin, | Wells, | Yeas 27. |
| Duncombe, of Norfolk, | Mackenzie, | Rymal, | Wilson, | |
| Durand, | McMicking, | Shaver, | Woolverton—27. | |
| Gibson, | Moore, | Shibley, | | |

NAYS—MESSIEURS,

| | | | | |
|----------------------|----------|--------------------|---------------|----------|
| Caldwell, | McKay, | Richardson, | Strange, | Nays 14. |
| Cornwall, | MacNab, | Rykert, | Walsh, | |
| Duncombe, of Oxford, | Malloch, | Solicitor General, | Wilkinson—14. | |
| McCrae, | Merritt, | | | |

The question of amendment was carried in the affirmative by a majority of thirteen and ordered accordingly.

The Master in Chancery brought down from the Honorable the Legislative Council a bill, entitled, "*An Act to allow persons to be admitted Attorneys upon a service of five years, under articles in the Office of Clerk of the Crown and Pleas,*" which that Honorable House had passed, and requested the concurrence of this House thereto. Attorney's bill sent from Leg Council.

The bill sent down from the Honorable the Legislative Council, entitled, "*An Act to allow persons to be admitted Attorneys upon a service of five years, under articles in the Office of Clerk of the Crown and Pleas,*" was read a first time. Bill read.

On the question for the second reading of the bill, to-morrow, Mr. McNab, seconded by Mr. Wilkinson, moves, in amendment, that the bill be read a second time this day three months. 2nd reading in 3 months.

Ordered,

Mr. Shaver, from the Select Committee to wait on His Excellency, the Lieutenant Governor, with the address of this House for information respecting the last Election for the County of Leeds, reported delivering the same, and that His Excellency had been pleased to make thereto the following answer: Select Committee to present address respecting the Leeds election rep. deliver'g the same & answer.

GENTLEMEN,

No correspondence has taken place nor have any instructions or directions been given relative to the late Election for the County of Leeds, except through the Clerk of the Crown in Chancery, all of which shall be directed to be forwarded to the House of Assembly. Answer.

The Sheriff of the Johnstown District having omitted, as it may be concluded from this letter from him, which you will have the goodness to lay before the House, to affix his return to the Writ, he has been requested to repair to Toronto where he can best explain to the House the cause of his apparent omission or neglect, should it be necessary, and affix the return to the Writ, a course which will probably be both satisfactory to the House and to himself.

Brockville, the 4th March, 1835.

SIR,

I herewith transmit you the Writ, and Poll Book, for the Election of the County of Leeds, with my Oath, as Returning Officer, together with the Indentures, returning Robert S. Jameson and Ogle R. Gowan, Esquires, as members; and a protest against the continuance of the said Election by William Buell and Matthew M. Howard, two of the candidates—Messrs. Buell and Howard base their protest upon the breaches of the peace, tumults and violence that occurred on the first day's polling, which protest they handed me about ten o'clock the same evening.—There certainly was violent and very improper conduct on the part of some of the persons present, apparently the professed friends of Messrs. Jameson and Gowan, but I am happy to say that the Magistrates present were vigilant and unceasing in their exertions to promote peace and good order, and that both Messrs. Jameson and Gowan promptly rendered every assistance in their power, and pledged themselves publicly that if such conduct was renewed, and persisted in on the part of their friends, they would abandon the contest, and decline being candidates any longer. Letter communicated with answer.

With these public declarations and assurances, and taking into consideration the ample time afforded under the late law for polling all the votes in the County, I felt it my duty to continue in pursuance of my instructions "until all the Freeholders present had polled." Jonas Jones, Esquire, being on the ground, a highly respectable and legal character, I availed myself of his very kind advice on the subject—he was decidedly of opinion that the proceedings were such as to warrant the Returning Officer in adjourning the Poll until the next morning (which I did) but not to close the election without making a return, after giving a fair opportunity to each Freeholder present to vote. Pursuant to the adjournment, I opened the Poll at nine o'clock the next morning, and continued uninterrupted to receive votes until nearly twelve o'clock, when from personal inquiry I was convinced the contest was ended. I have been induced to make these few remarks for the information of His Excellency, the Lieutenant Governor, as I am aware from the various and contradictory reports in circulation, of the deep anxiety His Excellency must feel to know how far equal justice has been offered to each party and to all classes in community.

I have the honor to be,

Your obedient Servant,

ADIEL SHERWOOD,

Returning Officer County of Leeds.

To

SAMUEL P. JARVIS, ESQ.
Clerk Crown Chancery.

Com. of whole on the report on intercourse first thing to-morrow.

On motion of Mr. Perry, seconded by Mr. Roblin,
Ordered, That the Committee of the whole House on the Report of the Select Committee to whom was referred the subject of the intercourse between this Province and the United States of America, be the first thing on the order of the day to-morrow.

Address of thanks to be sent to H. E.

On motion of Mr. Perry, seconded by Mr. Roblin,
Ordered, That an humble address be presented to His Excellency, the Lieutenant Governor, thanking him for his several Messages of the eleventh instant, and that Messrs. Roblin and Cook be a Committee to draft and report the said address.

Sel. Com. on Pet. of A. Laing & others report by bill.

Mr. Gibson, from the Select Committee to which was referred the Petition of Alexander Laing and others, informed the House that the Committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

King survey bill read.

The Report was received, and the King Survey bill was read a first time, and ordered to be read a second time to-morrow.

Com. of whole on Rep. of Sel. Com. on pet. of Duncan McDonell, tomorrow.

On motion of Mr. Chisholm, seconded by Mr. McDonell, of Stormont.
Ordered, That the House do, on to-morrow, resolve itself into a Committee of the whole on the Report of the Select Committee on the Petition of Duncan McDonell, Esquire.
Adjourned.

Saturday, 14th March, 1835.

The House met.

Petitions bro't up.

The minutes of yesterday were read.

Harry Hunt and others.

Mr. Wilkinson brought up the Petition of Harry Hunt and thirteen others, of the Wyandotte Indians; which was laid on the table.

Wm Lord and Jas Richardson.

Mr. Roblin brought up the Petition of William Lord, *President*, and James Richardson, *Secretary*, to the Conference of the British Wesleyan Methodists, in Canada; which was laid on the table.

Owen Richards.

Mr. Roblin brought up the Petition of Owen Richards, Keeper of the Light House at Point Peter; which was laid on the table.

John Decow and others.

Pursuant to the order of the day, the following Petitions were read:
Of John Decow and fourteen others, of the third riding, County of Lincoln, praying that no application may be entertained authorising the Welland Canal Company to construct a toll bridge over the Welland River, at the Village of Chip-pawa, as such toll that said company would pretend to demand would amount to a complete prohibition, and if such toll bridge were erected the inhabitants of said village ought to have the preference.

Sam'l Beaty and others.

Of Samuel Beaty and thirty-eight others, of the Township of Adjala, in the County of Simcoe, stating that there is at present no communication between Yonge Street and Mono mills—that such a communication is very desirable; and praying the grant of a sum of money to open such road on the county line between York and Simcoe, from Mono mills to Jesse Lloyd's in the township of King.

Of James Sanson and nineteen others of the Township of Orillia, in the County of Simcoe, praying for a grant of money to improve the road leading from Shingle Bay, in said township, to Coldwater. James Sanson and others.

And of Edward Charleton and thirty-nine others, of the third concession of the township of York, praying that the sum of fifty pounds be granted to lower the hills in said concession. E. Charleton and others.

On motion of Mr. Boulton, seconded by Mr. Rykert,

Ordered, That the Petition of Robert Jameson be referred to the Committee to whom was referred the petition of William Purdy and others. Pet. of R Jameson referred.

On motion of Mr. Boulton, seconded by Mr. Wilkinson,

Ordered, That the Petition of Thomas Stinson and others, be referred to the Committee to whom was referred the petition of D. Armstrong and others. Pet. of T. Stinson and others referred.

On motion of Mr. Perry, seconded by Mr. Wells,

Ordered, That the Petition of William Bowen, Esquire, and others, on the subject of cartalling the River Trent, be referred to the Committee to whom that subject is referred. Pet. of W. Bowen and others, referred.

On motion of Mr. Perry, seconded by Mr. Roblin,

Ordered, That the Petition of Michael Young and others, of the Township of Darlington, praying for a grant of money for a certain road in the said township, be referred to the Committee of Supply. Pet. of M. Young and others referred.

On motion of Mr. Robinson, seconded by Mr. Gibson,

Ordered, That the Petition of James Sanson and others, be referred to the Committee of Supply. Pet. of J. Sanson and others, referred.

On motion of Mr. Perry, seconded by Mr. Bruce,

Ordered, That the Petition of Joseph Swetman, Keeper of the False Ducks' Light House, be referred to a Committee of the whole House on Monday next. Pet of J. Swetman referred.

Mr. Shaver from the Select Committee of Conference with the Honorable the Legislative Council on the subject of the amendments made by this House to the amendments made by the Honorable the Legislative Council, in and to the bill, entitled "*An Act to establish a standard weight for the different kinds of grain and pulse in this Province,*" presented a Report which was received and read by the Clerk as follows :

The Committee of Conference on the part of the Legislative Council on the subject matter of the amendment made by the Assembly to the amendments of the Legislative Council in and to the bill, entitled "*An Act to establish a standard weight for the different kinds of grain and pulse in this Province,*" are instructed to represent, Report of Select Committee of Conference on Grain & Pulse Bill.

that the amendments made by the Legislative Council were made under the impression that there could be no occasion for the imposition of any penalty in a measure of this description, the object being merely to establish by Legislative authority a certain declared standard of weight for the different descriptions of grain; which standard should be decisive and binding where the parties had made no agreement to buy and sell by measure, or according to any other specified weight.

The Legislative Council sees no reason for restraining parties from agreeing to buy and sell grain by measure, or according to any number of pounds different from that mentioned in this Act. It appears not impossible that individuals having reference to what is the ordinary weight in this country of a bushel of any of the kinds of grain mentioned in the Act, or desiring to make contracts in conformity to the prescribed weight in other countries where the grain is to be delivered, and which may vary from the standard adopted in this Act, may desire in their particular dealings to fix upon some other weight than is here mentioned, and it does not appear to the Legislative Council that they need be prohibited from agreeing in that respect as they think proper—there is no room in such a transaction for apprehending any injury to others, as the bushels of grain, however regulated, are not kept separate, and wherever the grain may go it will of course be again measured or weighed, and estimated according to the standard of the country—it is only in those cases where the object is to guard against fraud in buying or selling by a false weight or measure, that a penalty seems to the Legislative Council to be necessary.

And the Legislative Council beg further to remark, that the bill, with the amendments as it now stands, will be inconsistent, and may be injurious, by leading persons to suppose from one part of the bill, that they may adopt such weight as they may agree—Whereas, by another part of the bill, any person will be made liable to a penalty who receives a greater number of pounds for the bushel than is

mentioned in the Act—if the bill should pass without the clauses relating to penalties, it will merely have the effect of declaring a certain standard which shall regulate all contracts and sales of grain, where the parties merely use the term “bushel” without explanation, while it will leave it still open to them to make their agreements as they may prefer.

If the House of Assembly concur with the Legislative Council in thinking that this course is the most expedient, then the withdrawing of their amendment made to the amendments of the Legislative Council will leave the measure on that footing

On motion of Mr. Roblin, seconded by Mr. Cook,

Ordered, That this House do recede from its amendment made to the amendments made by the Honorable the Legislative Council, in and to the bill entitled, “An Act to establish a standard weight for the different kinds of grain and pulse in this Province.”

Pursuant to the order of the day, the bill sent down from the Honorable the Legislative Council, entitled, “An Act to incorporate certain persons therein mentioned, under the name and style of the Erie and Ontario Rail Road Company,” was read the second time.

The House was put into Committee of the whole on the Bill.

Mr. Gilchrist in the Chair.

The House resumed.

Mr. Gilchrist reported that the Committee had gone through the bill, and submitted it for the adoption of the House without amendment.

The Report was received.

Ordered, That the bill be read a third time on Monday next.

Mr. Roblin, from the Select Committee to draft and report an Address of thanks to His Excellency, the Lieutenant Governor, for His several Messages of the eleventh instant, reported a draft, which was received and read twice, concurred in, and ordered to be engrossed and read a third time this day.

Pursuant to the order of the day, the House was put into Committee of the whole on the Report of the Select Committee on the Petition of Daniel Armstrong and others.

Mr. Cornwall in the Chair.

The Speaker resumed the Chair.

The Speaker left the Chair.

The Chairman resumed the Chair of Committee.

The House resumed.

Mr. Cornwall reported that the Committee had agreed to several Resolutions which he was directed to submit for the adoption of the House—and asked leave to sit again on Monday next.

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

The first Resolution was read as follows:

Resolved—That in order to afford a proper protection and encouragement to those engaged in agricultural pursuits and other operatives in this Province—it is expedient to pass an Act imposing a duty on various products of the United States of America coming into this Province for domestic consumption agreeable to the following Scale of Duties, viz:

| | | | | | |
|-------------------------------|---------|-------------|------------------------------|---------|-------------|
| Horses and Colts,..... | 50s. | per head, | Mutton,..... | 2s. | per 100lbs, |
| Mules and Asses,..... | 40s. | do. | Peas per bushel of 60lbs,... | 1s. | per bushel, |
| Young Cattle from 1 to 2 y'rs | | | Barley per do. of 48lbs,... | 9d. | do. |
| old,..... | 5s. | do. | Oats per do. of 34lbs,... | 6d. | do. |
| Cows and other young Cattle | | | Potatoes per bushel,..... | 6d. | |
| from 2 to 4 years old,.... | 15s. | do. | Buckwheat per do..... | 6d. | |
| Oxen from 4 years old and up- | | | Apples per do..... | 6d. | |
| wards,..... | 20s. | do. | Dried do. per do..... | 1s. 6d. | |
| Live Hogs,..... | 10s. | do. | Hay,..... | 10s. | per Ton, |
| Fresh Pork,..... | 5s. | per cwt. | Wheat Flour,..... | 2s. 6d. | per cwt. |
| Fresh Beef,..... | 3s. 9d. | do. | Rye Flour,..... | 2s. | do. |
| Salted Pork,..... | 5s. | do. | Buckwheat Flour,..... | 2s. | do. |
| Salted Beef,..... | 3s. 9d. | do. | Indian Meal,..... | 2s. | do. |
| Salt or Smoked Hams or Ba- | | | Wheat Flour in barrel,... | 5s. | per barrel, |
| con,..... | 10s. | do. | Rye Flour in barrel,..... | 4s. | do. |
| Butter and Cheese,..... | 10s. | do. | Indian Meal in barrel,.... | 4s. | do. |
| Hogs Lard and Tallow,..... | 5s. | do. | Buckwheat Flour in barrel . | 4s. | do. |
| Wheat per bushel of 60lbs, .. | 1s. 3d. | per bushel, | Hops,..... | 15s. | per 100lbs. |
| Rye per do. of 56lbs, .. | 1s. | do. | Beer and Ale in barrel,.... | 5s. | per barrel, |
| Corn per do. of do.... | 1s. | do. | Cider in barrel,..... | 2s. 6d. | do. |
| Sheep,..... | 1s. 3d. | per head, | | | |

Amendment of the Assembly to the bill withdrawn.

Erie and Ontario rail road bill read 2d time.

House in com. on the bill.

Bill reported without amendment.

3rd reading on Monday. Address of thanks read.

Committee of whole on report on pet. of D. Armstrong and others.

Chairman reports resolutions.

1st resolution.

Mr. Perry, seconded by Mr. Roblin, moves that the Resolution be amended Amendment moved.
by expunging the words "for domestic consumption."

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|------------|------------|-----------|-----------|----------|
| Alway, | Hopkins, | Morrison, | Shaver, | Yeas 17. |
| Bruce, | McIntosh, | Perry, | Shibley, | |
| Cook, | Mackenzie, | Roblin, | Wells, | |
| Durand, | Moore, | Rymal, | Yager—17. | |
| Gilchrist, | | | | |

NAYS—MESSIEURS,

| | | | | |
|-----------------------|------------|-----------|----------------|----------|
| Chisholm, | McKay, | Merritt, | Thorburn, | Nays 17. |
| Cornwall, | McMicking, | Robinson, | Walsh, | |
| Duncombe, of Oxford, | MacNab, | Small, | Wilkinson, | |
| Duncombe, of Norfolk, | Malloch, | Strange, | Woolverton—17. | |
| McCrae, | | | | |

The question of amendment was carried in the affirmative by the casting vote Ques. carried by Speaker's vote.
of the Speaker.

The original question as amended, was then put and carried as follows :

Resolved—That in order to afford a proper protection and encouragement to those engaged in agricultural pursuits and other operatives in this Province—it is expedient to pass an Act imposing a duty on various products of the United States of America coming into this Province, agreeable to the following Original question as amended.
Scale of Duties, viz :

| | | | |
|---|-------------|-----------------------------------|-------------|
| Horses and Colts,.....50s. | per head, | Mutton,..... 2s. | per 100lbs, |
| Mules and Asses,.....40s. | do. | Peas per bushel of 60lbs,.... 1s. | per bushel, |
| Young Cattle from 1 to 2 y'rs old,..... 5s. | do. | Barley per do. of 48lbs,.... 9d. | do. |
| Cows and other young Cattle from 2 to 4 years old,.....15s. | do. | Oats per do. of 34lbs,.... 6d. | do. |
| Oxen from 4 years old and upwards,.....20s. | do. | Potatoes per bushel,..... 6d. | |
| Live Hogs,.....10s. | do. | Buckwheat per do,..... 6d. | |
| Fresh Pork,..... 5s. | per cwt. | Apples per do,..... 6d. | |
| Fresh Beef,..... 3s. 9d. | do. | Dried do. per do,..... 1s. 6d. | |
| Salted Pork,..... 5s. | do. | Hay,.....10s. | per Ton, |
| Salted Beef,..... 3s. 9d. | do. | Wheat Flour,..... 2s. 6d. | per cwt. |
| Salt or Smoked Hams or Bacon,.....10s. | do. | Rye Flour,..... 2s. | do. |
| Butter and Cheese,.....10s. | do. | Buckwheat Flour,..... 2s. | do. |
| Hogs Lard and Tallow,..... 5s. | do. | Indian Meal,..... 2s. | do. |
| Wheat per bushel of 60lbs,.. 1s. 3d. | per bushel, | Wheat Flour in barrel,.... 5s. | per barrel, |
| Rye per do. of 56lbs,.. 1s. | do. | Rye Flour in barrel,..... 4s. | do. |
| Corn per do. of do... 1s. | do. | Indian Meal in barrel,.... 4s. | do. |
| Sheep,..... 1s. 3d. | per head, | Buckwheat Flour in barrel . 4s. | do. |
| | | Hops,.....15s. | per 100lbs. |
| | | Beer and Ale in barrel,.... 5s. | per barrel, |
| | | Cider in barrel,..... 2s. 6d. | do. |

The two following resolutions were severally put and carried :

Resolved—That in order to afford an encouragement and protection to persons in this Province, engaged in the manufacture of Leather, and to guard against the introduction of any inferior article, one regular scale of valuation should be fixed for the several kinds of leather imported into this Province from the United States of America, at which the same shall be entered at the several Customs Houses agreeably to the following ratio : 2nd resolution.

| | | |
|--|---|-----------------|
| Sole Leather..... 1s. 3d. per lb. | Morocco Leather (Goat)..... 8s. 9d. each. | Duties imposed. |
| Upper do..... 2s. 3d. " " | Linings and Bindings..... 2s. 6d. " | |
| Harness do..... 1s. 4d. " " | Bridle Leather..... 17s. 6d. per hide, | |
| Skirting do..... 2s. 0d. " " | Horse Hides..... 9s. 0d. " " | |
| Calf do..... 5s. 0d. " " | Top Leather..... 50s. 0d. " " | |
| Morocco do. (Sheep)..... 5s. 0d. each. | Hog Skins..... 20s. 0d. " " | |

Resolved—That persons bringing in property hereinbefore enumerated for their own use or transporting the same through the Province not intended to be sold within one year from the time of the coming into the Province, shall not be liable to the duties hereinbefore specified. 3rd resolution.

On motion of Mr. Perry, seconded by Mr. Roblin,
Ordered, That Messieurs Durand and McMicking be a Committee to draft and report a Bill pursuant to the Resolutions. Committee to draft bill.

Mr. Speaker reported that Mr. Secretary Rowan had brought down from His Excellency the Lieutenant Governor, several Messages and Documents. Message from His Excellency the Lieu. Governor.

Message (Leeds
Election.)

The Messages were read by the Speaker, as follows :

J. COLBORNE,

The Lieutenant Governor transmits to the House of Assembly, the accompanying copies of Letters from the Clerk of the Crown in Chancery, relative to the Election for the County of Leeds.

Government House, 14th March, 1835.

C. C. CHANCERY OFFICE,
Toronto, 13th March, 1835. }

SIR :

I have the honor to transmit to you the copies of four letters addressed by me to the Returning Officer for the County of Leeds, and I beg to state that no other correspondence on the subject has passed between the Returning Officer and myself, with the exception of a letter under date from Brockville 4th instant, the original of which letter, I enclosed to you this morning.

I have the honour to be,

Sir,
Your Most Obedient
Humble Servant,

SAMUEL P. JARVIS.

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

J. COLBORNE.

Message with rep.
of trustees of York
roads.

The Lieutenant Governor transmits to the House of Assembly the accompanying Report from the Trustees appointed by the Act 3d William IVth, Chap. 38, to raise a sum of money to improve certain roads in the vicinity of the town of York.

Government House, 14th March, 1835.

Report—(See Appendix.)

J. COLBORNE.

Message with pet.
of certain Indian
tribes.

The Lieutenant Governor transmits for the consideration of the House of Assembly, the accompanying petitions from the Indians of Lakes Huron and Simcoe and of the Wyandots of the River Canard.

Government House, 14th March, 1835.

To His Excellency, Sir John Colborne, Knight Commander of the most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, Major General Commanding His Majesty's Forces therein, &c. &c. &c.

The Petition of the Wyandot Indians, on the River Canard, in the township of Malden.

Humbly sheweth :

Pet. of the Wyandot
Indians.

That your Petitioners with great and pungent sorrow, have discovered the great decrease in population, and the thorough wretchedness and poverty of the various tribes of our brethren, and look forward to no distant period when we shall become extinct, and our name perish from the earth, except some prompt measures be taken to prevent it.

Our decrease, poverty and wretchedness we trace to the use of ardent spirits, introduced amongst us by the White Men, such of our people who have not been privileged with the Gospel of our Lord Jesus Christ, and accustomed to the blessings of civilization, are induced to drink to excess, by which their health is ruined; while White Men cheat them of their little substance, and leave them to starve in wretchedness. *

We, therefore, beg leave to request that Your Excellency will take our condition into consideration, and pass an Act rendering it a crime for any man, wo-

man, or child, in the Province, to sell, barter, or give to any Indian man, woman, or child, in the Province, any kind of intoxicating liquor.

And we, your Petitioners, as in duty bound, will ever pray.

Harry Hunt and thirteen others.

To His Excellency, Sir John Colborne, Knight Commander of the Most Honorable Military Order of the Bath, Lieut. Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein, &c. &c. &c.

The Petition of the Chippawa Indians of Lakes Huron and Simcoe.
Humbly Sheweth:

That your Petitioners are thankful that the Great Spirit has put into the hearts of our good white friends to take us from the wilderness, to lead us on to some knowledge of Christianity, the benefits of civilized life, and the blessings to be enjoyed by abstaining from the use of fire liquids.

Pet. of the Chippawa Indians of Lakes Huron and Simcoe.

That we are sorry to say, there are amongst the White Men, those, who fear not the Great Spirit, and try hard, by inducing us to drink whiskey, to bring us back to the miserable state in which we were when the flesh of the muskrat was our food, and its skin we bartered for destruction, through the means of strong drink.

That we see with grief, many of our friends and relations made slaves to the evil spirit by their love for this destroying medicine, and, like the leaves from a tree, they drop to the earth, never more to be remembered.

We would therefore beseech our Father, the Governor, to recommend to the great Law Makers who are soon to meet at Toronto, to take our misery into consideration, and to save us.

That the poor Red Men of the forest have not strength to resist the tempter, nor power by their Council to control the man who draws the poison from his casks; consequently, we would beg that a law be made to prevent white men giving or selling in any manner whatever, spirituous liquors to the Indians, and thereby preserve our tribes from speedy and total extinction.

And we will ever be grateful.

William Yellow Head and sixty others.

Cold Water, 9th January, 1835.

J. COLBORNE,

The Lieutenant Governor transmits to the House of Assembly a copy of a Letter from the Deputy Post Master General at Quebec, relative to the Address of the Assembly of the 24th ult.

Message with letter from Dep. Post Master General.

Government House, 14th March, 1835.

Communications—(See Appendix.)

On motion of Mr. Perry, seconded by Mr. Cook,

Ordered, That an Address be presented to His Excellency, the Lieutenant Governor, thanking him for His several Messages of this day, and that Messrs. Morrison and Shibley be a Committee to draft and report the said Address.

Address of thanks moved.

On motion of Mr. Robinson, seconded by Mr. Gibson,

Ordered, That five hundred copies of the Report of the Commissioners for improving certain roads in the vicinity of the Town of York, be printed for the use of members.

Report of Com'rs of York roads to be printed.

Pursuant to the order of the day the Address to His Excellency, the Lieutenant Governor, thanking him for his several messages of the eleventh instant was read a third time and passed, and is as follows:

Address of thanks for Messages.

To His Excellency Sir John Colborne, &c. &c. &c.

MAY IT PLEASE YOUR EXCELLENCY,

We, His Majesty's dutiful and loyal subjects, the Commons House of As-

sembly of Upper Canada, beg leave to thank Your Excellency for Your several Messages of the eleventh instant.

*Commons' House of Assembly, }
14th March, 1835.*

MARSHALL S. BIDWELL,
Speaker.

Mr. Morrison from the Committee to draft an Address to His Excellency, the Lieutenant Governor, thanking him for his several messages of this day, reported a draft which was received, read twice, concurred in, and ordered to be engrossed and read a third time on Monday next.

On motion of Mr. Macnab, seconded by Mr. Strange,

Ordered, That Messrs. Cook and Robinson be a Committee to wait upon His Excellency, and present the address of thanks.

On motion of Mr. Perry, seconded by Mr. Chisholm,

Ordered, That the several papers and documents sent down to the House relative to certain lands set apart in the several Townships in this Province for School Masters be referred to the Committee to whom was referred the subject of Education.

Papers sent down
rel. to School Lands
ref'd to the Com. on
that subject.

Bill to regulate law
proceedings in cer-
tain cases, read.

Agreeably to notice, Mr. Duncombe, of *Oxford*, seconded by Mr. Chisholm, moves for leave to bring in a bill to regulate law proceedings in certain cases.

Which was granted and the Bill read.

Ordered, That the Bill to regulate law proceedings in certain cases be read a second time on Monday next.

Com. of whole on
Loan Office bill.

Pursuant to the order of the day the House was put again into Committee of the whole on the Loan Office Bill.

Mr. Bruce in the Chair.

The House resumed.

Mr. Bruce reported that the Committee had made some progress in the bill, and asked leave to sit again on Monday next.

On the question for receiving the Report,

Bill ref'd to a sel.
com. for considera-
tion.

Mr. Perry, seconded by Mr. McMicking, moves in amendment, that the bill be referred to a Select Committee, to examine, amend, and report the same to the House, and that Messrs. Roblin, Thorburn, and Duncombe, of *Oxford*, do compose said Committee.

Ordered,

Address to Lieut.
Gov'r reported by
com. on trade.

Mr. Wilson, Chairman of the Committee on Trade, presented the draft of an Address to His Excellency, the Lieutenant Governor, on the subject of information from the Bank of Upper Canada—as a third report.

Address read.

The Report was received, and the Address was read a first time

On the question for the second reading of the Address.

Com. on Address
on Monday.

Mr. MacNab, seconded by Mr. Roblin, moves in amendment, that this House do, on Monday next, go into Committee of the whole on the Address, on the subject of the Upper Canada Bank.

Ordered,

Adjourned.

Monday, 16th March, 1835.

The House met pursuant to adjournment.

The minutes of Saturday were read.

Proceedings of the
House in the consi-
deration of the pet.
of John Reid and
others complaining
of the undue election
and return for the
town of Brockville.

The hour appointed for taking into consideration the petition of John Reid and others, complaining of the undue election and return of Daniel Jones, Esq. as member to represent the Town of Brockville, in this present Parliament, being come,

The House proceeded to the appointment of a Select Committee to try and determine the merits of said Petition.

Mr. Sergeant-at-Arms was directed by Mr. Speaker to go with the Mace to the places adjacent and require the attendance of the Members on the business of the House,

And he went accordingly,

And being returned the House was called, and more than thirty members being present,

Mr. Speaker called upon the Petitioners, their Counsel or Agent to appear at the Bar.

Mr. Sherwood appeared at the Bar as Agent for the Petitioners.

Mr. Speaker then called upon the Sitting Member, his Counsel or Agent, to appear at the Bar.

Mr. Jones, Sitting Member for the Town of Brockville, appeared at the Bar in his own behalf.

Mr. Speaker then desired the Sergeant-at-Arms to lock the doors; which being done

Mr. Speaker directed the Clerk to read the order for taking the said Petition into consideration.

And the same being read accordingly, and the Attestation of the Speaker being taken from off the Box in which, agreeably to the Statute, the names of all the Members of the House were sealed up, the same was read by the Clerk as follows:

"I attest that this box was, on the twenty-seventh day of Feb., 1835, made up in my presence, in the manner directed by an Act passed in the fourth year of His late Majesty's reign, entitled '*An Act to repeal an Act passed in the forty fifth year of His late Majesty's reign, entitled 'An Act to regulate the trial of controverted Elections or returns of Members to serve in the House of Assembly' and to make more effectual provision for such trials.*'"

MARSHALL S. BIDWELL,
Speaker.

The box was then opened and the attestation of the Clerk, read by him, as follows:

"I attest that I did, on Friday the twenty-seventh day of Feb., 1835, in presence of the Speaker of this House, put into a box, in which this attestation is found the names of all the members composing the present House of Assembly, written upon slips of paper and rolled up as directed by An Act passed in the fourth year of His late Majesty's Reign, entitled '*An Act to repeal An Act passed in the forty-fifth year of His late Majesty's Reign, entitled 'An Act to regulate the trial of controverted elections or returns of members to serve in the House of Assembly,' and to make more effectual provision for such trials.*'"

JAMES FITZGIBBON,
Clerk of Assembly.

The names of all the Members were taken out of the Box and put into three glasses, in the usual manner.

The drawing of the names was then proceeded in, and the following drawn, to which no objection was made:

| | | |
|-------------|--------------|---------------|
| 1 Hopkins, | 9 McMicking, | 17 Robinson, |
| 2 Bruce, | 10 Durand, | 18 Caldwell, |
| 3 McIntosh, | 11 Gibson, | 19 Wilkinson, |
| 4 Cornwall, | 12 Parke, | 20 Boulton, |
| 5 Rymal, | 13 Walsh, | 21 Gilchrist, |
| 6 Perry, | 14 Rykert, | 22 Tayler, |
| 7 Shaver, | 15 Shibley, | 23 Wells, |
| 8 Alway, | 16 Cook, | |

Mr. McNab was chosen as Nominee by the Agent for the Petitioners.

During the drawing, the name of Morris was taken and set aside as Nominee for the Sitting Member.

Eleven other names were, during the drawing, taken and set aside, viz:

8 absent at the time of drawing.

1 excused, being serving on an Election Committee.

Proceedings on the Brockville contested election.

2 not qualified to serve, petitions against their Elections being pending before the House.

At a quarter past eleven o'clock, A. M., the parties, with Thomas Vaux, Clerk to the Select Committee, retired for the purpose of striking said Committee.

On motion of Mr. Rykert seconded by Mr. Caldwell,

Ordered, That Hiram Norton, Esquire, one of the members of the Committee appointed to try the contested Election of the City of Toronto, have leave of absence till four o'clock, P. M., on Monday next, the twenty-third instant, and that the said Committee have leave to adjourn to that time.

Mr. Norton has leave of absence.

Petitions bro't up. H. Hagerty and others.

Mr. McMicking brought up the Petition of Hugh Hagerty and eight others, of the District of Niagara; which was laid on the table.

D. Robertson and others.

Mr. Shaver brought up the Petition of David Robertson and sixty-eight others, inhabitants of the township of Matilda, County of Dundas; which was laid on the table.

Wm. Scollick and others.

Mr. Durand brought up the Petition of William Scollick and sixty-nine others, of Garrafraxa, Nichol, Woolwich, and Waterloo; which was laid on the table.

D. Kenneday and others.

Mr. McDonell, of *Glengarry*, brought up the Petition of Daniel Kenneday and sixty-two others, of Kenyon and Roxboro', in the County of Glengarry; which was laid on the table.

Rev. W J O'Grady.

Mr. Thorburn brought up the Petition of the Rev. W. J. O'Grady, B. D., and proprietor of *The Correspondent* Newspaper, printed in this City; which was laid on the table.

J Smith.

Mr. Small brought up the Petition of J. Smith, of the City of Toronto; which was laid on the table.

Imprisonment for debt abolition bill read 3d time.

Pursuant to the order of the day, the bill to abolish Imprisonment for Debt, in certain cases, was read a third time.

On the question for passing the bill,

On motion of Mr. McNab, seconded by Mr. Wilkinson,

Ordered, That the bill do not now pass, but that it be re-committed on Wednesday next.

Re-committed.

At twelve o'clock, noon, the Clerk to the Select Committee delivered to the Clerk of the House, a list containing the names of the nine members unstruck, composing the Select Committee, which is as follows:

The names of the members remaining on the list to try the Petition of John Reid and others, electors of the Town of Brockville, complaining of the undue election and return of David Jones, Esquire, as member to serve in this present Parliament for the said town.

Select Committee to try the Petition on Brockville Election.

- 1.—Mr. McIntosh,
- 2.—Mr. Perry,
- 3.—Mr. McMicking,
- 4.—Mr. Gibson,
- 5.—Mr. Parke,
- 6.—Mr. Shibley,
- 7.—Mr. Robinson,
- 8.—Mr. Gilchrist,
- 9.—Mr. Tayler,
- 10.—Mr. Morris, *Nominee for Sitting Member*,
- 11.—Mr. Macnab, *Nominee for Petitioners*.

THOMAS VAUX,
Clerk of Committee.

Committee sworn.

The said nine members and the nominees were then severally sworn at the table by the Clerk in the usual manner.

On motion of Mr. Morris, seconded by Mr. Macnab,

Com. to meet at 1 o'clock this day.

Ordered, That the Committee appointed to try the Controverted Election for the Town of Brockville, do meet in the Committee Room, on the second floor, at one o'clock this day.

Address of thanks.

Pursuant to the order of the day, the address to His Excellency, the Lieutenant Governor, thanking him for his messages of Saturday, was read the third time, passed and signed, and is as follows:

To His Excellency, Sir John Colborne, &c. &c. &c.

MAY IT PLEASE YOUR EXCELLENCY,
We, His Majesty's dutiful and loyal subjects, the Commons of Up-

per Canada in Provincial Parliament assembled, beg leave to thank your Excellency for your several messages of the fourteenth instant.

MARSHALL S. BIDWELL,
Speaker.

Commons House of Assembly, }
16th March, 1835. }

On motion of Mr. Robinson, seconded by Mr. Morris,
Ordered, That Messrs. Macnab and McKay be a Committee to wait upon His Excellency with the address and present the same.

The Speaker left the Chair.

The Speaker resumed the Chair.

Pursuant to the order of the day, the following Petitions were read :

Of William Ketchum and eight hundred and seventy others, tradesmen and mechanics, of the City of Toronto, expressing their great concern at an attempt about to be made of teaching different trades and branches of mechanics to the felons who may be committed to the Penitentiary at Kingston. That though they would be most anxious to co-operate with and forward the laudable endeavor to mitigate the undue severity of the present criminal code, and lessen the number of offences—yet they anticipate the reverse of this by the method proposed, which they conceive would have a tendency to act as a *premium* to the commission of crime, and most materially affect the credit and interests of the honest and industrious artizan and mechanic by bringing immoral characters into competition with them. That each successive season brings to our shores numerous superior artizans and mechanics, who are obliged to seek other employment in consequence of the existing competition; while at the same time vast portions of this fine country are inaccessible for want of roads, and the roads most frequented are in a dangerous state from the scarcity of labourers and the difficulty of employing them—and praying that the Penitentiary may be what it was intended to be, “a terror to evil doers”—that the honest artizan and mechanic may be protected; and the community benefitted, by the convicts being employed in breaking stones and preparing materials for improving the roads of the Province.

And of Amos Norton, of the City of Toronto, Iron-founder, shewing that Petitioner feels some degree of alarm at a report made to the House by the Committee on Trade, in which is recommended the free admission of all kinds of Mill Machinery, Castings, &c. usually manufactured in this Province; that petitioner is fully aware of the necessity of protecting the agriculturists of this farming community, but he is also convinced that protection should be afforded to the manufacturer; that the republic in our immediate neighbourhood has so anxiously protected her manufacturers as to levy duties amounting almost to a prohibition on all manufactured articles coming from this Province; and that the Great Empire, of which this Province forms a small but important part, owes her present exalted station among the nations of the earth, in a great measure, to the exertion of her vast mechanical powers—that petitioner desires to impress the House with the necessity which exists for keeping within the Province its too limited circulating medium; that the importation of manufactured articles from foreign parts should be discouraged, as drawing from us that medium without which the energies and enterprise of the people of the Province must be crippled and discouraged—and that the people of this Province, were the same means afforded them, as to the citizens of the United States, would soon raise the Province to that rank and importance to which her soil and climate entitle her;—that the citizens of the United States possess facilities for carrying on business unknown in this Province—that by lodging their goods with a commission merchant they can procure advances to the amount of three-fourths of the value of their goods, while the Canadian manufacturer must first effect sales and then give a long credit on the goods sold. That a large capital is necessary to carry on the manufacture of castings for the use of the farmer and miller, and that more than half of those who have embarked in that business have become insolvent. That the machinery imported from the United States is of a very inferior quality, by which the purchaser is frequently injured, which proves the necessity that exists for a protecting duty for the encouragement and support of the manufacturer of Upper Canada—and praying that such duties may be imposed on all manufactured goods coming from the United States as will protect the manufacturer of this Province.

Petitions read.

Wm Ketchum and 870 others, against the introduction of mechanical arts into the penitentiary.

Amos Norton, of Toronto, ironfounder, praying that the trade in the province may be encouraged by protecting duties.

Pet. of C. Cook, referred.
 On motion of Mr. Hopkins, seconded by Mr. McMicking,
Ordered, That the Petition of Christopher Cook and others, be referred to the Committee of Supply.

Mr. Duncombe, of Oxford, added to the com. on Indian petitions.
 On motion of Mr. Macnab, seconded by Mr. McKay,
Ordered, That the name of Mr. Duncombe, of Oxford, be added to the Select Committee appointed upon the Petition of the Indians in various parts of this Province. praying for protection against the sale of distilled spirits.

Com. of whole on Midland Dist. Bank bill.
 Pursuant to the order of the day, the House was put into Committee of the whole on the Bill to increase the Capital Stock of the Commercial Bank of the Midland District.

Mr. Shibley in the Chair.
 The Speaker resumed the Chair to receive a Message.
 The Speaker left the Chair.
 The Chairman resumed the Chair of Committee.
 The House resumed.

Progress.
 Mr. Shibley reported that the Committee had made some progress in the Bill and asked leave to sit again to-morrow.

Amendment moved.
 On the question for receiving the Report
 Mr. Small, seconded by Mr. Hopkins, moves, in amendment, that the Report be not now received, but that the bill be referred to the Committee on Trade, with power to report thereon.

On amendment.
 On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------|--------------------------------|-------------------------------------|-------------------------------|-----------------------------------|
| Yeas 12. | Bruce, Chisholm, Gibson, | Hopkins, McIntosh, Mackenzie, | Moore, Morrison, Rymal, | Small, Wilson, Shibley,—12. |
|----------|--------------------------------|-------------------------------------|-------------------------------|-----------------------------------|

NAYS—MESSIEURS,

| | | | | |
|----------|--|--|---|---|
| Nays 33. | Alway, Caldwell, Cook, Cornwall, Duncombe, of Oxford, Duncombe, of Norfolk. Durand, Gilchrist, McCrae, | McDonell, of Glengarry, McKay, McLean, McMicking, MacNab, Malloch, Merritt, Morris, | Parke, Perry, Richardson, Robinson, Roblin, Rykert, Shaver, Smith, | Solicitor General, Strange, Thorburn, Walsh, Wells, Wilkinson, Woolverton, Yager—33. |
|----------|--|--|---|---|

Amendment lost and report received.
 The question of amendment was decided in the negative by a majority of twenty-one and the report was received.

Moved that the bill be the 1st item on Friday next.
 Mr. Mackenzie, seconded by Mr Morrison, moves that the Committee on the bill to increase the Capital Stock of the Bank of the Midland District be the first item on the order of the day for Friday next.

Amendment.
 Mr. Perry, in amendment, seconded by Mr. Roblin, moves that the word "Friday" be expunged and "Wednesday" inserted in its stead.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------|---|--|---|---|
| Yeas 23. | Alway, Caldwell, Cornwall, Duncombe, of Oxford, Gilchrist, McCrae, | McDonell, of Glengarry, McKay, McLean, Macnab, Merritt, Morris, | Parke, Perry, Richardson, Roblin, Rykert, Smith, | Solicitor General, Strange, Wells, Wilkinson, Yager—23. |
|----------|---|--|---|---|

NAYS—MESSIEURS,

| | | | | |
|----------|---|---|--|--|
| Nays 19. | Bruce, Chisholm, Durand, Gibson, Hopkins, | McIntosh, Mackenzie, McMicking, Malloch, Moore, | Morrison, Robinson, Rymal, Shibley, Small, | Thorburn, Walsh, Wilson, Woolverton—19. |
|----------|---|---|--|--|

Amendment carried.
 The question of amendment was carried in the affirmative by a majority of four.

Bill to be the 1st item on Wednesday.
 The original question as amended was then put and carried, and it was *Ordered*, That the Committee on the Bill to increase the Capital Stock of the Midland District be the first item on the order of the day for Wednesday next.

Mr. Speaker reported that Mr. Secretary Rowan had brought down from His Excellency, the Lieutenant Governor, a Message, which he read as follows :

Message from His Excellency respecting certain documents requested by the House.

J. COLBORNE,

The Lieutenant Governor transmits, with reference to the Address of the House of Assembly, of the seventeenth ultimo, the documents specified in the accompanying Schedule.

The original accounts of the Receiver General, and Warrants for the periods mentioned in the address, and the accounts of the Commissioner of Crown Lands, to the thirty first of December, last, shew the whole of the receipts and expenditure of the revenue under the control of the Crown, as all receipts and expenditure necessarily appear in these half-yearly statements.

Any Vouchers of the Collectors of the Revenue, and sub-accountants, required, the Inspector General has been directed to forward to the House, as stated in the Lieutenant Governors Message of the tenth of February.

Bishop McDonell has been requested to furnish the detailed statements relative to the Annual Grant made to the Catholic Clergy, which do not appear in any account.

The Annual Reports embodied in the "Blue Book," prepared for His Majesty's Government, and forwarded in duplicate, were compiled from original documents, copies of which were not regularly entered, till the duty of preparing these Reports was transferred to the Secretary and Registrar in the year 1833.

Any information required from these Reports shall be forwarded to the House.

The annual Reports, called the "Blue Book," were not forwarded or prepared for the years 1824, 1825, and 1826.

Government House, 16th March, 1835.

A SCHEDULE of documents to accompany the Lieutenant Governor's Message of the 16th March, 1835, in reply to the Address of the House of Assembly of the 17th of February.

- 1.—Letter from the Receiver General, transmitting
- 2.—Original Copies of Accounts, attested on oath, of the Casual and Territorial Revenue as well as the Revenue derived from the Canada Company for the years 1826, 27, 28, 29, 30, 31, and 32.
- 3.—Letter from the Archdeacon of York respecting two sums of money which were placed in his hands by His Majesty's Government in London during the year 1827.
- 4.—Letter from the Surveyor General, transmitting
- 5.—A printed copy of the agreements and arrangements entered into between His Majesty's Government and the Canada Company to the latest period—Also :
- 6.—A Schedule of Lands set apart as glebes during the years 1833 and 1834.
- 7.—Letter from the Agent for Emigrants transmitting
- 8.—Statement shewing the expenses incurred and payments made on account of Emigration in the years 1831, 32, 33, and 34.—Also :
- 9.—Statements shewing the expenses incurred and payments made on account of Roads and Bridges in the years 1833 and 1834.
- 10.—A Letter from the Commissioner of Crown Lands transmitting
- 11.—A return shewing the whole of the Clergy Reserves that have been sold, up to the thirty-first of December, 1834, and monies paid over.
- 12.—Letter from the Secretary of the Clergy Corporation, respecting the funds arising from rents on Clergy Reserves.

Schedule of documents accompanying His Excellency's message.

Documents—(See Appendix.)

On motion of Mr. Mackenzie, seconded by Mr. Morrison,
Ordered, That the message and documents sent down by His Excellency be referred to the Committee on Grievances.

Message and documents referred to the com. on Grievances.

Mr. Duncombe, of Oxford, from the Committee to which was referred the petition of John Sunday & others, and the several petitions from the Indians in the various parts of the Province, informed the House that the Committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

Sel. com. on Indian petitions, reports by bill.

Ordered, That the Report be received, and the bill was read a first time.

Ordered, That the Bill for prohibiting the sale, &c. of spirituous liquors to Indians be read a second time to-morrow.

Report received & Bill read. 2nd reading to-morrow.

Mr. Chisholm from the Select Committee to which was referred the subject of schools and education, informed the House that the Committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

Com. on Schools and Education rep. by bill.

Rep. received and Bill read.

Ordered, That the Report be received, and the bill was read a first time, and ordered to be read a second time to-morrow.

Education bill to be printed.

On motion of Mr. Chisholm, seconded by Mr. Durand,

Ordered, That two hundred copies of the bill to promote education be printed for the use of members.

Rep. on pet. of Geo. Hamilton and others presented.

Mr. Waters from the Select Committee to which was referred the Petition of George Hamilton and others, presented a report which was received and read.

(*Report*—See Appendix.)

Bill to regulate the trade with the U. S. reported and read.

Mr. Durand from the Select Committee to prepare and report a bill in conformity to the resolutions of the House on the subject of importations from the United States, reported a draft, which was received and read.

2nd reading to-morrow.

Ordered, That the intercourse bill be read a second time to-morrow.

Report on pet. of Geo. Hamilton and others ref'd to supply

On motion of Mr. Waters, seconded by Mr. McKay,

Ordered, That the report of the Select Committee on the Petition of George Hamilton, Esquire, and others, of the District of Ottawa, be referred to the Committee of Supply.

Bill to render valid titles derived from aliens, read.

Agreeably to notice, Mr. Duncombe, of *Oxford*, seconded by Mr. Hopkins, moves for leave to bring in a bill to render valid titles to lands the titles to which have passed through aliens.

2nd reading to-morrow.

Which was granted and the bill read.

Ordered, That the bill to confirm titles to certain lands be read a second time to-morrow.

2nd reading Hawksbury division bill.

Pursuant to the order of the day, the Hawkesbury Division Bill was read the second time.

Com. of whole on the bill.

The House was put into Committee of the whole on the Bill.

Mr. Yager in the Chair.

The House resumed.

Bill reported without amendment.

Mr. Yager reported that the Committee had gone through the bill, had agreed to the same without amendment, and submitted it for the adoption of the House. The Report was received.

3rd reading to-morrow.

Ordered, That the bill be engrossed and read a third time to-morrow.

Prince Edw'd ass't bill read 2nd time.

Pursuant to the order of the day, the Prince Edward District Assessment Bill was read the second time.

House in com. on the bill.

The House was put into a Committee of the whole on the Bill.

Mr. Waters in the Chair.

The House resumed.

Bill amended.

Mr. Waters reported that the Committee had gone through the provisions of the bill, had made some amendments to the same, and submitted it for the adoption of the House.

The Report was received:

3rd reading on tomorrow.

Ordered, That the bill be engrossed and read a third time to-morrow.

Grievance Com. report a bill to increase the representation.

Mr. Mackenzie from the Committee on Grievances, presented the draft of a bill, which was received and read a first time.

2nd reading on tomorrow.

Ordered, That the bill to repeal part of and amend the Act for increasing the representation of this Province, be read a second time to-morrow.

Bill to allow felons the benefit of counsel read.

Agreeably to notice, Mr. Wells, seconded by Mr. Roblin, moves for leave to bring in a bill for the better regulation of trials of persons prosecuted for felony and misdemeanor.

Which was granted, and the bill read.

2nd reading to-morrow.

Ordered, That the Felons' Counsel Bill be read a second time to-morrow.

Bill to regulate the expenditure of dist funds read.

Agreeably to notice, Mr. Bruce, seconded by Mr. Wells, moves for leave to bring in a bill to regulate the expenditure of District funds.

Which was granted, and the bill read.

Ordered, That the bill to regulate the Expenditure of District Funds be read a second time to-morrow.

Adjourned.

Tuesday, 17th March, 1835.

The House met.

The minutes of yesterday were read.

Petitions bro't up.

Mr. Walsh brought up the Petition of A. A. Rapelje and twenty-six others, residing in the vicinity of Long Point, on Lake Erie; which was laid on the table.

A. A. Rapelje.

Mr. Wells brought up the Petition of David Ballantine and forty-seven others, inhabitants of the Town of Prescott; which was laid on the table.

D. Ballantine and others.

Mr. Wilkinson brought up the Petition of Ebenezer Reynolds, Esq., Sheriff of the Western District; which was laid on the table.

E. Reynolds, Esq.

Pursuant to the order of the day, the Hawkesbury Division Bill was read the third time and passed.

Hawkesbury division bill passed.

Mr. Waters, seconded by Mr. Jones, moves that the bill to divide the Township of Hawkesbury, in the Ottawa District, be entitled "*An Act to divide the Township of Hawkesbury, in the Ottawa District, into two separate Townships of East and West Hawkesbury.*"

Title.

Which was carried, and Messrs. Waters and Jones were ordered by the Speaker to carry the bill up to the Honorable the Legislative Council and to request their concurrence thereto.

Bill sent to Leg. Council.

Pursuant to the order of the day, the bill to increase the assessment of the District of Prince Edward, was read the third time and passed.

Prince Edward Asses. Bill passed.

Mr. Roblin, seconded by Mr. Bruce, moves that the bill be entitled "*An Act to authorise the levying an increased tax on the inhabitants of the District of Prince Edward for the term of three years.*"

Title.

Which was carried, and Messrs. Roblin and Bruce were ordered by the Speaker to carry the same up to the Honorable the Legislative Council and to request their concurrence thereto.

Bill sent to Leg. Council.

Pursuant to the order of the day, the following Petitions were read :

Petitions read.

Of Harry Hunt and one hundred and thirteen others, Wyandotte Indians, on the River Canard, in the Western District, praying that an Act may be passed prohibiting any person from bartering or selling ardent spirits to the Indians.

Harry Hunt and others, (Indians) praying that no person may be allowed to sell or give liquor to Indians.

Of William Lord, President of the Wesleyan Methodist Conference in Canada, praying for an Act of Incorporation to be granted to the trustees and others, of the Upper Canada Academy.

Wm. Lord, praying for corporate powers.

Of Owen Richards, praying for a salary of one hundred pounds per annum, as Light House Keeper on Point Peters.

Owen Richards, praying for a salary.

Mr. Morris gives notice that he will, on to-morrow, move for leave to bring in a bill to alter the assessment of real estate, in the Town of Brockville.

Notice of bill to amend the asses't in Brockville.

Mr. Duncombe, of Oxford, gives notice that he will, on to-morrow, move for leave to bring in a bill to establish one uniform system of Banking throughout this Province; providing for the security of the public against the failure of Banks by the adoption of the necessary security clauses against fraud, and made applicable to the Banks that at present exist, as well as those that may hereafter be established.

Notice of Banking Bill.

Mr. Duncombe, of Oxford, gives notice that he will, on to-morrow, move for leave to bring in a bill to continue the law appointing Boards of Health in this Province.

Notice of Boards of Health Bill.

On motion of Mr. Small, seconded by Mr. Wilkinson,

Ordered, That the Petition of William Ketchum and others, of the City of Toronto, be referred to the Committee to whom was referred the petition of certain inhabitants of the Town of Kingston.

Pet. of Wm. Ketchum and others referred.

On motion of Mr. Boulton, seconded by Mr. Wilkinson,

Ordered, That the Petition of Richard Hare and others, be referred to a Committee to report thereon, by bill or otherwise, and that Messrs. Boulton, Gilchrist and McDonell, of Northumberland, do compose such Committee.

Pet. of R'd Hare and others referred.

On motion of Mr. Roblin, seconded by Mr. Bruce,

Ordered, That the Petition of William Lord and James Richardson be referred to a Select Committee, to be composed of Messrs. Roblin, Shaver and Smith, with power to send for persons and papers, and to report thereon, by bill or otherwise.

Pet. of Wm. Lord and Jas. Richardson referred.

On motion of Mr. Roblin, seconded by Mr. Bruce,

Ordered, That the Petition of Owen Richards be referred to the Committee of Supply.

Petition of Owen Richards referred.

Sel. Committee on Carleton contested election make their final report.

Mr. Roblin, Chairman of the Select Committee on the Carleton Contested Election trial, presented their final Report, which is as follows:

To the Honourable the House of Assembly.

Final report of the Select Committee appointed to try the matter of the pet. of Jas Johnston complaining of the return for the county Carleton.

The Select Committee appointed to try the merits of the Petition of James Johnson, Esquire, complaining of the undue election and return of Edward Malloch and John Bower Lewis, Esquires, submit the following resolutions, as their final Report:

Resolved—That the Committee appointed to try the merits of the return of J. B. Lewis and Edward Malloch, Esquires, sitting members for the County of Carleton, have from time to time postponed the trial in order to afford the Petitioner, James Johnson, an opportunity of substantiating the allegations contained in his Petition, and although a period of more than two months has thus been extended to him, he has not thought proper to bring a single witness before the Committee or take any other steps, either to prosecute the complaint contained in his Petition, or give reasons for not having done so, thereby treating the Committee as well as Your Honorable House with great disrespect.

Resolved—That the Election and Return of John B. Lewis and Edward Malloch, Esquires, to serve in this present Parliament for the County of Carleton, are good and valid, and that their defence is not frivolous and vexatious.

Resolved—That it appears to this Committee that the Petition of James Johnson complaining of the undue Election and return of John B. Lewis and Edward Malloch, Esquires, is frivolous and vexatious.

JOHN P. ROBLIN,
Chairman.

*Committee Room, House of Assembly, }
17th day of March, 1835. }*

Loan company bill reported amended.

Mr. Duncombe, of *Oxford*, from the Select Committee to which was referred the Life Assurance and Loan Company Bill reported the same amended. The Report was received, and the bill was read.

On the question for the second reading of the Bill tomorrow.

Motion for second reading this day.

Mr. Duncombe, of *Oxford*, seconded by Mr. McKay, moves, in amendment, that the Bill be not read tomorrow, but that it be read a second time this day, and that the 37th Rule of this House be dispensed with so far as relates to the same.

Which was carried, and the Bill was read the second time.

Bill read 2nd time and committed.

The House was put into Committee of the whole on the Bill.

Mr. Rymal in the chair.

The House resumed.

Bill amended.

Mr. Rymal reported that the Committee had gone through the Bill, amended the same, and submitted it for the adoption of the House.

On receiving rep

On the question for receiving the report, the yeas and nays, being taken, were as follows:

YEAS—MESSIEURS,

| | | | |
|-------------------------------|---------------------------------|-------------|------------|
| Alway, | Jones, | Parke, | Smith, |
| Caldwell, | McCrae, | Perry, | Strange, |
| Cook, | McDonell, of <i>Glengarry</i> , | Richardson, | Thorburn, |
| Cornwall, | McDonell, of <i>Stormont</i> , | Robinson, | Walsh, |
| Duncombe, of <i>Oxford</i> , | McKay, | Roblin, | Wells, |
| Duncombe, of <i>Norfolk</i> , | McMicking, | Rykert, | Wilkinson, |
| Durand, | Malloch, | Rymal, | Woolveron, |
| Gilchrist, | Merritt, | Shaver, | Yager—33. |
| Hopkins, | | | |

NAYS—MESSIEURS,

| | | | | |
|---------|-----------|-----------|------------|------------|
| Nays 7. | Bruce, | Gibson, | Mackenzie, | Shibley—7. |
| | Chisholm, | M'Intosh, | Morrison, | |

Rep't received. 3rd. reading Fri. day.

The question was carried in the affirmative by a majority of twenty-six, and the Report was received.

Ordered, That the bill be engrossed and read a third time on Friday next.

Pursuant to the order of the day, the bill to prevent the sale of spirituous liquors to Indians was read the second time. Indian protection bill committed.

The House was put into a committee of the whole on the bill.
Mr. Parke in the chair.

The House resumed.

Mr. Parke reported that the committee had gone through the provisions of the bill and submitted the same for the adoption of the House without amendment.

The report was received.

Ordered, That the bill be engrossed and read a third time to-morrow.

On motion of Mr. Perry, seconded by Mr. Shaver,

Ordered, That so much of the order of the day, as relates to a notice for an address to His Majesty relative to the advisers of the Executive Government in this Province, and also a notice for an address to remove certain persons from the Legislative Council, &c. be discharged, and that a select committee be appointed to whom both of these matters shall be referred, with power to send for persons and papers, and leave to report thereon, and that Messrs. Perry, Morrison, Roblin, Wells and Chisholm, do compose said committee, and that the 31st rule of this House be dispensed with so far as relates to this motion.

Pursuant to the order of the day, the bill to secure titles to lands in certain cases was read a second time. 3rd reading to-morrow.
Order of day discharged and sel com appointed on subject of the Executive & Legislative Councils.
Bill to secure titles to lands committed.

The House was put into committee of the whole on the bill.
Mr. Robinson in the chair.

The House resumed.

Mr. Robinson reported that the committee had gone through the bill, agreed to its provisions, and submitted the same for the adoption of the House without amendment.

The report was received.

Ordered, That the bill be engrossed and read a third time to-morrow.

Pursuant to the order of the day, the bill to relieve Quakers, &c. from fines in certain cases, was read the second time. 3rd reading to-morrow.
Quaker's relief bill committed.

The House was put into committee of the whole on bill.

Mr. Perry in the chair.

The House resumed.

Mr. Perry reported that the committee had gone through the provisions of the bill, amended the same, and submitted it for the adoption of the House. Bill amended.

The report was received.

Ordered, That the bill be engrossed and read a third time to-morrow.

Pursuant to the order of the day, the bill to continue the charter of the Port Dover Harbor Company was read a second time. 3rd reading to-morrow.
Port Dover harbor bill read 2nd time & committed.

The House was put into committee of the whole on the bill.

Mr. Roblin in the chair.

The House resumed.

Mr. Roblin reported that the committee had gone through the provisions of the bill, amended the same, and submitted it for the adoption of the House. Bill amended.

The report was received.

Ordered, That the bill be engrossed and read a third time to-morrow.

Adjourned. 3rd reading to-morrow.

Wednesday, 18th March, 1835.

The House met.

The minutes of yesterday were read.

Mr. Morrison brought up the Petition of Andrew McDonald and eighty-three others, inhabitants of Whitby, in the County of York; which was laid on the table. Petitions bro't up.
Andw. McDonald and others.

Mr. Morrison brought up the Petition of the President, Directors, and Officers of the Agricultural Society, East Riding of York; which was laid on the table. President &c. Agri. Socl. E riding York.

Mr. Morrison brought up the Petition of Archibald Barker and eighty others, of the township of Markham, in the County of York; which was laid on the table. Arch'd Barker and others.

Pursuant to the order of the day, the bill to prohibit the sale of Spirituous Liquors to Indians, was read the third time, and passed. Indian protection Bill passed.

- Title.** Mr. Boulton, seconded by Mr. Rykert, moves that the bill be entitled, "*An Act to prevent the sale of Spirituous Liquors to Indians.*"
- Bill sent to Leg. Council.** Which was carried, and Messrs. Boulton and Rykert were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto.
- Bill to secure titles to land passed.** Pursuant to the order of the day, the bill to secure to British subjects their titles to Lands in certain cases, was read the third time, and passed.
- Title.** Mr. Hopkins, seconded by Mr. Small, moves that the bill be entitled, "*An Act to confirm British Subjects in their titles to Real Estate derived through Aliens.*"
- Bill sent to Leg. Council.** Which was carried, and Messrs. Hopkins and Small were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto.
- Quakers relief bill passed.** Pursuant to the order of the day, the bill to relieve Quakers &c. from fines in certain cases, was read a third time, and passed.
- Title.** Mr. Roblin, seconded by Mr. Thorburn, moves that the bill be entitled, "*An Act to repeal the several laws now in force, imposing fines on Quakers, Menonists, and Tunkers, for non-performance of Militia duty in time of peace.*"
- Bill sent to Leg. Council.** Which was carried, and Messrs. Roblin and Thorburn were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto.
- Port Dover harbor bill passed.** Pursuant to the order of the day, the bill to extend the time limited for the Port Dover Harbour Company to commence their operations, was read a third time, and passed.
- Title.** Mr. Walsh, seconded by Mr. Duncombe, of Norfolk, moves that the bill be entitled, "*An Act to continue and amend An Act passed in the second year of His Majesty's Reign, entitled, 'An Act for Incorporating a Joint Stock Company, under the style and title of the President, Directors, and Company, of the Port Dover Harbour.'*"
- Bill sent to Leg. Council.** Which was carried, and Messrs. Walsh and Duncombe were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto.
- Petitions read.** Pursuant to the order of the day, the following petitions were read:
- Hugh Hagerty and others, praying for pecuniary aid to build a bridge over the Chippewa.** Of Hugh Hagerty and eight others, inhabitants of the district of Niagara, stating that it would be highly advantageous to the public were a Bridge erected over the Chippewa Creek, between the townships of Willoughby and Crowland, whereby a more direct communication would be opened between Point Abino on Lake Erie, and the town of Niagara, and by which a distance of twelve miles might be saved—that a subscription has been entered into for defraying the expense of the same, but which falls short of the sum required, and praying the House to grant such further sum as may be necessary to complete the same.
- D Robinson and others, praying that no towing path may be erected from the Longue Sault to Prescott.** Of David Robertson and sixty-eight others of the township of Matilda, in the county of Dundas, representing that they have heard with extreme regret that it is contemplated by the Engineers employed in improving the Saint Lawrence, to erect a towing path on the bank of the river, from the Longue Sault to Prescott; that such a measure would deprive them not only of a portion of their land but would cut off all convenient access to the river, for which no remuneration they are likely to receive, would be a sufficient compensation; that the forwarders only would be benefitted by this measure—that the expense would not be warranted by the benefits to be derived—that in many instances orchards and gardens would be destroyed, for which no equivalent could be rendered.—That, therefore petitioners pray, that no such measure may be entertained by the House.
- William Scollick and others, praying for pecuniary aid to erect a bridge in the township of Woolwich.** Of William Scollick and sixty-nine others, of the townships of Garafraxa, Woolwich, Nichol, and Waterloo, shewing that the main road in the township of Woolwich is crossed by a large creek between lots No. 3 in the broken front and 4 in the first concession;—that it is always difficult and frequently dangerous to cross said stream, and it is therefore desirable that a bridge should be erected over the same, and praying the sum of one hundred pounds in furtherance of that object.
- D. Kennedy and others, praying for aid for roads.** Of Daniel Kennedy and sixty-two others of Kenyon and Roxboro,' county of Glengarry, stating that the road commonly called the Indian road is in a very bad state of repair; that the said road is the principal road between Cornwall and the Ottawa District, and some parts are so bad as to be almost impassible; and that two hundred pounds are necessary to put said road in repair, for which petitioners humbly pray.

Mr. Richardson gives notice that he will, on to-morrow, move for leave to bring in a bill to authorise the construction of a harbour at Goderich in the London District. Notice of Goderich harbour bill.

Mr. Morrison gives notice that he will, on to-morrow, move for leave to bring in a bill to enable persons to take out a license for the sale of wine within this Province. Notice of wine license bill.

On motion of Mr. Shaver, seconded by Mr. Cook,
Ordered, That the petition of David Robertson and others, be referred to the committee to whom was referred the petition of Paul Glasford and others. Pet of D Robertson and others referred.

On motion of Mr. Thorburn, seconded by Mr. Morrison,
Ordered, That the petition of W. J. O'Grady, be referred to a select committee consisting of Messrs. Thorburn, Hopkins, Alway and Morrison. Pet of W J O'Grady referred.

On motion of Mr. Small, seconded by Mr. Hopkins,
Ordered, That the petition of John Smith of the city of Toronto, be referred to the committee on grievances. Pet of John Smith referred.

On motion of Mr. Morrison, seconded by Mr. Bruce,
Ordered, That the petition of John Crosby and others be referred to the committee to whom was referred the subject of education. Pet of John Crosby and others, referred.

Pursuant to the order of the day the Fire and Life Assurance Company bill was read the second time. Fire and Life Assurance bill committed.

The House was put into committee of the whole on the bill.

Mr. Chisholm in the chair.
 The House resumed.

Mr. Chisholm reported that the committee has risen. Committee rises.

Ordered, That the report be received.

Mr. Duncombe, of *Oxford*, from the committee to which was referred the petition of A. Murphy and others, informed the House that the committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same. Sel. com. on pet. of A. Murphy and others reports by bill

The report was received and the bill to regulate and establish Medical Boards in each district of the Province was read a first time. Bill to authorize Dis't medical boards read.

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

On motion of Mr. Duncombe, of *Norfolk*, seconded by Mr. Durand,
Ordered, That two hundred copies of the bill establishing Medical Societies in the different districts in this Province, be printed for the use of members. Bill to be printed.

Mr. Small from the select committee to which was referred the petition of the Common Council of the city of Toronto, informed the House that the committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same. Sel. com. on pet. of Common Council of Toronto, reports by bill.

The report was received and the bill to amend the assessment laws, as relate to the city of Toronto, was read a first time. Assessment amd't bill read.

On motion of Mr. Small, seconded by Mr. Morrison,
Ordered, That two hundred copies of the bill altering the mode of levying the rates and assessments in the city of Toronto, be printed for the use of members. Bill to be printed.

Pursuant to the order of the day the House was again put into committee of the whole on the bill to extend the charter of the Commercial Bank of the Midland District. Com. of whole on Com. Bank bill.

Mr. Alway in the chair.
 Mr. Speaker resumed the chair to receive a message.
 Mr. Speaker left the chair.
 The Chairman resumed the chair of committee.
 The House resumed.

Mr. Alway reported that the committee had gone through the provisions of the bill, amended the same, and submitted it for the adoption of the House. Bill amended.

On the question for receiving the report,
 Mr. Mackenzie, seconded by Mr. Wilson, moves that the report be not now received, but that the bill be committed to a committee of the whole House for the purpose of adding the following regulations (or such of them as may be found essential) the same having been suggested by the Lords of His Majesty's Treasury, approved by the Board of Trade, and recommended by His Majesty's Principal Secretary of State, as being necessary and proper for the protection of the public who may be the creditors of an institution, the individual shareholders of which

On receiving rep. Amendment proposed in accordance with the suggestions of the Lords of the Treasury.

are not liable for any part of its debts after they have paid in their shares, and which institution may like many others of a similar nature in the United States, be conducted in such a way as to involve in ruin and misery many of the mechanics, labourers farmers and mercantile persons who will in a manner be forced to take its notes in the ordinary transactions of life, if they form a part of the circulating medium of the colony, and who look up to this House, as they justly may, for protection, in all cases where exclusive privileges are granted to individuals.

Charter forfeited on suspension of cash payments for 60 days

1st. That upon any suspension of cash payments at any of the stations where the bank may be bound to pay its notes in specie on demand, which shall continue for the space of sixty successive days, or upon any such suspension for sixty days at intervals in the course of any one year, the charter of the bank shall be forfeited and void, save as to any requisite powers for adjusting past accounts and debts due to or from the establishment, and as to the liability, joint and separate, of the proprietors for the debts the bank may have incurred.

Notes issued to be payable at place of date & issue as well as at mother bank.

2nd. That any promissary notes issued by branch establishments of the bank, shall be dated at the place of issue, and the notes so dated and issued shall be payable in specie on demand, at the place of the bank of every description at the close of each week. From these weekly statements there shall be prepared immediately after the close of each half year a general abstract shewing the average amount of the liabilities and assets of the corporation under the specified heads for such half yearly period, to which average abstract shall be subjoined, a statement of the rate and amount of reserved profits at the time of declaring such dividend. Copies of this half yearly statement, signed by the President and Chief Cashier of the Bank, shall be laid before the Lieutenant Governor, the Legislative Council and the House of Assembly, and the President and Cashier shall verify the same on oath, if required so to do by either of those authorities; and this statement shall also be published in one or more gazettes or newspapers circulating in the Province. The Bank shall further be bound, at the requisition of the Governor, to exhibit to him, or to such officers as he may appoint, as confidential documents, the weekly balance sheets upon which such past half yearly statements may have been founded, or for any subsequent and current period.

Half subscribed capital to be paid up, and remaining when called.

3rd. One half of the subscribed capital of the bank to be paid up, and if not already so paid, to be called for forthwith. The call for the remaining moiety to be left at the discretion of the company.

No issue to be made on stock.

4th. The bank shall not hold its own stock, nor make advances to shareholders on the security of their shares.

Weekly balance sheet.

5th. There shall be prepared and recorded in the books of the bank, a weekly balance sheet or statement, exhibiting under the heads specified in the twenty-second clause of the present act for incorporating the Commercial Bank, with any requisite additions, the state of the liabilities and assets of the bank of every description at the close of each week. From these weekly statements there shall be prepared immediately after the close of each half year a general abstract shewing the average amount of the liabilities and assets of the corporation under the specified heads for such half yearly period, to which average abstract shall be subjoined, a statement of the rate and amount of reserved profits at the time of declaring such dividend. Copies of this half yearly statement, signed by the President and Chief Cashier of the Bank, shall be laid before the Lieutenant Governor, the Legislative Council and the House of Assembly, and the President and Cashier shall verify the same on oath, if required so to do by either of those authorities; and this statement shall also be published in one or more gazettes or newspapers circulating in the Province. The Bank shall further be bound, at the requisition of the Governor, to exhibit to him, or to such officers as he may appoint, as confidential documents, the weekly balance sheets upon which such past half yearly statements may have been founded, or for any subsequent and current period.

Half yearly statements to be laid before the Governor, Leg. Council, and House of Assembly.

Governor may require the weekly balance sheets.

6th. The shareholders of the Bank shall be respectively liable for the engagements of the Company, to the extent of twice the amount of their subscribed shares.

Bank to be confined alone to the legitimate operations of banking.

7th. The funds of the Bank shall not be employed in any loans, or advances on land or other property, not readily available to meet its engagements; neither shall the Bank hold any such property beyond what may be necessary for the purposes of its establishment, nor be concerned in any trade, or buying and selling merchandize, further than may be requisite for realizing the proceeds of any lands, property or goods taken in satisfaction of debt, but its transactions are to be confined to what are understood to be the legitimate operations of Banking, viz: advances upon commercial paper or Government securities, and general dealings in money, Bills of Exchange, or Bullion."

House divides on question.

On which the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

| | | | | |
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| Yeas 18. | Bruce, Chisholm, Cook, Durand, Gibson, | Hopkins, McIntosh, Mackenzie, McMicking, Malloch, | Morrison, Rymal, Shaver, Shibley, | Thorburn, Waters, Wilson, Woolverton—18. |
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NAYS—MESSIEURS,

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| Nays 28. | Boulton, Caldwell, Cornwall, Duncombe, of Oxford, Duncombe, of Norfolk, Gilchrist, Jones, | Lount, McDonell, of Glengarry, McDonell, of Sturmont, McKay, McLean, MacNab, Merritt, | Morris, Perry, Richardson, Robinson, Roblin, Rykert, Small, | Smith, Solicitor General, Strange, Tayler, Walsh, Wells, Wilkinson—28. |
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Amendment lost.

The question of amendment was decided in the negative by a majority of ten.

Motion for recommitment, to add clauses.

In amendment to the original question, Mr. Mackenzie, seconded by Mr. Wilson, moves that the bill be re-committed to a committee of the whole House on Monday next, for the purpose of adding the following sections, or any one or

more of them which may be found essential to the protecting the interests of the public :

" WHEREAS the Stock of Incorporated Banking Companies in this Province has hitherto yielded far greater profits than are usually realized by the Agricultural classes or inhabitants of Towns, who are nevertheless taxed and assessed from one penny to two-pence in the pound. And whereas Chartered Banks in England and the United States have been found on trial fit subjects for taxation ; and whereas the Stockholders are relieved in their individual capacities by this Act from any liability to pay any of the debts of the Bank, in case it should be unable to meet its engagements ;—and whereas the persons who might happen to be possessed of the bills of this Bank, or the Bank of Upper Canada would not, as many suppose, have any claim upon the Colonial Government, in case such chartered Banks were in consequence of mismanagement or sudden reverses to fail in ability to fulfil their engagements ;—and whereas it is expedient under such circumstances, that those who invest their capital in Banks instead of land should contribute towards the expenses of the Civil Government. *Be it therefore enacted by the authority aforesaid*, that the Capital Stock of the said Bank and of the Bank of Upper Canada, shall be assessed annually the sum of one penny in the pound, which assessment shall be collected by and paid to the Receiver General for the use of the public.

Bank Stock to be assessed one penny in the pound.

And be it further enacted by the authority aforesaid, that the House of Assembly shall annually appoint by resolution any one of its members whom it may consider the most fit and discreet, and who holds no stock in any Banking Incorporation, whose duty it shall be to visit this Bank, at all such times as he shall consider it necessary, to examine thoroughly all its books, papers, notes, bonds and other evidences of debt, to compare its funds and property with the statements made or to be made by it as provided in the twenty-second section of the Bank Act, to ascertain the quantity of specie on hand, and generally to make such other enquiries as may be necessary to ascertain its actual condition and ability to fulfil all its engagements ; that the said Commissioner shall have power to examine upon oath all the officers, servants or agents of the said Bank, or any other person in relation to the affairs of the said Corporation, which oath any such Commissioner so to be appointed, is personally authorised to administer. And it shall be the duty of the said Commissioner, when appointed as aforesaid, to report from time to time to the Lieutenant Governor, and also to both branches of the Legislature, within ten days after the commencement of each Legislative Session, such facts and statements concerning said Banks, as such Commissioner may deem useful—but such Commissioner shall not disclose the names of the debtors of said Bank, the affairs of which shall have been examined by him, or any information which shall have been obtained in the course of such examination, unless required in a Court of Justice, or in the course of some proceeding authorised by this Act."

House of Assembly annually to appoint a Commissioner to investigate the affairs of the Banks, and report to the Lieut. Gov'r, Leg. Council, and Assembly, within ten days of each session.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

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|----------------------------|-------------------------|---------------------|----------------------|---------|
| Bruce, Cook, Gibson, | McIntosh, Mackenzie, | Morrison, Rymal, | Shaver, Wilson—9. | Yeas 9. |
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NAYS—MESSIEURS,

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|---|---|---|--|----------|
| Boulton, Caldwell, Chisholm, Cornwall, Duncombe, of Oxford, Duncombe, of Norfolk, Durand, Gilchrist, Jones, | Lount, McDonell, of Glengarry, McDonell, of Stormont, McKay, McLean, McMicking, MacNab, Malloch, Merritt, | Morris, Perry, Richardson, Robinson, Roblin, Rykert, Shibley, Small, | Smith, Solicitor General, Strange, Tayler, Thorburn, Walsh, Wells, Wilkinson—34 | Nays 25. |
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The question of amendment was decided in the negative by a majority of twenty-five, and the report was received.

On the question for the third reading of the bill to-morrow, the yeas and nays, being taken, were as follows :

On third reading of bill tomorrow.

YEAS—MESSIEURS,

| | | | | |
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| Boulton, Caldwell, Chisholm, Cornwall, Duncombe, of Oxford, Duncombe, of Norfolk, Gilchrist, Jones, | Lount, McDonell, of Glengarry, McDonell, of Stormont, McKay, McLean, McMicking, Macnab, Malloch, | Merritt, Morris, Perry, Richardson, Robinson, Roblin, Rykert, Small, | Smith, Sol. General, Strange, Tayler, Walsh, Wells, Wilkinson—31. | Yeas 31. |
|--|---|---|---|----------|

NAYS—MESSIEURS,

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|----------------------------|------------------------------------|--------------------------------|-------------------------------------|----------|
| Bruce, Cook, Durand, | Gibson, McIntosh, Mackenzie, | Morrison, Rymal, Shaver, | Shibley, Thorburn, Wilson—12. | Nays 12. |
|----------------------------|------------------------------------|--------------------------------|-------------------------------------|----------|

The question was carried in the affirmative by a majority of nineteen, and ordered accordingly.

Mr. Speaker reports bill from Leg. Coun. for amending the law relative to larceny & bill to naturalize certain persons, amended.

Mr. Speaker reported, that the Master in Chancery had brought down from the Honorable the Legislative Council a bill, entitled, "*An Act to abolish the distinction between Grand and Petit Larceny, and to enable Courts of General Quarter Sessions of the Peace, and any Courts having the like powers to try all cases of Simple Larceny under certain restrictions, and to amend the law respecting the punishment of Larceny,*" which that Honorable House had passed, and requested the concurrence of this House thereto; also the bill sent up from this House, entitled, "*An Act to naturalize certain persons therein named,*" which that Honorable House had passed, with some amendments, and requested the concurrence of this House thereto.

Larceny bill read.

The bill sent down from the Honorable the Legislative Council, entitled, "*An Act to abolish the distinction between Grand and Petit Larceny, and to enable Courts of General Quarter Sessions of the Peace, and any Courts having the like powers to try all cases of Simple Larceny, under certain restrictions, and to amend the laws respecting the punishment of Larceny,*" was read a first time.

Amendments to naturalization bill read

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

The amendments made by the Honorable the Legislative Council, in and to the bill entitled, "*An Act to naturalize certain persons therein named,*" were read as follows:

Amendments.

| | |
|--------------------|--|
| Press 1. line | 1.—After "Whereas" leave out to "William" in line 2. |
| " " " | 5.—Leave out "just and." |
| " " lines 13 & 14. | 14.—Leave out "Frederick Allan Spalding and." |
| " " line | 17.—Leave out "Frederick Allan Spalding." |
| " " " | 21.—Leave out "Frederick Allan Spalding." |
| " 2. " | 4.—Leave out "Frederick Allan Spalding." |

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

The Speaker left the Chair at a quarter past five, P. M.

The Speaker resumed the chair at half past six.

Com. of whole on pet. of D. McDonell Esq.

Pursuant to the order of the day, the House was put into Committee of the whole on the petition of D. McDonell, Esq.

Mr. McIntosh in the chair.

The House resumed.

Resolution adopted.

Mr. McIntosh reported that the Committee had agreed to a resolution, which he was directed to submit for the adoption of the House.

The report was received and it was,

£250 for a bridge over river Beaudette.

Resolved—That two hundred and fifty pounds, currency, be granted for the erecting a bridge over River Beaudette in the eighth concession of the township of Charlottenburgh in the County of Glengarry.

Hamilton & Port Dover rail road bill committed.

Pursuant to the order of the day the Hamilton and Port Dover Rail road bill was read a second time.

The House was put into Committee of the whole on the bill.

Mr. Boulton in the chair.

The House resumed.

Mr. Boulton reported that the Committee had gone through the bill, and had agreed to the same, without amendment, and submitted it for the adoption of the House.

The Report was received.

3rd reading on Friday.

Ordered, That the bill be engrossed and read a third time on Friday next.

Com. of whole on King survey bill.

Pursuant to the order of the day the House was put into Committee of the whole on the King Survey Bill.

Mr. Woolverton in the chair.

The House resumed.

Mr. Woolverton reported that the Committee had agreed to the Bill without amendment,

The Report was received.

3rd reading on tomorrow.

Ordered, That the bill be engrossed and read a third time tomorrow.

St. Catharines bank bill to be 1st on order of the day.

On motion of Mr. Rykert, seconded by Mr. Richardson, *Ordered,* That the Saint Catharine's Bank Bill be the first item on the order of the day, tomorrow, after referring petitions.

Sel com on education reports college charter amd't bill.

Mr. Chisholm, from the Select Committee on Education reported a bill which was received and read a first time.

Ordered, That the bill to amend the charter of King's College, be read a second time tomorrow.

On motion of Mr. Chisholm, seconded by Mr. Durand,

Ordered, That two hundred copies of the bill to amend the charter of King's College, be printed for the use of members.

King's College bill to be printed.

Pursuant to the order of the day, the House was put into committee of the whole on the address, to His Excellency, for information from the Bank of Upper Canada.

Com of whole on address to His Ex'y for information from U C Bank.

Mr. Duncombe, of *Norfolk*, in the chair.

The Speaker resumed the chair to receive a message.

The Speaker left the chair.

The Chairman resumed the chair of committee.

The House resumed.

Mr. Duncombe reported that the Committee had risen,

Committee rises.

On the question for receiving the report, the yeas and nays being taken were as follows :

On receiving rep.

YEAS—MESSIEURS,

| | | | | |
|---------------------------------|----------|-------------|---------------|----------|
| Caldwell, | McLean, | Perry, | Strange, | Yeas 17. |
| Cornwall, | Malloch, | Richardson, | Walsh | |
| Duncombe, of <i>Norfolk</i> , | Merritt, | Roblin, | Wells, | |
| McDonell, of <i>Glengarry</i> , | Morris, | Rykert, | Wilkinson—17. | |
| McKay, | | | | |

NAYS—MESSIEURS,

| | | | | |
|---------|------------|----------|------------|----------|
| Alway, | Lount, | Moore, | Small, | Nays 15. |
| Bruce, | McIntosh, | Rymal, | Thorburn, | |
| Cook, | Mackenzie, | Shaver, | Wilson—15. | |
| Gibson, | McMicking, | Shibley, | | |
| | | | | |

The question was carried in the affirmative by a majority of two, and the report was received.

Adjourned.

Thursday, 19th March, 1835.

The House met.

The minutes of yesterday were read.

Mr. Speaker reported that he had, yesterday, received from the Clerk of the Crown in Chancery two letters, which were read by the Clerk as follows :

Speaker reports letter from C C C.

C. C. CHANCERY OFFICE,
Toronto, 18th March, 1835. }

SIR :

I have the honor to report for the information of the Commons House of Assembly that, at six o'clock, P. M. I received a communication from Adiel Sherwood, Esquire, Returning Officer for the County of Leeds, covering an Indenture, which purports to be the return to the Writ of Election, bearing date the seventeenth February, 1835, sued out by order of the Honorable House of Assembly, for the return of two Members for the said County, in the room of Robert S. Jameson and Ogle R. Gowan, whose seats, by a resolution of the House, had been declared vacant.

Communication from C C C. with return of members for county of Leeds.

I also enclose the copy of a letter, from the Returning Officer, which accompanied the Indenture. I have now to request to be informed whether it be the pleasure of the House of Assembly to consider this Indenture as the Legal Return to the above mentioned Writ; in order that the Commissioners appointed by His Excellency, the Lieutenant Governor may administer the usual oaths to the two Gentlemen returned, as appears by the said Indenture transmitted by the Returning Officer.

I have the honour to be,

Sir,

Your Most Obedient

Humble Servant,

SAMUEL P. JARVIS.

C. C. Chancery.

To the Honourable

MARSHALL S. BIDWELL,

Speaker, Commons' House of Assembly.

Brockville, 18th March, 1835.

SIR,

On my return home from the country this evening, I was informed that I had omitted sending you, with the other papers relative to the Election, the Indenture.

I immediately looked over my papers, and I certainly regret exceedingly to find they were left by pure mistake.

I have the honor now to enclose them, and hope they will arrive safe.

I have the honor to be,

Sir,

Very Respectfully,
Your obedient Servant,
ADIEL SHERWOOD.

SAMUEL P. JARVIS, Esq.
Clerk Crown Chancery.

Letters referred to
select committee.

On motion of Mr. Duncombe, of Oxford, seconded by Mr. Hopkins,
Ordered, That the letter just read from the returning officer for the late election for the county of Leeds, to the Clerk of the Crown in Chancery, together with the letter of the Clerk of the Crown in Chancery upon that subject, be referred to the select committee to whom were referred other letters from the same, upon the same subject.

Speaker reports
messages from His
Excellency.

Mr. Speaker reported that Mr. Secretary Rowan had, yesterday, brought down from His Excellency, the Lieutenant Governor, several messages and documents.

Mr. Speaker then read the messages as follows:

J. COLBORNE,

Message from His
Excellency with in-
formation on the sub-
ject of lands set apart
for schools.

The Secretary of State for the Colonies having received the address to the King of the fourth December, 1833, from the House of Assembly, respecting the lands originally set apart for the advancement of education, the Lieutenant Governor is acquainted by the Secretary of State, for the information of the House of Assembly, that it appears that the allotment made in 1798, for schools and larger seminaries, consisted of twelve townships; and that although, taken in their extent, these would amount to a quantity not remote from that named by the Assembly, yet after making the necessary deduction for Crown and Clergy Reserves, they would not exceed 549,207 acres. That of this quantity 291,944 acres, are comprised in the assignments to the University and to Upper Canada College, while about 240,000 acres are estimated to be actually available for the assistance and endowment of schools: only 17,263 acres remain to be accounted for, and the appropriation of these would be more than explained by the grants which are specified by the Assembly as having been made to surveyors for surveying. That he trusts that these explanations will satisfy the Assembly, that there has not been an improper diminution of the quantity of the lands reserved in 1798, for schools and larger seminaries: that the endowment of King's College, having been brought under the consideration of the Legislature, the regulation of that Institution still remains to be finally adjusted according to the advice of the Legislature:—that the establishment of a College or University for the instruction of youth formed one of the objects prayed for in the address from the Council and Assembly in the year 1797, and that the institution of larger seminaries than the District Schools was expressly adverted to in the communication by means of which His Majesty signified his compliance with that address. That whatever difference of opinion therefore, may exist as to the most appropriate share to be devoted to the purpose, there can be no doubt that the allotment of some of the Reserves for Education to a University is strictly conformable with the objects of the endowment, and that to exhaust the entire amount of the estates in the enrichment of District Schools would contravene the designs of those by whom the property was first set apart. But if the application of part of the Reserves for Education to the endowment of a University cannot be deemed a diversion of them from their proper use, it will hardly be denied that the exchange by means of which they were thus applied was highly advantageous. His Majesty resumed 225,944 acres out of the School Townships, and granted to the Corporation of King's College in lieu of them, an equal quantity of Crown Reserves, most of them under lease, in old and settled townships, where the lands bore a great value; it may be presumed that had this endowment not taken place the same Reserves would have become the property of the Canada Company in common with the rest of the Crown Re-

serves in the surveyed townships, or at any rate would never have been exchanged for such inferior land as that in the School Townships; that with these views, he conveys His Majesty's gracious permission to adopt a measure which he trusts will be acceptable to the Assembly. Out of the original grant of 549,217 acres, there remain disposable about 240,000, not very advantageously situated; and he authorises the Lieutenant Governor, if the Assembly should wish it, to select this number of acres from the settled townships, and to resume to the Crown in lieu of them as much as is unalienated of the School Townships. The gain which such a transaction would confer upon the endowment for Education is obvious; and it is hoped that this liberal offer will be regarded as a proof of the importance which His Majesty attaches to the great object of the instruction of the people in Upper Canada.

Message on school lands.

Government House, 18th March, 1835.

J. COLBORNE.

The Lieutenant Governor transmits to the House of Assembly the accompanying report and survey of the harbour of Windsor, with reference to the address of the Assembly of the 18th of February, 1834.

Message from His Excellency with report on Windsor Harbour.

Government House, 18th March, 1835.

J. COLBORNE,

The Lieutenant Governor transmits to the House of Assembly statements of the receipts and expenditure on account of the sale of Crown Lands and Clergy Reserves for the half year ending the 31st December, 1834.

Message from H. E. with statements relative to sale of lands.

Government House, 18th March, 1835.

(Documents—See Appendix.)

Mr. Strange brought up the petition of Sylvester Holden; which was laid on the table.

Petitions bro't up. Sylvester Holden.

Mr. Walsh brought up the petition of Nathaniel Smith Coho; which was laid on the table.

N. S. Coho.

Mr. Small brought up the petition of Peter Freeland and eighty-three others, of the city of Toronto; which was laid on the table.

Peter Freeland & others.

Mr. Chisholm brought up the petition of Duncan McDonell and forty-two others, of the township of Charlottenburgh, in the Eastern District; which was laid on the table.

Duncan McDonell and others.

Mr. Chisholm brought up the petition of William Anderson and twenty-three others, of the fifth concession of the township of Lochiel, in the Eastern District; which was laid on the table.

William Anderson and others.

M. Duncombe, of Oxford, brought up the petition of P. P. Lacroix and sixty-nine others, inhabitants of the village of Chatham and townships of Raleigh and Harwich, in the county of Kent; which was laid on the table.

P. P. Lacroix and others.

On motion of Mr. Solicitor General, seconded by Mr. McCrae,

Ordered, That an humble address be presented to His Excellency, thanking him for his several messages of yesterday, assuring him that this House will give the same their attentive consideration, and that Messrs. Boulton and Rykert be a committee to draft and report the said address.

Address of thanks to be sent to His Excellency.

Pursuant to the order of the day the bill to increase the capital stock of the Commercial Bank of the Midland District, was read the third time.

Commercial Bank Bill read third time.

On the question for passing the same the yeas and nays being taken were as follows:

On passing.

YEAS—Messieurs,

Boulton,
Caldwell,
Cornwall,
Duncombe, of Oxford,
Duncombe, of Norfolk.
Lount,

McCrae,
McDonell, of Glengarry,
McKay,
Malloch,
Merritt,

Roblin,
Rykert,
Small,
Solicitor General,
Strange,

Thorburn,
Walsh,
Wells,
Wilkinson,
Yager—21.

Yeas 21.

NAYS—MESSIEURS,

Nays 8.

Bruce,
Chisholm,

Cook,
Hopkins,

Moore,
Rymal,

Shaver,
Woolverton—8.

The question was carried in the affirmative by a majority of thirteen, and the bill was signed.

Title. Mr. Solicitor General, seconded by Mr. McCrae, moves that the bill, be entitled, "*An act altering and amending the charter of the President, Directors, and Company of the Commercial Bank of the Midland District, and for increasing the number of shares to be held in the capital stock of the Company.*"

Bill sent to Leg. Council. Which was carried and Messrs. Solicitor General and McCrae were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto.

King Survey Bill passed. Pursuant to the order of the day the King Survey Bill was read a third time and passed.

Title. Mr. Duncombe, of Oxford, seconded by Mr. Gibson, moves that the bill be entitled, "*An Act to authorise a new survey in the township of King.*"

Bill sent to Leg. Council. Which was carried, and Messrs. C. Duncombe and Gibson were ordered by the Speaker to carry the same up to the Honorable the Legislative Council and to request their concurrence thereto.

Petitions read. Pursuant to the order of the day, the following petitions were read :

A. A. Rapelje and others praying for further grant for Long Point Canal. Of A. A. Rapelje and twenty-six others, residing in the vicinity of Long Point, Lake Erie, praying for a further grant of four thousand pounds, fully to complete the works erected for the security of the Channel across Long Point.

D. Ballantine and others, praying for amendment in corporation act. Of David Balentine and forty seven others, inhabitants of the town of Prescott, praying that the act incorporating the said town may be amended in the manner of electing the police.

Ebenezer Reynolds praying for a salary. And of Ebenezer Reynolds, Sheriff of the Western District, praying that a salary may be allowed him, until the office of Sheriff in that district becomes sufficiently lucrative to afford that officer a decent support.

Pet. of R. Fraser and others, referred. On motion of Mr. Lount, seconded by Mr. Alway, Ordered, That the petition of Ronald Fraser and others, be referred to the Committee of Supply.

Pet. of S. O. Tazewell referred to supply. On motion of Mr. Duncombe, of Oxford, seconded by Mr. Rymal, Ordered, That the select committee appointed upon the petition of S. O. Tazewell, be discharged, and the petition referred to the committee of supply.

Message and documents on Crown Lands referred. On motion of Mr. Duncombe, of Oxford, seconded by Mr. McKay, Ordered, That the Message of the eighteenth instant, and the accompanying documents, respecting the sales of Crown Lands, be referred to the committee on finance.

Message on School Lands to be printed. On motion of Mr. Duncombe, of Oxford, seconded by Mr. McKay, Ordered, That five hundred copies of the Message from His Excellency, of the 18th instant, upon the subject of the School Lands, be printed for the use of members.

Petition of William Atkinson and others refer'd to committee on message of His Excellency on penitentiary. On motion of Mr. Small, seconded by Mr. Strange, Ordered, That the order of this House, referring the petition of William Atkinson and others, of the city of Toronto, to the committee to whom was referred the petition of certain inhabitants of the town of Kingston, be rescinded, and the said petition be referred to the committee to whom was referred the Message of His Excellency the Lieutenant Governor, upon the subject of the Penitentiary.

Pet. of A. A. Rapelje and others, referred. On motion of Mr. Walsh, seconded by Mr. Rymal, Ordered, That the petition of Abraham A. Rapelje, Esquire, and others, be referred to a select committee, to be composed of Messrs. Walsh, Wilkinson, and Merritt, with power to send for persons and papers, and with leave to report thereon by bill or otherwise.

Motion for reading the petition of Nathan Smith Coho. Mr. Walsh, seconded by Mr. Rymal, moves, that the 43rd rule of this House be dispensed with so far as relates to the petition of Nathan Smith Coho, a wounded militia man, and that the petition be now read.

Which was carried, and the petition of Nathan Smith Coho, praying to be restored to the Pension List, was read.

On motion of Mr. Walsh, seconded by Mr. Rymal,
Ordered, That the petition of Nathan Smith Coho, be referred to a select committee, to be composed of Messrs. Walsh, Strange, Caldwell, and Merritt, with power to send for persons and papers, and to report thereon by bill or otherwise.
Pet. of W. S. Coho and others, referred.

On motion of Mr. Wells, seconded by Mr. Bruce.
Ordered, That the petition of David Ballantine and others, inhabitants of the town of Prescott, be referred a select committee, to be composed of Messrs. Wells, Shaver, Cook, Roblin, and Bruce, with power to send for persons and papers, and report thereon by bill or otherwise.
Pet. of David Ballantine and others, referred.

Agreeably to notice, Mr. Boulton, seconded by Mr. Rykert, moves for leave to bring in a bill to provide for the disposal of the allowance for highways in certain cases.
Bill to dispose of highways bro't in & read.

Which was granted, and the bill read.
Ordered, That the bill for the disposal of the allowance for highways, in certain cases, be read a second time to-morrow.
2nd reading to-morrow.

Mr. Roblin, from the select committee to which was referred the petition of Samuel Peterson and others, informed the House that the committee had agreed to report by bill, a draft of which he was ready to present whenever the House would be pleased to receive the same.
Sel. Com. on petition of Samuel Peterson and others report by bill.

The Report was received, and the bill was read a first time.
Ordered, That the Ameliasburgh survey bill be read a second time tomorrow.
Ameliasburgh survey bill read.

Pursuant to the order of the day, the House was put into Committee of the whole on the Saint Catharines Bank Bill.
Com. of whole on St. Catharines bank bill.

Mr. Strange in the chair.
 The House resumed.

Mr. Strange reported that the Committee had gone through the provisions of the bill, amended the same, and submitted it for the adoption of the House.
Bill amended.

On the question for receiving the report, the yeas and nays being taken, were as follows:
On receiving rep.

YEAS—MESSIEURS,

| | | | |
|-----------------------|-------------------------|----------|--------------------|
| Bruce, | Hopkins, | Morritt, | Solicitor General, |
| Caldwell, | McCrac, | Parke, | Strange, |
| Chisholm, | McDonell, of Glengarry, | Perry, | Taylor, |
| Cook, | McDonell, of Stormont | Roblin, | Thorburn, |
| Cornwall, | McIntosh, | Rykert, | Wilkinson, |
| Duncombe, of Norfolk, | McMicking, | Shaver, | Woolverton, |
| Duraud, | Malloch, | Smith, | Yager—25. |

Yeas 24.

NAYS—MESSIEURS,

| | | | |
|--------|------------|---------|----------|
| Lount, | Mackenzie, | Morris, | Rymal—4. |
|--------|------------|---------|----------|

Nays 4.

The question was carried in the affirmative by a majority of twenty-four and the bill was ordered to be engrossed and read a third time to-morrow.
3rd reading to-morrow.

Pursuant to the order of the day, the Glass Company's bill was read a second time.
Glass company bill committed.

The House was put into a Committee of the whole on the Bill.
 Mr. Malloch in the chair.

The House resumed.
 Mr. Malloch reported that the Committee had agreed to the bill, without amendment, and submitted the same for the adoption of the House.

The Report was received.
Ordered, That the bill be engrossed and read a third time to-morrow.
3rd reading to-morrow.

Agreeably to notice, Mr. Chisholm, seconded by Mr. McDonell, of Stormont, moves for leave to bring in a bill granting a sum of money for the erection of a bridge over the river Beaudette, pursuant to resolution of the committee of the whole House.
Beaudette bridge bill bro't in.

Which was granted and the bill read.
Ordered, That the bill be read a second time to-morrow.
2nd reading to-morrow.

On motion of Mr. Morris, seconded by Mr. Malloch,
Ordered, That the message sent down by His Excellency on the subject of the School Lands be referred to a Committee of the whole House on Thursday next, and that it be the first item on the order of the day after reading petitions.
Message on school lands to be committed on Thursday.

At four of the clock, p. m. the Speaker left the chair.

At a quarter past five, the Speaker resumed the chair.

Grand river and Thames navigation bill committed.

Pursuant to the order of the day, the Grand river and Thames canal navigation Bill was read the second time.

The House was put into Committee of the whole on the Bill.
Mr. McKay in the chair.

The House resumed.

Progress.

Mr. McKay reported that the Committee had made some progress in the bill and asked leave to sit again tomorrow.

Bill refer'd to Select Committee.

On the question for receiving the report, Mr. Merritt, seconded by Mr. Walsh, moves, that the report be not now received, but that the bill to unite the waters of the Grand River and Thames, be referred to Messieurs Duncombe, of Oxford, Parke, McCrea and Cornwall to report thereon.

Ordered.

Sel. Com. on Pet. of Thos Crooks and others presents rep.

Mr. Durand from the Select Committee to which was referred the Petition of Thomas Crooks and others, presented a report, which was received and read.

Report.—(See Appendix.)

On motion of Mr. Durand, seconded by Mr. Hopkins,

Ordered, That the report of the select committee to which was referred the petition of Thomas Crooks and others, be referred to a committee of the whole House tomorrow.

Sel. Committee on pet. D. S. Howard presents report.

Mr. Wilson from the select committee to which was referred the petition of Dean S. Howard presented a report which was received and read.

(Report—See Appendix.)

On motion of Mr. Wilson, seconded by Mr. Waters,

Ordered, That the report of the select committee on the petition of Dean S. Howard, be referred to a committee of the whole House, on to-morrow.

Rep. to be refer'd to com. of whole to-morrow.

Com'te on Trade presents report on petition of Truscott, Green & Co.

Mr. Wilson, chairman of the select committee on Trade, to which was referred the petition of Truscott, Green, & Co. Bankers, presented a report, which was received and read.

Report—(See Appendix.)

Com on Griev rep on petition of Thos Appleton.

Mr. Mackenzie, from the committee on Grievances, to which was referred the petition of Thomas Appleton, of the city of Toronto, presented a report, which was received and read.

(Report, See Appendix.)

On motion of Mr. Mackenzie, seconded by Mr. Morrison,

Ordered, That the report be referred to the committee of supply.

Report referred. Mo for print'g rep on pet. of Truscott, Green & Co.

Mr. Shaver, seconded by Mr. Wilson, moves, that two hundred copies of the report of the committee on Trade, on the Bank of Truscott, Green, & Co. be printed for the use of members.

On which the yeas and nays were taken, as follows:

YEAS—MESSIEURS,

| | | | | |
|----------|-----------------------|------------------------|------------|-------------|
| Yeas 25. | Alway, | Gibson, | McMicking, | Smith, |
| | Bruce, | Hopkins, | Moore, | Thorburn, |
| | Chisholm, | Lount, | Morrison, | Wells, |
| | Cook, | McDonell, of Stormont, | Parke, | Wilson, |
| | Duncombe, of Oxford, | McIntosh, | Rymal, | Woolverton, |
| | Duncombe, of Norfolk, | Mackenzie, | Shaver, | Yager—25. |
| | Durand, | | | |

NAYS—MESSIEURS,

| | | | | |
|----------|-----------|----------|-------------|---------------|
| Nays 15. | Caldwell, | McLean, | Richardson, | Strange, |
| | Cornwall, | Malloch, | Robinson, | Walsh, |
| | McCrae, | Merritt, | Shibley, | Wilkinson—15. |
| | McKay, | Morris, | Small, | |

The question was carried in the affirmative by a majority of ten, and ordered accordingly.

Pursuant to the order of the day, the House was put into committee of the whole on the bill to abolish Imprisonment for Debt in certain cases.

Com of whole on bill to abolish imprisonment for debt.

Mr. Caldwell in the Chair.
 Mr. Caldwell left the chair.
 The Speaker resumed the chair.
 Mr. Caldwell reported that the committee had risen, for want of a quorum.

House adjourns for want of a quorum.

PRESENT—Messieurs *Caldwell, Chisholm, Cornwall, Duncombe*, of Norfolk, *Durand, Gilchrist, McDonell*, of Stormont, *McKay, McLean, McMicking, Malloch, Merritt, Morris, Richardson, Robinson, Rymal, Shaver, Thorburn*, and *Yager*—19.

At half past eight of the clock, p. m. the Speaker declared the House adjourned for want of a quorum.

Friday, 20th March, 1835.

The House met.

The minutes of yesterday were read.

Pursuant to the order of the day, the House was again put into committee of the whole on the bill to abolish imprisonment for debt.

Com of whole on bill to abolish imprisonment for debt.

Mr. Caldwell in the chair.

The House resumed.

Mr. Caldwell reported that the committee had gone through the provisions of the bill, made some amendments to the same, and submitted it for the adoption of the House.

Bill amended.

On the question for receiving the report, the yeas and nays, being taken, were as follows:

On receiving rep.

YEAS—MESSIEURS,

Bruce,
 Caldwell,
 Chisholm,
 Cook,
 Cornwall,
 Duncombe, of Norfolk,
 Gibson,

Hopkins,
 Lount,
 McCrae,
 McDonell, of Glengarry,
 McDonell, of Stormont,
 McIntosh,
 McKay,

McMicking,
 Merritt,
 Moore,
 Morris,
 Perry,
 Roblin,
 Shaver,

Smith,
 Strange,
 Walsh,
 Wells,
 Wilkinson,
 Woolveron,
 Yager—28.

Yeas 28.

NAYS—MESSIEURS,

MacNab,
 Malloch,

Robinson,

Small,

Sol. General—5.

Nays 5.

The question was carried in the affirmative by a majority of twenty-three and the bill was ordered to be engrossed and read a third time to-morrow.

3rd reading on tomorrow.

Mr. Hopkins brought up the petition of James Davidson, of the township of Nelson, in the county of Halton; which was laid on the table.

Pet of J. Davidson brought up.

Mr. Solicitor General brought up the petition of John Covert and fifty-two others, tavern-keepers, of the Midland District; which was laid on the table.

Pursuant to the order of the day, the bill to establish a life assurance and loan office, was read the third time.

Loan Office Bill read 3rd time.

On the question for passing the bill, Mr. Mackenzie, in amendment, seconded by Mr. Waters, moves that the bill do not now pass, but that its further consideration be deferred 'till the twentieth day of August next.

Amendment proposed.

On which the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

Chisholm,
 Gibson,
 Lount,

M'Intosh,
 Mackenzie,

Morrison,
 Rymal,

Solicitor General,
 Waters—9.

Yeas 9.

NAYS—MESSIEURS,

Alway,
 Boulton,
 Caldwell,
 Cook,
 Cornwall,
 Duncombe, of Oxford,
 Durand,
 Gilchrist,
 Hopkins,
 Jones,

McCrae,
 McDonell, of Glengarry,
 McDonell, of Stormont,
 McKay,
 McLean,
 McMicking,
 MacNab,
 Malloch,
 Merritt,
 Moore,

Morris,
 Parke,
 Perry,
 Robinson,
 Roblin,
 Ryker,
 Shaver,
 Small,
 Smith,

Strange,
 Taylor,
 Thorburn,
 Walsh,
 Wells,
 Wilkinson,
 Wilson,
 Woolverton,
 Yager—38.

Nays 38.

Amendment lost. The question of amendment was decided in the negative, by a majority of twenty-nine.

Rider added. In amendment to the original question, Mr. Duncombe, of *Oxford*, seconded by Mr. Cook, moves that the bill do not now pass, but that the following be added as a rider to the bill :

Rider. " *Provided always, and be it further enacted by the authority aforesaid, That the said property so given in security for any sum of money so loaned as aforesaid under the provisions of this Act when sold shall be a full discharge for the said debt, for which such property was given in security as aforesaid, and that no action shall be commenced or brought against any person or persons for the recovery of the mortgage money, or any portion thereof, or the interests thereon, or any expenses incurred thereby, under the provisions of this Act where the lands so taken in security have been sold for the payment of the same, but such sale of such property so had as aforesaid, shall be taken and received in full discharge of the debt, interest, costs and all expenses attending the same, whether such sale shall realize the full amount of the sum due and secured thereon or not.*"

Which was carried and ordered.

Hamilton & Port Dover rail road bill passed. Pursuant to the order of the day the bill to authorise a joint stock company to construct a rail road between the town of Hamilton in the district of Gore and Port Dover in the district of London was read a third time and passed.

Title. Mr. Macnab, seconded by Mr. Smith moves, that the bill be entitled, "*An act to incorporate sundry persons under the style and title of the Hamilton and Port Dover rail road company.*"

Bill sent to Leg. Council. Which was carried, and Messieurs Macnab and Smith were ordered by the Speaker to carry the same up to the Honorable the Legislative Council and to request their concurrence thereto.

Message from His Excellency. Mr. Secretary Rowan brought down from His Excellency, the Lieutenant Governor, several Messages: and having delivered the same to the Speaker, retired.

Stoney creek harbor bill and Grimsby harbor bill sent down from Leg. Council amended. The Master-in-Chancery brought down from the Honorable the Legislative Council the bill, entitled, "*An act to incorporate a joint stock company for the construction of a harbour at the mouth of Stoney Creek on Lake Ontario,*" and the bill, entitled, "*An act to incorporate certain persons therein mentioned, under the style and title of the president, directors and company of the Grimsby break-water pier and harbour company,*" to both of which the Honourable the Legislative Council had made some amendments and requested the concurrence of this House thereto.

St. Catharines bank bill read 3rd time. Pursuant to the order of the day, the Saint Catharines bank bill was read a third time.

Amendment proposed that consideration of bill be deferred. On the question for passing the same, Mr. Mackenzie, seconded by Mr. Small, moves that the bill do not now pass but that its further consideration be deferred to the twentieth day of August next.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

Yeas 3. Mackenzie, Morris, Small—3.

NAYS—MESSIEURS,

| | | | |
|-------------------------------|---------------------------------|-----------|--------------------|
| Boulton, | Hopkins, | Merritt, | Smith, |
| Bruce, | Jones, | Moore, | Solicitor General, |
| Caldwell, | Lount, | Parko, | Strange, |
| Chisholm, | McDonell, of <i>Glengarry</i> , | Robinson, | Taylor, |
| Cook, | McDonell, of <i>Stormont</i> , | Rykert, | Thorburn, |
| Duncombe, of <i>Norfolk</i> , | McKay, | Rymal, | Walsh, |
| Durand, | McMicking, | Shaver, | Woolverton, |
| Nays 32. Gilchrist, | Macnab, | Shibley, | Yager—32. |

Bill passed. The question of amendment was decided in the negative by a majority of twenty-nine; and the Bill was passed.

Title. Mr. Rykert, seconded by Mr. Caldwell, moves that the bill be entitled, "*An Act to incorporate sundry persons under the style and title of the president, directors and company of the bank of the Niagara District.*"

Bill sent to Leg. Council. Which was carried, and Messrs. Rykert and Caldwell were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto.

Glass company bill passed. Pursuant to the order of the day the Glass Company bill was read the third time, and passed.

Title. Mr. McMicking, seconded by Mr. Thorburn, moves that the bill be entitled, "*An Act for incorporating certain persons therein named, and their associates, under the style and title of the "Cayuga Glass Manufacturing Company."*"

Which was carried, and Messrs. McMicking and Thorburn were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto.

Bill sent to Leg. Council.

Pursuant to the order of the day, the rider to the Life Assurance and Loan Company bill was read the third time.

Rider to Loan Office bill read 3d time

On the question for passing the bill, Mr. Mackenzie, in amendment, seconded by Mr. Waters, moves that the bill do not now pass, but that it be committed to a select committee of five members, for the following purposes:

Motion for refer'g bill to select com. to prevent comp'y from buying or selling notes under expres'd value.

1st. To provide that the Loan Company may be prohibited from buying and selling bank notes and other evidences of debt, for a less value than appears on the face of them.

To prevent pawn-broking.

2nd. To prevent the Company from carrying on the ordinary business of Pawnbrokers.

To provide security for estates of orphans and minors.

3rd. To provide a security to the public that the Estates of Orphans and Minors, and the cash and property of other persons and classes, and the agreements and contracts made by the Company to pay annuities and insurances on lives shall be faithfully fulfilled, and that the Company, when appointed guardian of the Estate of any infant, shall duly account for the same.

That the corporation be subject to regulations of banks

4th. To provide that the corporation about to be created, shall be subject to all such provisions as may be made by the Legislature in the present or any future session for the general regulation of Banks, Loan Offices, and Insurance Companies, for ascertaining and declaring their powers, privileges, and liabilities, and for preventing their insolvency, securing the rights of their creditors and stockholders, and for ensuring a fair and just election of their officers and directors.

To make provision that a portion of the loans are under £100 and to prevent the forfeiture of estates.

5th. To provide that a certain portion of the loans on land by the Loan Company, shall be in sums of one hundred pounds and under, and that proper precautions may be taken to prevent the yeomanry from absolutely forfeiting their estates, or being involved in law-suits without remedy, in case they exceed the stipulated time of payment.

Affairs to be subject to inspection.

5th. To provide that the said Loan Company, so to be incorporated, shall be subject to visitorial enquiry by proper persons on the behalf of the public, so that it may be ascertained whether its affairs are fairly conducted.

That one half of capital shall be paid up before commencing operations.

7th. To provide for an alteration in the tenth and twelfth sections of the bill, so that instead of the Directors being appointed before any of the stock is paid in, and going into business with a very small share of paid up capital; one half, at least, of the capital shall be paid up, and the same sworn to, before the Company shall commence operations.

On which the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

| | | | | |
|----------------------|---------------------|------------------------------|-----------|---------|
| Lount, Mackenzie, | Moore, Morrison, | Rymal, Solicitor General, | Waters—7. | Yeas 7. |
|----------------------|---------------------|------------------------------|-----------|---------|

NAYS—MESSIEURS.

| | | | | |
|--|---|--|---|----------|
| Alway, Boulton, Caldwell, Chisholm, Duncombe, of Oxford, Duncombe, of Norfolk, Durand, Gilchrist, Hopkins, | Jones, McDonell, of Glengarry, McDonell, of Stormont, McKay, McLean, McMicking, Macnab, Malloch, Merritt, | Morris, Parke, Perry, Robinson, Roblin, Rykert, Shibley, Small, Smith, | Strange, Tayler, Thorburn, Walsh, Wells, Wilson, Woolverton, Yager—35. | Nays 35. |
|--|---|--|---|----------|

The question of amendment was decided in the negative by a majority of twenty eight.

Amendment lost.

On the question for passing the bill, the yeas and nays being taken, were as follows:

On passing bill.

YEAS—MESSIEURS,

| | | | | |
|--|---|--|---|----------|
| Alway, Boulton, Caldwell, Chisholm, Duncombe, of Oxford, Duncombe, of Norfolk, Durand, Gilchrist, Hopkins, | Jones, McDonell, of Glengarry, McDonell, of Stormont, McKay, McLean, McMicking, MacNab, Malloch, Merritt, | Morris, Parke, Perry, Robinson, Roblin, Rykert, Small, Smith, | Strange, Taylor, Thorburn, Walsh, Wells, Wilson, Woolverton, Yager—34. | Yeas 34. |
|--|---|--|---|----------|

NAYS—MESSIEURS,

Nays 8. Lount. Mackenzie, Moore, Morrison, Rymal, Shibley, Solicitor General, Waters.—8.

Bill passed. The question was carried in the affirmative by a majority of twenty-six and the bill was passed.

Title. Mr. Macnab, seconded by Mr. Duncombe, of *of Oxford*., moves that the bill be entitled, "*An Act to incorporate sundry persons under the style and title of the President and Directors of the Upper Canada Life Insurance and Trust Company.*"

Bill sent to Leg. Council. Which was carried, and Messrs. Macnab and Duncombe, of *of Oxford*, were ordered by the Speaker to carry the same up to the Honorable the Legislative Council and to request their concurrence thereto.

Speaker reports Messages from His Excellency. Mr. Speaker reported that Mr. Secretary Rowan had brought down from His Excellency, the Lieutenant Governor, several messages, which he read as follows:

J. COLBORNE.

Message with documents relating to King's and U.C. College. With reference to an address from the House of Assembly of the third instant the Lieutenant Governor transmits the accompanying documents from the President of King's College and the Principal of Upper Canada College.

Government House, 20th March, 1835.

Documents—(See Appendix.)

J. COLBORNE,

Message from His Ex. with statements relating to Wel Can company. The Lieutenant Governor transmits for the consideration of the House of Assembly, the accompanying statements respecting the difficulty of settling the claims of persons who have sustained damages by the operations of the Welland Canal Company.

Government House, 20th March, 1835.

Documents—(See Appendix.)

J. COLBORNE.

Message from His Ex. respecting Wel Canal Act. The Lieutenant Governor transmits to the House of Assembly the accompanying statement respecting the expediency of amending the clause in the Welland Canal Act for the erection of bridges across the canal.

Government House, 20th March, 1835.

Documents—(See Appendix.)

Amendments to Stoney Creek harbor bill read. The amendments made by the Honorable the Legislative Council in and to the bill, entitled "*An Act to incorporate a Joint Stock Company for the construction of a Harbor at the Mouth of Stoney Creek, on Lake Ontario,*" were then read, a first time as follows:

- Press 2, Line 7.—Expunge "Gore District" and insert "District of Gore."
- " 4, " 1.—Expunge "Gore District" and insert "District of Gore."
- " 5, " 16.—Expunge "Gore District" and insert "District of Gore."
- " 7, " 8.—Expunge "Gore District" and insert "District of Gore."
- " 10,

Add to the bill "20. *And be it further enacted by the authority aforesaid,* That notwithstanding the privileges hereby conferred upon the said company, the Legislature may at any time hereafter make such addition to this act or such alteration in any of its provisions as they may think proper for affording just protection to the public or to any person or persons in respect to their estate or property or any interest therein, or advantage or privilege or convenience connected therewith, or in respect of any way or right of way along the said lake or elsewhere, or any right or privilege of fishing that may be affected by any of the powers given by this act.

Amendments.

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

The amendment made by the Honorable the Legislative Council in and to the bill entitled, "*An Act to incorporate certain persons therein mentioned under the style and title of the President, Directors, and Company of the Grimsby Breakwater Pier and Harbour Company*," was read a first time, as follows:

2nd reading to-morrow.
Amendment to Grimsby harbor bill read.

Press 10.—Add to the bill "20. *And be it further enacted by the authority aforesaid*, That notwithstanding the privileges hereby conferred upon the said company, the Legislature may at any time hereafter make such addition to this Act, or such alteration in any of its provisions as they may think proper for affording just protection to the public, or to any person or persons in respect to their estate or property, or any interest therein, or advantage or privilege, or convenience connected therewith, or in respect of any way or right of way along the said lake or elsewhere, or any right or privilege of fishing that may be affected by any of the powers given by this Act.

Amendment.

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

On motion of Mr. Perry, seconded by Mr. Bruce,

2nd reading to-morrow.

Ordered, That an address be presented to His Excellency, the Lieutenant Governor, thanking him for his several Messages of this day, and that Messrs. Wells and McMicking be a committee to draft and report the said address.

Address of thanks for Messages.

Mr. Roblin, seconded by Mr. Cook, moves, that a Message be sent to the Honorable the Legislative Council, informing that Honorable Body that this House does not insist on its amendment made to the amendments of the Honorable the Legislative Council, in and to the bill entitled, "*An Act to establish a standard weight for the different kinds of Grain and Pulse in this Province*."

House does not insist on its amendment to Grain bill.

Which was carried, and Messrs. Roblin and Cook were ordered by the Speaker to carry up the Message.

On motion of Mr. Thorburn, seconded by Mr. McMicking,

Ordered, That the Messages from His Excellency the Lieutenant Governor, respecting Bridges over the Welland Canal, and making more efficient the Board of Arbitrators to settle the damages sustained by individuals by the operations of the Welland Canal Company, be referred to the following Committee:

Messages referred to a committee.

Viz:—Messieurs *Thorburn, Perry, Roblin, McMicking, Rykert*.

with power to send for persons and papers, and to report by bill or otherwise:

Pursuant to the order of the day the following Petitions were read:

Petitions read.

Of Andrew McDonald and eighty-three others, inhabitants of Whitby, in the county of York, praying for the establishment of Provincial Loan Offices.

A. McDonald and others for loan office

Of President, Directors, and Officers of the east riding of York Agricultural Society, praying for the further encouragement of such societies.

President, &c. of E. riding York Agri. Soci. for encourag't. Archd Barker and others, praying for aid for roads.

Of Archibald Barker and eighty others, of the township of Markham, in the county of York, praying for pecuniary aid for Roads and Bridges.

Notice of bill preventing the pas'g of small notes of banks out of the province.

Mr. Duncombe, of Oxford, gives notice that he will on to-morrow, move for leave to bring in a bill to prevent the passage of small bank notes of any bank established out of this Province.

On motion of Mr. Morrison, seconded by Mr. Bruce,

Rep on Parl. build'g referred to sel com.

Ordered, That the message of His Excellency, the Lieutenant Governor, and the accompanying report of the commissioners relative to the parliament buildings, be referred to a select committee to be composed of Messrs. Morrison, Parke and Rymal, with power to send for persons and papers, and report thereon.

On motion of Mr. Durand, seconded by Mr. Hopkins,

Pet of W Scollick referred.

Ordered, That the petition of William Scollick be referred to the committee to whom was referred the petition of T. G. Millar and others.

Petitions bro't up. R. Wingfield and others.

Mr. Durand brought up the petition of Rowland Wingfield and one hundred and twenty-four others, of the townships of Guelph, Eramosa and Puslinch, in the District of Gore; which was laid on the table.

Mr. Durand brought up the petition of George Rolph, Esq., and two others, of West Flamboro', in the District of Gore; which was laid on the table.

Geo Rolph and others.

Report on Windsor harbor ref'd to select committee.

On motion of Mr. Morrison, seconded by Mr. Perry,
Ordered, That the message of His Excellency, the Lieutenant Governor with the accompanying report and plan of the survey of Windsor harbor in the township of Whitby, be referred to a select committee to be composed of Messrs. Morrison, Perry, Gibson and McIntosh, with power to send for persons and papers, and report thereon.

Bill for relief of Moore, Page & Edison read 2nd time.

Pursuant to the order of the day, the bill for the relief of Moore, Page and Edison was read the second time.

Com of whole on the bill.

The House was put into a committee of the whole on the bill.

Mr. Waters in the chair.

The House resumed.

Progress.

Mr. Waters reported that the committee had made some progress in the bill and asked leave to sit again to-morrow.

The report was received, and leave was granted accordingly.

Report on pet. of T. G. Miller read.

Mr. Durand from the select committee to which was referred the petition of T. G. Miller and others, presented a report which was received and read.

(*Report—See Appendix.*)

Adjourned.

Saturday, 21st March, 1835.

The House met.

The minutes of yesterday were read.

Speaker reports letter from returning officer for Co. Leeds

Mr. Speaker reported having received a letter from the returning officer at the last election for the county of Leeds, which was read by the Clerk as follows:

Toronto, 20th March, 1835.

SIR,

Letter.

I beg leave to state that I am now in attendance at the bar of the House of Assembly to state that the omission of transmitting the indenture for the late election at Leeds which was accidental, has since been transmitted to the proper officer, and that I am ready to do any further act that may be required in completing the same as the Honorable House may direct.

I have the honor to be,

Sir,

Your obedient servant,

ADIEL SHERWOOD,

R. O. C. Leeds.

The Honorable

M. S. BIDWELL, Esq.

Speaker of the House of Assembly.

Petitions bro't up. Jas McMasters & others.

Mr. Solicitor General brought up the petition of James McMaster and fifty others, inhabitants of the townships of Mono, Caledon, Amaranth, and Garrafraxa; which was laid on the table.

Andw Miller and others.

Mr. Macnab brought up the petition of Andrew Miller and thirty seven others, inhabitants of the town of Hamilton, in the district of Gore; which was laid on the table.

G W Busted.

Mr. Wilson brought up the petition of G. W. Busted of the town of London, in the district of London; which was laid on the table.

E Palmer and others.

Mr. Wilson brought up the petition of Edwy Palmer and eighty-nine others, of the township of Hillier, in the District of Prince Edward; which was laid on the table.

M Switzer and others.

Mr. Mackenzie brought up the petition of Martin Switzer and thirty-nine others, inhabitants of the township of Toronto; which was laid on the table.

Imprisonm't abol. bill read 3rd time.

Pursuant to the order of the day the bill to abolish in certain cases, imprisonment for debt, was read a third time.

On the question for passing the same, the House divided, and the yeas and nays, being taken, were as follows: On passing.

YEAS—MESSIEURS,

| | | | |
|-----------------------|-------------------------|-----------|-------------|
| Alway, | Hopkins, | Moore, | Strange, |
| Bruce, | Lount, | Morris, | Tayler, |
| Caldwell, | McDonell, of Glengarry, | Morrison, | Thorburn, |
| Chisholm, | McDonell, of Stormont, | Parke, | Walsh, |
| Cook, | McIntosh, | Perry, | Waters, |
| Cornwall, | McKay, | Roblin, | Wells, |
| Duncombe, of Oxford, | Mackenzie, | Rykert, | Wilkinson, |
| Duncombe, of Norfolk, | McMicking, | Shaver, | Wilson, |
| Durand, | MacNab, | Shibley, | Woolverton, |
| Gibson, | Merritt, | Smith, | Yager—41. |
| Gilchrist, | | | |

Nays 41.

NAYS—MESSIEURS,

| | | | |
|----------|-----------|--------|------------------|
| McLenn, | Robinson, | Small, | Sol. General,—5. |
| Malloch, | | | |

Yeas 5.

The question was carried in the affirmative by a majority of thirty-six, and the bill was passed.

Mr. Merritt, seconded by Mr. Rykert, moves that the bill be entitled "*An Act to abolish imprisonment for debt in certain cases within this Province.*"

Which was carried, and Messrs. Merritt and Rykert were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto.

Pursuant to the order of the day, the following Petitions were read :

Of Silvester Holden, praying that he may not be subjected to pay duty on bringing in Beef from the United States to fulfil a certain contract entered into by him to supply His Majesty's troops in Kingston.

Of Peter Freeland and eighty-three others of the city of Toronto, praying that Tallow and Hogs Lard may be admitted from the United States free of duty.

Of Duncan McDonell and forty-two others, of the township of Charlottenburgh, in the Eastern district, praying for further pecuniary aid for the making of roads from the concessions in which they reside to the river Saint Lawrence.

Of William Anderson and twenty-three others, of the fifth concession of the township of Lochiel, in the Eastern district, praying for a further grant of money, to be expended on the centre and nine mile Roads, and that Thomas Duncan, Hugh McMillan, and Donald Catanach, be commissioners to expend the same.

And of P. P. Lacroix and sixty-nine others, of the village of Chatham, and townships of Raleigh and Harwich, in the county of Kent, praying for authority to expend seventy-five pounds, granted at the last session of Parliament, on a different road from that mentioned in the act authorising the expenditure of the same.

Mr. Parke gives notice that, on Tuesday next, he will move for the appointment of a select committee, to enquire into the representation of the town of London, in the district of London.

On motion of Mr. Small, seconded by Mr. Wilkinson, *Ordered*, That the petition of Peter Freeland and others, of the city of Toronto, be referred to the committee on trade.

On motion of Mr. Wilkinson, seconded by Mr. Cornwall, *Ordered*, That the petition of Ebenezer Reynolds be referred to a select committee, composed of Messrs. Wilkinson, Wilson, Gibson, Roblin, and Small, with power to send for persons and papers, and report thereon.

On motion of Mr. Strange, seconded by Mr. McKay, *Ordered*, That the petition of Silvester Holden be referred to the committee on trade.

Mr. Perry, from the select committee of privilege, to which was referred the letter from the clerk of the crown in chancery on the subject of the late election for the county of Leeds, presented a report, which was received and read.

Report—(See Appendix.)

Mr. Perry, seconded by Mr. Roblin, moves that the report be adopted. In amendment, Mr. Morris, seconded by Mr. Robinson, moves, that the word "adopted" in the original motion, be expunged, and the following inserted

Bill passed.

Title.

Bill sent to Leg. Council.

Petitions read

S. Holden praying to be relieved from certain duties.

P Freeland pray'g that tallow, &c. may be admitted free.

Duncan McDonell and others praying for aid for roads.

W. Anderson and others, praying for aid for roads.

P P Lacroix and others praying for authority to expend certain monies.

Notice of sel com to inquire into the representation of the town of London.

Pet of P Freeland and others referred.

Pet of E Reynolds referred.

Pet. of S Holden referred.

Sel. com. of privilege reports.

Motion for adopt'g report.

Amendment proposed.

instead thereof:—"referred to the consideration of a committee of the whole House on Monday next.

On which the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

| | | | | |
|----------|--|-------------------------------|--|----------------------------------|
| Yeas 12. | Boulton, Caldwell, McDonell, of <i>Northumb.</i> | McKay, McLean, Malloch, | Morris, Robinson, Solicitor General, | Strange, Tayler, Walsh—12. |
|----------|--|-------------------------------|--|----------------------------------|

YEAS—MESSEURS,

| | | | | |
|----------|---|--|--|---|
| Nays 35. | Alway, Bruce, Chisholm, Cook, Cornwall, Duncombe, of <i>Oxford</i> , Durand, Gibson, Gilchrist, | Hopkins, Lount, McCrae, McDonell, of <i>Glengarry</i> , McDonell, of <i>Stormont</i> , McIntosh, Mackenzie, McMicking, MacNab, | Merritt, Moore, Morrison, Parke, Perry, Roblin, Rykert, Shaver, Shibley, | Smith, Thorburn, Waters, Wells, Wilkinson, Wilson, Woolverton, Yager—35. |
|----------|---|--|--|---|

Amondment lost. The question was decided in the negative by a majority of twenty-three.

On original ques. On the original question, the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

| | | | | |
|----------|---|--|---|---|
| Yeas 37. | Alway, Bruce, Chisholm, Cook, Cornwall, Duncombe, of <i>Oxford</i> , Durand, Gibson, Gilchrist, Hopkins, | Lount, McCrae, McDonell, of <i>Glengarry</i> , McDonell, of <i>Stormont</i> , McIntosh, McKay, Mackenzie, McLean, McMicking, | MacNab, Merritt, Moore, Morrison, Parke, Perry, Roblin, Rykert, Shaver, | Shibley, Small, Smith, Thorburn, Waters, Wells, Wilson, Woolverton, Yager—37. |
|----------|---|--|---|---|

NAYS—MESSIEURS,

| | | | | |
|---------|--|---------------------|----------------------|------------------------|
| Nays 9. | Boulton, Caldwell, McDonell, of <i>Northumb.</i> | Malloch, Morris, | Robinson, Tayler, | Walsh, Wilkinson—9. |
|---------|--|---------------------|----------------------|------------------------|

The question was carried in the affirmative by a majority of twenty-eight, and the report was adopted.

On motion of Mr. McLean, seconded by Mr. Robinson,

C. C. C. and Rot'g
Officer ordered to at-
tend at the bar.

Ordered, That the Clerk of the Crown-in-Chancery be directed to attend at the bar with the writ of election and the indenture returned to him for the county of Leeds, and that the returning officer be directed to attend at the bar and to annex the said indenture to the writ and make the usual return thereto.

Speaker directs
Sergeant at arms.

Mr. Speaker directed the Sergeant-at-arms to call to the bar Mr. Adiel Sherwood the returning officer at the last election for the county of Leeds, and also directed the Clerk of the Crown-in-Chancery to attend at the bar and to have the return made at the said election attached to the writ, agreeably to the order of the House.

Rot'g Officer and
C C C attend.

In obedience to these orders the returning officer and the Clerk of the Crown-in-Chancery being at the bar, the return was attached to the writ and reported so to be done by the Clerk of the Crown-in-Chancery.

Pet of P P Lacroix
referred.

On motion of Mr. Duncombe, of *Oxford*, seconded by Mr. McKay,
Ordered, That the petition of P. P. Lacroix be referred to a select committee, with power to send for persons and papers, and report thereon by bill or otherwise; and that Messrs. Duncombe, of *Oxford*, McCrae and Cornwall do compose said committee.

Com'te to draft
Address of thanks
reports draft.

Mr. Rykert from the select committee to draft and report an address to His Excellency, the Lieutenant Governor, thanking him for his several messages of the eighteenth instant, reported a draft which was received and read twice, concurred in, and ordered to be engrossed and read a third time this day:

Address of thanks
reported.

Mr. Wells from the select committee to draft an address to His Excellency, the Lieutenant Governor, thanking him for his several messages of the twentieth instant, reported a draft which was received and read twice, concurred in, and ordered to be engrossed and read a third time this day.

On motion of Mr. Solicitor General, seconded by Mr. Gibson,
Ordered, That the petition of the members of the mechanics' institute, of the town of Kingston, be referred to a select committee composed of Messrs. Solicitor General, Strange and Rykert, with leave to report thereon.

Pet. of Mechanics institute referred.

Mr. Cook from the select committee to draft and report to the House a bill founded on the resolution of the House on the subject of election by ballot, presented the draft which was received and read the first time.

Ballot bill reported

2nd reading on Monday.

Ordered, That the ballot bill be read a second time on Monday next.
 Messieurs Jameson and Gowan, members returned for the county of Leeds, were introduced and conducted to their seats by Messieurs Macnab and Robinson.

Messrs Jameson & Gowan introduced.

Mr. Wells brought up the petition of William Buell, and Matthew M. Howard, candidates at the last election for the county of Leeds; which was laid on the table.

Pet. of W Buell & M. M. Howard bro't up.

Mr. Wells, seconded by Mr. Morrison, moves, That the petition of William Buell and Matthew M. Howard, Esquires, complaining of the undue election and return of Ogle R. Gowan and Robert S. Jameson, Esquires, be now read, and that the 41st rule of this House be dispensed with so far as relates thereto.

Motion for reading the petition.

Which was carried, and the petition of William Buell and Matthew M. Howard, Esquires, complaining of the undue election and return of Ogle R. Gowan and Robert S. Jameson, and praying that their names may be struck out of the return and the names of the petitioners inserted in their stead, or that the election may be declared void, was read.

Pet. of W Buell & M M Howard complaining of the election and return for Leeds and praying redress read.

On motion of Mr. Perry, seconded by Mr. Morrison,

Ordered, That the petition of William Buell and Matthew M. Howard, Esquires, complaining of the undue election and return of Ogle R. Gowan, and Robert S. Jameson, Esquires, be taken into consideration on the fourth day of April next, at the hour of ten o'clock, A. M.

Pet. to be considered on 4th April.

Mr. Wells handed in a list of the witnesses required by the petitioners; which was received and read as follows:

List of witnesses handed in.

LIST OF WITNESSES on the part of the Petitioners in the Leeds Contested Election.

| | | | |
|---|-------------|----------------------------|----------------|
| Adiel Sherwood, Esquire, Returning Officer (to produce the poll book and all the papers connected with the election)..... | Brockville. | John Shipman..... | Yonge. |
| George Breakenridge..... | Bastard. | Charles Booth..... | Brockville. |
| Jonas Jones, Esq..... | Brockville. | Andrew N. Buell, Esq..... | Do. |
| George W. Lewis..... | Beverly. | Edward Howard, Esq..... | Elizabethtown. |
| Ephraim Dunham..... | Brockville. | John Purvis..... | Yonge. |
| | | Archibald McLean, Esq..... | Do. |
| | | Frederick Elliott..... | Brockville. |
| | | John W. Hough..... | Elizabethtown. |

List of witnesses required by the pet's against the late election for Leeds.

On motion of Mr. Solicitor General, seconded by Mr. Macnab,
Ordered, That the sitting members for the county of Leeds, whose return has been petitioned against, have leave, until Teesday next, to prepare and deliver in a list of their witnesses to be examined before the select committee that may be appointed to try the said petition.

Sitting members allowed till Tuesday to prepare list.

Pursuant to the order of the day, the address to His Excellency, the Lieutenant Governor, thanking him for his messages of the eighteenth instant, was read a third time, passed and signed, and is as follows:

Address of thanks passed.

To His Excellency, Sir John Colborne, &c. &c. &c.

MAY IT PLEASE YOUR EXCELLENCY,

We, His Majesty's dutiful and loyal subjects, the Commons of Upper Canada, in Provincial Parliament assembled, beg leave to thank Your Excellency for your several messages of the eighteenth instant, and to assure Your Excellency that this House will take the same into their most serious consideration.

Address.

MARSHALL S. BIDWELL,

Speaker.

Commons House of Assembly, }
 21st March, 1835. }

On motion of Mr. Solicitor General, seconded by Mr. McDonell, of *Glengarry*,

Committee to present address.

Ordered, That Messieurs McLean and Robinson be a Committee to present the Address of this House acknowledging the messages of His Excellency the Lieutenant Governor of the eighteenth instant.

Address of thanks passed.

Pursuant to the order of the day the address to His Excellency, the Lieutenant Governor, thanking him for his messages of the twentieth instant, was read a third time, passed, and signed, and is as follows:

To His Excellency Sir John Colborne, &c. &c. &c.

Address.

MAY IT PLEASE YOUR EXCELLENCY,

We, His Majesty's dutiful and loyal subjects, the Commons of Upper Canada, in Provincial Parliament assembled, beg leave to thank Your Excellency for your several messages of the twentieth instant.

MARSHALL S. BIDWELL,
Speaker.

Commons House of Assembly, }
21st March 1835.

On motion of Mr. Perry, seconded by Mr. Roblin,

Com. to present address.

Ordered, That Messrs. Wells and Chisholm be a committee to wait on His Excellency with the said address, and present the same.

Law of arrest bill committed.

Pursuant to the order of the day, the law of arrest bill was read a second time. The House was put into committee of the whole on the bill.

Mr. Shaver in the chair.

The Chairman left the chair.

The Speaker took the chair.

Mr. Shaver reported that the committee had risen for want of a quorum.

House adjourns for want of a quorum.

PRESENT—Messieurs *Alway, Att'y General, Boulton, Caldwell, Chisholm, Duncombe, of Oxford, Duncombe, of Norfolk, Gilchrist, McDonell, of Glengarry, Mackenzie, McMicking, Merritt, Perry, Robinson, Rykert, Shaver, Small, Thorburn, Walsh, Waters, Yager,—21.*

At five of the clock P. M. the Speaker declared the House adjourned for want of a quorum.

Monday, 23rd March, 1835.

The House met.

The minutes of Saturday were read.

On motion of Mr. Rykert, seconded by Mr. Wilkinson,

Mr. Norton excused from attending Toronto election committee.

Ordered, That Hiram Norton, Esquire, one of the members of the committee appointed to try the contested election of the city of Toronto, be excused from further attendance in said committee.

Com. of whole on law of arrest amendment bill.

Pursuant to the order of the day, the House was again put into committee of the whole on the bill to amend the law of arrest.

Mr. Shaver in the chair.

The House resumed.

Committee rises.

Mr. Shaver reported that the committee had risen.

Petitions read.

Pursuant to the order of the day, the following petitions were read:

Jas Davidson praying for redress.

Of James Davidson, of the township of Nelson, county of Halton, praying remuneration for a lot of land which has been taken from him and deeded to the Welland Canal Company.

John Covert and others praying that tavern debts may be collected.

Of John Covert and fifty-two others, tavern-keepers, of the Midland district, praying that an act may be passed authorising the commissioners of the court of requests to hold plea for debts contracted at taverns for spiritous liquors.

R Wingfield and others praying for amendment of the court of requests law.

Of Rowland Wingfield and one hundred and twenty-four others, of Guelph, Eramosa and Puslinch, in the district of Gore, praying the passing of an act to amend the court of requests law.

And of George Rolph and two others, of West Flamboro', in the district of Gore, praying for a grant of two hundred and fifty pounds to improve the road leading down the mountain to the basin of the Desjardins canal. G Rolph & others pray'g aid for roads.

On motion of Mr. Hopkins, seconded by Mr. McMicking,

Ordered, That the petition of James Davidson be referred to a select committee, composed of Messrs. Hopkins, Thorburn, Roblin, Durand and Shaver, to report thereon. Pet. of J Davidson referred.

On motion of Mr. Durand, seconded by Mr. Hopkins,

Ordered, That the petition of George Rolph, Esquire, be referred to the committee of supply. Pet. of Geo Rolph Esq. referred.

On motion of Mr. Durand, seconded by Mr. Thorburn,

Ordered, That the petition of Rowland Wingfield and others, be referred to a select committee to be composed of Messrs. Durand, Duncombe, of Oxford, and Hopkins, to report thereon. Pet. of Rowland Wingfield referred.

On motion of Mr. Wilson, seconded by Mr. Woolverton,

Ordered, That the petition of Benjamin Palmer be referred to the committee on trade. Pet. of B. Palmer referred.

Pursuant to the order of the day, the bill to erect the county of Norfolk into a separate district, was read the second time. Norfolk separation bill read 2nd time.

On motion of Mr. Small, seconded by Mr. Merritt,

Ordered, That the bill to amend an act passed in the third year of the reign of his present Majesty, entitled "*An Act to incorporate a company under the style and title of the British American Fire and Life Assurance Company*," be referred to a select committee with power to send for persons and papers, and to report thereon, and that Messrs. Small, Duncombe, of Oxford, Thorburn, Cook and Morrison do compose the said committee. Assurance comp'y amend't bill referred to a sel com.

The House was put into committee of the whole on the bill to erect the county of Norfolk into a separate district. Com of whole on Norfolk separation bill.

Mr. Woolverton in the chair.

The Speaker resumed the chair to receive a message.

The Speaker left the chair.

The chairman resumed the chair of committee.

The House resumed.

Mr. Woolverton reported that the committee had gone through the provisions of the bill, amended the same, and submitted it for the adoption of the House. Bill amended.

On the question for receiving the report,

Mr. Duncombe, of Oxford, seconded by Mr. Durand, moves that the report be not now received, but that the bill be referred to a select committee with instructions to amend the same, so as to embrace the counties of Oxford and Norfolk, except the township of Nissouri, and annex that township to the county of Middlesex with the court house in the most eligible situation within five miles of the centre. Motion for refer'g bill to select com.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------------------|------------|------------|-----------|----------|
| Bruce, | Gilchrist, | McMicking, | Wells, | Yeas 14. |
| Duncombe, of Oxford, | Hopkins, | Shaver, | Wilson, | |
| Durand, | McIntosh, | Waters, | Yager—14. | |
| Gibson, | Mackenzie, | | | |

NAYS—MESSIEURS,

| | | | | |
|-----------------------|-------------------------|--------------------|----------------|----------|
| Alway, | Lount, | Morris, | Strange, | Nays 25. |
| Boulton, | McCrae, | Morrison, | Taylor, | |
| Caldwell, | McDonell, of Glengarry, | Parke, | Thorburn, | |
| Chisholm, | McDonell, of Stormont, | Roblin, | Walsh, | |
| Cook, | McKay, | Rykert, | Wilkinson, | |
| Cornwall, | Merritt, | Solicitor General, | Woolverton—25. | |
| Duncombe, of Norfolk. | | | | |

The question of amendment was decided in the negative by a majority of eleven, and the report was received. Quee for refer'g to sel com lost.

On the question being put for the engrossing of the bill for a third reading Mr. Mackenzie, in amendment, seconded by Mr. Duncombe, of Oxford, moves that the bill be not engrossed for a third reading, but that it be re-committed on to-morrow to a Committee of the whole House, for the purpose of adding a clause to prevent the village in which the quarter sessions may be held from sending a member when it contains one thousand inhabitants. Motion for re.com. mitment of bill to-morrow.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------|--|---|--|---|
| Yeas 24. | Bruce, Chisholm, Cook, Duncombe, <i>of Oxford</i> , Durand, Gibson, | Gilchrist, Hopkins, Lount, McDonell, <i>of Stormont</i> , McIntosh, Mackenzie, | McMicking, Moore, Morrison, Perry, Shaver, Small, | Smith, Thorburn, Waters, Wells, Wilson, Woolverton—24. |
|----------|--|---|--|---|

NAYS—MESSIEURS,

| | | | | |
|----------|---|---|---|--|
| Nays 19. | Alway, Boulton, Caldwell, Cornwall, Duncombe, <i>of Norfolk</i> , | McCrae, McDonell, <i>of Glengarry</i> , McKay, Merritt, Morris, | Parke, Roblin, Rykert, Sol. General, Strange, | Tayler, Walsh, Wilkinson, Yager—19. |
|----------|---|---|---|--|

Bill to be re-com-
mitted to-morrow.

Message from Leg.
Council.

Speaker reports
messages from His
Excellency.

The question of amendment was carried in the affirmative by a majority of five, and ordered accordingly.

The Master-in-Chancery brought down from the Honorable the Legislative Council, a message, and having presented the same at the Clerk's table retired.

Mr. Speaker reported that Mr. Secretary Rowan had brought down from His Excellency, the Lieutenant Governor, several messages and documents.

Mr. Speaker read the messages as follows :

J. COLBORNE,

Message from His
Excellency with pe-
tition from Kingston

The Lieutenant Governor transmits for the favorable considera-
tion of the House of Assembly, the accompanying petition from the committee of
management of the Kingston Mechanics' Institute.

Government House, 23rd March, 1835.

J. COLBORNE,

Message from His
Excellency with pe-
tition from keeper of
light house on Duck's
island.

The Lieutenant Governor transmits for the consideration of the
House of Assembly, the accompanying petition from the keeper of the light house
on False Ducks island, and the report of the Inspector General thereon.

Government House, 23rd March, 1835.

J. COLBORNE,

Message from H.
E. with representa-
tion from district of
Niagara.

The Lieutenant Governor transmits to the House of Assembly
the accompanying representation of the magistrates of the Niagara district in
general quarter sessions assembled.

Government House, 33rd March, 1835.

J. COLBORNE.

Message from His
Excellency with rep.
of Kingston bank
commissioners.

The Lieutenant Governor transmits to the House of Assembly
the report of the commissioners appointed to settle the affairs of the late Bank at
Kingston.

Government House, 23rd March, 1835.

J. COLBORNE.

Message from His
Excellency with rep.
of Burlington Bay
commissioners.

The Lieutenant Governor transmits to the House of Assembly
the report of the commissioners of the Burlington bay canal.

Government House, 23rd March, 1835.

J. COLBORNE.

Message from His
Excellency with road
accounts.

The Lieutenant Governor transmits to the House of Assembly
such road accounts as have been received from the several districts for the years
1833 and 1834.

Government House, 23rd March, 1835.

J. COLBORNE,

The Lieutenant Governor transmits to the House of Assembly the report of the commissioners appointed to superintend the construction of piers at the isthmus of Long Point.

Message from His Excellency with report of Long Point commissioners.

Government House, 23rd March, 1835.

J. COLBORNE,

The Lieutenant Governor transmits to the House of Assembly the accompanying petitions from sundry inhabitants of the township of Willoughby, in the district of Niagara.

Message from His Excellency with petition from Willoughby.

Government House, 23rd March, 1835.

J. COLBORNE,

The Lieutenant Governor transmits to the House of Assembly the accompanying memorial from Mr. Burwell.

Message from His Excellency with memorial of Mr. Burwell.

Government House, 23rd March, 1835.

J. COLBORNE,

The Lieutenant Governor transmits to the House of Assembly such reports of district and common schools as have been received since last session.

Message from His Excellency with school reports.

Government House, 23rd March, 1835.

(Documents—See Appendix.)

On motion of Mr. Wells, seconded by Mr. Bruce,

Ordered, That the names of Isaac Whaley, of Elizabethtown, James H. Consol, of Elizabethtown, Malcolm Cameron, Perth, & — Sandford, of Kemptville, be added to the list of witnesses put in by William Buell & Matthew M. Howard, Esquires, petitioners against the undue election and return of Ogle R. Gowan and R. S. Jameson, Esquires, Members for the County of Leeds.

Certain names added to list of witnesses for petitioners against the late election for Leeds.

On motion of Mr. Wells, seconded by Mr. Bruce,

Ordered, That the Speaker be authorized to issue summonses for the witnesses required by the parties for the trial of the merits of the petition of William Buell and Matthew M. Howard, Esquires, complaining of the undue election and return of Ogle R. Gowan and Robert S. Jameson, Esquires, agreeably to any lists given in or which may be given in for that purpose.

Speaker to issue summonses for the witnesses required by the parties in the Leeds contested election.

On motion of Mr. Solicitor General, seconded by Mr. Strange,

Ordered, That an humble address be presented to His Excellency, the Lieutenant Governor, thanking him for his several messages of this day, and assuring His Excellency that the same shall receive the attentive consideration of this House, and that Messrs. Boulton and Rykert be a committee to draft and report the said address.

Address of thanks to be sent to H. E.

On motion of Mr. Solicitor General, seconded by Mr. McLean,

Ordered, That the message of His Excellency, the Lieutenant Governor, on the subject of the Light house at the False Ducks, be referred to the committee of the whole House, to which was referred the petition of Joseph Swetman.

Message on subject of LightHouse False Ducks referred.

On motion of Mr. Duncombe, of Oxford, seconded by Mr. Durand,

Ordered, That that part of the Message of His Excellency of this day, containing returns of road commissioners, be referred to the committee on finance.

Message on road returns referred to committee of finance

On motion of Mr. Walsh, seconded by Mr. Wilkinson,

Ordered, That the message of His Excellency, the Lieutenant Governor, with the report of the commissioners for the construction of piers at the isthmus of Long Point, be referred to the committee to whom was referred the petition of Abraham A. Rapelje, Esquire, and others, on that subject.

Message with report from Isthmus of Long Point referred.

On motion of Mr. Solicitor General, seconded by Mr. McLean,

Ordered, That the message of His Excellency, the Lieutenant Governor, on the subject of the mechanics' institute, at Kingston, be referred to the select committee to whom was referred the petition addressed to this House on the same matter.

Message with petition of Kingston Mechanics Institute referred.

Speaker reports message from Leg. Council.

Mr. Speaker reported that the master in chancery had brought a message from the Honorable the Legislative Council.
The Message was read by the clerk, as follows :

MR. SPEAKER,

Port Dover Harbor Bill passed:

Prince Edward assessment bill passed.

The Legislative Council has passed the bill, entitled, "*An Act to continue and amend an Act passed in the second year of His Majesty's Reign, entitled, 'An Act for incorporating a joint stock company, under the style and title of the President, Directors, and Company of the Port Dover Harbour.'*" And also the bill entitled, "*An Act to authorise the levying an increased tax on the inhabitants of the district of Prince Edward for the term of three years,*" without amendment.

JOHN B. ROBINSON,
Speaker.

Legislative Council Chamber, }
26th March, 1835. }

Com on trade present a bill to regulate banking.
Bill read.
2nd reading to-morrow.
Beaudette river bridge bill commit'd.

Mr. Wilson, chairman of the committee on trade, presented the draft of a bill which was received and read a first time.

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

Pursuant to the order of the day, the bill appropriating a sum of money for the purpose of erecting a bridge over the Beaudette river was read a second time.

The House was put into committee of the whole on the bill.
Mr. Lount in the chair.

The House resumed.

Progress.

Mr. Lount reported that the committee had made some progress in the bill, and asked leave to sit again tomorrow.

The Report was received, and leave granted accordingly.
At five o'clock, P. M. the Speaker left the chair.

At half past six the Speaker took the chair.

Duty bill read 2nd time and committed.

Pursuant to the order of the day, the bill to regulate the duties to be levied on articles imported into this Province from the United States of America, was read the second time.

The House was put into a Committee of the whole on the Bill.
Mr. Parke in the chair.

The House resumed.

Bill amended.

Mr. Parke reported that the committee had gone through the provisions of the bill, amended the same, and submitted it for the adoption of the House.

The Report was received.

3rd reading to-morrow.

Ordered, That the bill be engrossed and read a third time to-morrow.

Com'te to provide seats below the bar reports.

Mr. Robinson from the select committee to which was referred the matter of providing seats below the bar, presented a report, which was received and read, as follows :

Committee Room, House of Assembly, }
23rd March, 1835. }

Report of Select Com. on the matter of fitting up seats to accommodate spectators below the bar.

The select committee to whom was intrusted the duty of having seats erected below the bar of the House of Assembly.

Beg leave to report :

That your committee have had before them Mr. Marchant, a carpenter, and explained to him the nature of the accommodation required, and requested him to state the probable expense and time necessary for completing the same.

The committee received for answer that the expense would amount to about fifteen pounds, and the seats should be finished in ten days at farthest, the backs of the seats to be in pannel work to correspond with the other wood work below the bar.

Your committee would recommend that so soon as the seats are prepared for

the accommodation of the public, all persons who may be admitted below the bar shall sit down and not be allowed to stand or walk about and converse as at present. All which is respectfully submitted.

W. B. ROBINSON,
Chairman.

On motion of Mr. Robinson, seconded by Mr. Morrison,
Ordered, That the report be adopted.

Report adopted.
Bill to obtain statements of commerce with U S commit'd.

Pursuant to the order of the day, the bill for obtaining accurate statements of the commerce of Upper Canada with the United States of America was read the second time.

The House was put into committee of the whole on the bill.

Mr. Alway in the chair.

The House resumed.

Mr. Alway reported that the committee had gone through the provisions of the bill, agreed to the same without amendment, and submitted it for the adoption of the House.

Bill reported without amendment.

The report was received.

Ordered, That the bill be engrossed and read a third time to-morrow.

3rd reading to-morrow.

On motion of Mr. Walsh, seconded by Mr. McCrae,

Ordered, That the order of this House, that the Norfolk separation bill shall be committed to a committee of this House to-morrow stand first on the order of the day for Thursday next, after referring petitions.

Com of whole on Norfolk separation bill to be first thing on Thursday.

On motion of Mr. Morrison, seconded by Mr. Perry,

Ordered, That two hundred copies of the report of the commissioners of the survey of Windsor harbour be printed, and two hundred copies of the plan of the same, lithographed, for the use of members.

Report of comrs of Windsor harbour to be printed.

On motion of Mr. Mackenzie, seconded by Mr. Morrison,

Ordered, That one thousand copies of the bill for imposing duties on *beef, pork, flour, &c.* from the United States; the bill for abolishing the law of primogeniture, and the bill for lessening the number of law suits, be printed for the use of members, of pamphlet size.

Duty bill to be printed.

Adjourned.

Tuesday, 24th March, 1835.

The House met.

The minutes of yesterday were read.

Mr. Gowan presented to the Clerk a list of the witnesses requested by the sitting members for the county of Leeds, which was read as follows :

COUNTY OF LEEDS ELECTION.

List of Witnesses on behalf of the Sitting Members.

- | | |
|---|---|
| 1 John Powell, Esquire,.....Perth, | 19 Wm. R. De Rinzie, Esq....Yonge, |
| 2 Alexander Fraser, Esq.....Drummond, | 20 Wm. McCormick,.....Yonge, |
| 3 Geo. Hume Reade, Esq.....Perth, | 21 Thomas Davis,.....Yonge, |
| 4 Henry Graham, Esq.....Perth, | 22 Benjamin McVea,.....Elizabethtown, |
| 5 John Haggert, Esq.....Perth, | 23 Richard Johnson, Esq.....Lansdowne, |
| 6 Andrew Clindinning,.....Perth, | 24 John Bleakley,.....Bastard, |
| 7 James Maguire,.....Crosby, | 25 James Shaw, Esq.....Smiths Falls, |
| 8 John Trickle,.....Lansdowne, | 26 Benjamin Tett, Esq.....Crosby, |
| 9 Robert Elliott,.....Elmsley or Burgess, | 27 William Sly, senior,.....Crosby, |
| 10 Thomas Gilbert,.....Lansdowne, | 28 William Sly, junior,.....Crosby, |
| 11 Jonas Jones, Esq.....Brockville, | 29 John Jacob,.....Crosby, |
| 12 Andrew N. Buell, Esq.....Brockville, | 30 James Powell,.....Brockville, |
| 13 Jno. Ross, Esq.....Brockville, | 31 John Redmond,.....Elizabethtown, |
| 14 Arch'd McLean, Esq.....Yonge, | 32 Philip Skelton Mussen,.....Brockville, |
| 15 Edward Moles,.....Yonge, | 33 Ephraim Dunham, Esq.....Brockville, |
| 16 Richard D. Fraser, Esq.....Brockville, | 34 Stephen Richards,.....Brockville, |
| 17 Peter Johnson,.....Lansdowne, | 35 William Buell,.....Brockville, |
| 18 Wm. Green, Esq.....Yonge, | 36 Matthew M. Howard,.....Elizabethtown, |

List of witnesses required by the sitting members in the matter of the Leeds contested election.

On the order of the day being moved, the yeas and nays were taken, as follows :

Order of the day moved.

YEAS—MESSIEURS,

| | | | | |
|----------|--|--|---|---|
| Yeas 27. | Alway, Bruce, Chisholm, Cook, Duncombe, <i>of Oxford</i> . Duncombe, <i>of Norfolk</i> , Durand, | Gibson, Gilchrist, Hopkins, Lount, McDonell, <i>of Stormont</i> McIntosh, Mackenzie, | McMicking, Moore, Morrison, Parke, Perry, Robinson, Roblin, | Shaver, Thorburn, Wells, Wilson, Woolverton, Yager—27. |
|----------|--|--|---|---|

NAYS—MESSIEURS,

| | | | | |
|----------|---|---|--|---|
| Yeas 17. | Attorney General, Boulton, Caldwell, Cornwall, Gowan, | McCrae, McDonell, <i>of Northumb.</i> McKay, M'Lean, | Macnab, Malloch, Merritt, Morris, | Rykert, Strange, Tayler, Wilkinson—17. |
|----------|---|---|--|---|

Petitions bro't up. H. Norton and others. Mr. Attorney General brought up the petition of Nicholas Horton and two others, inhabitants of the township of Elizabethtown, in the county of Leeds; which was laid on the table.

William Allan and others. Mr. Chisholm brought up the petition of William Allan and one hundred and fifteen others, stockholders in the British America Life and Fire Assurance Company; which was laid on the table.

Matw Cowan and others. Mr. McIntosh brought up the petition of Matthew Cowan, J. P. and one hundred and eighty-nine others, inhabitants of Brock, and the neighbouring townships, in the county of York; which was laid on the table.

B. Brookes and others. Mr. McMicking brought up the petition of Benjamin Brookes and eleven others, masters of vessels and mariners, trading on lakes Erie and Ontario; which was laid on the table.

Intercourse bill read 3rd time. Pursuant to the order of the day, the intercourse bill was read the third time. On motion of Mr. Perry, seconded by Mr. Roblin,
Ordered, That the following be added as a rider to the bill:

Rider. "Provided always, and be it further enacted by the authority aforesaid, That no duty shall be exacted on any Bull, Ram, Boar, or entire Horse, imported into this Province to be used as such, and for no other purposes, any thing in this act to the contrary notwithstanding."

Bill to obtain commercial statements read 3rd time. Pursuant to the order of the day, the bill for obtaining statements of the commerce of this Province was read the third time.

On passing bill. On the question for the passing of the bill, the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

| | | | | |
|----------|---|--|------------------------------|-------------------------------------|
| Yeas 14. | Alway, Bruce, Gibson, McDonell, <i>of Stormont</i> , | Mackenzie, McMicking, Moore, Perry, | Shaver, Waters, Wells, | Wilson, Woolverton, Yager—14. |
|----------|---|--|------------------------------|-------------------------------------|

NAYS—MESSIEURS,

| | | | | |
|----------|--|---|---|---|
| Nays 19. | Attorney General, Caldwell, Chisholm, Cornwall, Duncombe, <i>of Oxford</i> , | Duncombe, <i>of Norfolk</i> , Gilchrist, McCrae, McIntosh, McKay, | McLean, Malloch, Merritt, Morris, Robinson, | Roblin, Rykert, Smith, Strange—19. |
|----------|--|---|---|---|

Question lost. The question was decided in the negative by a majority of five.

Sel. Committee on trial of contes. elec. for city of Toronto make a final report. Mr. Rykert from the select committee to try the merits of the petition of William B. Jarvis, Esquire, complaining of the undue election and return of James E. Small, Esquire, to represent the city of Toronto, in the present Parliament, presented their final report; which was read as follows:

To the Honourable the Commons House of Assembly.

Report. The committee to whom were referred the petition of William Botsford Jarvis, Esq., complaining of the undue election and return of James Edward Small, Esq. to serve as representative in the present parliament, for the city of Toronto. Beg leave to submit the following as their final report:

Resolved—That from the scrutiny of votes before this committee it appears that James Edward Small, Esquire, has been duly elected and returned to serve as a member for the city of Toronto, in the present Parliament.

Resolved—That the petition of William Botsford Jarvis, Esquire, does not appear to this committee to be frivolous and vexatious.

Resolved—That the opposition to the said petition does not appear to this committee to be frivolous and vexatious.

All which is respectfully submitted.

GEORGE RYKERT,
Chairman.

*Committee Room, Commons' House of
Assembly, Tuesday, 24th March, 1835.* }

The names of William Buell and Matthew M. Howard were added to the list of witnesses on the part of the sitting members for the county of Leeds. Names added to list of witnesses.

Pursuant to the order of the day, the following petitions were read : Petitions read.

Of James McMaster and fifty others, inhabitants of the townships of Mono, Caledon, Amaranth and Garrafraxa, praying for the sum of one hundred and fifty pounds to open a road on the county line, from the township of Amaranth to Mono Mills. Jas McMaster and others, praying for aid for roads.

Of Andrew Miller and thirty-seven others, inhabitants of the town of Hamilton, praying for authority to construct a dry dock at said town. Andw Miller and others.

Of George W. Busteed, of the town and district of London, praying for an opportunity to prove the unjust and illegal construction of the law in his case, by the benchers of the law society. G W Busteed.

Of Edwy Palmer and eighty-nine others, of the township of Hillier, in the district of Newcastle, praying the issuing of provincial loan notes. Edwy Palmer and others.

Of Martin Switzer and thirty-nine others, inhabitants of the township of Toronto, praying assistance to repair the side line between lots numbers ten and eleven across the fifth and sixth concessions of said township. Martin Switzer and others.

Mr. Attorney General gives notice that he will, on tomorrow, move for leave to bring in a bill for establishing and regulating a toll on the Chaudiere bridges. Notice of Chaudiere bridge bill.

Mr. Attorney General gives notice that he will, on tomorrow, move for leave to bring in a bill for vesting all estates and property in the province of Upper Canada occupied for the ordnance service, in the principal officers of His Majesty's Ordnance ; and for granting certain powers to the said principal officers. Notice of ordnance bill.

Mr Attorney General gives notice that he will, on Saturday next, move for leave to bring in a bill to amend the law relating to the binding of apprentices in this province. Motion of apprentices bill.

Mr. Gowan gives notice that he will, on Tuesday next. move for leave to introduce a bill for improving the navigation from the town of Beverley, in the township of Bastard, to the Rideau canal in the township of South Crosby both in the district of Johnstown. Notice of Beverly navigation bill.

Mr. Gowan gives notice that he will, on Friday next, move for leave to introduce a bill for improving the navigation from the village of Charleston in the township of Yonge (formerly Escott) to the Saint Lawrence river, at Gananoque in the township of Leeds, all in the district of Johnstown. Notice of Charleston navigation bill.

Mr. Gowan gives notice that he will, on Monday next, move for leave to bring in a bill to alter and amend the law now in force for the trial of controverted elections in this Province. Notice of contro. election bill.

Mr. McKay gives notice that he will, on tomorrow, move for leave to submit certain resolutions for the consideration of this House with a view of adopting some measure to obtain a sea port town for this Province. Notice of resolu. relating to a Sea Port.

Mr. Caldwell gives notice that he will, on Tuesday next, move that an humble address be presented to His Majesty praying for a further reduction of three-pence in the pound on all tobacco imported into the ports of Great Britain and Ireland, the growth and produce of the province of Upper Canada. Notice of address to His Majesty to reduce the duties on tobacco.

Mr. Robinson gives notice that he will on tomorrow, move for leave to bring in a bill to amend the laws for the sale of wild lands for taxes. Notice of wild land tax amendm't bill.

Mr. Wilson, seconded by Mr. Woolverton, moves, that the petition of George Washington Busteed be referred to a select committee, and that Messieurs Thorburn and Alway do compose the same, with power to send for persons and papers, and report by bill or otherwise. Pet. of G W Busteed referred.

On which the yeas and nays being taken, were as follows :

YEAS—MESSEURS,

| | | | | |
|----------|--|-------------------------------------|---------------------|-----------------------------|
| Yeas 10. | Alway, Bruce, McDonell, <i>of Stormont</i> , | McIntosh, Mackenzie, Merritt, | Moore, Morrison, | Thorburn, Woolverton—10. |
|----------|--|-------------------------------------|---------------------|-----------------------------|

NAYS—MESSIEURS,

| | | | | |
|----------|--|--|--|--|
| Nays 27. | Caldwell, Chisholm, Cook, Cornwall, Duncombe, <i>of Oxford</i> , Duncombe, <i>of Norfolk</i> , Durand, | Gilchrist, Hopkins, McCrac, McMicking, Malloch, Morris, Perry, | Robinson, Roblin, Rykert, Shaver, Smith, Solicitor General, Strange, | Taylor, Waters, Wells, Wilkinson, Wilson, Yager—27. |
|----------|--|--|--|--|

Question lost.

The question was decided in the negative by a majority of seventecn.

Rider to intercourse bill read 3rd time.

Pursuant to the order of the day, the rider to the intercourse bill was read a third time.

Mr. Perry, seconded by Mr. Yager, moves, that the bill be amended by expunging the following words, in the third clause "or for the purpose of transporting the same through the Province."

On which the yeas and nays were taken, as follows :

YEAS—MESSEURS,

| | | | | |
|----------|---|---|---|---|
| Yeas 18. | Alway, Bruce, Cook, Durand, Gibson, | Gilchrist, Hopkins, Lount, McDonell, <i>of Stormont</i> , McIntosh, | Mackenzie, Moore, Morrison, Perry, | Roblin, Shibley, Waters, Yager—18. |
|----------|---|---|---|---|

NAYS—MESSIEURS,

| | | | | |
|----------|--|--|---|--|
| Nays 23. | Caldwell, Chisholm, Cornwall, Duncombe, <i>of Oxford</i> , Gowan, McCrae, | McKay, McLean, McMicking, Merritt, Morris, Parke, | Robinson, Rykert, Smith, Solicitor General, Strange, Taylor, | Thorburn, Walsh, Wells, Wilkinson, Woolverton,—23. |
|----------|--|--|---|--|

The question was decided in the negative by a majority of five.

Indian liquor bill sent down from Leg Council amended.

The Master-in-Chancery brought down from the Honorable the Legislative Council the bill entitled "*An Act to prevent the sale of spirituous liquors to Indians*," which that Honorable House had passed with some amendments, to which they requested the concurrence of this House.

Motion for amending intercourse bill.

Mr. Duncombe, *of Oxford*, seconded by Mr. Wilkinson, moves that the intercourse bill be amended by expunging after the word "Whereas" in the original bill, and inserting the following :—"It is the duty of this House as the guardian of the rights, liberties, persons and properties of all classes of His Majesty's subjects in this Province, to provide for the just, equal, impartial and uniform diffusion and enjoyment of all the blessings of our Constitutional Act, and whereas the adoption of a reciprocal uniform protecting tariff of duties on all such articles imported into this Province from the United States of America as are grown or manufactured in sufficient quantities in this Province for the use and consumption of the inhabitants of the same, the price of which is regulated by the demand for the same in this Province and not by their price in a foreign market where the same article could be brought through another channel to compete with our products, the value of which would be enhanced in our own markets by the increased quantity to be exported from our market by the increased quantity of shipping that a prospect of an increased supply would bring there—while those vessels when loaded with articles of domestic consumption for this Province would compete with each other in the sale and lessen the cost of the same to the consumer. And whereas the protection of the agriculturist and mechanic, the grower and manufacturer of such articles as constitute our staple exports or such articles as are required for domestic consumption in this Province now grown or manufactured within the same, though not in sufficient quantity for domestic consumption, is expedient. And whereas the duty on salt is higher than is necessary for the protection of the manufacture of the same, and whereas upon the payment of the claims

of certain sufferers during the late war with the United States of America the duty on salt would cease, and there would be no protection for the manufacturer of that article so necessary for consumption in this Province, whereby the manufacturer could not compete with the importer, and the manufacturing of the article might cease, thereby leaving us dependant upon our importations by sea in case of a non intercourse by war or otherwise between this country and the United States—it is therefore expedient that the duty on salt should be reduced from six-pence the present duty to three-pence per bushel, being a necessary protecting duty. *And whereas*, the encouraging and facilitating the internal communications of this province by land and water, and promoting the increase of our commerce, will greatly tend to inhance the value of our exports, lessen the expence of our imports necessary for domestic consumption and thereby enrich the grower and manufacturer as well as increase the revenue of this province, it is expedient, that it should be enacted: *And be it therefore enacted by the authority aforesaid*, That from and after the passing of this act, there shall be raised, levied and collected, the several duties and customs as the same are respectfully set forth in the annexed schedules of duties, which shall be collected at the several ports of entry in this province, upon all articles therein named, coming into this province from the United States of America: *Provided always*, That the said duties shall not be collected upon the articles enumerated in the said schedules, under the provisions of this act, while merely passing through this province, and not offered for sale therein, or upon travelling baggage, horses, harness, saddles, wagons, carriages, sleighs, wearing apparel, and household furniture, intended for the use of the importer, or upon horses, cattle, sheep, or swine, imported for the improvement of their breeds respectively, and not to be sold within this province, within one year from the time of the importation of the same, unless imported by order of an agricultural society of this province, when the same may be disposed of according to the pleasure of the society, except as is hereinafter provided.

Motion for amending intercourse bill.

And be it further enacted by the authority aforesaid, That so much of an act passed in the eleventh year of the reign of His late Majesty, George the Fourth, chapter twenty-first, and twenty-second, for the relief of the sufferers during the late war with the United States of America, and also so much of an act passed in the third year of His Majesty's reign, chapter twenty-sixth, for the relief of the sufferers during the said war, as relates to the duty on salt, be and the same is hereby repealed, anything to the contrary notwithstanding.

SCHEDULE.

| | | | | | |
|---|-------------|------------------------|--------------------------|---------|-------------|
| Horses or Colts,.....50s. | per head, | Rye | per bushel of 56lbs.,... | 1s. | per bushel, |
| Oxen from 4 years old and upwards,.....20s. | do. | Corn do. do. | 56lbs.,... | 1s. | do. |
| Cows and young Cattle from 2 to 4 years old,.....15s. | do. | Peas do. do. | 60lbs.,... | 1s. | do. |
| Young Cattle from 1 to 2 years old,.....5s. | do. | Barley do. do. | 48lbs.,... | 0s. 6d. | do. |
| Live Sheep,.....1s. 3d. | do. | Oats do. do. | 34lbs.,... | 0s. 6d. | do. |
| Live Hogs,.....5s. | do. | Potatoes, | | 0s. 6d. | do. |
| Fresh Pork,.....5s. | per cwt. | Salt,..... | | 0s. 3d. | do. |
| Fresh Mutton,.....3s. 9d. | do. | Buck Wheat,..... | | 0s. 6d. | do. |
| Fresh Beef,.....3s. 9d. | do. | Apples,..... | | 0s. 6d. | do. |
| Salted Pork,.....40s. | per barrel, | Dried Apples,..... | | 1s. 6d. | do. |
| Salted Pork,.....5s. | per cwt. | Hay, | | 10s. | per ton, |
| Beef,.....7s. 6d. | per barrel, | Wheat Flour,..... | | 2s. 6d. | per cwt. |
| Salted Beef,.....3s. 9d. | per cwt. | Rye do. | | 2s. | do. |
| Salted or Smoked Hams or Bacon,.....10s. | do. | Buck Wheat Flour,..... | | 2s. | do. |
| Salted Pork, Beef or Mutton, 10s. | do. | Indian Meal,..... | | 2s. | do. |
| Butter and Cheese,.....10s. | do. | Wheat Flour,..... | | 5s. | per barrel, |
| Hog's Lard and Tallow,.....5s. | do. | Rye do. | | 4s. | do. |
| Wheat per bushel of 60lbs.,... 1s. 3d. | per bushel, | Indian Meal,..... | | 4s. | do. |
| | | Buck Wheat Flour,..... | | 4s. | do. |
| | | Beer and Ale,..... | | 5s. | do. |
| | | Cider,..... | | 2s. 6d. | do. |
| | | Hops,..... | | 15s. | per cwt. |

And be it further enacted by the authority aforesaid, That the following articles shall be entered when imported at the following rates :

| | | | |
|---------------------------------|------------|-----------------------------|---------|
| Sole Leather..... 1s. | per pound. | Morocco, (Goat)..... | 7s. 6d. |
| Upper Leather,..... 2s. 6d. | do. | Linings, and Bindings,..... | 2s. 6d. |
| Harness Leather,..... 1s. | do. | Bridle Leather,..... | 15s. |
| Skirting,..... 1s. 3d. | do. | Horse Hides,..... | 7s. 6d. |
| Calf,..... 5s. | do. | Top Leather,..... | 40s. |
| Morocco, (Sheep) each, 5s. | | Hog Skins,..... | 15s. |

Motion for amending intercourse bill.

And be it further enacted by the authority aforesaid, That in order to afford encouragement and protection to persons in this province engaged in the manufacture of all kinds of stoves and hollow-ware, and all kinds of cast iron machinery, that one regular scale of valuation should be fixed for such articles imported into this Province from the United States of America, at which the same shall be entered at the several Custom Houses, agreeably to the following rate :

| | | | |
|--|---------------|------------------------------|---------------|
| Cast Iron and Mill Machinery of all kinds, | 20s. per cwt. | Stoves and Hollow Ware,..... | 15s. per cwt. |
| | | Axes,..... | 15s. |

And be it further enacted by the authority aforesaid, That all monies collected under and by virtue of this Act, shall be paid into the hands of His Majesty's Receiver General of this Province, to and for the use of His Majesty, His heirs or successors, for the public uses of this Province, and towards the support of the civil government thereof, to be accounted for to His Majesty, through the Lords Commissioners of His Majesty's treasury for the time being, in such manner and form, and as it shall please His Majesty to direct.

And be it further enacted by the authority aforesaid, That this act shall not take effect until the first day of June next, which will be in the year of our Lord one thousand eight hundred and thirty-five.

And be it further enacted by the authority aforesaid, That this act shall be and continue in force for three years, and from thence until the end of the next ensuing session, and no longer.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

Yeas 4. Duncombe, of Oxford, Duncombe, of Norfolk, McCrae, Wilkinson—4.

NAYS—MESSIEURS,

| | | | | |
|----------|-----------|------------------------|-----------|-------------|
| Nays 34. | Always, | Hopkins, | Morrison, | Strange, |
| | Bruce, | Lount, | Parke, | Taylor, |
| | Caldwell, | McDonell, of Stormont, | Perry, | Thorburn, |
| | Chisholm, | McIntosh, | Robinson, | Walsh, |
| | Cook, | Mackenzie, | Roblin, | Waters, |
| | Cornwall, | McLean, | Shaver, | Wells, |
| | Durand, | McMicking, | Shibley, | Woolverton, |
| | Gibson, | Malloch, | Smith, | Yager—34. |
| | Gowan, | Morris, | | |

The question was decided in the negative by a majority of thirty.

Rider. Mr. Perrry, seconded by Mr. Roblin, moves the following as a rider to the bill,

“ And provided always, That nothing in this Act contained shall extend or be construed to extend, allow or authorise the importation into this province, duty free, from the United States of America, of the articles of wheat, flour or pork, although the same may be intended for exportation out of the province, any thing in this Act to the contrary, in any wise notwithstanding.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------|-----------------------|------------|------------|-----------|
| Yeas 19. | Always, | Gibson, | Mackenzie, | Shaver, |
| | Bruce, | Gilchrist, | Moore, | Shibley, |
| | Cook, | Hopkins, | Morrison, | Walsh, |
| | Duncombe, of Norfolk, | Lount, | Perry, | Yager—19. |
| | Durand, | McIntosh, | Roblin, | |

NAYS—MESSIEURS,

| | | | | |
|----------|----------------------|------------|-----------|----------------|
| Nays 20. | Attorney General, | McCrae, | Parke, | Taylor, |
| | Caldwell, | McLean, | Robinson, | Thorburn, |
| | Chisholm, | McMicking, | Rykert, | Wells, |
| | Cornwall, | MacNab, | Smith, | Wilkinson, |
| | Duncombe, of Oxford, | Merritt, | Strange, | Woolverton—20. |

The question was decided in the negative by a majority of one.

Mr. Mackenzie, seconded by Mr. Malloch, moves, that the following clause be added as a rider to the bill :

And be it further enacted by the authority aforesaid, That all monies arising

from the duties imposed by this act, shall be laid out under the direction of the Legislature in the improvement of the roads and bridges, and shall form a distinct and separate fund for that purpose. Rider added to bill.

On which the yeas and nays being taken, were as follows :

YEAS—MESSEIERS,

| | | | | |
|-----------------------|------------|-----------|-------------|----------|
| Alway, | Gibson, | Malloch, | Shibley, | |
| Bruce, | Gilchrist, | Merritt, | Smith, | |
| Chisholm, | Hopkins, | Moore, | Thorburn, | Yeas 27. |
| Cook, | Lount, | Morrison, | Wells, | |
| Duncombe, of Oxford, | McIntosh, | Perry, | Woolverton, | |
| Duncombe, of Norfolk, | Mackenzie, | Roblin, | Yager—27. | |
| Durand, | McMicking, | Shaver, | | |

NAYS—MESSEIERS,

| | | | | |
|-------------------|---------|-----------|---------------|----------|
| Attorney General, | McLean, | Robinson, | Taylor, | |
| Caldwell, | MacNab, | Rykert, | Walsh, | Nays 13. |
| Cornwall, | Parke, | Strange, | Wilkinson—13. | |
| McCrae, | | | | |

The question was carried in the affirmative by a majority of fourteen.

The amendments made by the Honorable the Legislative Council in and to the bill entitled, "*An Act to prevent the sale of spirituous liquors to Indians,*" were read a first time, as follows: Amendments to Indian liquor bill read.

Line 13.—After "the" insert "fifth day of January next after the."

" 14.—After "child" insert "within this Province."

" 23.—After "Committed" insert "provided always, that the penalty in this act mentioned shall not be incurred by the furnishing to any Indian any spirituous liquors by a medical man in case of sickness or under the direction of any medical man."

And be it further enacted by the authority aforesaid, That this act shall be in force for four years, and from thence to the end of the then next ensuing session of Parliament."

Ordered, That the amendments be read a second time to-morrow.
Adjourned.

Wednesday, 25th March, 1835.

The House met.

The minutes of yesterday were read. Petitions bro't up.

Mr. Parke brought up the petition of George Tyroll and thirty-two others, inhabitants of the townships of Bayham and Malahide, in the London district; which was laid on the table. George Tyroll and others.

Mr. Small brought up the petition of the office bearers of the Toronto Mechanics' Institute; which was laid on the table. Toronto mechanics institute.

Pursuant to the order of the day, the rider to the intercourse bill was read a third time. Rider to intercourse bill read 3rd time.

On the question for passing the bill, Mr. Perry, seconded by Mr. Roblin, moves in amendment, that the bill do not now pass, but that the same be now re-committed. Bill re-committed.

Which was carried, and Mr. Chisholm was called to the chair.

The House resumed.

Mr. Chisholm reported that the committee had amended the bill and submitted it for the adoption of the House. Bill amended.

On the question for receiving the report the House divided, and the yeas and nays, being taken were as follows: On receiving rep.

YEAS—MESSEIERS,

| | | | | |
|----------------------|-------------------------|-----------|-------------|----------|
| Alway, | Hopkins, | Moore, | Small, | |
| Attorney General, | Lount, | Morrison, | Smith, | |
| Bruce, | McDonell, of Glengarry, | Parke, | Thorburn, | |
| Cook, | McDonell, of Stormont, | Perry, | Waters, | |
| Cornwall, | M'Intosh, | Robinson, | Wells, | |
| Duncombe, of Oxford. | Mackenzie, | Roblin, | Wilson, | |
| Durand, | McMicking, | Rymal, | Woolverton, | Yeas 33. |
| Gibson, | Malloch, | Shaver, | Yager—33. | |
| Gilchrist, | | | | |

NAYS—MESSEURS.

Caldwell,
Chisholm,
McCrae,
McKay,

McLean,
Macnab,
Merritt,

Morris,
Rykert,
Strange,

Taylor,
Walsh,
Wilkinson—13.

Nays 13.

The question was carried in the affirmative by a majority of twenty, and the report was received.

The bill was ordered to be engrossed and read a third time to-morrow.

3rd reading on tomorrow.

Address of thanks reported.

Mr. Rykert from the committee to draft an address to His Excellency the Lieutenant Governor, thanking him for his messages of the 23rd instant, reported a draft, which was received and read twice, concurred in and ordered to be engrossed and read a third time this day.

Notice of com. of whole on wolf bounty.

Mr. Perry gives notice that he will, on to-morrow, move that this House do resolve itself into a committee of the whole for the purpose of passing certain resolutions on which to found a bill for the payment of an additional bounty for the destruction of wolves, to be paid out of the provincial revenue.

Pet of A. Miller and others, referred.

On motion of Mr. Macnab, seconded by Mr. Wilkinson, *Ordered*, That the petition of Andrew Miller and others, be referred to a select committee, consisting of Messrs. Macnab, Small, Smith, Duncombe, of *Oxford*, and Roblin, with power to send for persons and papers, and to report thereon by bill or otherwise.

Pet of J Cummings referred.

On motion of Mr. McMicking, seconded by Mr. Thorburn, *Ordered*, That the petition of James Cummings, Esquire, be referred to the committee to whom was referred the petition of the Welland Canal Company for erecting a bridge across the river Welland, at the village of Chippawa.

Pet of J Macklem referred.

On motion of McMicking, seconded by Mr. Thorburn, *Ordered*, That the petition of John Macklem be referred to a select committee composed of Messrs. McMicking, Thorburn, Perry, Roblin and Morrison, with power to send for persons and papers and to report by bill or otherwise.

Com. on roads 1st thing on Friday next

On motion of Mr. Duncombe, of *Oxford*, seconded by Mr. McKay, *Ordered*, That the committee of the whole House upon the subject of roads be the first item on the order of the day for Friday next after referring petitions.

Pet of A. Meyers referred.

On motion of Mr. McMicking, seconded by Mr. Thorburn, *Ordered*, That the petition of Augustus Frederick Meyers, be referred to the committee of supply.

Pets. of J. Hugill & others, & W Reid and others referred.

On motion of Mr. Gibson, seconded by Mr. Woolverton, *Ordered*, That the petitions of John Hugill and others, and William Reid and others, be referred to a select committee to consist of Messrs. Gibson, Alway, Morrison, Thorburn and Lount, with power to report by address or otherwise.

Report on Burlington canal commiss'rs referred.

On motion of Mr. MacNab, seconded by Mr. Smith, *Ordered*, That the report of the Burlington Canal commissioners, and all other papers accompanying the same, be referred to the committee on supply.

Moulinette Lock bill committed.

Pursuant to the order of the day, the bill to authorise Adam Dixon to erect and keep up a lock at Moulinette rapid, on the river Saint Lawrence, was read the second time.

The House was put into a committee of the whole on the bill.

Mr. Yager in the chair.

The House resumed.

Mr. Yager reported that the committee had gone through the bill, amended the same, and submitted it for the adoption of the House.

The Report was received:

Ordered, That the bill be engrossed and read a third time the morrow.

3rd reading to-morrow.

Com. of whole on report of sel com on pet of D S Howard.

Pursuant to the order of the day, the House was put into committee of the whole on the report of the select committee on the petition of D. S. Howard.

Mr. Cook was called to the chair.

The House resumed.

Mr. Cook reported that the committee had agreed to a resolution which he was directed to submit for the adoption of the House.

The report was received, and the resolution was read as follows :

Resolved, That the sum of *five hundred and seventy-five pounds* be granted to His Majesty to enable him to pay the same to Dean S. Howard, for extra work performed by him, the said Dean S. Howard, in erecting the river Trent bridge. Resolu. reported for granting £575 to remunerate D. S. Howard.

On the question for adopting the resolution, the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|-----------------------|------------------------|-----------|------------|----------|
| Attorney General, | Gilchrist, | Parke, | Waters, | |
| Bruce, | Hopkins, | Robinson, | Wells, | |
| Caldwell, | Lount, | Roblin, | Wilson, | |
| Chisholm, | McDonell, of Stormont, | Rymal, | Woolveron, | Yeas 23. |
| Duncombe, of Oxford, | McMicking, | Smith, | Yager—23. | |
| Duncombe, of Norfolk. | Merritt, | Thorburn, | | |

NAYS—MESSIEURS,

| | | | | |
|-----------|---------|----------|----------|---------|
| Cornwall, | Gowan, | Small, | Walsh—7. | Nays 7. |
| Cook, | Shaver, | Strange, | | |

The question was carried in the affirmative by a majority of sixteen, and it was

Resolved, That the sum of *five hundred and seventy-five pounds* be granted to His Majesty, to enable him to pay the same to Dean S. Howard, for extra work performed by him, the said Dean S. Howard, in erecting the river Trent bridge. £575 granted to remunerate Dean S. Howard.

On motion of Mr. Perry, seconded by Mr. Roblin,

Ordered, That Messrs. Wells and Wilson be a committee to draft and report a bill pursuant to the foregoing resolution. Committee to draft bill.

Mr. Attorney General, seconded by Mr. Morris, moves for leave to bring in a bill for vesting all estates and property in the province of Upper Canada, occupied for the Ordnance service, in the principal officers of His Majesty's Ordnance; and for granting certain powers to the said principal officers. Bill to vest certain lands in the ordnance department reported and read.

Which was granted, and the bill read.

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

2nd reading to-morrow.

On motion of Mr. Attorney General, seconded by Mr. Morris, *Ordered*, That the House do, on to-morrow, resolve itself into a committee of the whole on the subject of imposing tolls on persons passing the Chaudiere bridges. Com of whole to-morrow on Chaudiere bridge tolls.

Pursuant to the order of the day, the amendments made by the Honorable the Legislative Council, in and to the bill entitled, "*An Act to incorporate certain persons therein mentioned, under the style and title of the President, Directors, and Company of the Grimsby Breakwater Pier and Harbour Company,*" was read the second time. Amendments to Grimsby harbour bill read 2nd time.

The House was put into committee of the whole on the amendments.

Com. of whole on amendments.

Mr. Roblin in the chair.

The House resumed.

Mr. Roblin reported that the committee had agreed to the amendments, and submitted them for the adoption of the House.

The report was received.

Ordered, That the amendments be read a third time to-morrow.

3rd reading to-morrow.

Mr. Roblin from the select committee to which was referred the petition of William Lord and James Richardson, informed the House, that the committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same. Sel. Com. on Pet. W Lord and J Richardson rep by bill.

The report was received, and the Upper Canada academy bill was read the first time. UC Academy bill read.

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

Mr. Hopkins from the select committee to which was referred the petition of Freeman Bray, presented a report; which was received and read. Sel com on pet of F Bray report.

(Report—See Appendix.)

On motion of Mr. Hopkins, seconded by Mr. Durand,

Ordered, That the report of the select committee, to whom was referred the petition of Freeman Bray, be referred to the committee of supply. Rep. referred to supply.

Pursuant to the order of the day the absconding debtors' bill, was read the second time.

Absconding debt'r's bill committed.

The House was put into committee of the whole on the bill.

Mr. Thorburn in the chair.

The House resumed.

Bill amended.

Mr. Thorburn reported that the committee had gone through the bill, and had amended the same, and submitted it for the adoption of the House.

The Report was received.

3rd reading to-morrow.

Ordered, That the bill be engrossed and read a third time to-morrow.
Adjourned.

Thursday, 26th March, 1835.

The House met.

The minutes of yesterday were read.

Petitions bro't up.

Jas Johnson and others.

Mr. Mackenzie brought up the petition of James Johnson and one hundred and twenty-four others, inhabitants of the township of Albion, in the county of York; which was laid on the table.

R S Jameson and others.

Mr. Attorney General brought up the petition of Robert S. Jameson, president, and six hundred and fourteen others, members of the British Emigrant Society of Upper Canada, which was laid on the table.

John Lindeman & others.

Mr. Durand brought up the petition of John Lindeman, and four hundred and twenty-five others, inhabitants of the townships of Guelph, Puslinch and Nas-sagewya, in the district of Gore; which was laid on the table.

T W Leuard.

Mr. Merritt brought up the petition of Thomas William Leuard, of Goderich, on lake Huron; which was laid on the table.

Jacob Choat and others.

Mr. Boulton brought up the petition of Jacob Choat, and two hundred and seven others, inhabitants of the district of Newcastle; which was laid on the table.

Thos Sparham.

Mr. Strange brought up the petition of Thomas Sparham, Light-house keeper at the nine mile point, near Kingston; which was laid on the table.

Jas. Shannon and others.

Mr. Small brought up the petition of James Shannon and one hundred and thirty-seven others, cordwainers, of the city of Toronto; which was laid on the table.

Intercourse bill read 3rd time.

Pursuant to the order of the day, the bill for levying duties upon certain articles imported into this Province, from the United States, was read the third time.

Clause added.

Mr. Rykert, seconded by Mr. Duncombe, of Oxford, moves that the following clause be added as a rider to the bill:

"And be it further enacted by the authority aforesaid, That nothing herein contained shall extend to authorise any duty to be levied upon articles coming into or passing through this province, for exportation, any thing in this act to the contrary notwithstanding."

On which the yeas and nays being taken were as follows:

YEAS—MESSIEURS,

Attorney General,
Boulton,
Brown,
Caldwell,
Chisholm,
Cornwall,
Duncombe, of Oxford,

McCrae,
McDonell, of Glengarry,
McKay,
McLean,
Macnab,
Merritt,

Morris,
Parke,
Robinson,
Rykert,
Small,
Solicitor General,

Strange,
Tayler,
Walsh,
Wells,
Wilkinson,
Woolverton—25.

Yeas 25.

NAYS—MESSIEURS,

Alway,
Bruce,
Cook,
Duncombe, of Norfolk,
Durand,
Gibson,

Gilchrist,
Hopkins,
Lount,
McDonell, of Stormont,
McIntosh,

McMicking,
Moore,
Morrison,
Perry,
Roblin,

Rymal,
Shaver,
Sibley,
Thorburn,
Yager—21.

Nays 21.

The question was carried in the affirmative by a majority of four.

Pursuant to the order of the day the address thanking His Excellency, for his several messages of the 23rd instant, was read a third time, passed, and signed, and is as follows: Address of thanks passed.

To His Excellency Sir John Colborne, &c. &c. &c.

MAY IT PLEASE YOUR EXCELLENCY, Address.

We, His Majesty's dutiful and loyal subjects, the Commons of Upper Canada, in Provincial Parliament assembled, beg leave to thank Your Excellency for your several messages of the twenty-third instant, and to assure Your Excellency that the same shall meet with due attention on the part of this House.

MARSHALL S. BIDWELL, Speaker.

Commons House of Assembly, }
26th March 1835. }

On motion of Mr. Rykert, seconded by Mr. Merritt,

Ordered, That Messrs. Macnab and Caldwell be a committee to wait upon His Excellency, the Lieutenant Governor, with the address of thanks for his several messages of the twenty-third instant. Committee to present address.

Pursuant to the order of the day the bill to authorise Adam Dixon to complete a lock in the rapids at Moulinette was read a third time. Dixon's lock bill read 3rd time.

On the question for passing the same,

Mr. McLean, seconded by Mr. Wilkinson, moves that the bill do not now pass, but that it be referred to a committee of the whole House this day three months. Motion for recommending the bill.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|--|-----------------------------|----------------------------------|--|----------|
| Attorney General, Boulton, Brown, Caldwell, | Gowan, McKay, McLean, | Malloch, Morris, Robinson, | Solicitor General, Strange, Wilkinson,—13. | Yeas 13. |
|--|-----------------------------|----------------------------------|--|----------|

NAYS—MESSIEURS,

| | | | | |
|---|---|---|---|----------|
| Bruce, Chisholm, Duncombe, of Norfolk, Gibson, Gilchrist, Lount, | McDonell, of Stormont, McIntosh, Mackenzie, Merriit, Moore, Perry, | Roblin, Rykert, Rymal, Shaver, Shibley, Smith, | Walsh, Waters, Wells, Wilson, Yager—23. | Nays 23. |
|---|---|---|---|----------|

The question was decided in the negative by a majority of ten, and the bill was passed.

Mr. McDonell, of Stormont, seconded by Mr. Bruce, moves that the bill be, entitled, "*An Act granting to Adam Dixon, of Moulinette, in the township of Cornwall, certain privileges contained therein.*" Bill passed.

Which was carried, and Messrs. McDonell, of Stormont, and Bruce were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto. Title.
Bill sent Leg Council.

Pursuant to the order of the day, the amendments made by the Honorable the Legislative Council in and to the bill, entitled, "*An Act to incorporate certain persons therein mentioned under the style and title of the President, Directors, and Company of the Grimsby Break-water Pier and Harbour Company,*" were read a third time, passed and signed. Amendments to Grimsby Harbor bill passed.

Messrs. Woolverton and McMicking were ordered by the Speaker to carry the bill up to the Honorable the Legislative Council, and to inform that Honorable House that this House had concurred in the amendments. Bill sent to Leg. Council.

On motion of Mr. Mackenzie, seconded by Mr. Yager,

Ordered, That the yeas and nays on the passage of the bills ordered to be printed by the House, on Monday last, be printed with the bills, and that the jury bill, with the yeas and nays thereon be printed with the others, and that the several motions and votes of members on the bill imposing duties on imports from the United States be added. Certain votes and Jury bill to be printed

Pursuant to the order of the day the absconding debtors attachment bill was read a third time and passed. Absconding debtors bill passed.

Title. Mr. Robinson, seconded by Mr. McLean, moves that the bill be, entitled,
 "An Act to continue the law for attaching the property of absconding debtors."
 Bill sent to Leg. Council. Which was carried, and Messrs. Robinson and McLean were ordered by the
 Speaker to carry the bill up the Honorable the Legislative Council, and to request
 their concurrence thereto.

At four o'clock, P. M. the Speaker left the chair.

At half past five o'clock the Speaker took the chair.

Motion for recom-
 mitment of inter-
 course bill.

On the third reading of the rider to the intercourse bill being called, Mr.
 Perry, seconded by Mr. Shaver, moves that the rider be not now read, and that the
 bill be now re-committed to a committee of the whole House, to consider how far
 it is expedient to amend the same by expunging so much of the fifth clause as pro-
 vides that the revenue arising under the provisions of the same shall be applied to
 the support of the civil government, and also to expunge the last clause of the bill
 which provides for the introduction of any of the articles mentioned in the said
 bill from the United States, duty free, if for exportation.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------|---|--|---|--|
| Yeas 23. | Always, Bruce, Cook, Duncombe, of Norfolk, Durand, Gibson, | Gilchrist, Hopkins, Lount, McMicking, Malloch, Moore, | Morrison, Perry, Roblin, Rymal, Shaver, Smith, | Thorburn, Waters, Wells, Wilson, Yager—23. |
|----------|---|--|---|--|

NAYS—MESSIEURS,

| | | | | |
|----------|---|--|--|---------------------------------------|
| Nays 15. | Brown, Caldwell, Chisholm, Cornwall, | Duncombe, of Oxford, McCrae, McKay, MacNab, | Merritt, Robinson, Rykert, Strange, | Walsh, Wilkinson Woolverton—15. |
|----------|---|--|--|---------------------------------------|

Bill committed. The question of amendment was carried in the affirmative by a majority of
 eight, and the House was again put into committee of the whole on the bill.

Mr. Woolverton in the chair.

The House resumed.

Bill amended. Mr. Woolverton reported that the committee had made some further amend-
 ments to the bill, and submitted it for the adoption of the House.

On receiving rep. On the question for receiving the report, the House divided, and the yeas
 and nays being taken were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------|---|---|---|---|
| Yeas 29. | Always, Bruce, Cook, Duncombe, of Oxford, Duncombe, of Norfolk, Durand, Gibson, Gilchrist, | Hopkins, Lount, McDonell, of Stormont, McIntosh, Mackenzie, McMicking, Moore, | Morrison, Parke, Perry, Roblin, Rymal, Shaver, Smith, | Thorburn, Walsh, Waters, Wells, Wilson, Woolverton, Yager—29. |
|----------|---|---|---|---|

NAYS—MESSIEURS,

| | | | | |
|----------|--|--|---|---|
| Nays 16. | Boulton, Brown, Caldwell, Chisholm, | Cornwall, Gowan, McKay, McLean, | MacNab, Merritt, Morris, Robinson, | Rykert, Strange, Tayler, Wilkinson—16. |
|----------|--|--|---|---|

The question was carried in the affirmative by a majority of thirteen, and the
 report was received.

Amendment. On the question for the third reading of the bill to-morrow being put,
 Mr. Perry, seconded by Mr. Roblin, moves in amendment, that the bill be en-
 grossed and read a third time this day, and that the 40th rule of this House be dis-
 pensed with so far as relates to the same.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------|---|---|---|--|
| Yeas 25. | Always, Bruce, Cook, Duncombe, of Norfolk, Durand, Gibson, Gilchrist, | Hopkins, Lount, McDonell, of Stormont, McIntosh, Mackenzie, McMicking, | Moore, Morrison, Perry, Roblin, Rymal, Shaver, | Shibley, Smith, Thorburn, Waters, Wilson, Yager—25. |
|----------|---|---|---|--|

NAYS—MESSEIERS,

| | | | |
|----------------------|-------------------------|--------------------|-----------------|
| Brown, | McCrae, | Morris, | Strange, |
| Caldwell, | McDonell, of Glengarry, | Parke, | Taylor, |
| Chisholm, | McKay, | Robinson, | Walsh, |
| Cornwall, | McLean, | Rykert, | Wells, |
| Duncombe, of Oxford, | MacNab, | Small, | Wilkinson, |
| Gowan, | Merritt | Solicitor General, | Woolverton,—24. |

Nays 24.

The question was carried in the affirmative by a majority of one, and ordered accordingly.

Question carried.

Pursuant to the order of the day, the intercourse bill was read a third time Mr. Rykert, seconded by Mr. Macnab, moves that the following clause be added as a rider to the bill :

Intercourse bill read 3rd time.

“ And be it further enacted by the authority aforesaid, That nothing herein contained shall extend or be construed to extend to authorise any duty to be levied upon any articles coming into or passing thro’ this Province, the same being bonded for exportation—any thing in this Act to the contrary notwithstanding.”

On which the yeas and nays being taken, were as follows :

YEAS—MESSEIERS,

| | | | |
|----------------------|-------------------------|--------------------|----------------|
| Attorney General, | Gowan, | Morris, | Strange, |
| Boulton, | McCrae, | Parke, | Taylor, |
| Brown, | McDonell, of Glengarry, | Robinson, | Walsh, |
| Caldwell, | McKay, | Rykert, | Wells, |
| Chisholm, | McLean, | Smith, | Wilkinson, |
| Cornwall, | Macnab, | Solicitor General, | Woolverton—26. |
| Duncombe, of Oxford, | Merritt, | | |

Yeas 26.

NAYS—MESSEIERS,

| | | | |
|-----------------------|------------------------|-----------|-----------|
| Alway, | Hopkins, | Moore, | Shibley, |
| Bruce, | Lount, | Morrison, | Small, |
| Cook, | McDonell, of Stormont, | Perry, | Thorburn, |
| Duncombe, of Norfolk, | McIntosh, | Roblin, | Waters, |
| Durand, | Mackenzie, | Rymal, | Wilson, |
| Gibson, | McMicking, | Shaver, | Yager—25. |
| Gilchrist, | | | |

Nays 25.

The question was carried in the affirmative by a majority of one, and ordered accordingly.

Pursuant to the order of the day, the following petitions were read :

Petitions read
Nichs Horton and others, praying for aid for roads.

Of Nicholas Horton and one hundred and two others, inhabitants of the township of Elizabethtown, county of Leeds, praying that a sum of money may be granted to repair the road leading from the town line to Bolton’s Mill and on to Brockville.

Of William Allan and one hundred and fifteen others, stockholders in the British America Life and Fire Assurance Company, praying that the act of incorporation of said company may be amended.

Wm Allan and others praying for amendm’t to Life Assurance Act,

Of Matthew Cowan, J. P. and one hundred and eighty-nine others, inhabitants of Brock and the neighbouring townships, praying that surveyors may be appointed to survey a line of route for the purpose of connecting the waters of lake Simcoe with the small lakes which form the head of the river Trent.

M Cowan & oth’s praying for a canal survey.

And of Benjamin Brookes and eleven others, masters of vessels and mariners, trading on lakes Erie and Ontario, praying that a light house may be built at Port Colborne.

B. Brookes and others praying for a light house at Port Colborne.

On motion of Mr. Gowan, seconded by Mr. Cornwall,

Ordered, That the petition of James L. Schofield, Esq. and others, be referred to the committee of supply.

Pet of J L Schofield and others referd.

On motion of Mr. Gowan, seconded by Mr. Macnab,

Ordered, That the petition of Nicholas Horton and others, be referred to the committee of supply.

Pet of N Horton and others referred.

On motion of Mr. Small, seconded by Mr. Wells,

Ordered, That the petition of the Hon. William Allan and others, of the city of Toronto, be referred to the committee to whom was referred the bill, to amend “ An Act passed in the third year of His present Majesty’s Reign, entitled, ‘ An Act to incorporate a company, under the style and title of the British America Fire and Life Assurance Company.’ ”

Pet. of Hon. Wm. Allan and others referred.

On motion of Mr. Gowan, seconded by Mr. Wilkinson,

Ordered, That the petition of John Bleakley and others, be referred to the committee of supply.

Pet of J Bleakley and others, referred.

Sel com on pet of
Doctor Strachan and
others reports by bill

Mr. Solicitor General, seconded by Mr. Robinson, moves for leave to bring in a bill pursuant to the petition of Doctor Strachan, Doctor Baldwin and others, for the supply of water for the city of Toronto.

Which was granted and the bill read.

Pipe water comp'y
bill read.

Ordered, That the bill incorporating a company under the name of the "Toronto pipe water company" be read a second time to-morrow.

Rider to intercourse
bill read 3rd time.

Pursuant to the order of the day the rider to the intercourse bill was read the third time.

Bill recommitted.

On the question for passing the bill, Mr. Perry, seconded by Mr. Roblin, moves in amendment, that the bill do not now pass but that it be referred to a committee of the whole House to-morrow, to consider the propriety of amending it in such way as not to permit the importation of American wheat, flour and pork in this Province, duty free, whether for consumption or for exportation.

Wheat, flour and
pork not to be admit-
ted duty free for any
purpose.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

Yeas 26.

Alway,
Bruce,
Cook,
Duncombe, of Norfolk,
Durand,
Gibson,
Gilchrist,

Hopkins,
Lount,
McDonell, of Glengarry,
McDonell, of Stormont
McIntosh,
Mackenzie,
McMicking,

Moore,
Morrison,
Parke,
Perry,
Roblin,
Rymal,

Shaver,
Shibley,
Thorburn,
Waters,
Wilson,
Yager—26.

NAYS—MESSIEURS,

Nays 26.

Attorney General,
Boulton,
Brown,
Caldwell,
Chisholm,
Cornwall,
Duncombe, of Oxford,

Gowan,
McCrae,
McKay,
McLean,
Macnab,
Malloch,
Merriitt,

Morris,
Robinson,
Rykert,
Small,
Smith,
Solicitor General,

Strange,
Tayler,
Walsh,
Wells,
Wilkinson,
Woolverton,—26

Speakes yea.

The question was carried in the affirmative by the casting vote of the Speaker and ordered accordingly.

Sel. Committee on
pet's Rear Admiral
Vansittart & others.
and En Rexford and
others report.

Mr. Duncombe, of Oxford, from the select committee to which was referred the petition of Rear Admiral Vansittart and others, and Ensign Rexford and others, presented a report, which was received and read.

Report—(See Appendix.)

Sel com on pet of
R'd Hare and others
report by bill.

Mr. Boulton from the select committee to which was referred the petition of Richard Hare and others, informed the House that the committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

Grafton harbour
bill read.

The report was received, and the bill to incorporate a company for the construction of a harbor at the village of Grafton was read a first time.

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

Adjourned.

Friday, 27th March, 1835.

The House met.

The minutes of yesterday were read.

Petition bro't up.

Alex Hamilton &
others.

Mr. Thorburn brought up the petition of Alexander Hamilton and four others, witnesses at the contested election for the county of Lincoln; which was laid on the table.

Petitions read.

George Tyrrol and
others, praying that
£50 may be refund'd
to F. Malcolm and
further aid given for
improving roads.

Pursuant to the order of the day, the petition of George Tyrrol and thirty-two others, inhabitants of the townships of Bayham and Malahide, in the district of London, praying that the sum of fifty pounds expended by Finlay Malcolm, on the construction of a bridge and cutting down hills in the township of Bayham may be refunded, and further pecuniary aid afforded to petitioners in improving their roads—and the petition of the office bearers of the Toronto mechanics' institute, praying for a grant of two hundred pounds for the purchase of an apparatus for the use of said institute—were read.

Toronto mechan-
ics' institute, praying
for aid.

On motion of Mr. Small, seconded by Mr. Wells,
Ordered, That the petition of the office bearers of the mechanics' institute, be referred to the committee of supply. Letter petition referred to supply.

Pursuant to the order of the day, the House was put into committee of the whole on the subject of roads and bridges. Com'tee of whole on roads & bridges.

Mr. Brown in the chair.

The Speaker resumed the chair, Black Rod being at the door. Black Rod.

The Speaker left the chair.

The chairman resumed the chair of committee. Com'tee resumes.

The House resumed.

Mr. Brown reported that the committee had agreed to several resolutions which he was directed to submit for the adoption of the House. Resolutions reported.

On the question for receiving the report, the yeas and nays being taken, were as follows: On receiving report.

YEAS—MESSIEURS,

| | | | | |
|-----------------------|-------------------------|-----------|--------------------|----------|
| Alway, | Gowan, | Morris, | Small, | |
| Brown, | Hopkins, | Morrison, | Smith, | |
| Chisholm, | Lount, | Parke, | Solicitor General, | |
| Cornwall, | McDonell, of Glengarry, | Perry, | Strange, | |
| Duncombe, of Oxford, | McDonell, of Stormont, | Robinson, | Taylor, | |
| Duncombe, of Norfolk, | McIntosh, | Roblin, | Waters, | |
| Durand, | McKay, | Rymal, | Wilkinson, | |
| Gibson, | Mackenzie, | Shaver, | Yager—35. | Yeas 35. |
| Gilchrist, | Malloch, | Shibley, | | |

NAYS—MESSIEURS,

| | | | | |
|-----------|------------|-----------|----------------|----------|
| Bruce, | McCrae, | Rykert, | Wilson, | |
| Caldwell, | McMicking, | Thorburn, | Woolverton—11. | Nays 11. |
| Cook, | Merritt, | Walsh, | | |

The question was carried in the affirmative by a majority of twenty-four, and the report was received.

The resolutions were then read as follows :

1. *Resolved*, That there be granted to His Majesty the sum of twenty-five thousand pounds for the improvement of roads and bridges in this Province. £25,000 for improvement of roads.

2. *Resolved*, That the sum of twenty-five thousand pounds be distributed in the several districts as follows :

| | | |
|------------------------------|----------------|---|
| Ottawa District,..... | £ 1,300 | |
| Eastern District,..... | 2,000 | |
| Bathurst District,..... | 2,350 | |
| Johnstown District,..... | 2,350 | |
| Midland District,..... | 2,500 | |
| Prince Edward District,..... | 650 | |
| Newcastle District,..... | 2,500 | |
| Home District,..... | 2,650 | |
| Gore District,..... | 2,350 | |
| Niagara District,..... | 1,700 | |
| London District,..... | 2,650 | |
| Western District,..... | 2,000 | |
| | <u>£25,000</u> | District distribution of the grant for roads. |

3. *Resolved*, That there be granted to His Majesty the sum of twenty-five thousand pounds to improve the several post roads in this province, subject to be repaid by such means as the Parliament of this province may think proper at its next session, to be divided between the several districts of this province as other monies granted by this House have been. £25,000 for post roads to be distributed.

4. *Resolved*, That the sum granted for the improvement of the post roads in this province be divided according to the division of the like sum granted for the improvements of the roads and bridges in the several districts of this province.

The first resolution was then put and carried as follows :—

Resolved, That there be granted to His Majesty the sum of twenty-five thousand pounds for the improvement of roads and bridges in this province. First resolution put and carried.

On second resolution. On the second resolution being put, the yeas and nays being taken, were as follows :

YEAS.—MESSIEURS,

| | | | | |
|----------|-------------------------------|--------------------------------|-----------|--------------------|
| Yeas 36. | Alway, | Gibson. | Malloch, | Shibley, |
| | Attorney General, | Gilchrist, | Morris, | Small, |
| | Brown, | Gowan, | Morrison, | Smith, |
| | Bruce, | Hopkins, | Parke, | Solicitor General, |
| | Chisholm, | Lount, | Perry, | Strange, |
| | Cornwall, | McDonell, of <i>Glengary</i> , | Roblin, | Taylor, |
| | Duncombe, of <i>Oxford</i> , | McDonell, of <i>Sormont</i> , | Robinson, | Waters, |
| | Duncombe, of <i>Norfolk</i> , | McIntosh, | Rymal, | Wilkinson, |
| | Durand, | McKay, | Shaver, | Yager—36. |

NAYS.—MESSIEURS,

| | | | | |
|---------|-----------|------------|-----------|----------------|
| Nays 9. | Caldwell, | Mackenzie, | Rykert, | Wilson, |
| | Cook, | McMicking, | Thorburn, | Woolverton—11. |
| | McCrae, | Merritt, | Walsh, | |

The question was carried in the affirmative by a majority of twenty-five and it was

District distribution of road money as ordered by the House.

Resolved, That the sum of twenty-five thousand pounds be distributed in the several districts as follows :

| | |
|------------------------------|---------|
| Ottawa District,..... | £ 1,300 |
| Eastern District,..... | 2,000 |
| Bathurst District,..... | 2,350 |
| Johnstown District,..... | 2,350 |
| Midland District,..... | 2,500 |
| Prince Edward District,..... | 650 |
| Newcastle District,..... | 2,500 |
| Home District,..... | 2,650 |
| Gore District,..... | 2,350 |
| Niagara District,..... | 1,700 |
| London District,..... | 2,650 |
| Western District,..... | 2,000 |

£ 25,000

On third resolution.

On the third resolution, the yeas and nays were taken, as follows :

YEAS.—MESSIEURS,

| | | | | |
|----------|------------------------------|---------------------------------|-----------|---------------|
| Yeas 21. | Alway, | Gilchrist, | McIntosh, | Shibley, |
| | Brown, | Gowan, | McKay, | Small, |
| | Chisholm, | Hopkins, | Malloch, | Strange, |
| | Duncombe, of <i>Oxford</i> , | McDonell, of <i>Glengarry</i> , | Parke, | Taylor, |
| | Durand, | McDonell, of <i>Stormont</i> , | Perry, | Wilkinson—21. |
| | Gibson, | | | |

NAYS.—MESSIEURS,

| | | | | |
|----------|-------------------------------|------------|-----------|-------------|
| Nays 24. | Bruce, | McCrae, | Morrison, | Smith, |
| | Caldwell, | Mackenzie, | Robinson, | Thorburn, |
| | Cook, | McMicking, | Roblin, | Walsh, |
| | Cornwall, | Merritt, | Rykert, | Wilson, |
| | Duncombe, of <i>Norfolk</i> , | Moore, | Rymal, | Woolverton, |
| | Lount, | Morris, | Shaver, | Yager—24. |

Resolution lost.

The question was decided in the negative by a majority of three, and lost accordingly.

Amendment proposed to 4th resolution.

On the fourth resolution being put, Mr. Duncombe, of *Oxford*, moved an amendment, seconded by Mr. McKay, that after the word "province" in the original resolution, the following be added, "and that this House do now resolve itself into a Committee of the whole upon the subject."

On which the yeas and nays being taken, were as follows :

YEAS.—MESSIEURS,

| | | | | |
|----------|-------------------------------|------------|--------------------------------|---------------|
| Yeas 21. | Alway, | Gibson, | McDonell, of <i>Stormont</i> , | Perry, |
| | Brown, | Gilchrist, | McKay, | Shibley, |
| | Cornwall, | Gowan, | Malloch, | Strange, |
| | Duncombe, of <i>Oxford</i> , | Hopkins, | Moore, | Waters, |
| | Duncombe, of <i>Norfolk</i> , | McCrae, | Parke, | Wilkinson—21. |
| | Durand, | | | |

NAYS—MESSIEURS,

| | | | | |
|------------|------------|---------|-----------|----------|
| Bruce, | McMicking, | Rykert, | Thorburn, | Nays 17. |
| Cook, | Morrison, | Rymal, | Walsh, | |
| Lount, | Robinson, | Shaver, | Wilson, | |
| McIntosh, | Roblin, | Smith, | Yager—17. | |
| Mackenzie, | | | | |

The question was decided in the affirmative by a majority of four.

The original question as amended was then put and carried as follows: Amendment carried

Resolved, That the sum for the improvement of the post roads in this Province be divided according to the division of the like sum granted for the improvement of the roads and bridges in the several districts of this Province, and that this House do now resolve itself into a committee of the whole upon the subject. Original question as amended.

The House was again put into committee of the whole on the subject of roads. Com'tee of whole

Mr. Brown in the chair.

The House resumed.

Mr. Brown reported that the committee had risen. Committee risen.

On the question for receiving the report the House divided, and the yeas and nays, being taken, were as follows: On receiving rep.

YEAS.

| | | | | |
|------------------------|------------|-----------|------------|----------|
| Brown, | Mackenzie, | Rymal, | Walsh, | Yeas 17. |
| Bruce, | McMicking, | Shaver, | Wells, | |
| Cook, | Roblin, | Smith, | Wilson, | |
| McDonell, of Stormont, | Rykert, | Thorburn, | Yager,—17. | |
| McIntosh, | | | | |

NAYS.

| | | | | |
|----------------------|-----------------------|----------|-------------|----------|
| Alway, | Duncombe, of Norfolk, | Gowan, | Shibley, | Nays 15. |
| Chisholm, | Durand, | Hopkins, | Strange, | |
| Cornwall, | Gibson, | McKay, | Waters.—15. | |
| Duncombe, of Oxford, | Gilchrist, | Perry, | | |
| | | | | |

The question was carried in the affirmative by a majority of two, and the report was received.

On motion of Mr. Perry, seconded by Mr. Duncombe, of Norfolk,

Ordered, That Messrs. Perry, Duncombe, of Oxford, Morrison, and Chisholm, be a committee to draft and report a bill pursuant to the resolutions granting twenty-five thousand pounds for the roads in general, and that the members of the several districts do form committees to make out and lay before the said committee a scale of appropriation of the sums appropriated for their district on the several roads and bridges in the said districts. Select Committee appointed to draft road appropriation bill—to which members are to present their scales of appropriation for their several counties.

Mr. Speaker reported that the Master-in-Chancery had brought down from the Honorable the Legislative Council a message, and the bill entitled, "*An Act to incorporate sundry persons under the style and title of the Hamilton and Port Dover Rail Road Company*," and the bill entitled, "*An Act for incorporating certain persons therein named, and their associates, under the style and title of the Cayuga Glass Manufacturing Company*," to both of which the Honorable the Legislative Council had made some amendments, and requested the concurrence of this House thereto. Speaker reports Port Dover rail road bill and Glass Company bill amended by Leg. Council.

The amendments made by the Honorable the Legislative Council in and to the bill entitled "*An Act to incorporate sundry persons under the style and title of the Hamilton and Port Dover Rail Road Company*," were read as follows: Amendments to Port Dover rail road bill read.

- Press 1 line 3.—Expunge "Gore District" and insert "District of Gore."
- " 1 " 3.—Expunge "London District" and insert "District of London."
- " 2 " 11.—Expunge "Gore District" and insert "District of Gore."
- " 2 " 12.—Expunge "London District" and insert "District of London."
- " 3 last line—Expunge "Gore District" and insert "District of Gore."
- " 3 last line—Expunge "London District" and insert "District of London."
- " 4 line 3.—Expunge "Gore District" and insert "District of Gore."

- Press 4 line 4.—Expunge “London District” and insert “District of London.”
 “ 6 “ 3.—Expunge “Gore District” and insert “District of Gore.”
 “ 6 “ 3.—Expunge “London.”
 “ 6 “ 4.—After “District” insert “of London.”
 “ 6 “ 20.—Expunge “Gore District” and insert “District of Gore.”
 “ 6 “ 30.—Expunge “London District” and insert “District of London.”
 “ 10 “ 4.—After “the” Expunge “Gore and” and insert “Districts of.”
 “ 10 “ 5.—Expunge “London Districts” and insert “Gore and London.”

2nd reading to-morrow.

Amendments to Glass Company bill read.

The amendments were ordered to be read a second time to-morrow.
 The amendments made by the Honorable the Legislative Council in and to the bill entitled, “*An Act to incorporate certain persons therein named, and their associates, under the style and title of the Cayuga Glass Manufacturing Company,*” were read as follows:

Amendments to Glass Company bill.

- Press 1 line 14.—Expunge “Upper Canada” and insert “Cayuga.”
 “ 1 “ 20.—Expunge “Upper Canada” and insert “Cayuga.”
 “ 2 “ 16.—Expunge “the” and insert “three.”
 “ 4 “ 7.—Expunge “hereinafter” and insert “hereinbefore.”

After the last clause in the bill add “18. *And be it further enacted by the authority aforesaid,* That notwithstanding the privileges hereby conferred, the Legislature may at any time hereafter make such addition to this Act, or such alteration in any of its provisions as they may think proper for affording just protection to the public, or to any person or persons, body politic, or corporate, in respect to their estate, property or rights, or any interest therein, or any advantage, privilege, or convenience, connected therewith, that may be affected by any of the powers given by this Act.”

2nd reading to-morrow.

Ordered, That the amendments be read a second time to-morrow.
 The Message was then read as follows:

Message from Leg. Council with resolutions on Clergy Reserve bill.

MR. SPEAKER,
 The Legislative Council have passed the accompanying Resolutions on the subject matter of the bill entitled, “*An Act for the disposal of the Clergy Reserves in this Province for the purposes of General Education.*” to which they request the concurrence of the Commons House of Assembly.

Legislative Council Chamber, }
 26th day of March, 1835. }

JOHN B. ROBINSON,
Speaker.

Resolutions of Leg. Council on Clergy Reserve Sale Bill.

Resolved, That His late Majesty King George the Third having been graciously pleased by Message to both Houses of Parliament to express His Royal desire to be enabled to make a permanent appropriation of lands in this Province for the support and maintenance of a Protestant Clergy within the same, provision was made for that purpose by Parliament, in the statute passed in the 31st year of His Majesty's Reign, chap. 31st, by directing a reservation of lands to be made and set apart in the proportion of all the lands that should be granted by His Majesty in the said Province, and by declaring that all and every the rents profits or emoluments which might at any time arise from such lands so allotted and appropriated as aforesaid, should be applied solely to the maintenance and support of a Protestant Clergy within the Province, and to no other use or purpose whatever.

Resolved, That such allotments and appropriations as the Act directs having been made from time to time, and continuing to be set apart under the designation of Clergy Reserves, a claim was advanced in the year 1821 on behalf of the Church of Scotland to be allowed to share in those Reserves, or in the rents, profits or emoluments to be derived from them, which claim was made and has been urged upon the footing of a legal claim, grounded on the construction of the statute, and on the rights of the Church of Scotland, as a church established in one part of the United Kingdom.

Resolved, That it has been advanced by other portions of the people of this Province, that all Protestant denominations have a right, in common with the Church of England, to have their clergy supported from the Reserves in question, and that no exclusive right can be vindicated under the Act, in favor of any one or more Protestant Churches.

Resolved, That efforts have also been made to procure a total abolition of this provision for the support of Religion, by obtaining an Act of the Provincial Legislature, directing the sale of the Reserves, and the appropriation of the proceeds to purposes of general education.

Resolved, That by these conflicting claims and opposing views in regard to a subject of so great interest and importance, the minds of His Majesty's subjects in this Province have for a long period been rendered anxious and unsettled; and in the opinion of the Legislative Council, it is for many reasons much to be desired that a speedy and final settlement should take place of the questions which have arisen upon the effect of the enactments referred to, and that it should be plainly, certainly, and firmly established, to what specific objects the Clergy Reserves shall be permanently applied.

Resolved, That the Legislative Council confiding in the wisdom and justice of His Majesty and the Imperial Parliament think it expedient and proper humbly to address His Majesty and both Houses of Parliament, representing that the Legislature of this Province has been unable to concur in any measure respecting the Clergy Reserves; and earnestly requesting that the Imperial Parliament will, with as little delay as possible, make such an enactment on the subject as cannot appear to leave any reason for doubt or question in regard to the objects to which the proceeds of the Clergy Reserves are to be applied; and that having regard to the present condition and future welfare of this Colony, and maturely considering whatever has been urged or may be urged in regard to these Reserves, they will, by some measure which shall be final and unequivocal, make such an appropriation of them as shall appear to be most consistent, with a due regard to Religion, to the principles of our Constitution, and to the permanent welfare and tranquillity of the Province.

Resolutions sent down from Leg. Council on Clergy Reserve Sale Bill.

Truly extracted from the Journal of the Legislative Council, }
of the twenty sixth day of March, 1835.

GRANT POWELL,
Clerk Legislative Council.

Mr. Perry, seconded by Mr. Bruce, moves, that the Resolutions sent down to this House from the Honorable the Legislative Council, on the subject of the Clergy Reserves, be referred to a select committee, with power to send for persons and papers, and leave to report thereon, and that Messrs. Roblin, McMicking, Shaver, and Duncombe, of *Norfolk*, do compose said committee.

Resolutions referred to Select Committee

On which the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

| | | | | |
|-------------------------------|--------------------------------|------------|-----------|----------|
| Alway, | Durand, | McMicking, | Shibley, | |
| Bruce, | Gilchrist, | Moore, | Smith, | |
| Chisholm, | Hopkins, | Perry, | Thorburn, | |
| Cook, | Lount, | Roblin, | Waters, | Yeas 28. |
| Cornwall, | McDonell, of <i>Stormont</i> , | Rykert, | Wells, | |
| Duncombe, of <i>Oxford</i> , | McIntosh, | Rymal, | Wilson, | |
| Duncombe, of <i>Norfolk</i> , | Mackenzie, | Shaver, | Yager—28. | |

NAYS—MESSIEURS,

| | | |
|--------|----------|---------|
| Gowan, | Walsh—2. | Nays 2. |
|--------|----------|---------|

The question was carried in the affirmative by a majority of twenty-six, and ordered accordingly.

Mr. Duncombe, of *Oxford*, seconded by Mr. Chisholm, moves, that there be now appointed, by ballot, a committee of eleven members, upon the currency of this province, with power to send for persons, papers, and documents, and with power to report thereon by bill or otherwise; and that the 31st rule of this House be dispensed with so far as relates to the same.

Committee of eleven members to be appointed by ballot on the Currency.

Which was carried, and the ballot being made, the following names were chosen.

| | | | |
|---------------------------------|------------|----------------|--|
| 1. Duncombe, of <i>Oxford</i> , | 5. Wells, | 9. Waters, | |
| 2. Thorburn, | 6. Roblin, | 10. Chisholm, | |
| 3. Mackenzie, | 7. Bruce, | 11. Gilchrist. | |
| 4. Perry, | 8. Durand, | | Names drawn to form the Committee on the currency. |

Pursuant to the order of the day, the amendments made by the Honorable the Legislative Council in and to the bill sent up from this House, entitled "*An Act to prevent the sale of spirituous liquors to Indians*," were read the second time. The House was put into committee of the whole on the amendments.

Amendments to Indians liquor bill read 2nd time and referred to com. of whole.

Mr. Robinson in the chair.

The House resumed.

Mr. Robinson reported that the committee had agreed to the amendments, and submitted them for the adoption of the House.

Amend'ts agreed to

The report was received.

Ordered, That the amendments be read a third time to-morrow.

3rd reading to-morrow.

PRESENT—Messieurs *Caldwell, Chisholm, Duncombe, of Oxford, Duncombe, of Norfolk, Durand, Gilchrist, Gowan, Hopkins, Lount, McMicking, Merritt, Perry, Robinson, Roblin, Shaver, Thorburn, Walsh, Wilkinson and Yager*—19.

House adjourns for want of a quorum.

At half past eight of the clock, P. M. the Speaker declared the House adjourned for want of a quorum.

Saturday, 28th March, 1835.

The House met.

The minutes of yesterday were read.

Select Committee appointed to try the Brockville contested election, presents final report.

Mr. Robinson, chairman of the select committee appointed to try the matters contained in the petition of John Reid and others, complaining of the undue election and return of David Jones, Esq., member representing the town of Brockville, presented the following as their final report.

To the Honourable the Commons House of Assembly.

The select committee appointed to try the matters contained in the petition of John Reid and others, electors of the town of Brockville, complaining of the undue election and return of David Jones, Esquire, sitting member for the town of Brockville, have come to the following final determination :

Report of the Sel. Com. on the Brockville contested election.

Resolved, That it is the opinion of this committee that David Jones, Esq. sitting member for the town of Brockville, had a majority of legal votes on the poll book taken at the said election, and is therefore duly elected to serve as the member for the said town of Brockville in this present Parliament.

Resolved, That the petition of John Reid and others, complaining of the election and return of David Jones, Esq., is not frivolous and vexatious.

Resolved, That the defence of David Jones, Esq., is not frivolous or vexatious.

Resolved, That the conduct of the returning officer in closing the poll at said election was not illegal or improper.

W. B. ROBINSON,
Chairman.

Committee Room, House of Assembly, }
28th March, 1835. }

Petition of Edw. Carscallen & others brought up.

Mr. Solicitor General brought up the petition of Edward Carscallen and one hundred and sixty others, freeholders of the counties of Lennox, Addington and Frontenac; which was laid on the table.

Amendments to Indian liquor bill passed.

Pursuant to the order of the day the amendments made by the Honorable the Legislative Council, in and to the bill, entitled, "*An Act to prevent the sale of spirituous liquors to Indians,*" were read the third time and passed.

Com. to carry up the bill to Legislative Council.

Messrs. Duncombe, of Oxford, and McMicking were ordered by the Speaker to carry the bill up to the Honorable the Legislative Council, and to inform that Honorable House that this House had passed the amendments.

Petitions read.

Pursuant to the order of the day, the following petitions were read :

James Johnson & others, praying aid for roads.

Of James Johnson and one hundred and twenty-four others, inhabitants of the township of Albion, praying for a grant of two hundred pounds to improve the road from Boulton's mills to the township of Adjala.

R. Jameson and others, praying aid to emigration society

Of Robert S. Jameson, President of the British emigration society of Upper Canada, and six hundred and fourteen others, members of said society, praying for a grant of money to forward the objects of their institution.

John Lindeman & others, praying aid for roads.

Of John Lindeman and four hundred and twenty-five others, inhabitants of the townships of Guelph, Puslinch, and Nassaggiweya, praying for a grant of money to construct a road from the York road in Nassaggiweya to the Dundas road in the township of Puslinch.

Tho's. W. Luard, praying to be heard at the bar.

Of Thomas W. Luard, of Goderich, upon Lake Huron, praying that the bill for authorising the Canada Company to construct a harbour at Goderich may be called up, and that he may be heard at the bar of the House.

Jacob Choat and others, praying for establishing of Loan Banks.

Of Jacob Choat and two hundred and seven others of the district of Newcastle, praying for the establishment of Provincial Loan Banks.

Tho's. Sparham, praying for a salary.

Of Thomas Sparham, light house keeper at the nine mile point, near Kingston, praying for a salary.

James Shannon & others, praying that a tax may be imposed on imported shoes and boots.

Of James Shannon and one hundred and thirty-seven others, cordwainers, of the city of Toronto, praying for protection by the imposition of a tax on shoes and boots imported from the United States.

Notice of bill to repeal the law for taking evidence by commission on contested elections.

Mr. Perry gives notice that he will, on Monday next, move for leave to bring in a bill to repeal the law now in force authorising the taking of evidence relative to a contested election by a commission appointed by the House of Assembly.

Mr. Duncombe, of Oxford, gives notice that he will, on Monday next, move for leave to bring in a bill to authorise the appointment of commissioners to meet during the recess of parliament, with power to send for persons, papers and documents, and to inquire and report to this House at its next session the manner in which the several sums of money appropriated for the improvement of the roads and bridges in the several districts in the province during the last parliament and the present session of this parliament have been and shall then have been expended; the best system of road making in the various soils and situations in this province, as well as the most feasible plan of raising and repaying a sum of money sufficient to make the main leading roads through the province, and repair the roads leading to the interior of the newly settled townships, to whom may be referred any subject relative to the currency; the intercourse with the United States of America, or improving the communications through this province, by land and water.

Notice of bill for appointment of a commission to report on appropriations for roads; road making; plan for obtaining money for same—intercourse with United States and improvement of Province.

Mr. Duncombe, of Oxford, gives notice that he will, on Monday next, move this House go into committee of the whole to allow him to move for a grant of a sum of money to defray the expense of sending two persons to the United States to obtain information respecting the building and conducting a lunatic asylum;—any recent improvement in roads, rail roads, canals, harbours, light-houses and wharves; schools and colleges; currency, banks and finance; commerce and intercourse with the United States or other countries.

Notice of motion for committee of whole to grant money to defray the expense of sending persons to the U. S. to obtain information on asylums, roads, rail roads, canals, harbours, light houses, wharves, schools, colleges, &c

On motion of Mr. Durand, seconded by Mr. Hopkins,
Ordered, That the petition of John Lindeman and others, be referred to the committee of supply.

Petition of John Lindeman & others referred.

On motion of Mr. Strange, seconded by Mr. McKay,
Ordered, That the petition of Thomas Sparham, be referred to the committee of supply.

Petition of Tho's. Sparham referred.

On motion of Mr. Attorney General, seconded by Mr. Robinson,
Ordered, That the petition of Robert S. Jamieson, R. B. Sullivan and others, constituting the British emigration society, be referred to a committee of the whole House on Monday next.

Petition of R. S. Jamieson and others referred.

Mr. Mackenzie from the select committee on grievances, reported an address to His Excellency, the Lieutenant Governor, requesting information concerning the Talbot settlement.

Sel. Com. on Grievances report an address to His Excellency.

The report was received, and the address was read twice and concurred in:

Address concurred in.

On the question for the third reading of the address this day, the yeas and nays were taken as follows:

On 3rd reading of address this day.

YEAS—MESSEURS,

Alway,
Attorney General,
Brown,
Bruce,
Caldwell,
Chisholm,
Cook,
Cornwall,
Duncombe, of Norfolk,
Durand,
Gibson,

Gilchrist,
Gowan,
Hopkins,
Jones,
Lount,
McCrae,
McDonell, of Glengarry,
McDonell, of Stormont,
McIntosh,
McKay,
Mackenzie,

McLean,
McMicking,
Macnab,
Malloch,
Merritt,
Moore,
Perry,
Robinson,
Roblin,
Rykert,
Rymal,

Shaver,
Shibley,
Strange,
Tayler,
Thorburn,
Waters,
Wells,
Wilkinson,
Wilson,
Yager—43.

Yeas 43.

NAYS—MESSEURS,

Solicitor General,

Walsh—2.

Nays 2.

The question was carried in the affirmative by a majority of forty-one, and the address was ordered to be engrossed and read a third time this day.

3rd reading to day.

Mr. Solicitor General, from the select committee to which was referred the petition of Elizabeth Thomson, widow of the late Hugh C. Thomson, Esq., presented a report; which was received and read.

Sel. Com. on Pet. of Elizabeth Thomson reports.

Report—(See Appendix.)

On motion of Mr. Solicitor General, seconded by Mr. Strange,
Ordered, That the report of the select committee on the petition of Elizabeth Thomson, be referred to the Committee of supply.

Report referred to supply.

Sel. Committee on assessment of Eastern District reports

Mr. McDonell, of Stormont, from the select committee to which was referred the subject of the Assessments of the Eastern district, presented a report, which was received and read.

(Report, See Appendix.)

Committee appointed to draft address to His Excellency to dismiss certain magistrates.

Mr. McDonell, of Stormont, seconded by Mr. Chisholm, moves that Messrs. Bruce, Shaver, and Chisholm be a committee to draft an address to His Excellency, requesting that the magistrates who attended the meeting called by the treasurer be dismissed from the magistracy of the Eastern district.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------|--|--|--|--|
| Yeas 27. | Alway, Bruce, Chisholm, Cook, Duncombe, of Oxford, Duncombe, of Norfolk. Durand, | Gibson, Gilchrist, Hopkins, Lount, McDonell, of Stormont, McIntosh, Mackenzie, | McMicking, Moore, Parke, Perry, Roblin, Rymal, Shaver, | Shibley, Thorburn, Waters, Wells, Wilson, Yager—27. |
|----------|--|--|--|--|

NAYS—MESSIEURS,

| | | | | |
|----------|---|---|---|--|
| Nays 21. | Attorney General, Brown, Caldwell, Cornwall, Gowan, Jones, | McCrae, McDonell, of Glengarry, McDonell, of Northumb. McKay, McLean, | Macnab, Malloch, Merritt, Morris, Robinson, | Rykert, Small, Solicitor General, Strange, Wilkinson—21. |
|----------|---|---|---|--|

Question carried and ordered.

The question was carried in the affirmative by a majority of six, and ordered accordingly.

Sel. com. to draft bill to remunerate D. S. Howard present draft.

Mr. Wells, from the select committee to draft and report to this House a bill in accordance with a resolution for remunerating Dean S. Howard for extra labour and expenses incurred by him in the erection of the bridge over the Trent, reported a draft, which was received and read a first time.

Ordered, That the bill to remunerate Dean S. Howard be read a second time on Monday.

Com. of whole on post office, Monday.

On motion of Mr. Attorney General, seconded by Mr. Morris,
Ordered, That the committee of the whole House upon the subject of the post office, be revived on Monday next, to take that matter into consideration.

Sel com on pet of Geo. Oliver & others reports.

Mr. Solicitor General, from the select committee to which was referred the message of His Excellency, the Lieutenant Governor, and documents accompanying the same, relating to the provincial penitentiary, as also the petition of George Oliver and others, of the town of Kingston, informed the House that the committee had agreed to a report and the draft of a bill, both of which he was ready to submit whenever the House would be pleased to receive the same.

Ordered, That the report be received.

The report was received.

Report.—(See Appendix.)

Convict regulation bill read.

The bill for regulating the employment of convicts confined in the provincial penitentiary, was read the first time.

Ordered, That the bill be read a second time on Monday next.

On motion of Mr. Solicitor General, seconded by Mr. McLean,

Ordered, That the report of the Committee on the penitentiary, independent of the bill accompanying the same, be referred to the committee of supply,

On motion of Mr. Morris, seconded by Mr. Robinson,

Ordered, That the Attorney General be added to the committee appointed to report on the message of His Excellency, the Lieutenant Governor, on the subject of an equitable jurisdiction within this province.

Att'y Gen. added to sel. com. on court of equity.

Address on Talbot settlement read 3rd time.

Pursuant to the order of the day, the address to His Excellency, the Lieutenant Governor, for information concerning the Talbot settlement, was read the third time.

On the question for passing the same, the yeas and nays being taken, were as follows :

On passing.

YEAS.—MESSIEURS,

Alway,
Attorney General,
Bruce,
Caldwell,
Chisholm,
Cook,
Cornwall,
Duncombe, of Oxford,
Duncombe, of Norfolk,
Gibson,

Gilchrist,
Hopkins,
Jones,
Lount,
McCrae,
McDonell, of Glengary,
McDonell, of Stormont,
McDonell, of Northumb.
McIntosh,
McKay,

Mackenzie,
McLean,
MacNab,
Malloch,
Merritt,
Moore,
Morris,
Perry,
Robinson,
Roblin,

Rykert,
Shaver,
Shibley,
Small,
Strange,
Thorburn,
Waters,
Wells,
Wilson,
Yager—40.

Yeas 40.

NAYS—MESSIEURS.

Solicitor General,

Walsh,

Wilkinson—3.

Nays 3.

The question was carried in the affirmative by a majority of thirty-seven, and the address was signed by the Speaker, as follows:

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

MAY IT PLEASE YOUR EXCELLENCY,

We, His Majesty's dutiful and loyal subjects, the Commons of Upper Canada, in provincial parliament assembled, respectfully inform your Excellency that it appears by the annual return for 1834, made for the use of His Majesty's Government, by Mr. Secretary Cameron, that one hundred and thirty-one thousand acres of the public lands in the district of London, and one hundred and seventy thousand acres in the Western district, comprising four hundred and seventy-two square miles of territory, have been given over to Colonel Talbot for location, of which no returns have been made to the Surveyor General: and that it is stated, in returns made to this House, that since August 1827, four thousand pounds of a pension or allowance have been paid to Colonel Talbot for services out of the monies received from the Canada Company for public lands sold them in Upper Canada.

Address to H. E. the Lieut. Governor for information in regard to the Talbot settlement.

We humbly request that your Excellency would give directions that there be laid before us a return, shewing—

The number of acres settled by the said Colonel Talbot, and the terms of settlement:—The detailed accounts of all fees and perquisites collected from the settlers, or in any other way whatever:—The quantity of such lands sold, if any, and the amount of the proceeds of the sale:—The prices charged for deeds made to settlers, and the number of deeds so made; with a full and particular account of all monies that may have come into the said Colonel Talbot's hands, or into the hands of his agents, or that are outstanding; and shewing what has been the application of the proceeds;—Also a copy of any petition or memorial of the said Colonel Talbot to be placed upon the list of pensioners, and provided for by the public out of the sales of Upper Canada lands; or of any other statement he may have made to induce His Majesty's Government to order him to be paid, as an allowance of pension out of the revenues of Upper Canada, the aforesaid sum of four thousand pounds, currency.

MARSHALL S. BIDWELL,

Speaker.

Commons House of Assembly, }
28th March, 1835. }

On motion of Mr. Mackenzie, seconded by Mr. Gibson,
Ordered, That Messrs. Thorburn and Duncombe, of Oxford, be a committee to carry this address up to His Excellency, and to present it.

Committee to present address.

Mr. Gilchrist from the select committee to which was referred the petition of Pierce, Dumble and Hore, contractors for erecting a lock at the Bobcagean falls, presented a report, which was received and read.

See com on pet of Pierce Dumble and Hore presents report

(Report—See Appendix.)

On motion of Mr. Gilchrist, seconded by Mr. Roblin,
Ordered, That the report of the committee on the petition of John Pierce and others, be referred to the committee of supply.

Report referred.

Sel com on pet of the Rev A McDonell reports.

Mr. McLean from the select committee to which was referred the petition of the Rev. Angus McDonell, informed the House that the committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

Ordered, That the report be received.

Roman Catholic trust bill read.

The bill for investing in trustees a certain piece of ground in the town of Kingston for the purpose of a Roman Catholic seminary, was read a first time.

Ordered, That the bill be read a second time on Monday next.

Com of whole on common schools.

Agreeably to notice, Mr. Duncombe, of Oxford, seconded by Mr. McKay, moves that the House do now go into committee of the whole, upon the subject of common schools; to grant a sum in aid of the same.

Which was carried, and the House was put into a committee of the whole on the subject.

Mr. Rykert in the chair.

Resolution rep.

The House resumed.

Mr. Rykert reported that the committee had agreed to a resolution, which he was directed to submit for the adoption of the House.

The report was received, and the resolution adopted as follows:

Resolution grant'g £5650 for schools.

Resolved, That there be granted to His Majesty the sum of five thousand six hundred and fifty pounds in aid of the present support of common schools in this Province, for the years 1835 and 1836, to be distributed as for the two preceding years.

Committee to draft bill.

On motion of Mr. Duncombe, of Oxford, seconded by Mr. McKay,

Ordered, That Messrs. Perry and Wells be a committee to draft and report a bill in pursuance of the foregoing resolution.

The House then adjourned 'till ten o'clock, A. M. on Monday next.

Monday, 30th March, 1835.

The House met.

The minutes of Saturday were read.

Pet of A Hamilton and others praying for their expenses, was read.

Pursuant to the order of the day, the petition of Alexander Hamilton and four others, witnesses at the Lincoln contested election, praying that their expenses may be borne while in attendance in obedience to the order of the House, and on their return to their several places of abode—was read.

Common school bill referred to com. of whole.

Pursuant to the order of the day, the common school regulation bill was read the second time.

The House was put into committee of the whole on the bill.

Mr. Small in the chair.

The House resumed.

Bill amended.

Mr. Small reported that the committee had gone through the bill, amended the same, and submitted it for the adoption of the House.

The report was received.

3rd reading to morrow.

Ordered, That the bill be engrossed and read a third time to-morrow.

On motion of Mr. Mackenzie, seconded by Mr. Roblin,

Reports to be disposed of after giving notices.

Ordered, That the following be adopted as a rule or standing order of this House after this day: "That the time for receiving and disposing of the reports of select committees shall be next in order after giving notices."

Bill to cover contingencies bro't in.

Mr. Duncombe, of Oxford, seconded by Mr. McKay, moves for leave to bring in a bill to make good certain monies advanced by His Excellency, the Lieutenant Governor, in compliance with the addresses of this House during the last and present session; and that the thirty-first and fortieth rules of this House be dispensed with, so far as they relate to this bill.

Read twice and committed.

Which was granted, and the bill read twice, and referred to a committee of the whole House.

Mr. Gowan in the chair.

The House resumed.

Mr. Gowan reported that the committee had agreed to the bill without amendment, and submitted it for the adoption of the House.

The report was received.

Ordered, That the bill be engrossed and read a third time this day.

3rd reading today.

Mr. Mackenzie, seconded by Mr. Gilchrist, moves that the Clerk be directed to order from the agent at New York, for the use of the House—

Motion that certain newspapers be ordered for use of House.

The London Morning Chronicle,
The London Weekly Despatch,
The London Spectator,
The London Examiner,
The reprint of the British Reviews at N. York,

The New York Emigrant,
The Montreal Vindicator, and
The Montreal Morning Courier,
The Quebec Gazette,
(Neilson's,)

And one copy of each newspaper printed in Upper Canada, from the editors; and that the said journals be filed during the recess in the committee room on this floor, under the care of the House messenger, and that members have access to them every week day from ten 'till four, and be authorised to introduce strangers by entering their names in a book to be kept by the messenger for that purpose; and that during the session these periodicals be under the control of the librarian and kept in the library for daily reference.

In amendment, Mr. Gowan, seconded by Mr. Robinson, moves that the motion be amended by inserting the words

Motion in amend't.

The Dublin Evening Mail,
The Belfast Guardian,
The John Bull,

The London Standard,
The London Times, and
Montreal Gazette,

be added after the word London Examiner.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

Gowan,

Robinson—2.

Yeas 2.

NAYS—MESSIEURS,

Alway,
Attorney General,
Bruce,
Caldwell,
Chisholm,
Cook,
Duncombe, of Oxford,
Duncombe, of Norfolk,

Durand,
Gibson,
Gilchrist,
Lount,
McDonell, of Stormant,
McKay,
Mackenzie,

McMicking,
Malloch,
Moore,
Morris,
Rykert,
Rymal,
Shibley,

Taylor,
Thorburn,
Waters,
Wells,
Wilson,
Woolverton,
Yager—29.

Nays 29.

The question of amendment was decided in the negative by a majority of twenty-seven.

In amendment to the original question, Mr. Mackenzie, seconded by Mr. Gibson, moves that the words "Weekly Despatch" be struck out and the word "Standard" inserted.

Amendment proposed and carried.

Which was carried.

On the original question as amended being put, the yeas and nays were taken, as follows :

YEAS—MESSIEURS,

Alway,
Bruce,
Duncombe, of Oxford,
Duncombe, of Norfolk,
Durand,

Gibson,
Gilchrist,
Lount,
Mackenzie,
McMicking,

Moore,
Rymal,
Shibley,
Thorburn,
Waters,

Wells,
Wilson,
Woolverton,
Yager—19.

Yeas 19.

NAYS—MESSIEURS,

Attorney General,
Caldwell,
Cook,
Cornwall,

Gowan,
McKay,
Malloch,
Morris,

Robinson,
Roblin,
Rykert,

Shaver,
Sol. General,
Taylor—14.

Nays 14.

The original question as amended, was carried in the affirmative by a majority of five, and it was

Orig. Question as amended carried.

Ordered, That the Clerk of the House order from the Agent at New York for the use of the House,

The London Morning Chronicle,
The London Standard,
The London Spectator,
The London Examiner,
The reprint of the British Reviews at New York,

The New York Emigrant,
The Montreal Vindicator, and
The Montreal Morning Courier,
The Quebec Gazette,
(Neilson's).

Newspapers ordered for use of House.

And one copy of each newspaper printed in Upper Canada, from the Editors; and that the said journals be filed during the recess in the committee room on this floor, under the care of the House Messenger, and that members have access to them every week day, from ten till four, and be authorised to introduce strangers by entering their names in a book to be kept by the messenger for that purpose—and that during the session these periodicals be under the control of the Librarian, and kept in the Library for daily reference.

Com. of whole on Court of requests bill
Pursuant to the order of the day, the House was put into committee of the whole on the Court of Requests bill.

Mr. Bruce in the chair.

The House resumed.

Bill amended.
Mr. Bruce reported that the committee had gone through the bill, had made some amendments to the same, and submitted it for the adoption of the House.

The Report was received

3rd. reading to morrow.
Contingency bill passed.
Ordered, That the bill be engrossed and read a third time to-morrow.
Pursuant to the order of the day, the contingency bill was read a third time and passed.

Title.

Mr. Duncombe, of Oxford, seconded by Mr. McKay, moves that the bill be entitled, "*An Act to make good certain monies advanced for the contingent expenses of the last session of the legislature of this province, and also to make good certain monies advanced in compliance with an address of the House of Assembly during the present session.*"

Com. to carry up the bill to Leg Council.
Which was carried, and Messrs. C. Duncombe and McKay were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto.

Amendment. to Port Dover rail road bill read 2nd time & committed.
Pursuant to the order of the day, the amendments made by the Honorable the Legislative Council in and to the bill, entitled "*An Act to incorporate sundry persons under the style and title of the Hamilton and Port Dover Rail Road Company,*" were read the second time.

The House was put into committee of the whole on the amendments.
Mr. Mackenzie in the chair.

The House resumed.

Mr. Mackenzie reported that the committee had agreed to the amendments and submitted them for the adoption of the House.

The report was received.

3rd reading to-morrow.
Com. on Grievances report on Pet. of G. W. Busted.

Ordered, That the amendments be read a third time to-morrow.

Mr. Mackenzie, chairman of committee on grievances, to which was referred the petition of George Washington Busted, presented a report and an address to His Excellency, the Lieutenant Governor.

Report and address read.
Motion that address and report be referred back to com.

The report and address were read.

On the question for the second reading of the address to-morrow, Mr. Small, in amendment, seconded by Mr. Morris, moves that the address to His Excellency, the Lieutenant Governor, be not read a second time, but that the same with the report of the committee on grievances upon the petition of George W. Busted, with the evidence appended thereto, be referred back to the said committee.

On which the yeas and nays being taken, were as follows:

Yeas 32.

YEAS—MESSIEURS,

| | | | |
|-----------------------|------------|-----------|------------|
| Alway, | Lount, | Moore, | Small, |
| Brown, | McKay, | Morris, | Thorburn, |
| Bruce, | Mackenzie, | Parke, | Walsh, |
| Caldwell, | McLean, | Robinson, | Waters, |
| Chisholm, | McMicking, | Roblin, | Wells, |
| Cook, | Macnab, | Rykert, | Wilkinson, |
| Duncombe, of Norfolk, | Malloch, | Rymal, | Wilson, |
| Gilchrist, | Merritt, | Shaver, | Yager—32. |

Nays 2.

NAYS—MESSIEURS,

| | |
|-------------|------------|
| Richardson, | Strange—2. |
|-------------|------------|

Address and rep. referred back, and not to be entered on the Journals.

The question of amendment was carried in the affirmative by a majority of thirty, and the report and address were referred back to the committee for re-consideration and it was—

Ordered, That the same be not entered on the Journals.

Mr. Thorburn from the select committee to which was referred the message of His Excellency, the Lieutenant Governor, and documents relating to bridges over the Welland canal, informed the House that the committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

Sel. Committee on documents and message from His Exy relating to bridges over the Wel. Can. present draft of bill.

The report was received, and the Welland canal bridge bill was read the first time.

Wel. Can. bridge bill read 1st time.

Ordered, That the bill to compel the Welland Canal Company to erect and keep in repair the bridges necessary over the said canal, and appointing arbitrators, be read a second time to-morrow.

2nd reading on tomorrow.

Mr. Attorney General from the select committee to which was referred the message of His Excellency, the Lieutenant Governor, on the subject of the establishment of an equitable jurisdiction in this province, informed the House that the committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

Sel. com on estab. of equitable jurisdiction report bill.

The report was received.

The bill was read a first time.

Ordered, That the bill for the establishment of a court of equity in this province be read a second time to-morrow.

2nd reading to-morrow.

On motion of Mr. Attorney General, seconded by Mr. McLean,

Ordered, That two hundred copies of the bill just read be printed for the use of members.

Bill to be printed.

Mr. Thorburn from the select committee to which was referred the petition of the Rev. W. J. O'Grady, presented a report; which was received and read.

Sel. com on pet of Rev. W. J. O'Grady presents report.

Report—(See Appendix.)

Adjourned.

Tuesday, 31st March, 1835.

The House met.

The minutes of yesterday were read.

Petitions bro't up.

Mr. Perry brought up the petition of George Ham, of the town of Cobourg; which was laid on the table.

Geo Ham & others

Mr. Parke brought up the petition of J. R. Bostwick and five hundred and sixty others, inhabitants of the county of Middlesex; which was laid on the table.

J R Bostwick and others.

Mr. Gibson brought up the petition of A. N. Baxter, and sixty-eight others, inhabitants of the township of Markham; which was laid on the table.

A N Baxter and others.

Mr. Duncombe, of Oxford, brought up the petition of John C. Cromwell and one hundred and twenty-one others, inhabitants of the district of London; which was laid on the table.

John C Cromwell and others.

Mr. Duncombe, of Oxford, brought up the petition of David D. Willson, and one hundred and seventy others of the township of Norwich, in the district of London; which was laid on the table.

David D Willson and others.

Pursuant to the order of the day, the bill for the regulation and promotion of education by means of common schools, was read the third time.

Common school bill read 3rd time.

Mr. Chisholm, seconded by Mr. Durand, moves that the following be added as a rider to the bill.

And be it further enacted by the authority aforesaid, That this act shall not go into operation until the first day of January, which will be in the year of our Lord one thousand eight hundred and thirty-six.

Rider.

Which was carried.

Pursuant to the order of the day the Court of Requests amendment bill was read the third time.

Court of Requests bill read 3rd time.

Mr. McDonell, of Glengarry, seconded by Mr. Jones, moves that the following be added as a rider to the bill.

And be it further enacted by the authority aforesaid, That every bailiff of the said Court of Requests who shall, after the passing of this act, have an execution issuing from the said Court of Requests, placed in his hands, shall, upon seizing the goods and chattels of any defendant or defendants, and before he proceeds to the sale thereof, have such goods and chattels appraised by any two freeholders within the

Rider.

division for which he is bailiff, stating the value of every article of such goods and chattels, and that the said bailiff shall not sell any article of such goods and chattels at auction or public sale unless every such article shall be bid off at least at one half the valuation of such appraisement; and that such part of the said goods and chattels as he may not effect a sale for as aforesaid, shall be retained by the said bailiff in his custody and safe keeping, and that he return the said execution, satisfied in part, where a part of the goods may have been sold as aforesaid, as the case may be, or that he has the whole on hand unsold for want of buyers—And that every such bailiff shall annex to such writ of execution when returned the said appraisement, stating the articles sold (when any have been) and those remaining on hand—And that when the goods and chattels remain on hand unsold as aforesaid, the plaintiff or plaintiffs may cause to be issued by the commissioners of said court another writ, of venditioni exponas, returnable at the next court for such division, under which such bailiff shall be authorised to sell the goods and chattels remaining in his hands for the best price which he can get at public auction for the same.”

On which the yeas and nays being taken, were as follows :

YEAS.

| | | | | |
|----------|--|---|--|---|
| Nays 18. | Brown, Chisholm, Gilchrist, Gibson, Gowan, | Jones, McDonell, of <i>Glengarry</i> , McDonell, of <i>Stormont</i> , McKay, Mackenzie, | Moore, Shaver, Shibley, Thorburn, | Waters, Wells, Wilson, Woolverton,—18. |
|----------|--|---|--|---|

NAYS—MESSIEURS,

| | | | | |
|----------|--|---|--|--|
| Yeas 18. | Att'y General, Bruce, Cook, Cornwall, Duncombe, of <i>Oxford</i> , | Duncombe, of <i>Norfolk</i> , Durand, Hopkins, Lount, McCrae, | McMicking, Merritt, Parke, Perry, | Richardson, Rykert, Rymal, Small,—18. |
|----------|--|---|--|--|

Speaker, yeas. The question was carried in the affirmative by the casting vote of the Speaker, and ordered accordingly.

Rider to common school bill, read 3rd time. Pursuant to the order of the day, the rider to the common school bill was read the third time.

On passing. On the question for passing the bill, the House divided, and the yeas and nays being taken were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------|---|---|---|--|
| Yeas 33. | Alway, Brown, Bruce, Chisholm, Cook, Cornwall, Duncombe, of <i>Oxford</i> , Duncombe, of <i>Norfolk</i> , Durand, | Gibson, Gilchrist, Gowan, Hopkins, Jones, Lount, McCrae, McDonell, of <i>Glengarry</i> , | McDonell, of <i>Stormont</i> McKay, Mackenzie, Merritt, Moore, Perry, Richardson, Rymal, | Shaver, Shibley, Small, Thorburn, Waters, Wells, Wilson, Woolverton—33. |
|----------|---|---|---|--|

NAYS—MESSIEURS,

| | | | |
|---------|-------------------|---------|-----------|
| Nays 3. | Attorney General, | Macnab, | Rykert—3. |
|---------|-------------------|---------|-----------|

Bill passed. The question was carried in the affirmative by a majority of thirty, and the bill was passed.

Title. Mr. Chisholm, seconded by Mr. Durand, moves, that the Bill be entitled, "*An Act to promote Education.*"

Bill sent to Leg. Council. Which was carried, and Messrs. Chisholm and Durand were ordered by the Speaker to carry the bill up the Honorable the Legislative Council, and to request their concurrence thereto.

Amendments to Port Dover rail road bill read third time and passed. Pursuant to the order of the day the amendments made by the Honorable the Legislative Council, in and to the bill, entitled, "*An Act to incorporate certain persons under the style and title of the Hamilton and Port Dover Rail Road Company,*" were read the third time and passed.

Bill sent to Leg. Council. Messieurs McNab and Rymal were ordered by the Speaker to carry the bill up to the Honourable the Legislative Council, and to inform that Honourable House that this House had passed the amendments.

Petitions read. Pursuant to the order of the day, the the petition of Edward Carscallen and one hundred and sixty others, freeholders, of the counties of Lennox, Addington and Frontenac, praying that a survey may be made of the inland waters of the Midland district, from where the Rideau canal intersects the county of Frontenac, to the Mahawk Bay, and an estimate of the expense required to render them navigable, and that a sum sufficient to accomplish the same may be granted—was read.

Edwd. Carscallen and others, praying for a survey of the inland waters of Midland District.

Mr. Attorney General gives notice that he will, to-morrow, move for leave to bring in a bill to empower the Justices for the Home District to collect certain arrears of rates and assessments for the town of York (now Toronto) remaining unpaid.

Notice of Home District rate bill.

Mr. Duncombe, of Oxford, from the select committee to which were referred the petitions of Stover and others, Lancaster and others, Lossing and others, Lawson and others, Cromwell and others, Tomkins and others, Sackrider and others, Palmer and others, and Wilson and others, inhabitants of the township of Norwich, in the district of London, informed the House that the committee had agreed to a report and the draft of a bill, both of which he was ready to submit whenever the House would be pleased to receive the same.

Select committee on petitions of Stover and others, Lancaster and others, Lossing and others, Cromwell and others, Tomkins and others, Sackrider and others, Palmer and others, & Wilson and others, report by report and bill.

Ordered, That the report be received.

The report was read.

Report—(See Appendix.)

The bill was read a first time.

Ordered, That the Norwich Survey bill be read a second time to-morrow.

Norwich survey bill.

Mr. Woolverton from the select committee to which was referred the petition of Moses Brady and others, and other petitions from the district of Niagara on the same subject, presented a report, which was received and read.

Sel. Com. on pet. of Moses Brady and others, presents report.

Report—(See Appendix.)

Mr. Perry from the select committee to which was referred the subject of U. E. claims, presented two addresses to His Excellency, the Lieutenant Governor, which were received and read twice, concurred in and ordered to be engrossed and read a third time this day.

Sel. Com. on U. E. claims, presents 2 addresses, which are adopted.
3rd reading to-day.

Mr. Gibson from the select committee to which was referred the petition of Joseph Turton, presented a report, which was received and read.

Sel. Com. on pet. of Joseph Turton, read.

Report—(See Appendix.)

On motion of Mr. Gibson, seconded by Mr. Woolverton,

Ordered, That the report of the select committee to whom was referred the petition of Joseph Turton, be referred to the committee of supply.

Report on pet. of Joseph Turton, referred to supply.

Mr. Walsh from the select committee to which was referred the petition of A. A. Rapelje and others, presented a report which was received and read.

Sel. Com. on pet. of A. A. Rapelje and others, presents report.

Report—(See Appendix.)

On motion of Mr. Walsh, seconded by Mr. McCrae,

Ordered, That the report just read, be referred to the committee of supply.

Report referred to supply.

Mr. Walsh from the select committee to which was referred the petition of Nathan Smith Coho, presented a report; which was received and read.

Sel. Com. on pet. of Nathan Smith Coho, presents report.

Report—(See Appendix.)

Mr. Walsh, seconded by Mr. Merritt, moves that the report of the select committee on the petition of Nathan Smith Coho be referred to a committee of the whole House forthwith.

Report referred to a Committee of the whole.

Which was carried, and the House was put into committee of the whole on the report.

Mr. Richardson in the chair.

The House resumed.

Mr. Richardson reported that the committee had agreed to a resolution which he was directed to submit for the adoption of the House.

A resolution reported.

The resolution was adopted as follows:—

Resolved, That there be granted to His Majesty the sum of twenty pounds, annually, to be applied in the payment of a pension to Nathan Smith Coho, a wounded militiaman from the first regiment of Lincoln Militia.

£30 per ann granted as a pension to N Smith Coho.

On motion of Mr. Walsh, seconded by Mr. Rymal,

Ordered, That Messrs. Caldwell and Merritt be a committee to draft and report a bill pursuant to the foregoing resolution.

Com to draft bill.

Mr. Merritt from the select committee to draft and report a bill in pursuance of the resolution of the House on the report of the select committee on the petition of Nathan Smith Coho, reported a draft of a bill; which was received and read a first time.

Bill reported.

Bill for relief of N S Coho read.

Ordered, That the bill for the relief of Nathan Smith Coho, be read a second time to-morrow.

Com of whole on report of select com. on pet of T Crooks and others.

Pursuant to the order of the day, the House was put into committee of the whole on the report of the select committee on the petition of Thomas Crooks and others.

Mr. Waters in the chair.

The House resumed.

Resolution reported.

Mr. Waters reported that the committee had agreed to a resolution, which he was directed to submit for the adoption of the House.

The report was received.

The resolution was read as follows :

Resolved, That the sum of seven thousand pounds be granted to His Majesty to enable him to loan the like sum of money to the Desjardins Canal Company, upon security of the Bond and Mortgage of the said Company, and of such other real and personal security as the Lieutenant Governor, for the time being, with the advice of His Majesty's Executive Council, shall deem sufficient to insure the annual payment of the interest upon such loan, and eventually to redeem the principal.

On adopting resol.

On the question for adopting the resolution, the yeas and nays were taken, as follows :

YEAS—MESSIEURS,

Yeas 23.

Chisholm,
Duncombe, of Oxford,
Duncombe, of Norfolk,
Durand,
Hopkins,
McKay,

McLean,
McMicking,
Macnab,
Merritt,
Richardson,
Robinson,

Rykert,
Rymal,
Small,
Solicitor General,
Strange,
Tayler,

Thorburn,
Wilkinson,
Wilson,
Woolverton,
Yager—23.

NAYS—MESSIEURS,

Nays 3.

Cook,

Mackenzie,

Shaver—3.

The question was carried in the affirmative by a majority of twenty, and it was

Resolved, That the sum of seven thousand pounds be granted to His Majesty, to enable him to loan the like sum of money to the Desjardins Canal Company, upon security of the Bond and Mortgage of said Company, and of such other real and personal security as the Lieutenant Governor, for the time being, with the advice of His Majesty's Executive Council, shall deem sufficient to ensure the annual payment of the interest upon such loan, and eventually to redeem the principal.

Sel. Com. to draft a bill in accordance with resolution.

On motion of Mr. Hopkins, seconded by Mr. Rymal,
Ordered, That Messrs. Duncombe, of Oxford, Thorburn and Durand, be a committee to draft and report a bill in pursuance of the resolution in committee on supply relative to the Desjardins canal.

Salt company bill, and law suit lessening bill amended by Legislative Council.

The Master-in-Chancery brought down from the Honorable the Legislative Council, the bill entitled "*An Act to incorporate a joint stock company for the manufacture of salt in the township of Saltfleet, in the Gore District,*" and the bill entitled "*An Act to prevent the unnecessary multiplication of law suits and increase of costs, in actions on notes, bonds, bills of exchange, and other instruments,*" to both of which the Honorable the Legislative Council had made some amendments and requested the concurrence of this House thereto.

Amendments to salt company bill, read.

The amendments made by the Honorable the Legislative Council in and to the bill entitled "*An Act to incorporate a joint stock company for the manufacture of salt in the township of Saltfleet, in the Gore District,*" were then read a first time as follows :

Amendments.

In the title—Expunge "Gore District" and insert "District of Gore."
Press 2, line 24—After "persons" insert "qualified to be Director or Directors."

" 4—Add to the bill " 11 *And be it further enacted by the authority aforesaid,* That it shall and may be lawful for the Legislature of this province at any time hereafter to amend or alter the provisions of this Act, and that the charter hereby granted shall not be held to be forfeited by non user before the first day of January 1837."

Ordered, That the amendments be read a second time to-morrow.
The amendments made by the Honorable the Legislative Council, in and to the bill entitled "*An Act to prevent the unnecessary multiplication of law suits and in-*

crease of costs, in actions on notes, bonds, bills of exchange, and other instruments," were read a first time as follows: Amendments to law suit lessening bill.

Press 1, line 1—After "Whereas" strike out the remainder of the preamble and insert "it is expedient to make such alteration in the law as will prevent the necessity of bringing separate actions for sums not large in amount against the several makers of a bond or other instrument, or against several persons liable to be sued upon a bill of exchange or promissory note as maker, indorser or acceptor."

Press 1, line 11—After "that" insert "after the first day of July next, after the passing of this Act."

Press 1, line 13—After "instrument" insert "which shall be made or entered into after the passing of this Act."

Press 1, line 23—After "made" insert "for a sum not exceeding one hundred pounds."

Press 3, line 19—After "declaration" insert "and shall also annex a copy of such note or bill to the copy of the declaration that shall be served on any defendant.

After the end of the present bill, insert—

11. *And be it further enacted by the authority aforesaid,* That when in any case an action shall be brought against any more than one defendant under this Act, who must otherwise have been sued separately, and it shall happen that any one or more of the defendants shall die pending the suit, an action may nevertheless, be brought against the executors or administrators of any such deceased defendant provided such defendant would have been liable to be sued separately in case this Act had not been passed.

12. *Provided always, nevertheless, and be it further enacted by the authority aforesaid,* That this act shall not apply in any case in which the sum expressed to be payable in or upon any such bond, recognizance, promissory note, bill of exchange, or other instrument, shall exceed the sum of one hundred pounds, nor to any case where separate actions are brought in the District Court, against persons residing in several districts.

13. *And be it further enacted by the authority aforesaid,* That where several defendants are included in one process in pursuance of the provisions of this act and any one or more of them cannot be served with such process by reason that he or they is or are absent from the Province, or concealed within the same, then the action may proceed as against the other defendant or defendants without prejudice: and it shall be in the power of the plaintiff afterwards to sue such defendant or defendants separately who shall not have been served with process, and to recover costs as if this act had not been passed.

14. *And be it further enacted by the authority aforesaid,* That this act shall remain in force for four years, and from thence to the end of the then next ensuing session of Parliament and no longer, but that any proceedings then pending shall be conducted to a final end without being affected by the expiration of this act.

Ordered, That the amendments be read a second time to-morrow. 2nd reading to-morrow.

Pursuant to the order of the day the rider to the Court of Requests bill was read the third time. Rider to court of requests bill read 3rd time.

On the question for passing the same being put, Mr. Richardson moved in amendment, seconded by Mr. Rykert, that the bill to extend the jurisdiction of the Court of Requests do not now pass but that the same be re-committed this day three months. Motion for recommitment this day 3 months.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

Caldwell,
Jones,
McLean,

Morris,
Richardson,

Robinson,
Rykert,

Small,
Sol. General,—9.

Yeas 9.

NAYS—MESSIEURS,

| | | | | |
|----------|---|---|---|---|
| Nays 31. | Bruce, Chisholm, Cook, Duncombe, of Oxford. Duncombe, of Norfolk, Durand, Gibson, Gilchrist, | Gowan, Hopkins, McCrae, McDonell, of Stormont, McKay, Mackenzie, McMicking, Malloch, | Merritt, Morrison, Parke, Perry, Roblin, Rymal, Shaver, Shibley, | Strange, Tayler, Thorburn, Waters, Wells, Wilson, Woolverton,—31. |
|----------|---|---|---|---|

The question of amendment was decided in the negative by a majority of twenty-two.

Motion for adding rider.

In amendment to the original question, Mr. Small, seconded by Mr. Robinson, moves that the bill do not now pass, but that the following be added as a rider to the bill.

And be it further enacted by the authority aforesaid, That nothing in this or any other act contained shall be construed to oblige a creditor in any case to sue for the recovery of any debt within the jurisdiction of the Court of Requests, out of the division in which such debt was contracted, provided always that no debtor shall be compelled to answer to any demand in any Court of Requests beyond the limits of the district in which he, she, or they are actually resident.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|---------|--------------------|----------------------|--------|------------------|
| Yeas 6. | Brown, Malloch. | Robinson, Rykert, | Small, | Sol. General.—6. |
|---------|--------------------|----------------------|--------|------------------|

NAYS—MESSIEURS,

| | | | | |
|----------|--|---|--|---|
| Nays 29. | Alway, Bruce, Caldwell, Chisholm, Cook, Duncombe, of Oxford, Duncombe, of Norfolk, Durand, Gibson, | Gilchrist, Gowan, Hopkins, Lount, McCrae, McDonell, of Stormont, McKay, Mackenzie, McMicking, | Merritt, Moore, Morrison, Parke, Perry, Richardson, Roblin, Rymal, Shaver, | Shibley, Strange, Thorburn, Waters, Wells, Wilson, Woolverton, Yager—35. |
|----------|--|---|--|---|

The question was decided in the negative by a majority of twenty-nine.

On passing.

On the question for passing the bill the yeas and nays were taken as follows :

YEAS—MESSIEURS,

| | | | | |
|----------|---|--|---|---|
| Yeas 35. | Alway, Bruce, Chisholm, Cook, Duncombe, of Oxford, Duncombe, of Norfolk, Durand, Gibson, Gilchrist, | Gowan, Hopkins, Jones, Lount, McCrae, McDonell, of Glengarry, McDonell, of Stormont, McKay, Mackenzie, | McMicking, Merritt, Moore, Morrison, Parke, Perry, Roblin, Rymal, Shaver, | Shibley, Strange, Thorburn, Waters, Wells, Wilson, Woolverton, Yager—35. |
|----------|---|--|---|---|

NAYS—MESSIEURS,

| | | | | |
|---------|---------------------|--------------------------|-------------------|-----------------|
| Nays 7. | Brown, Caldwell, | Richardson, Robinson, | Rykert, Small, | Sol. General—7. |
|---------|---------------------|--------------------------|-------------------|-----------------|

The question was carried in the affirmative by a majority of twenty-eight, and the bill was passed.

Title.

Mr. Duncombe, of Oxford, seconded by Mr. McKay, moves that the bill be entitled, "*An Act to amend the Court of Requests law*"

Bill sent to Leg. Council.

Which was carried, and Messrs. Duncombe, of Oxford, and McKay, were ordered by the Speaker to carry the bill up to the Honorable the Legislative Council, and to request their concurrence thereto.

At four o'clock, p. m. the Speaker left the chair.

At a quarter before six o'clock, p. m. the Speaker took the chair.

Addresses rep from select com on U E claims passed.

Pursuant to the order of the day, the addresses reported from the select committee on U. E. Claims, were read the third time, and were passed, and are as follows :

To His Excellency, Sir John Colborne, Knight Commander

of the Most Honorable Military Order of the Bath, Lieut. Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein, &c. &c. &c.

MAY IT PLEASE YOUR EXCELLENCY,

We, His Majesty's faithful subjects, the Commons House of Assembly, in Provincial Parliament assembled, request that Your Excellency will be pleased to permit John Beikie, Esq., Clerk of the Executive Council, and John Radenhurst, Esquire, first Clerk in the Surveyor General's office, to attend and give evidence before the select committee to whom was referred the subject of U. E. and other claims, with power to send for persons and papers, with books and other papers relative thereto.

Address for certain persons to attend Select Committee.

*Commons House of Assembly, }
31st March 1835.*

MARSHALL S. BIDWELL,
Speaker.

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

MAY IT PLEASE YOUR EXCELLENCY,

We, His Majesty's dutiful and loyal subjects, the Common's House of Assembly in Provincial Parliament assembled, request that Your Excellency will cause to be laid before this House all communications had with His Majesty's Government on the subject of U. E. and other claims to land, as also the opinion of the Executive Council, the Inspector General, and the Crown Officers, relative to the expediency or legality of the sale of those claims, and the requiring settlement duty on the same.

Address for correspondence on U E claims.

*Commons' House of Assembly, }
31st March, 1835.*

MARSHALL S. BIDWELL,
Speaker.

On motion of Mr. Perry, seconded by Mr. Shaver,

Ordered, That Messrs. McNab, and Roblin, be a committee to wait on His Excellency with the addresses, and present the same.

Com. to present addresses.

Mr. Duncombe, of *Oxford*, seconded by Mr. Hopkins, moves that the House do now resolve itself into a committee of the whole upon the subject of the War Losses, and that the 31st rule of this House be dispensed with so far as relates to the same.

House to go into Com. of whole on war losses.

On which the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

| | | | | |
|---|--|--|--|----------|
| Alway, Caldwell, Cornwall, Duncombe, of <i>Oxford</i> , Duncombe, of <i>Norfolk</i> , Gowan, | Hopkins, McCrea, McKay, McLean, McMicking, | Merritt, Richardson, Rykert, Rymal, Strange, | Taylor, Thorburn, Walsh, Wilkinson, Woolverton—21. | Yeas 21. |
|---|--|--|--|----------|

NAYS—MESSIEURS,

| | | | | |
|---|---|--|--|----------|
| Bruce, Chisholm, Cook, Gibson, Gilchrist, | Lount, McDonell, of <i>Stormont</i> , Mackenzie, Malloch, Morris, | Perry, Roblin, Shaver, Shibley, | Small, Waters, Wells, Wilson, | Nays 18. |
|---|---|--|--|----------|

The question was carried in the affirmative by a majority of three and the House was put into committee of the whole on the subject;

Mr. McMicking was called to the chair.

The House resumed,

Progress.

Mr. McMicking reported that the committee had made some progress, and asked leave to sit again tomorrow.

The report was received.

Com on war losses sit again tomorrow.

Ordered, That the committee of the whole House on the war losses do sit again to-morrow.

Bill to repeal the law for taking evid. by commis'n on contested elections read

Agreeably to notice, Mr. Perry, seconded by Mr. Roblin, moves for leave to bring in a bill to repeal the laws authorising the taking of evidence for the trial of controverted elections before commissioners appointed by the House of Assembly for that purpose.

Which was granted and the bill read.

Motion for read'g bill 2d time this day.

Mr. Perry, seconded by Mr. Roblin, moves, That the bill be read a second time this day, and that the 31st rule of this House be dispensed with, so far as relates to the said bill.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------|---|--|--|---|
| Yeas 21. | Always, Bruce, Chisholm, Cook, Duncombe, <i>of Norfolk</i> , Durand, | Gilchrist, Lount, Mackenzie, McMicking, Moore, | Parke, Perry, Roblin, Shaver, Shibley, | Thorburn, Waters, Wells, Wilson, Yager,—21. |
|----------|---|--|--|---|

NAYS—MESSIEURS.

| | | | | |
|----------|---|---|--|--|
| Nays 19. | Attorney General, Caldwell, Cornwall, Duncombe, <i>of Oxford</i> , Gowan, | Jones, McDonell, <i>of Glengary</i> , McKay, McLean, Malloch, | Morris, Richardson, Robinson, Rykert, Rymal, | Solicitor General, Strange, Tayler, Walsh—19. |
|----------|---|---|--|--|

The question was carried in the affirmative by a majority of two, and the bill was read the second time.

Bill read 2d time.

The House was put into committee of the whole on the bill.

Mr. Cornwall in the chair.

The House resumed.

Bill reported with out amendments.

Mr. Cornwall reported that the committee had gone through the bill, and submitted it for the adoption of the House, without amendment.

On receiving report.

On the question for receiving the report, the yeas and nays being taken, were as follows :

YEAS.—MESSIEURS,

| | | | | |
|----------|---|--|--|--|
| Yeas 21. | Always, Bruce, Chisholm, Cook, Duncombe, <i>of Norfolk</i> , Durand, | Gilchrist, Lount, Mackenzie, McMicking, Moore, | Parke, Perry, Roblin, Shaver, Shibley, | Thorburn, Waters, Wells, Wilson, Yager—21. |
|----------|---|--|--|--|

NAYS—MESSIEURS,

| | | | | |
|----------|---|---|---|--|
| Nays 16. | Attorney General, Caldwell, Cornwall, Duncombe, <i>of Oxford</i> , | Jones, McDonell, <i>of Glengary</i> , McKay, McLean, | Morris, Richardson, Robinson, Rymal, | Solicitor General, Strange, Tayler, Walsh—16. |
|----------|---|---|---|--|

The question was carried in the affirmative by a majority of five, and the report was received.

3rd reading to-morrow.

Ordered, That the bill be engrossed and read a third time to-morrow.

Bill for disposal of school lands read.

Agreeably to notice, Mr. Solicitor General, seconded by Mr. McLean, moves for leave to bring in a bill for the sale and management of lands or other property, granted or given for the advancement of education within the Province.

Which was granted, and the bill read.

2nd reading to-morrow.

Ordered, That the bill for the disposal of the school lands be read a second time to-morrow.

Adjourned.

Wednesday, 1st April, 1835.

The House met.

The minutes of yesterday were read.

Mr. Hopkins brought up the petition of William Crooks and forty others, inhabitants of the township of Nelson, in the district of Gore; which was laid on the table. Pet of Wm Crooks others bro't up.

Pursuant to the order of the day, the bill to repeal the law authorising the taking of evidence on contested election trials by commission, was read the third time. Bill to repeal the law for taking evid. by commis'n on contested elections read 3rd time.

On the question for passing the bill the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

| | | | | |
|--|--|---|--|----------|
| Chisholm, Cook, Duncombe, of Norfolk, Durand, Gilchrist, Hopkins, | McIntosh, McMicking, Moore, Morrison, Parke, Perry, | Roblin, Shaver, Shibley, Small, Thorburn, | Waters, Wells, Wilson, Woolverton, Yager—22. | Yeas 22. |
|--|--|---|--|----------|

NAYS—MESSIEURS,

| | | | | |
|---|--|--------------------------------|----------------------------------|----------|
| Attorney General, Brown, Duncombe, of Oxford, Gowan, | Jones, McKay, Morris, Richardson, | Robinson, Rymal, Rykert, | Strange, Tayler, Walsh—14. | Nays 14. |
|---|--|--------------------------------|----------------------------------|----------|

The question was carried in the affirmative by a majority of eight, and the bill was passed.

Mr. Perry, seconded by Mr. Roblin, moves that the bill be entitled, "*An Act to repeal the law authorising the appointment of a commission to take the evidence relative to the trial of contested elections.*"

Which was carried, and Messrs. Perry and Roblin were ordered by the Speaker to carry the same up to the Honorable the Legislative Council and to request their concurrence thereto.

Mt. Perry from the select committee appointed to draft and report a bill in conformity with a resolution of the House authorising a grant of *five thousand six hundred and fifty pounds* for the purpose of common schools, reported the draft of a bill, which was received and read a first time.

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

Mr. Strange from the select committee to which was referred the petition of Margaret Drummond and Joseph Bruce, presented a first report, which was received and read.

Report—(See Appendix.)

Mr. Durand from the select committee to draft and report a bill in pursuance of a resolution of this House authorising a further loan to the Desjardin's Canal Company, presented a draft of a bill; which was received and read a first time.

Ordered, That the bill authorising a loan to the Desjardin's Canal Company be read a second time to-morrow.

Mr. Morris from the committee to which was referred the petition of George Malloch, Esq. president of the board of police of the town of Brockville, informed the House that the committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

The report was received, and the bill to alter the assessment laws for the town of Brockville was read a first time.

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

Mr. McNab, from the select committee to which was referred the petition of Andrew Millar and others, informed the House that the committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

The Report was received, and the bill was read a first time.

Ordered, That the bill to authorise Andrew Millar and others, to construct a dry dock on Burlington Bay, in the township of Barton, be read a second time to-morrow.

Bill passed.
Title.
Bill sent to Leg. Council.
Bill for the encouragement of common schools rep and read
2nd reading to-morrow.
Sel com on pet of M Drummond and J Bruce presents rep.
Des Jardins Canal loan bill rep & read.
2nd reading to-morrow.
Sel com on pet of G Malloch Esq. rep by bill.
Brockville assess't bill read 1st time.
Sel. Committee on pet of A Miller and others rep by bill.
Bill read.
Hamilton dry dock bill read 2nd time to-morrow.

Committee on contingencies present a report.

Mr. Thorburn, chairman to the select committee on contingencies, presented a report, which was received and read.

(Report—See Appendix.)

On motion of Mr. Thorburn, seconded by Mr. Alway.

Speaker to place in the hands of Clerk £25 to remunerate Mr. Tazewell.

Ordered, That the Speaker of this House do place in the hands of the Clerk, out of the money now in his hands, the sum of twenty-five pounds, to enable him to pay the same to S. O. Tazewell, for the Lithographing of certain plans ordered by the House this session.

Sel com on pet of Geo Boyd present a report.

Mr. McNab, from the select committee to which was referred the petition of George Boyd, presented a report ; which was received and read.

Report—(See Appendix.)

Sel com on pet of W P Patrick and J Easton rep by bill.

Mr. McLean, from the select committee to which was referred the petition of William P. Patrick and Joseph Easton, informed the House that the committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

Stoyell estate bill read.

The report was received, and the bill vesting in the Court of King's Bench equitable jurisdiction over the trusts reposed by the Will of the late Thomas Stoyell, was read a first time.

2nd reading to-morrow.

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

Sel com on pet of D M'Dermid present report.

Mr. McLean, from the select committee to which was referred the petition of Donald McDermid, presented a report ; which was received and read.

Report—(See Appendix.)

Sel com on pet of Wm Weller presents report.

Mr. Morrison, from the select committee to which was referred the petition of William Weller of the city of Toronto, presented a report ; which was received and read.

Report—(See Appendix.)

Report referred to com of supply.

On motion of Mr. Morrison, seconded by Mr. Wells,

Ordered, That the report of the select committee on the petition of William Weller, be referred to the committee of supply.

Sel com on pet of W Jackson reports address.

Mr. Parke, from the select committee to which was referred the petition of William Jackson, reported the draft of an address to His Excellency, the Lieutenant Governor, which was received, read twice, concurred in, and ordered to be engrossed and read a third time this day.

3rd reading today.

Report on pet of D McDermid to be referred to com of whole.

On motion of Mr. McLean, seconded by Mr. Robinson,
Ordered, That the report of the select committee on the petition of Lieutenant Donald McDermid, be referred to a committee of the whole House on Friday next.

Pet of H Haggerty and others referred.

On motion of Mr. McMicking, seconded by Mr. Thorburn,
Ordered, That the petition of Hugh Haggerty and others, be referred to the committee of supply.

Select Committee discharged and pet of J Hamilton and others refer'd to com of supply.

On motion of Mr. Duncombe, of *Oxford*, seconded by Mr. Alway,
Ordered, That the select committee appointed to take into consideration the prayer of the petition of James Hamilton and others, be discharged from the further consideration of that subject, and that the same be referred to the committee of supply.

Report on war losses to be printed.

On motion of Mr. Duncombe, of *Oxford*, seconded by Mr. Durand,
Ordered, That five hundred copies of the report of the select committee upon the subject of the war losses, be printed for the use of members.

Com. of whole on message on school lands.

Pursuant to the order of the day, the House was put into a committee of the whole on His Excellency's Message relating to the school lands.

Mr. Brown in the chair.

The House resumed.

Committee to sit again tomorrow.

Mr. Brown reported, that the committee had made some progress and asked leave to sit again to-morrow.

The report was received, and leave granted accordingly.

King's college bill referred to com of whole.

Pursuant to the order of the day, the bill to amend the charter of King's College was read the second time.

The House was put into committee of the whole on the bill.

Mr. Wells in the chair.

The House resumed.

Mr. Wells reported, that the committee had gone through the provisions of the bill, made some amendments to the same and submitted it for the adoption of the House.

Bill amended.

On the question for receiving the report the House divided, and the yeas and nays, being taken, were as follows:

On receiving rep.

YEAS—MESSIEURS,

| | | | |
|-----------------------|-------------------------|-----------|----------------|
| Alway, | McDonell, of Glengarry, | Morris, | Strange, |
| Bruce, | McDonell, of Stormont, | Morrison, | Taylor, |
| Chisholm, | McIntosh, | Parke, | Thorburn, |
| Duncombe, of Oxford, | McKay, | Perry, | Waters, |
| Duncombe, of Norfolk, | Mackenzie, | Robinson, | Wells, |
| Durand, | McLean, | Rymal, | Wilson, |
| Gibson, | McMicking, | Shaver, | Woolverton—34. |
| Hopkins, | Merritt, | Shibley, | Year 34. |
| Lount, | Moore, | Small, | |

NAYS—MESSIEURS,

| | | |
|--------|----------------------|---------|
| Gowan, | Solicitor General—2. | Nays 2. |
|--------|----------------------|---------|

The question was decided in the affirmative by a majority of thirty-two, and the report was received.

On the question for the third reading of the bill to-morrow,

Mr. Solicitor General, seconded by Mr. McLean, moves in amendment, "that the bill be read a third time on Friday next.

On question for 3d reading an amend't proposed.

On which the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

| | | | |
|-----------|-----------|--------|--------------------|
| Caldwell, | McNab, | Rymal, | Solicitor General, |
| Gowan, | Merritt, | Small, | Strange—10. |
| McLean, | Robinson, | | Yeas 10. |

NAYS—MESSIEURS,

| | | | |
|-----------------------|-------------------------|------------|-----------------|
| Alway, | Gibson, | Mackenzie, | Shaver, |
| Brown, | Hopkins, | McMicking, | Shibley, |
| Bruce, | Lount, | Moore, | Thorburn, |
| Chisholm, | McDonell, of Glengarry, | Morris, | Waters, |
| Cook, | McDonell, of Stormont, | Morrison, | Wells, |
| Duncombe, of Oxford, | McIntosh, | Parke, | Wilson, |
| Duncombe, of Norfolk, | McKay, | Perry, | Woolverton,—29. |
| Durand, | | | Nays 29 |

The question of amendment was decided in the negative by a majority of nineteen, and the bill was ordered to be engrossed and read a third time to-morrow.

3rd. reading to morrow.

Mr. McNab, seconded by Mr. Morris, moves that it be resolved, that the Clerk of this House be directed to retain the services of George Boyd, during good behaviour.

Motion to restore Geo Boyd.

In amendment, Mr. Perry, seconded by Mr. Cook, moves, that after the word "moves" in the original motion, the whole be expunged, and the following inserted, "that the report of the select committee to whom was referred the petition of George Boyd, and the evidence taken before the said committee, is not such as to induce this House to order the Clerk of this House to restore the said Boyd to the office from which he thought fit to remove him."

Amendment mov'd that the nature of the rep is not such as to induce his restoration.

On which the yeas and nays being taken, were as follows:

On Amendment.

NAYS—MESSIEURS,

| | | | |
|------------|------------------------|-----------|----------------|
| Alway, | Hopkins, | Moore, | Rymal, |
| Bruce, | Lount, | Morrison, | Shaver, |
| Chisholm, | McDonell, of Stormont, | Parke, | Shibley, |
| Cook, | McIntosh, | Perry, | Wells, |
| Gilchrist, | McMicking, | Roblin, | Woolverton—20. |

Yeas 20

NAYS—MESSIEURS,

| | | | |
|--------|----------|-------------|------------|
| Brown, | McLean, | Morris, | Strange, |
| Gowan, | McNab, | Richardson, | Wilson—11. |
| McKay, | Malloch, | Robinson, | Nays 11 |

The question of amendment was carried in the affirmative by a majority of nine.

The original question as amended was then put and carried.

At a quarter before five of the clock, P. M. the Speaker left the chair.

At six o'clock, P. M. the Speaker took the chair.

Pursuant to the order of the day, the ballot bill was read the second time.

The House was put into a Committee of the whole on the Bill.

Mr. Strange in the chair.

The House resumed.

Mr. Strange reported that the committee had agreed to the bill without amendment, and submitted it for the adoption of the House.

On the question for receiving the report, the yeas and nays, being taken, were as follows:

YEAS—MESSIEURS,

| | | | | |
|----------|-----------------------|------------|-----------|-------------|
| Yeas 27. | Alway, | Gilchrist, | Morrison, | Small, |
| | Bruce, | Hopkins, | Parke, | Thorburn, |
| | Chisholm, | Lount, | Perry, | Waters, |
| | Cook, | McIntosh, | Roblin, | Wilson, |
| | Duncombe, of Norfolk, | Mackenzie, | Rymal, | Woolverton, |
| | Durand, | McMicking, | Shaver, | Yager—27. |
| | Gibson, | Moore, | Shibley, | |

NAYS—MESSIEURS,

| | | | | |
|----------|-----------|-------------------------|-----------|-----------|
| Nays 16. | Brown, | McCrae, | Malloch, | Rykert, |
| | Caldwell, | McDonell, of Glengarry, | Merritt, | Strange, |
| | Cornwall, | McKay, | Morris, | Taylor, |
| | Govan, | Macrae, | Robinson, | Walsh—13. |

The question was carried in the affirmative by a majority of eleven, and the report was received.

Ordered, That the bill be engrossed and read a third time tomorrow.

3rd reading to-morrow.

Address to H E for authorities in hands of Col Talbot passed

Pursuant to the order of the day, the address to His Excellency, the Lieutenant Governor for copies of authorities in the hands of Colonel Talbot was read a third time, and was passed, and is as follows:

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

Address.

MAY IT PLEASE YOUR EXCELLENCY,

We, His Majesty's dutiful and loyal subjects, the Commons of Upper Canada, in provincial parliament assembled, beg leave to request that your Excellency will be pleased to lay before this House any order, despatches, or other authorities, placing under the superintendance of Col. Talbot, certain lands in the London and Western Districts of this Province—the instructions under which he makes locations therein, and the remunerations he may be entitled to receive for the same, as well as the number of Townships or quantity of land placed under his superintendance for location.

MARSHALL S. BIDWELL,
Speaker.

*Commons House of Assembly, }
1st April, 1835. }*

On motion of Mr. Parke, seconded by Mr. Moore,

Committee to present address.

Ordered, That Messieurs Morrison and Perry, be a committee to wait on his Excellency with the address and present the same.

Intercourse bill re-committed.

Pursuant to the order of the day, the intercourse bill was again referred to a committee of the whole House.

Mr. Hopkins in the chair.

The House resumed.

Bill amended.

Mr. Hopkins reported that the committee had amended the bill, and submitted it for the adoption of the House.

The report was received.

3rd reading to-day

On the question for the third reading of the bill tomorrow.

Mr. Perry, seconded by Mr. Roblin, moves, in amendment, that the bill be read a third time this day, and that the 31st rule of this House be dispensed with so far as relates to the same.

Which was carried, and the bill was read a third time.

On the question for passing the same, Mr. Rykert, seconded by Mr. Macnab, moves, that the following be added as a rider to the bill:

Bill read 3rd time.

Motion for adding rider to bill.

"And be it further enacted by the authority aforesaid, That nothing herein contained shall extend or be construed to extend to authorise any duty to be levied upon any articles (except fresh beef, pork and live stock,) coming into or passing through this province, being bonded in the usual manner for exportation.—Any thing in this Act to the contrary notwithstanding."

On which the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

| | | | |
|----------------------|-------------------------|--------------------|----------------|
| Attorney General, | Gowan, | Merritt, | Strange, |
| Brown, | McCrae, | Morris, | Taylor, |
| Caldwell, | McDonell, of Glengarry, | Robinson, | Walsh, |
| Chisholm, | McKay, | Rykert, | Wilkinson, |
| Cornwall, | M'Lean, | Small, | Woolverton—23. |
| Duncombe, of Oxford, | Macnab, | Solicitor General, | |

Yeas 23

NAYS—MESSIEURS,

| | | | |
|-----------------------|------------|-----------|-----------|
| Alway, | Gilchrist, | Moore, | Shaver, |
| Bruce, | Hopkins, | Morrison, | Shibley, |
| Cook, | Lount, | Parke, | Thorburn, |
| Duncombe, of Norfolk, | McIntosh, | Perry, | Waters, |
| Durand, | Mackenzie, | Roblin, | Wilson, |
| Gibson, | McMicking, | Rymal, | Yager—24. |

Nays 24

The question of amendment was decided in the negative by a majority of one.

In amendment to the original question Mr. McLean, seconded by Mr. Robinson, moves that the following clause be added as a rider to the bill:

Motion for rider to bill.

"And be it further enacted by the authority aforesaid, That it shall and may be law for any person or persons to import into this province any articles herein specified, for the purpose of exporting the same—provided such person or persons shall at the time of the importation thereof enter into bond to the satisfaction of the collector at the port at which the same may be imported, that the same shall be exported from this province within six months after the date of such bond, any thing in this act to the contrary notwithstanding."

Rider proposed.

On which the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

| | | | |
|----------------------|-------------------------|-----------|--------------------|
| Attorney General, | Gowan, | Merritt, | Solicitor General, |
| Brown, | McCrae, | Morris, | Strange, |
| Caldwell, | McDonell, of Glengarry, | Robinson, | Walsh, |
| Chisholm, | McKay, | Rykert, | Wilkinson, |
| Cornwall, | McLean, | Small, | Woolverton—22. |
| Duncombe, of Oxford, | MacNab, | | |

Yeas 22

NAYS—MESSIEURS,

| | | | |
|-----------------------|------------------------|-----------|-----------|
| Alway, | Hopkins, | Moore, | Shaver, |
| Bruce, | Lount, | Morrison, | Shibley, |
| Cook, | McDonell, of Stormont, | Parke, | Thorburn, |
| Duncombe, of Norfolk, | McIntosh, | Perry, | Waters, |
| Durand, | Mackenzie, | Roblin, | Wilson, |
| Gibson, | McMicking, | Rymal, | Yager—25. |
| Gilchrist, | | | |

Nays 25

The question of amendment was decided in the negative by a majority of three.

In amendment to the original question, Mr. Merritt, seconded by Mr. Macnab, moves that this bill do not now pass, but that it be re-committed on Monday next, to enable the committee to take into consideration, the following reasons, against the passing the bill in its present shape, viz:

Motion for recommitting bill.

That it will drive the commerce and transit from the shores of this province to the American side, inasmuch as it does not prevent their produce from passing from their ports to the Montreal market thro' their waters in their own crafts and vessels, by way of Ogdensburg, when at the same time it prevents those articles from being conveyed to the same markets by way of Kingston thro' the Rideau and Ottawa canals, or Brockville and Prescott by the Saint Lawrence, thus, driving from our shores employment for our vessels, boats and craft; mariners, forwarders, and others; reducing our home consumption for our own products, and thereby injuring the best interests of our agriculturists.

Reasons for recommitting intercourse bill.

That it will, in effect, close up all our canals and other avenues of communication thro' this Province, to american products—thereby neutralizing all the natural advantages they possess, and conferring them to similar communications in the State of New York, not only as respects the products destined for the Montreal market, but for that portion of it destined for the New York market, from Lake Erie via Oswego; to the great injury of those works as well as the agricultural interests of this Province.

That it will prevent the ordinary intercourse between this and the neighboring States, inasmuch as it does not provide for the remission of duties on horses and carriages for travellers passing in or out of the country, unless the traveller is passing from one part of the United States to the other—and subjects emigrants and others entering into this Province to the unnecessary delay and expense of bonding such necessaries as they may require.

On question for committing bill.

On which the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

| | | | | |
|---------|--|--|---|--|
| Yeas 23 | Attorney General, Brown, Caldwell, Chisholm, Cornwall, Duncombe, of Oxford, | Gowan, McCrae, McDonell, of Glengarry, McKay, McLean, Macnab, | Merritt, Morris, Robinson, Rykert, Small, Solicitor General, | Strange, Tayler, Walsh, Wilkinson Woolverton—23. |
|---------|--|--|---|--|

NAYS—MESSIEURS,

| | | | | |
|---------|---|---|--|---|
| Nays 25 | Alway, Bruce, Cook, Duncombe, of Norfolk Durand, Gibson. Gilchrist, | Hopkins, Lount, McDonell, of Stormont, McIntosh, Mackenzie, McMicking, | Moore, Morrison, Parke, Perry, Roblin, Rymal, | Shaver, Shibley, Thorburn, Waters, Wilson, Yager—25. |
|---------|---|---|--|---|

On passing.

The question of amendment was decided in the negative by a majority of two. On the question for passing the bill the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

| | | | | |
|---------|---|---|---|--|
| Yeas 31 | Alway, Bruce, Cook, Cornwall, Duncombe, of Oxford, Duncombe, of Norfolk, Durand, Gibson, | Gilchrist, Hopkins, Lount, McDonell, of Stormont, McIntosh, Mackenzie, McMicking, Malloch, | Moore, Morrison, Parke, Perry, Roblin, Rymal, Shaver, Shibley, | Small, Thorburn, Walsh, Waters, Wilson, Woolveron, Yager—31. |
|---------|---|---|---|--|

NAYS—MESSIEURS,

| | | | | |
|---------|---|--|---|--|
| Nays 18 | Attorney General, Brown, Caldwell, Chisholm, Gowan, | McCrae, McDonell, of Glengarry, McKay, McLean, MacNab, | Merritt, Morris, Robinson, Rykert, | Solicitor General, Strange, Tayler, Wilkinson—18. |
|---------|---|--|---|--|

The question was carried in the affirmative by a majority of thirteen and the bill was passed.

Title.

Mr. Perry, seconded by Mr. Roblin, moves that the bill be entitled "*An Act to impose a duty on various articles imported from the United States of America into this Province.*"

Bill sent to Leg. Council.

Which was carried, and Messrs. Perry and Roblin were ordered by the Speaker to carry the same up to the Honorable the Legislative Council and to request their concurrence thereto.

Com of whole on Hamilton bank bill

Pursuant to the order of the day the House was put into committee of the whole on the Hamilton bank bill.

Mr. Walsh in the chair.

The House resumed.

Bill amended.

Mr. Walsh reported that the committee had gone through the bill, amended the same, and submitted it for the adoption of the House.

The report was received.

3rd reading to-morrow.

Ordered, That the bill be engrossed and read a third time to-morrow. Adjourned.

Thursday, 2nd April, 1835.

The House met.

The minutes of yesterday were read.

Mr. Richardson brought up the petition of John Clark, J. P., and thirteen others, magistrates of the district of Niagara, and John Russell and nine others, grand jurors of said district; which was laid on the table.

Petitions bro't up.
Jno Clark J P and others.

Mr. Gilchrist brought up the petition of James F. Henthorn and one hundred and sixty others, inhabitants of the district of Newcastle; which was laid on the table.

James F Henthorn and others.

Mr. Chisholm brought up the petition of Ewan McDonell and one hundred and seven others, freeholders of the townships of Lochiel and Kenyon; which was laid on the table.

E McDonell and others.

Mr. Gibson brought up the petition of Abraham Stouffer and twenty-one others, inhabitants of the township of Markham; which was laid on the table.

Abm Stouffer and others.

Mr. Small brought up the petition of Maurice Scollard, administrator to the estate of the late Francis Collins; which was laid on the table.

Maurice Scollard

Mr. Small brought up the petition of Patrick Gallagher, of the city of Toronto; which was laid on the table.

Pat'k Gallagher

Mr. Small brought up the petition of William H. Tiers and fifty-four others, inhabitants of the township of Toronto; which was laid on the table.

Wm H Tiers and others.

Mr. Robinson brought up the petition of Frederick K. Cheney and sixty-five others, inhabitants of the township of Whitchurch; which was laid on the table.

F K Cheney and others.

Pursuant to the order of the day, the King's College bill was read the third time.

King's college bill read 3rd time.

The question for passing was put.

On motion of Mr. Morris, in amendment, seconded by Mr. Malloch,

Ordered, That the twenty-seventh clause be amended by adding thereto the following words: "*within the said College.*"

27th clause amend'd

And the words being added accordingly.

Mr. Gowan, seconded by Mr. Richardson, moves that the following rider be added to the bill:

Rider proposed.

"*Provided always, and it is hereby enacted*, That nothing herein contained shall authorise or be construed to authorise the appointment of any person or persons to the office of professor, or professors, tutor or tutors, or lecturer or lecturers, within the said college or university, who shall not be a moral, well conducted christian, professing a steadfast belief in the holy trinity, as held by the united church of Great Britain and Ireland."

Rider.

On which the yeas and nays being taken, were as follows:

| | | | |
|-----------------------|-------------------------|-------------|-------------|
| YEAS—MESSIEURS, | | | |
| Caldwell, | Gowan, | Richardson, | Robinson—4. |
| | | | Yeas 4. |
| NAYS—MESSIEURS, | | | |
| Brown, | Gilchrist, | Mackenzie, | Shaver, |
| Bruce, | Hopkins, | Macnab, | Small, |
| Chisholm, | Lount, | Malloch, | Walsh, |
| Cook, | McCrae, | Merritt, | Waters, |
| Cornwall, | McDonell, of Glengarry, | Morris, | Wells, |
| Duncombe, of Oxford, | McDonell, of Stormont, | Parke, | Wilson, |
| Duncombe, of Norfolk, | McIntosh, | Perry, | Woolverton, |
| Durand, | McKay, | Rymal, | Yager—33. |
| Gibson, | | | Nays 33. |

The question was decided in the negative by a majority of twenty-nine.

Rider lost.

On the question for passing the bill, the yeas and nays were taken, as follows:

On passing.

| | | | |
|-----------------------|-------------------------|------------|-------------|
| YEAS—MESSIEURS, | | | |
| Brown, | Gibson, | McKay, | Shaver, |
| Bruce, | Gilchrist, | Mackenzie, | Small, |
| Caldwell, | Hopkins, | Malloch, | Walsh, |
| Chisholm, | Lount, | Merritt, | Waters, |
| Cook, | McCrae, | Morris, | Wells, |
| Cornwall, | McDonell, of Glengarry, | Parke, | Wilson, |
| Duncombe, of Oxford, | McDonell, of Stormont, | Perry, | Woolverton, |
| Duncombe, of Norfolk, | McIntosh, | Rymal, | Yager—33. |
| Durand, | | | Yeas 33 |

NAYS—MESSIEURS,

| | | | | |
|--------------------------------------|---|-------------|-----------|---------------|
| Nays 5 | Gowan, McNab, | Richardson, | Robinson, | Wilkinson,—5. |
| Bill passed. | The question was carried in the affirmative by a majority of twenty-eight, and the bill was passed. | | | |
| Title. | Mr. Chisholm, seconded by Mr. Durand, moves that the bill be entitled, " <i>An Act to amend the charter of King's College.</i> " | | | |
| Bill sent to Leg. Council. | Which was carried, and Messieurs Chisholm and Durand were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto. | | | |
| Speaker reports letter from C. C. C. | Mr. Speaker reported that he had received a letter from the clerk of the crown in chancery, which was read as follows : | | | |

CLERK CROWN CHANCERY'S OFFICE,
Toronto, April 2, 1835.

The Clerk of the crown in chancery has the honor to report to the Honorable the Speaker of the Commons' House of Assembly, that John Chesser, Esquire, has been elected to represent the county of Prescott, in the present parliament, in the room of the late Alexander McDonnell, Esquire, deceased.

SAMUEL P. JARVIS,
C. C. Chancery.

To the Honorable
MARSHALL S. BIDWELL,
Speaker of the Commons' House of Assembly,
&c. &c. &c.

| | | | | |
|-------------------------------------|---|--|--|--|
| Ballot bill, read 3rd time. | Pursuant to the order of the day, the bill authorising the election of members of the House of Assembly by ballot, was read a third time. | | | |
| Motion for passing bill in 3 months | On the question for passing, Mr. Gowan, seconded by Mr. Wilkinson, moves that the bill do not now pass; but that it pass this day three months. | | | |
| | On which the yeas and nays being taken, were as follows : | | | |

YEAS—MESSIEURS.

| | | | | |
|----------|--|--|--|--|
| Yeas 18. | Brown, Caldwell, Gowan, McDonell, of <i>Glengarry</i> , McDonell, of <i>Stormont</i> , | McKay, McLean, MacNab, Malloch, Merritt, | Morris, Richardson, Robinson, Rykert, | Sol. General, Tayler, Walsh, Wilkinson—18 |
|----------|--|--|--|--|

NAYS—MESSIEURS.

| | | | | |
|----------|--|--|--|---|
| Nays 28. | Alway, Bruce, Chisholm, Cook, Duncombe, of <i>Oxford</i> , Duncombe, of <i>Norfolk</i> , Durand, | Gibson, Gilchrist, Hopkins, Lount, McDonell, of <i>Stormont</i> McIntosh, Mackenzie, | McMicking, Moore, Parke, Perry, Roblin, Rymal, Shaver, | Small, Thorburn, Waters, Wells, Wilson, Woolverton, Yager—28. |
|----------|--|--|--|---|

Amendment lost. The question of amendment was decided in the negative by a majority of ten.

In amendment, Mr. Robinson, seconded by Mr. Gowan, moves that the following be added as a rider to the bill :

Rider proposed "And whereas, the method of voting by ballot may enable designing persons to practise imposition on electors who cannot read, and it is desirable to guard against any such improper practices. *Be it enacted by the authority aforesaid*, That no elector who cannot read writing shall be permitted to put his ballot into the box at any such election till he shall have satisfied the Returning Officer that the name or names of the candidate or candidates written on his ballot are the name or names of those for whom he is desirous of voting; and for the purpose of enabling the Returning Officer more effectually to guard against such frauds, it shall be his duty, whenever he suspects or is informed that an elector about to vote cannot read writing, to question the said elector privately as to the fact."

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------|--|---|--|---|
| Yeas 16. | Brown, Caldwell, Gowan, McDonell, of <i>Glengarry</i> , | McDonell, of <i>Northumb.</i> McKay, McLean, Macnab, | Malloch, Merritt, Morris, Richardson, | Rykert, Strange, Tayler, Wilkinson—16. |
|----------|--|---|--|---|

NAYS—MESSEURS,

| | | | | |
|-----------------------|------------|--------------------|-------------|----------|
| Alway, | Lount, | Perry, | Thorburn, | |
| Bruce, | McIntosh, | Roblin, | Walsh, | |
| Chisholm, | Mackenzie, | Rymal, | Waters, | |
| Cook, | McMicking, | Shaver, | Wells, | |
| Duncombe, of Norfolk, | Moore, | Shibley, | Wilson, | |
| Gibson, | Morrison, | Small, | Woolverton, | |
| Gilchrist, | Parke, | Solicitor General, | Yager,—29. | Nays 29. |
| Hopkins, | | | | |

The question of amendment was decided in the negative by a majority of thirteen.

Amendment lost.

On the question for passing the bill, the yeas and nays being taken were as follows :

On passing.

YEAS—MESSEURS,

| | | | | |
|-----------------------|------------|-----------|-------------|----------|
| Alway, | Gilchrist, | Morrison, | Small, | |
| Bruce, | Hopkins, | Parke, | Thorburn, | |
| Chisholm, | Lount, | Perry, | Waters, | |
| Cook, | McIntosh, | Roblin, | Wells, | |
| Duncombe, of Oxford, | Mackenzie, | Rymal, | Wilson, | |
| Duncombe, of Norfolk, | McMicking, | Shaver, | Woolverton, | |
| Gibson, | Moore, | Shibley, | Yager—28. | Yeas 28. |

NAYS—MESSEURS,

| | | | | |
|------------------------|----------|---------------|---------------|----------|
| Brown, | McKay, | Morris, | Strange, | |
| Caldwell, | McLean, | Richardson, | Taylor, | |
| Gowan, | Macnab, | Robinson, | Walsh, | |
| McDonell, of Glengary, | Malloch, | Rykert, | Wilkinson—19. | Nays 19. |
| McDonell, of Northumb. | Merritt, | Sol. General, | | |

The question was carried in the affirmative by a majority of nine, and the bill was passed.

Bill passed.

Mr. Bruce, seconded by Mr. Mackenzie, moves that the bill be entitled "*An Act to promote the freedom, peace, and quiet of elections of members to represent the several counties, ridings, cities, and towns in this Province in the House of Assembly, and further and more effectually to secure the independence of that House by adopting the mode of voting by ballot.*"

Title.

Which was carried, and Messrs. Bruce and Mackenzie were ordered by the Speaker to carry the bill up to the Honorable the Legislative Council, and to request their concurrence thereto.

Bill sent to Leg. Council.

The Master-in-Chancery brought down from the Honorable the Legislative Council a message, which was read as follows :

Message from Legislative Council.

MR. SPEAKER :

The Legislative Council has passed the bill sent up from the Commons House of Assembly entitled "*An Act for altering and amending the charter of the President, Directors, and Company of the Commercial Bank of the Midland District, and for increasing the number of shares to be held in the capital stock of the company,*" without amendment.

Commercial Bank bill passed.

JOHN B. ROBINSON,
Speaker.

Legislative Council Chamber, }
2nd April, 1835.

At five o'clock, P. M. the Speaker left the chair.

At half past six o'clock P. M. the Speaker took the chair.

Pursuant to the order of the day the Hamilton Bank bill was read a third time.

Hamilton Bank bill read time.

On the question for passing, (on motion of Mr. Macnab, seconded by Mr. Rymal,)

Ordered, That the bill be amended by adding the following words to the twenty-seventh clause, "including the amount of stock so held as aforesaid."

Bill amended.

Mr. Small, seconded by Mr. McIntosh, moves that the bill be amended in the seventh clause by striking out the words "or by proxy" and by inserting in the thirteenth clause the word "twenty" before the word "five."

Motion further to amend the bill.

On which the yeas and nays being taken were as follows:

YEAS—MESSIEURS,

| | | | | |
|---------|----------------------|----------------------|---------------------|----------------------|
| Yeas 36 | Gibson, McIntosh, | Mackenzie, Moore, | Morrison, Small, | Waters, Wilson—8. |
|---------|----------------------|----------------------|---------------------|----------------------|

NAYS—MESSIEURS,

| | | | | |
|---------|---|---|--|---|
| Nays 36 | Brown, Bruce, Chisholm, Cook, Cornwall, Duncombe, of <i>Oxford</i> , Duncombe, of <i>Norfolk</i> , Durand, Gilchrist, | Gowan, Hopkins, Lount, McDonell, of <i>Glengarry</i> , McDonell, of <i>Stormont</i> , McDonell, of <i>Northumb.</i> , McKay, McLean, McMicking, | Macnab, Malloch, Merritt, Morris, Parke, Richardson, Robinson, Roblin, Rykert, | Rymal, Shaver, Shibley, Strange, Tayler, Thorburn, Walsh, Woolverton, Yager—36. |
|---------|---|---|--|---|

Motion for amend
ment lost

The question was decided in the negative by a majority of twenty-eight.

On passing.

On the question for passing the bill the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

| | | | | |
|----------|---|---|---|--|
| Yeas 42. | Alway, Brown, Bruce, Caldwell, Chisholm, Cook, Cornwall, Duncombe, of <i>Oxford</i> , Duncombe, of <i>Norfolk</i> , Durand, Gibson, | Gilchrist, Gowan, Hopkins, Lount, McDonnell, of <i>Glengarry</i> , McDonnell, of <i>Stormont</i> , McDonnell, of <i>Northumb.</i> , McIntosh, McKay, McLean, McMicking, | Macnab, Malloch, Merritt, Moore, Parke, Perry, Richardson, Robinson, Roblin, Rykert, | Rymal, Shaver, Shibley, Strange, Tayler, Thorburn, Walsh, Waters, Woolverton, Yager—42. |
|----------|---|---|---|--|

NAYS—MESSIEURS,

| | | | | |
|---------|-----------------------|-----------|--------|-----------|
| Nays 5. | Mackenzie, Morris, | Morrison, | Small, | Wilson—5. |
|---------|-----------------------|-----------|--------|-----------|

Bill passed.

The question was carried in the affirmative by a majority of thirty-seven, and the bill was passed

Title.

Mr. Macnab, seconded by Mr. Rymal, moves that the bill be entitled "*An Act to incorporate sundry persons under the style and title of the President, Directors and Company of the Gore Bank.*"

Bill sent to Log.
Council.

Which was carried, and Messrs. Macnab and Rymal were ordered by the Speaker to carry the bill up to the Honorable the Legislative Council, and to request their concurrence thereto.

Pet of C. P. Treadwell brought up.

Mr. McDonell, of *Stormont*, brought up the petition of Charles P. Treadwell of Longueil, in the district of Ottawa, Esquire; which was laid on the table.

Petitions read.

Pursuant to the order of the day, the following petitions were read:

Geo Ham, praying for remuneration.

Of George Ham, of the town of Cobourg, praying for remuneration for loss sustained in Cobourg harbor on account of the insufficiency of said harbor for sheltering vessels.

J R Bostwick and others, praying for a protecting duty.

Of J. R. Bostwick and five hundred and sixty-seven others, inhabitants of the county of Middlesex, praying that a duty may be laid on American produce, and the farmers of this province protected from unjust competition.

A N Baxter and others, praying that unlicensed beer shops may be put down.

Of A. N. Baxter and sixty-eight others, inhabitants of the township of Markham, praying for the putting down of unlicensed beer-shops.

John C. Cromwell and others, praying for the survey of Big Otter Creek.

Of John C. Cromwell and one hundred and twenty-one others, inhabitants of the district of London, praying that a survey may be made of Big Otter Creek, from Port Burwell to its source, together with plans and estimates of the probable expense of improving the navigation of the same.

David D Willson and others, praying for the establishment of loan banks.

Of David D. Willson and one hundred and seventy others, of the township of Norwich in the District of London, praying for an establishment of a loan bank.

Motion for reading pet of C Treadwell.

Mr. McDonell, of *Stormont*, seconded by Mr. McLean, moves that the petition of Charles P. Treadwell be now read, and that the 41st rule of this House be dispensed with so far as relates to the same.

On the orders of the day's being moved, the yeas and nays were taken, as follows: Orders of the day moved.

YEAS—MESSIEURS,

| | | | | |
|-----------------------|------------------------|-------------|-------------|----------|
| Alway, | Gilchrist, | Parke, | Strange, | |
| Brown, | Hopkins, | Perry, | Thorburn, | |
| Bruce, | Lount, | Richardson, | Walsh, | |
| Chisholm, | McDonell, of Northumb. | Roblin, | Waters, | |
| Cook, | McIntosh, | Rykert, | Wells, | |
| Cornwall, | Mackenzie, | Rymal, | Wilkinson, | |
| Duncombe, of Oxford, | McMicking, | Shaver, | Wilson, | |
| Duncombe, of Norfolk, | Macnab, | Shibley, | Woolverton, | |
| Durand, | Moore, | Small, | Yager—38. | Yeas 38. |
| Gibson, | Morrison, | | | |

NAYS—MESSIEURS,

| | | | | |
|-------------------------|------------------------|----------|------------|----------|
| Caldwell, | McDonell, of Stormont, | Malloch, | Robinson, | |
| Gowan, | McKay, | Morris, | Taylor—10. | Nays 10. |
| McDonell, of Glengarry, | McLean, | | | |

The question was carried in the affirmative by a majority of twenty-eight, and the orders of the day were proceeded in.

Mr. Mackenzie, chairman of the committee on grievances, to which was referred the petition of William Forsyth, late of the Niagara Falls, presented a report and the draft of an address to His Excellency, the Lieutenant Governor. Order proceeded in:
Committee on grievances presents report and address on pet of Wm Forsyth.

The report and address were received.

The report was read.

Report.—(See Appendix.)

The address was read a first time.

On the question for the second reading of the address,

In amendment, Mr. McLean, seconded by Mr. Robinson, moves that the address be not now read a second time, but that the House do go into committee of the whole on the same on Saturday next. Motion for committing address on Saturday next.

On which the yeas and nays being taken, were as follows:

YEAS—MESSIEURS.

| | | | | |
|----------|-------------|--------------------|--------------|---------|
| McLean, | Richardson, | Rykert, | Wilkinson—7. | |
| Merritt, | Robinson, | Solicitor General, | | Yeas 7. |

NAYS—MESSIEURS,

| | | | | |
|-----------------------|-------------------------|-----------|-------------|----------|
| Bruce, | Hopkins, | Morris, | Shibley, | |
| Chisholm, | Lount, | Morrison, | Thorburn, | |
| Cook, | McDonell, of Glengarry, | Parke, | Waters, | |
| Duncombe, of Oxford, | McIntosh, | Perry, | Wells, | |
| Duncombe, of Norfolk, | Mackenzie, | Roblin, | Wilson, | |
| Durand, | McMicking, | Rymal, | Woolverton, | |
| Gibson, | Malloch, | Shaver, | Yager—30. | Nays 30. |
| Gilchrist, | Moore, | | | |

The question was decided in the negative by a majority of twenty-three.

On the question for the second reading of the address, the yeas and nays were taken, as follows: Motion for committing lost.
On question for second reading.

YEAS,—MESSIEURS,

| | | | | |
|----------------------|------------|-------------|-------------|----------|
| Bruce, | Lount, | Parke, | Small, | |
| Chisholm, | McIntosh, | Perry, | Thorburn, | |
| Cook, | Mackenzie, | Richardson, | Waters, | |
| Duncombe, of Oxford, | McMicking, | Roblin, | Wells, | |
| Durand, | Merritt, | Rykert, | Wilson, | |
| Gibson, | Moore, | Rymal, | Woolverton, | |
| Gilchrist, | Morrison, | Shibley, | Yager—29. | Yeas 29. |
| Hopkins, | | | | |

NAYS—MESSIEURS,

| | | | | |
|---------|-----------|--------------------|---------------|---------|
| Brown, | Robinson, | Solicitor General, | Wilkinson,—5. | |
| McLean, | | | | Nays 5. |

The question was carried in the affirmative by a majority of twenty four and the address was read the second time, concurred in, and ordered for a third reading this day. Third reading this day.

Address on pet.
of William Forsyth,
read third time

Pursuant to the order of the day, the address to His Excellency, the Lieutenant Governor, on the subject of the petition of William Forsyth, was read a third time, passed and signed, and is as follows :

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

Address

MAY IT PLEASE YOUR EXCELLENCY,

We, His Majesty's dutiful and loyal subjects, the Commons of Upper Canada, in Provincial Parliament assembled, humbly request that Your Excellency would be pleased to transmit to England, and favourably to recommend to His Majesty's Government, the report herewith presented to Your Excellency of a select committee of this House appointed to enquire into the claim preferred in the present and former sessions of the Legislature by Mr. William Forsyth of Bertie, yeoman, late proprietor of the Niagara Falls estate, to compensation for injury and damage done him under the authority and by the desire of the officer lately commanding the forces in this province. We are of opinion that Mr. Forsyth has fully proved that he sustained damage and that his case is an aggravated one, deserving the early and favourable consideration of His Majesty's Government.

MARSHALL S. BIDWELL,
Speaker.

*Commons House of Assembly, }
2nd April, 1835.*

Com. to present
address.

On motion of Mr. Mackenzie, seconded by Mr. Roblin,
Ordered, That Messrs. Thorburn and McMicking be a committee to carry up the report and address to His Excellency and to present the same.
The House then adjourned.

Friday, 3rd April, 1835.

The House met.

The minutes of yesterday were read.

Finance committee
reports.

Mr. Duncombe, of Oxford, chairman of committee of finance, presented a first report, which was received and read.

1st Report on Finance—(See Appendix.)

Report on finance
to be printed.

On motion of Mr. Duncombe, of Oxford, seconded by Mr. McKay,
Ordered, That five hundred copies of the report of the select committee upon the public accounts be printed for the use of members.

Select Committee
on life and fire as-
surance bill reports.

Mr. Small, from the select committee to which was referred the bill to amend the Fire and Life Assurance Act, informed the House that the committee had agreed to some amendments to the bill and a report on the subject, both of which he was directed to submit for the consideration of the House, whenever it would be pleased to receive the same.

Ordered, That the report be received.

The report was read.

Report—(See Appendix.)

Amendments read.
2nd reading to-
morrow.

The amendments to the bill were read a first time.
Ordered, That the bill to amend the charter of the British America Fire and Life Assurance Company, as amended, be read a second time to-morrow.

Sel com on pet of
E. Gilbert and others
reports by bill.

Mr. Parke from the select committee to which was referred the petition of Erastus Gilbert, and others, informed the House that the committee had agreed to report by bill, the draft of which he was ready to submit whenever the House would be pleased to receive the same.

The report was received and the bill was read.

Otter Creek mill
dam bill read.

Ordered, That the Otter Creek Mill-dam bill be read a second time to-mor-
row.

Mr. Thorburn from the select committee to wait upon His Excellency, the Lieutenant Governor, with the address of this House for information relating to the Talbot settlement, reported delivering the same, and that His Excellency had been pleased to make thereto the following answer :

Sel. com. to present address for information relating to Talbot settlement, reports answer.

GENTLEMEN :

I will direct the returns respecting the Crown Lands applied for in this address to be prepared.

The House requests also to be laid before them any memorials forwarded by Colonel Talbot, on the subject of four hundred pounds per annum, which His Majesty's government have authorised to be paid from the revenues of the Crown.

Answer.

The statements annually transmitted to the House of Assembly shew, that His Majesty's government sanctioned this remuneration to Colonel Talbot in 1826; and it is probable, that the services of Colonel Talbot have been rewarded without solicitation on his part; as his perseverance and exertions in carrying on a successful system of settling the country and in preventing the finest tracts of the London district from falling into the hands of speculators, and from being blocked up by improvident grants, are as well known to His Majesty's government as they are to the House of Assembly.

No memorial from Colonel Talbot was forwarded through the local government.

Pursuant to the order of the day the petition of William Crooks and forty others of the township of Nelson, in the district of Gore, praying for pecuniary aid to keep in repair the bridge over the twelve mile creek—was read.

Pet. of William Crooks and others, read.

Mr. Wilson from the select committee on trade to which was referred the bill to increase the stock of the Upper Canada Bank, presented a report, which was received and read as follows :

Com. on trade presents report on U. Bank Stock bill.

Report—(See Appendix.)

Mr. Mackenzie, seconded by Mr. Morrison, moves that the report be adopted. On which the yeas and nays being taken were as follows :

Motion that the report be adopted.

YEAS—MESSIEURS,

| | | | |
|-----------------------|-------------------------|-------------|-------------|
| Alway, | Gibson, | Morrison, | Strange, |
| Bruce, | Hopkins, | Richardson, | Taylor, |
| Chisholm, | Lount, | Roblin, | Thorburn, |
| Cook, | McDonell, of Glengarry, | Rykert, | Wells, |
| Cornwall, | McIntosh, | Rymal, | Wilson, |
| Duncombe, of Oxford, | Mackenzie, | Shaver, | Woolverton, |
| Duncombe, of Norfolk, | McMicking, | Shibley, | Yager—30. |
| Durand, | | | |

Yeas 30.

NAYS—MESSIEURS,

| | | | |
|--------|-----------|--------|----------|
| McKay, | Robinson, | Small, | Walsh—5. |
| Parke, | | | |

Nays 5.

The question was carried in the affirmative by a majority of twenty-five, and the report was adopted.

Report adopted.

Mr. Mackenzie, from the select committee on Grievances to which was referred the petition of John McCarroll and others, presented a report which was received and read.

Sel. Committee on Grievances reports on pet. of John McCarroll and others.

Report—(See Appendix.)

Mr. Roblin from the select committee to which was referred the petition of the president, directors, and company of the Cobourg Harbour Company, presented a report, which was received and read.

Sel. Com. on pet. of President, Directors, & Co. of Cobourg harbour, reports.

Report—(See Appendix.)

On motion of Mr. Roblin, seconded by Mr. Yager, Ordered, That the report of the select committee on the Cobourg harbour company be referred to the committee of supply.

Report referred to Com. of Supply.

Mr. Robinson from the select committee to whom was referred the petition of Andrew McGlashan and others, presented a report, which was received and read.

Sel. Com. on pet. of A. McGlashan and others, presents report.

Report—(See Appendix.)

Report referred to Supply.

On motion of Mr. Robinson, seconded by Mr. Lount,
Ordered, That the report on petition of Andrew McGlashan and others be referred to the committee of Supply.

Pet. of J. R. Bostwick and others, referred.

On motion of Mr. Parke, seconded by Mr. Moore,
Ordered, That the petition of J. R. Bostwick, and others, be referred to a select committee to be composed of Messieurs Parke, Mackenzie, Thorburn, Perry and Morrison to report thereon.

Pet. of W. Crooks and others, referred.

On motion of Mr. Hopkins, seconded by Mr. Durand,
Ordered, That the petition of William Crooks, Esq., and others, be referred to the committee of supply.

Pet. of Matthew Cowan and others, referred.

On motion of Mr. McIntosh, seconded by Mr. Gibson,
Ordered, That the petition of Matthew Cowan be referred to a select committee to be composed of Messrs. McIntosh, Robinson, Lount, Gibson, and Gilchrist with power to send for persons and papers, and report thereon.

Clerk to furnish each member with a copy of the revised statutes.

On motion of Mr. Hopkins, seconded by Mr. Shibley,
Ordered, That the Clerk of the House be directed to furnish each member with a copy of the revised statutes who has not been furnished heretofore, and charge the same in the contingencies of this House.

Pet. of Alexander Hamilton and others referred to supply.

On motion of Mr. Thorburn, seconded by Mr. McMicking,
Ordered, That the petition of Alexander Hamilton and others, be referred to the committee of supply.

Com. on Desjardins Canal loan bill.

Pursuant to the order of the day, the Desjardin's canal loan bill was read the second time.

The House was put in committee of the whole on the bill.

Mr. Richardson in the chair.

The House resumed.

Bill amended.

Mr. Richardson reported that the committee had gone through the bill, amended the same, and submitted it for the adoption of the House.

On receiving rep't.

On the question for receiving the report, the yeas and nays being taken, were as follows :

YEAS.—MESSIEURS,

| | | | |
|-----------------------|------------------------|-------------|--------------------|
| Alway, | Hopkins, | Moore, | Solicitor General, |
| Brown, | Lount, | Parke, | Taylor, |
| Bruce, | McCrae, | Perry, | Thorburn, |
| Chisholm, | McDonell, of Stormont, | Richardson, | Walsh, |
| Cornwall, | McIntosh, | Roblin, | Waters, |
| Duncombe, of Oxford, | McKay, | Rykert, | Wilkinson, |
| Duncombe, of Norfolk, | McMicking, | Rymal, | Woolverton—31. |
| Yeas 31. | Durand, | Shibley. | |
| | Merritt, | | |

NAYS—MESSIEURS,

| | | | | |
|---------|-------|------------|---------|-----------|
| Nays 4. | Cook, | Mackenzie, | Morris, | Shaver—4. |
|---------|-------|------------|---------|-----------|

Report received.

The question was carried in the affirmative by a majority of twenty-seven, and the report was received.

On 3rd reading to-morrow.

On the question for the third reading of the bill to-morrow,

Amendment proposed.

Mr. Mackenzie, seconded by Mr. Bruce, moved in amendment, that the bill be re-committed on to-morrow for the purpose of adding the following clauses.

"And be it further enacted by the authority aforesaid, That Messrs. John Paterson, Thomas Stinson, Honorable James Crooks, George Rolph, John Lesslie, and James Durand, shall be and they are hereby appointed Commissioners to superintend the management and completion of the said Canal, and that the monies to be raised under the authority of this act shall be paid upon the certificate of the said Commissioners."

Amendment proposed to Desjardins Canal bill.

"And be it further enacted by the authority aforesaid, That the said Commissioners or a majority of them shall conjunctly and severally give personal security, or security upon real estate, in such manner and form as the Lieutenant Governor, Receiver General, and Attorney General, shall consider full and satisfactory towards the Province, conditioned that the money loaned or agreed to be loaned under the authority of this Act, shall be repaid to the Province within ten years from the date of the passing of this Act, and that the interest on the same shall be paid, regularly in half yearly payments, until the principal be paid; and also that the monies shall be actually expended on the said Canal, and applied to no other purpose whatsoever; and that an account in detail of the said expenditure shall be laid annually before the Legislature."

"And be it further enacted by the authority aforesaid, That no money shall be borrowed under the authority of this Act, until the President and Directors of the Desjardins Canal Company shall by resolution have signified their acquiescence in the provisions of this law."

On which the yeas and nays being taken, were as follows :

On amendment.

YEAS—MESSEURS.

Alway,
Bruce,

Hopkins,
Lount,

McIntosh,

Mackenzie—6.

Yeas 6.

NAYS.—MESSEURS.

Brown,
Cook,
Cornwall,
Duncombe, of Norfolk,
Durand,
Gilchrist,

McDonell, of Stormont,
McKay,
McMicking,
Merritt,
Morris,
Parke,

Perry,
Richardson,
Roblin,
Rykert,
Rymal,
Shaver,

Shibley,
Thorburn,
Walsh,
Waters,
Yager—23.

Nays 23.

The question was decided in the negative by a majority of seventeen, and the bill was ordered to be engrossed and read a third time to-morrow.

3rd reading to-morrow.

Pursuant to the order of the day, the amendments made by the Honorable the Legislative Council in and to the bill entitled, "*An Act to incorporate certain persons therein named, and their associates, under the style and title of the Cayuga Glass Manufacturing Company,*" were read a second time.

Amendments to Glass Company bill read 2nd time and committed.

The House was put into committee of the whole on the bill.

Mr. Mackenzie in the chair.

The House resumed.

Mr. Mackenzie reported that the committee had agreed to the amendments and submitted them for the adoption of the House.

Amend. agreed to.

The report was received.

Ordered, That the amendments be read a third time to-morrow.

3rd reading to-morrow.

Pursuant to the order of the day, the Norwich survey bill was read a second, time.

Norwich survey bill committed.

The House was put into committee of the whole on the bill.

Mr. Lount in the chair.

The House resumed.

Mr. Lount reported that the committee had gone through the provisions of the bill, amended the same, and submitted it for the adoption of the House.

Bill amended.

The report was received.

Ordered, That the bill be engrossed and read a third time to-morrow.

3rd reading to-morrow.

Pursuant to the order of the day, the Welland canal bridge bill was read the second time.

Welland Canal bridge bill committ'd

The House was put into committee of the whole on the bill.

Mr. Shibley in the chair.

The Speaker resumed the chair to receive a message.

The Speaker left the chair.

The chairman resumed the chair of committee.

The House resumed.

The chairman reported that the committee had gone through the bill, amended the same and submitted it for the adoption of the House.

Bill amended.

The bill was ordered to be engrossed and read a third time to-morrow.

3rd reading to-morrow.

At twenty minutes before five o'clock, P. M. the Speaker left the chair.

At six o'clock, P. M. the Speaker resumed the chair.

The Speaker reported that the Master-in-Chancery had brought down from the Honorable the Legislative Council a bill entitled "*An Act to constitute a new Court of Appeal for revising the judgments of the Court of King's Bench,*" which that Honorable House had passed and requested the concurrence of this House thereto, and the bill sent up from this House, entitled "*An Act to abolish imprisonment for debt in certain cases, within this Province,*" which that Honorable House had passed with some amendments, to which they requested the concurrence of this House, also a message and an address to His Excellency, the Lieutenant Governor, passed by that Honorable House.

Speaker reports bill from Legislative Council to constitute a new court of appeal.

And bill to abolish imprisonment for debt amended.

The message was read as follows :

MR. SPEAKER,

The Legislative Council have passed the accompanying address to His Excellency, the Lieutenant Governor, relative to the better division of this

Message with address on division of the Province.

Province, to which they request the concurrence of the Commons' House of Assembly.

JOHN B. ROBINSON,
Speaker.

*Legislative Council Chamber, }
3rd day of April, 1835. }*

The address was read as follows :

Address of the
Legislative Council
to His Excellency
for a new division of
the Province.

*To His Excellency, Sir John Colborne, Knight Commander
of the Most Honorable Military Order of the Bath, Lieut.
Governor of the Province of Upper Canada, and Major
General Commanding His Majesty's Forces therein,
&c. &c. &c.*

MAY IT PLEASE YOUR EXCELLENCY,

We, His Majesty's dutiful and loyal subjects, the Legislative Council of Upper Canada in Provincial Parliament assembled, beg leave to represent to your Excellency, that it appears from a number of petitions laid before this branch of the Legislature that much inconvenience has arisen from the great extent of several of the districts of this Province, and the consequent distance of the towns in which the courts of justice are held from the habitations of persons residing in the distant parts of those districts.

The Legislative Council would also represent to your Excellency that a general and uniform system of division of the Province into districts seems to them as more likely to be useful to the people than the adoption of partial and temporary measures relative to the particular places from whence the petitions have been sent.

We would therefore pray your Excellency to take such means as to your Excellency may seem proper for the purpose of obtaining information on the subject of a new and permanent division of the Province, as well as relating to the measures which may be necessary to provide for the increased duties of the courts of justice that may result from such new division; and that your Excellency would be pleased to cause the same to be communicated to the Legislature at the next Session of the Provincial Parliament.

JOHN. B. ROBINSON,
Speaker.

*Legislative Council Chamber, }
3rd day of April, 1835. }*

On the question for the second reading of the address to-morrow,

Motion for read'g
the address a second
time in 3 months.

Mr. Morrison, in amendment, seconded by Mr. Bruce, moves that the address to His Excellency, the Lieutenant Governor, sent down from the Honorable the Legislative Council be read a second time this day three months.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | |
|-----------------------|------------|-----------|-----------------|
| Alway, | Gilchrist, | Moore, | Shaver, |
| Bruce, | Hopkins, | Morrison, | Shibley, |
| Chisholm, | Lount, | Parke, | Waters, |
| Duncombe, of Oxford, | McIntosh, | Roblin, | Wells, |
| Duncombe, of Norfolk, | Mackenzie, | Rymal, | Woolverton,—22. |
| Gibson, | McMicking, | | |

Yeas 22.

NAYS—MESSIEURS.

| | | | |
|-----------|------------------------|-------------|------------|
| Brown, | McCrae, | Merritt, | Small, |
| Caldwell, | McDonell, of Stormont, | Morris, | Walsh, |
| Cook, | McKay, | Richardson, | Wilkinson, |
| Cornwall, | McNab, | Rykert, | Yager—18. |
| Gowan, | Malloch, | | |

Nays 18.

The question of amendment was carried in the affirmative by a majority of four and ordered accordingly.

The bill sent down from the Honorable the Legislative Council entitled, "*An Act to constitute a new court of Appeal for revising the judgments of the court of King's Bench,*" was read the first time. Court of appeal bill read.

On the question for the second reading of the bill to-morrow,

Mr. Morrison, in amendment, seconded by Mr. Gibson, moves that it be resolved, that in the opinion of this House the Legislative Council as now constituted ought not to be entrusted with the powers of a Court of Appeal from judgments given in the Court of King's bench, and that this bill be therefore read a second time on the first day of April next. Motion for reading bill 1st April next.

On which the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

| | | | | |
|----------------------|------------|-----------|-------------|----------|
| Alway, | Gilchrist, | Moore, | Shibley, | |
| Bruce, | Hopkins, | Morrison, | Thorburn, | |
| Chisholm, | Lount, | Parke, | Waters, | |
| Cook, | McIntosh, | Roblin, | Wells, | |
| Duncombe, of Oxford, | Mackenzie, | Rymal, | Woolverton, | |
| Durand, | McMicking, | Shaver, | Yager,—25. | Yeas 25. |
| Gibson, | | | | |

NAYS—MESSIEURS,

| | | | | |
|-----------|----------|--------------------|----------------|----------|
| Brown, | Macnab, | Richardson, | Taylor, | |
| Caldwell, | Malloch, | Rykert, | Walsh, | |
| Cornwall, | Merritt, | Small, | Wilkinson,—15. | |
| McKay, | Morris, | Solicitor General, | | Nays 15. |

The question of amendment was carried in the affirmative by a majority of ten and ordered accordingly.

Adjourned.

Saturday, 4th April, 1835.

The House met.

The minutes of yesterday were read.

The hour appointed for taking into consideration the petition of William Buell and Matthew M. Howard, Esquires, complaining of the undue election and return of Robert S. Jameson, and Ogle R. Gowan, Esquires, as members to represent the county of Leeds, in this present parliament, being come.

The House proceeded to the appointment of a select committee to try and determine the merits of said petition.

The Sergeant at Arms was directed by the Speaker to go with the mace to the places adjacent and require the attendance of the members on the business of the House.

And he went accordingly.

And being returned, the House was counted, and more than thirty members being present.

Mr. Speaker called upon the petitioners, their counsel or agent, to appear at the bar.

Mr. Buell appeared at the bar on the behalf of Mr. Howard and himself.

The Speaker then called upon the sitting members, their counsel or agent to appear at the bar.

Messrs. Jameson and Gowan appeared at the bar on their own behalf.

Mr. Speaker then directed the Sergeant at Arms to lock the doors; which being done.

Mr. Speaker directed the clerk to read the order for taking the said petition into consideration.

And the same being read accordingly, and the attestation of the Speaker being taken from off the box in which, agreeably to the statute, the names of all the members of the House were sealed up, was read by the clerk as follows:

"I attest that this box was, on the 3rd day of April, 1835, made up in my presence in the manner directed by An Act passed in the fourth year of His late Majesty's reign, entitled, "*An Act to repeal an Act pass-*

Proceedings of the house in the trial of the matters contain'd in the petition of W Buell and Matthew M Howard, Esquires, complaining of the last election and re turn for the county of Leeds.

Proceedings of the
House on the Leeds
Election trial.

ed in the 45th year of His late Majesty's reign, entitled, 'An Act to regulate the trial of controverted elections or returns of members to serve in the House of Assembly, and to make more effectual provision for such trials.'

MARSHALL S. BIDWELL,
Speaker.

The box was then opened, and the attestation of the Clerk was taken therefrom, and read by him as follows :

"I attest that I did, on Friday the 3rd day of April, 1835, in presence of the Speaker of this House, put into a box in which this attestation is found the names of all the members composing the present House of Assembly written upon slips of paper and rolled up as directed by an Act passed in the fourth year of His late Majesty's reign, entitled, "*An Act to repeal an Act passed in the 45th year of His late Majesty's reign, entitled, 'An Act to regulate the trial of controverted elections or returns of members to serve in the House of Assembly, and to make more effectual provision for such trials.'*"

JAMES FITZGIBBON,
Clerk of Assembly.

The names of all the members were taken out of the box and put into three glasses in the usual manner.

The drawing of the names was then proceeded in, and the following were drawn to which no objection was made :

| | | |
|--------------------------------|---------------------------|--------------|
| 1 Wilkinson, | 9 MacNab, | 17 Shibley, |
| 2 M'Donell, of Northumberland, | 10 McDonell, of Sornmont, | 18 Strange, |
| 3 Wells, | 11 Roblin, | 19 Chisholm, |
| 4 Alway, | 12 Rymal, | 20 McKay, |
| 5 Hopkins, | 13 Cornwall, | 21 Morris, |
| 6 Rykert, | 14 Morrison, | 22 Small, |
| 7 Durand, | 15 Tayler, | 23 Merritt, |
| 8 Waters, | 16 Thorburn, | |

Mr. PERRY was chosen *Nominee for Petitioners.*

Mr. ROBINSON was chosen *Nominee for the Sitting Members.*

Five other names were, during the drawing, taken and set aside, viz :

4 Absent at the time of drawing,

1 Whose seat being contested, was unqualified to serve.

At five minutes before 11 o'clock, A. M. the parties with Nicholas Crawford, clerk to the select committee, retired for the purpose of striking said committee.

The amendments made by the Honorable the Legislative Council in and to the bill sent up from this House, entitled "*An Act to abolish imprisonment for debt in certain cases, within this Province*" were read as follows :

Amendments made
by the Leg. Council
to the bill to abolish
imprisonment for
debt in certain cases

In the title, line 1—After "to" expunge the remainder, and insert "mitigate the law in respect to imprisonment for debt."

In the bill, }
Press 1, line 1, } After "Whereas" expunge the whole to the seventeenth clause, and insert "The imprisonment of persons in execution for debt is no otherwise justifiable than as a means of compelling such persons to apply whatever monies or property they may be possessed of, or may have under their control, to the satisfaction of their creditors. And whereas it is impossible with a just regard to the rights of creditors and to the interests of commerce to afford effectual relief to insolvent debtors, until a proper jurisdiction is provided and suitable laws enacted to facilitate and ensure a recourse against all the property of such insolvent debtors; but in the meantime it is expedient to make such provision as will render the law in this respect less rigorous than at present. Be it therefore enacted by the King's most excellent Majesty, by and with the advice and consent of the Legislative Council and Assembly of the Province of Upper Canada, constituted and assembled by virtue of and under the authority of An Act passed in the Parliament of Great Britain, entitled "*An Act to repeal certain parts of An Act passed in the fourteenth year of His Majesty's Reign, entitled 'An Act for making more effectual provision for the Government of the Province of Quebec in North America, and to make further provision for the Government*

of the said Province," and by the authority of the same, that from and after the first day of June next after the passing of this Act, no person shall be arrested or holden to special bail upon any process issuing from His Majesty's Court of King's Bench for this Province or from any District Court in this Province where the cause of action shall not amount to ten pounds, and that so much of the eighth clause of a certain Act of the Parliament of this Province passed in the second year of the reign of His late Majesty King George the Fourth, entitled "*An Act to repeal part of and amend the laws now in force respecting the practice of His Majesty's Court of King's Bench in this Province,*" as authorises personal arrest in a civil suit when the cause of action shall amount to five pounds or upwards. And also so much of the eighth clause of a certain other Act of the Parliament of this Province, passed in the same year, entitled "*An Act to reduce into one Act the several laws now in force establishing District Courts, and regulating the practice thereof, and also to extend the powers of the said District Courts,*" as authorises personal arrest in all actions of contract within the jurisdiction of such courts, be and the same is hereby repealed so far only as the said clauses extend to authorise personal arrest for any sum less than ten pounds: *Provided always nevertheless*, that such repeal shall not take effect until after the said first day of June next, and shall not render illegal or irregular any arrest for a less sum than ten pounds, which shall take place in any court, before or on the said first day of June next, and shall not render illegal or irregular any proceedings which shall be had after or in consequence of such arrest.

Amendments made by the Leg. Council to the bill to abolish imprisonment for debt in certain cases.

2. *And be it further enacted by the authority aforesaid*, That from and after the said first day of June next, it shall not be lawful to take execution against the body of any person, plaintiff or defendant upon a judgment recovered for costs only, nor in any case in which the judgment shall not be rendered for the sum of ten pounds or upwards, exclusive of costs, and that if any person shall be in custody upon an execution at the time of the passing of this act, or at any time hereafter, upon an execution which may issue before the said first day of June next, in a case in which it is provided by this clause that no execution shall issue against the body, such person may upon application to the Court from whence the execution shall have issued, or to a judge thereof in vacation, and after notice given to the opposite party, or his attorney by a rule to shew cause, be discharged from custody, by order of the said court or judge, but it shall be lawful to take out execution against the goods and chattels or against the lands or tenements of the person so discharged in the same manner as in other cases of debtors discharged under the provisions of this Act.
3. *And whereas*, it might tend greatly to the relief of certain debtors in execution for small debts, and at the same time occasion no material prejudice to trade, and public credit, if such debtors should after a limited period of imprisonment be allowed to be discharged, saving to their creditors their remedy against the property of the debtors so discharged. *Be it therefore enacted by the authority aforesaid*, That from and after the passing of this Act, all persons in execution upon any judgment rendered in this Province, in a civil suit for any debt or damages not exceeding the sum of twenty pounds exclusive of the costs recovered by such judgment, and who shall have lain prison thereupon for the space of three calendar months, or been confined under such execution upon the goal limits of any district in this province for the space of twelve calendar months before the time of their application to be discharged as hereinafter mentioned, may make his, her, or their application in term time to the court from whence such execution shall have issued to be discharged from custody upon such execution, and shall thereupon

Amendments made
by the Leg. Council
to the bill to abolish
imprisonment for debt
in certain cases.

make and file an affidavit to the effect hereinafter mentioned, and if the court shall be satisfied upon cause shewn that the person in custody is entitled to relief under this act, or if no cause to the contrary shall be shewn, then such court shall forthwith make a rule or order for discharging the party or parties from custody as to such execution. *Provided always*, that notwithstanding the discharge of any debtor or debtors by virtue of this act, the judgment against him or them shall continue and remain in full force to all intents and purposes except as to the taking in execution the person or persons of such debtor or debtors thereupon and it shall be lawful for the creditor to take out execution against the lands and tenements or goods and chattels of any such debtor so discharged, or to bring any action or any such judgment against such debtor or to bring any such action, or use any such remedy for the recovery of his demand against any other person or persons liable to satisfy the same in the same manner as such debtor could have done in case such debtor had never been charged in execution upon such judgment. *Provided also*, that no debtor so discharged shall be liable to be arrested or taken in execution upon the same judgment or in any action or proceeding to be afterwards instituted thereupon.

4. *And be it further enacted by the authority aforesaid*, That from and after the passing of this act, all persons in execution upon any judgment rendered in this Province in a civil suit for any debt or damages exceeding the sum of twenty pounds exclusive of costs, and who shall have lain in prison thereupon for the space of six calendar months before the time of their application to be discharged as hereinafter mentioned, when the debt shall not exceed one hundred pounds, or twelve calendar months, when the debt shall exceed one hundred pounds, may, upon giving thirty days notice in writing to the opposite party or his attorney of his intention to make such application as hereinafter mentioned, apply for his discharge in term time to the Court from whence the execution shall have issued. And that such application shall be founded on an affidavit of the person in custody as aforesaid, to the effect hereinafter mentioned.
5. *And be it further enacted by the authority aforesaid*, That the opposite party upon being called upon to shew cause against such application may disclose to the Court upon affidavit of himself or of any other person or persons any facts in answer to such application, and such court may examine into the same and may require further statements upon oath from or on behalf of either party in their discretion, and that when in the opinion of the court the party at whose suit the debtor is in custody shews no reasonable ground whatever (and in such cases only) for expecting benefit from the further detention of the debtor in execution it shall be lawful for the court to make an order for discharging such debtor forthwith. *Provided always*, that such discharge shall have the same and no other effect as to any other remedy upon the same judgment, or in consequence thereof, as a discharge ordered under this act in cases where the debt shall not exceed twenty pounds."
6. *And be it further enacted by the authority aforesaid*, That the application made by any debtor for his discharge from custody under this act, whether the sum for which he is so detained shall be under or above twenty pounds, shall be founded upon an affidavit made by such debtor in the cause in which he is in custody, to be afterwards filed among the papers of such cause, in which affidavit shall be set forth the time that he has been in custody upon such execution and the amount for which he is detained, and stating further that he is not possessed, nor any person or

persons in trust for him, or to his use of lands or tenements, monies, goods, chattels or effects of any description besides his necessary wearing apparel or bedding to the amount of five pounds; that since judgment in the cause was rendered against him he has not made any disposition or conveyance of his property or effects in order to defeat the remedy under the said judgement; that he has not the means within his power or under his control (excepting his necessary wearing apparel and bedding) of satisfying the debt for which he is in execution or any part thereof—that he was guilty of no fraud, deceit or dishonest practice in contracting the said debt, and that to the best of his knowledge and belief the party at whose suit he is in custody can derive no benefit from his the said debtor's being longer imprisoned under such execution.

Amendments to the bill abolishing imprisonment for debt in certain cases.

7. *And be it further enacted by the authority aforesaid,* That if it shall happen that any discharge granted under this Act shall have been unduly or fraudulently obtained upon any false allegation of circumstances, which if true, might have entitled the prisoner to be discharged by virtue of this act such prisoner shall upon the same being made appear to the satisfaction of the court by whose rule or order the said prisoner had been so discharged, be liable to be again taken in execution and remanded to his former custody by the rule or order of the same court.

Provided always, That no Sheriff or Gaoler shall be liable as for the escape of any such prisoner in respect of his enlargement during such time as he shall have been at large by means of such his undue discharge as aforesaid.

Press 7, line 13—After "Gaal delivery" expunge "or before the Court of General Quarter Sessions of the Peace."

"Expunge the eighteenth, nineteenth and twentieth clauses."

Ordered, That the amendments be read a second time on Monday next.

2nd reading on Monday.

Pursuant to the order of the day, the Desjardins' canal loan bill was read the third time and passed.

Desjardins canal loan bill passed.

Mr. Durand, seconded by Mr. Hopkins, moves that the bill be entitled "*An Act authorising a loan to the President and Directors of the Desjardins' Canal Company.*"

Title.

Which was carried, and Messrs. Durand and Hopkins were ordered by the Speaker to carry the same up to the Honorable the Legislative Council and to request their concurrence thereto.

Bill sent to Leg. Council.

Pursuant to the order of the day, the amendments made by the Honorable the Legislative Council, in and to the bill, entitled "*An Act for incorporating certain persons therein named and their associates, under the style and title of the Cayuga Glass Manufacturing Company,*" were read the third time and passed.

Amendments to glass company bill passed.

Messieurs McMicking and Thorburn were ordered by the Speaker to carry the bill up to the Honorable the Legislative Council, and to inform that Honorable House that this House had concurred in the amendments.

Bill sent to Leg. Council.

Pursuant to the order of the day, the Norwich survey bill was read a third time and passed.

Norwich survey bill read 3d time and passed.

Mr. Duncombe, of Oxford, seconded by Mr. Alway, moves that the bill be entitled "*An Act to appoint commissioners to settle disputes respecting certain roads and lines in the township of Norwich in the District of London, and to establish the said lines and roads.*"

Title.

Which was carried, and Messrs. Duncombe and Alway were ordered by the Speaker to carry the bill up to the Honorable the Legislative Council, and to request their concurrence thereto.

Bill sent to Leg. Council.

At half past eleven, A. M. the clerk to the select committee delivered to the House a list containing the names of the nine members unstruck, composing the select committee, which is as follows:

Clerk rep sel com to try the matter of the Leeds contested election.

Report.

List of the names of the members unstruck, forming the committee to try the merits of the petition of William Buell and Matthew M. Howard, Esquires,

complaining of the undue election and return of Robert S. Jameson and Ogle R. Gowan, Esquires, to serve as representatives in the present Parliament for the county of Leeds, viz :

1 Messrs. McDonell, of Stormont,
2 Roblin,
3 Rymal,
4 Cornwall,
5 Tayler,

6 Messrs. Shibley,
7 Strange,
8 Chisholm,
9 Small,

10 Mr. Perry, *Nominee for Petitioning Candidates,*
11 Mr. Robinson, *Nominee for Sitting Members.*

NICHOLAS CRAWFORD,
Clerk of Committee.

Com sworn.

The said nine members and the nominees were then severally sworn at the table by the clerk in the usual manner.

Com to meet at noon.

On motion of Mr. Perry, seconded by Mr. Roblin,
Ordered, That the select committee appointed to try the Leeds contested election do meet in the committee room on the upper floor of this House this day at twelve o'clock.

Wel Can bridge bill read 3rd time.

Pursuant to the order of the day, the Welland canal bridge bill was read a third time.

Bill recommitted.

On the question for passing the bill, Mr. Thorburn, seconded by Mr. Merritt, moves that this bill do not now pass, but that it be recommitted to a committee of the whole.

Which was carried, and the House was again put into committee of the whole on the bill.

Mr. Gibson in the chair.

The House resumed.

Bill amended.

Mr. Gibson reported that the committee had amended the bill, and submitted it for the adoption of the House.

The report was received.

3rd reading on Monday.

Ordered, That the bill be engrossed and read a third time on Monday next.

At twelve o'clock, noon, the Speaker left the chair.

The Speaker resumed the chair to receive a message.

The Speaker left the chair.

The Speaker resumed the chair.

Speaker reports messages from His Excellency the Lieu. Governor.

Mr. Speaker reported that Mr. Secretary Rowan had brought down from His Excellency, the Lieutenant Governor, several messages and documents.

Mr. Speaker read the messages as follows:

Message with report of commissioners of Kettle Creek harbor.

J. COLBORNE,

The Lieutenant Governor transmits to the House of Assembly, the accompanying report of the commissioners appointed to superintend the construction of a harbor at the mouth of Kettle Creek.

Government House, 4th April, 1835.

Message with communications respecting emigrants, &c.

J. COLBORNE,

The Lieutenant Governor transmits to the House of Assembly with reference to an address of the twenty-seventh January, the accompanying copies of communications respecting emigrants from Great Britain and Ireland, and discharged soldiers and sailors.

Government House, 4th April, 1835.

Message with Mr. Cull's petition.

J. COLBORNE.

The Lieutenant Governor transmits to the House of Assembly the accompanying petition from Mr. Cull, Civil Engineer.

Government House, 4th April, 1835.

Message with return from assurance company.

J. COLBORNE.

The Lieutenant Governor transmits to the House of Assembly the return of the Saint Lawrence Inland Marine Assurance Company, for the year 1834.

Government House, 4th April, 1835.

J. COLBORNE.

The Lieutenant Governor transmits to the House of Assembly the accompanying report of the commissioners appointed by an act of the Provincial Parliament for the erection of a bridge over the Grand River, at Brantford.

Message with report of commissioners of Brantford bridge.

Government House, 4th April, 1835.

J. COLBORNE,

The Lieutenant Governor transmits to the House of Assembly the accompanying copies of a correspondence which has taken place respecting the boundary line of the two provinces, and suggests that it may be expedient to make provision to defray the expense of the survey before a surveyor can be appointed to act in conjunction with the commissioners.

Message with correspondence on boundary line.

Government House, 4th April, 1835.

Documents—(See Appendix.)

Pursuant to the order of the day, the following petitions were read :

Petitions read.

Of John Clark, J. P., and twenty-three others, Magistrates and Grand Jurors of the Niagara district, praying that the revenues arising from the licences to innkeepers may be placed at the disposal of said sessions, to be applied to improvement of roads and bridges in said district.

John Clark, J. P. and others, praying that the revenue from innkeepers licenses may be appropriated for roads. James F. Henthorn and others, praying that Peterboro' may be incorporated.

Of James F. Henthorn and one hundred and sixty others, inhabitants of the Newcastle district, praying that the petition for the incorporation of the village of Peterboro' may not be entertained.

Of Ewan McDonell and one hundred and seven others, freeholders of the townships of Lochiel and Kenyon, praying that commissioners may be appointed to determine the most eligible route from the township of Lochiel to the French lines.

Ewan McDonell and others, praying for the appointment of commissioners for certain purposes.

Of Abraham Stouffer and twenty-one others, inhabitants of the township of Markham, praying that the sum of one hundred and fifty pounds may be appropriated to be expended on the ninth concession of said township.

A. Stouffer and others, praying for aid for roads.

Of Maurice Scollard, administrator to the estate of Francis Collins, deceased, praying the payment of a claim of said Francis Collins, for reporting debates of the House.

M. Scollard praying for the payment of a supposed claim of the late F Collins. P. Gallagher, praying for remuneration as a school master.

Of Patrick Gallagher, Teacher, praying that a portion of the school appropriation may be granted to him as teacher of a common school in the city of Toronto.

Of William H. Tiers and fifty-four others, inhabitants of the township of Toronto, praying that money may be granted to finish opening the road called Hurontario Street to the Lake.

W. H. Tiers and others, praying for money for roads.

Of Frederick R. Cheney and sixty five others, inhabitants of the township of Whitchurch, praying for a grant of one hundred pounds to improve the allowance for road on seventh concession of said township.

F. R. Cheney and others, praying for money for roads.

Mr. Thorburn, from the committee to wait on His Excellency, the Lieutenant Governor, with the address of this House requesting His Excellency to transmit to His Majesty a copy of the report on the petition of William Forsyth, reported delivering the same, and that His Excellency had been pleased to make thereto the following answer :

Sel. Committee to present address for transmitting report on petition of W. Forsyth reports answer.

GENTLEMEN,

I will transmit this address and report to the Secretary of State for the Colonies.

Answer.

The opinion of the law officers of the crown that the intrusion on the military reserve, near the Falls, was an iniquitous proceeding, and that the intruders should be again prosecuted, will prevent my complying with the request of the House, in respect to a favorable recommendation to His Majesty's government, of the case of Forsyth.

The opinion of the Attorney General is expressed in this extract of his report on the case.

Extract from the report of the Attorney General on the case to which the petition of William Forsyth has reference, dated 4th February, 1835.

"So far from entertaining any doubt as to the right of the crown to the reserve in question, I am convinced that the claim now set up by Clark & Street is an unrighteous one. And unless it shall appear to the Executive Govern-

Opinion of the Atty General. "ment for any reason not at present apparent, to be inexpedient, it is my intention to proceed against those gentlemen by the information of intrusion, which I was for the reason I have just stated, obliged to withdraw."

Sel com on pet of D. Ballantine and others rept's by bill.

Mr. Wells, from the select committee to which was referred the petition of D. Ballantine and others, informed the House that the committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

Prescott police bill read.

The report was received and the bill was read the first time.

2nd reading on Monday next.

Ordered, That the bill to amend the police laws of the town of Prescott be read a second time on Monday next.

Com to present addresses to His Exc'y report delivering the same and His Excellency's answers.

Mr. MacNab from the committee to present two several addresses of this House to His Excellency, the Lieutenant Governor, relating to claims of U. E. Loyalists, and for attendance of certain officers before a select committee, reported delivering the same, and that His Excellency had been pleased to make thereto the following answers :

GENTLEMEN,

Answer to address for information on U E grants.

The subject of the U. E. Loyalists' rights and other claims having been referred for the consideration of His Majesty's Government, I do not think it proper to transmit to the House of Assembly the correspondence applied for in this address, nor the opinions given by the Executive Government or Crown Officers, as to the mode in which the Province might be relieved from the injurious effect resulting from the traffic in U. E. Loyalist's rights.

I request, however, that you will have the goodness to lay before the House these copies of an order in Council, and of a report of the Inspector General, from which it appears that the land speculators who purchased the U. E. Loyalists' rights with the expectation of performing settlement duties, and consequently at a diminished value, have still the permission to settle the locations which they have obtained through the improvidence and inexpedient arrangements of the Surveyor General, or of his clerks.

I received yesterday this memorial from the Western townships, which I also request you will have the goodness to lay before the House; from which the Assembly will perceive that these townships must be relieved, and speculators prevented from impeding the settlement of the country.

GENTLEMEN,

Answer to address for attendance of certain persons.

I will direct the Clerk of the Executive Council, and the first Clerk in the Surveyor General's Office, to attend the Committee mentioned in this Address.

Documents—(See Appendix.)

Sel. com. to present address for information relating to Col. Talbot rept's answer.

Mr. Morrison, from the Select Committee to wait on His Excellency the Lieutenant Governor, with the address of this House for information respecting Colonel Talbot, and his settlement, reported delivering the same, and that His Excellency had been pleased to make thereto, the following answer:

GENTLEMEN :

Answer.

I will direct such documents as may have reference to the subject mentioned in this address, to be prepared for the House of Assembly.

Sel. Com. on Welland canal accounts report.

Mr. Duncombe, of *Oxford*, from the select committee to which was referred the accounts of the Welland Canal Company presented a report, which was received and read.

Report—(See Appendix.)

Papers relating to U E Loyalists lands referred to sel. com.

On motion of Mr. Macnab, seconded by Mr. Wilkinson, *Ordered*, That His Excellency the Lieutenant Governor's reply to the addresses of this House on the subject of U. E's, together with the papers accompanying the same, be referred to the committee to whom was referred His Excellency's reply to a former address of this House on the same subject.

Finance com. present a second report.

Mr. Duncombe, of *Oxford*, chairman of committee of finance, presented a second report, which was received and read.

2nd Report on Finance—(See Appendix.)

Mr. Waters from the select committee to which was referred the petition of J. Molloy, Esq. and others presented a report, which was received and read. Sel com on pet of J. Malloy Esq. and others presents rep.

Report—(See Appendix.)

On motion of Mr. Waters, seconded by Mr. Shaver,
Ordered, That the report of the select committee on the petition of James Molloy, Esq., and others, of the district of Ottawa, be referred to the committee of supply. Report on pet of J Molloy Esq. referred to supply.

On motion of Mr. Robinson, seconded by Mr. Duncombe, of Oxford,
Ordered, That the report of the select committee on the Welland Canal be referred to a committee of the whole House on Tuesday next. Rep of sel com on Wel canal pet to be referred to com of whole on Tuesday. Sel com to draft road bill reports.

Mr. Duncombe, of Oxford, from the select committee to draft and report a bill in conformity to the resolutions of this House, granting twenty-five thousand pounds to be expended on the roads and bridges in this Province, reported a draft, which was received and read a first time. Bill read.

Mr. Duncombe, of Oxford, seconded by Mr. McKay, moves that the bill be now read a second time, and that the fortieth rule of this House be dispensed with so far as relates to the same. Bill read 2nd time and committed.

Which was carried, and the bill was read a second time.
 The House was put into committee of the whole on the bill.
 Mr. Wilkinson in the chair.

The House resumed.

Mr. Wilkinson reported that the committee had gone through the bill, amended the same and submitted it for the adoption of the House. Bill amended.

The report was received.
Ordered, That the bill be engrossed and read a third time on Tuesday next. 3rd reading on Tuesday next.
 Adjourned.

Monday, 6th April, 1835.

The House met.
 The minutes of Saturday were read.

Mr. Wilson brought up the petition of Archibald McFaul, of the village of Wellington, in the district of Prince Edward; which was laid on the table. Pet of A McFaul bro't up.

Pursuant to the order of the day the Welland Canal bridge bill was read a third time and passed. Wel. Can. bridge Bill passed.

Mr. Thorburn, seconded by Mr. Merritt, moves that the bill be, entitled "*An Act to explain and amend an act incorporating the Welland Canal Company, and for appointing arbitrators for certain purposes therein mentioned.*" Title.

Which was carried, and Messrs. Thorburn and Merritt were ordered by the Speaker to carry the bill up to the Honorable the Legislative Council, and to request their concurrence thereto. Bill sent to Leg. Council.

The Master-in-Chancery brought down from the Honorable the Legislative Council the bill entitled "*An Act to continue the law for attaching the property of absconding debtors,*" and the bill entitled "*An Act to incorporate sundry persons under the style and title of the President and Directors of the Upper Canada Life Insurance and Trust Company,*" to both of which the Honorable the Legislative Council had made some amendments and requested the concurrence of this House thereto. Absconding debtors bill. and Loan company bill sent down amended.

Mr. Duncombe, of Oxford, from the select committee to which was referred the petition of David D. Wilson, informed the House that the committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same. Sel com on pet of David D Willson rep bill.

The report was received and the bill was read the first time.
Ordered, That the bill to authorise the issue of Provincial Notes be read a second time to-morrow. Provincial note bill read.

On motion of Mr. Wilson, seconded by Mr. Strange,
Ordered, That the petition of Andrew Deacon, Esquire, collector of customs at the port of Hallowell be referred to a select committee, and that Messrs. Wilson, Solicitor General and Roblin do compose the same, with power to send for persons and papers and to report by bill or otherwise. Pet of A Deacon referred to sel com.

Pet of P Gallahan
referred.

On motion of Mr. Small, seconded by Mr. Wells,
Ordered, That the petition of Patrick Gallahan be referred to a select committee, with power to send for persons and papers and report thereon, and that Messrs. Small, Morrison, Bruce and Chisholm, do compose the said committee.

Pet of M Scollard
referred.

On motion of Mr. Small, seconded by Mr. Wells,
Ordered, That the petition of Maurice Scollard be referred to the committee of supply.

Amendments to
Trust comp'y bill
read.

The amendments made by the Honorable the Legislative Council in and to the bill sent up from this House entitled, "*An Act to incorporate sundry persons under the style and title of the President and Directors of the Upper Canada Life Insurance and Trust Company,*" were read as follows :

Amendments.

After the last clause in the bill, insert "*And be it further enacted by the authority aforesaid, That notwithstanding the privileges conferred upon the said company, the Legislature may at any time hereafter make such addition to this act, or such alteration in any of its provisions as they may think proper for affording just protection to the public, and also in case the period should not be prolonged when the company by the provisions of this act is to cease and determine to make such provision for winding up and settling its affairs as to them may seem just and proper.*"

"*And be it further enacted by the authority aforesaid, That for all losses of money held in trust, which the capital stock shall not be sufficient to satisfy, the stockholders shall be responsible, in the same manner and to the same extent, that trustees are now responsible in law or equity.*"

Amendments read
a second time and
committed.

Mr. Duncombe, of Oxford, seconded by Mr. Thorburn, moves that the amendments made by the Honourable the Legislative Council, in and to the bill entitled, "*An Act to incorporate sundry persons under the style and title of the President and Directors of the Upper Canada Life Insurance and Trust Company,*" be read a second time this day, and that the 38th rule of this House may be dispensed with so far as relates to the same.

Which was carried, and the amendments were read a second time.

The House was put into committee of the whole on the bill.

Mr. Morrison in the chair.

The House resumed.

Mr. Morrison reported, that the committee had agreed to the amendments, and submitted them for the adoption of the House.

3rd reading to-
morrow.

The report was received.

Ordered, That the amendments be read a third time to-morrow.

Amendments to
absconding debtors
bill read.

The amendments made by the Honorable the Legislative Council, in and to the bill sent up from this House, entitled, "*An Act to continue the law for attaching the property of absconding debtors,*" were read a first time, as follows :

In the title—Line 1.—After "continue," insert "and amend."

In the Bill—Line 4.—After "continue," insert "and amend."

Amendments.

Add to the bill, "And whereas, it is necessary to make certain amendments in the said Act, and to remove doubts which have arisen respecting some of its provisions. *Be it therefore enacted by the authority aforesaid, That from and after the passing of this Act, it shall be lawful to grant an attachment in the manner provided by the first clause of the said statute, where a debt is sworn to as therein mentioned, notwithstanding the absconding or concealed debtor may not be indebted to an inhabitant of this Province.*"

And be it further enacted by the authority aforesaid, That the Bond mentioned in the fourth clause of the said statute shall be given to the Sheriff of the district in which the estate has been attached, and the penalty need not be more than double the amount of the value of the estate attached, and the condition of the bond may be so framed that whatever may be the amount of the several claims against the absconding debtor the bond shall be void

upon the payment by the obligors or any of them of the value of the estate taken and seized, and the bond so given shall and may be put in suit by the Sheriff, for the benefit of any party entitled, whenever the case may require it, and the amount collected thereon shall and may be retained in his hands to be applied by him in the same manner as it would be his duty to apply the proceeds of the estate in respect of which the bond shall have been given."

Amendments to
absconding debtors
bill.

And be it further enacted and declared by the authority aforesaid, That notwithstanding any thing contained in the said Act, any person who shall have commenced a suit against another by process bailable or non-bailable, which process shall have been served before the suing out of any attachment against the same person as an absconding or concealed debtor, shall notwithstanding the subsequent suing out of such attachment be allowed to proceed in the ordinary manner to judgment and execution, and in case of his obtaining execution before any person at whose suit the estate, real or personal, of such debtor, shall have been attached, he shall be allowed the full advantage of his legal priority of execution, in the same manner as if the estate had not been attached, and were remaining in the possession of the debtor, and in case the goods shall have been delivered up to the absconding or concealed debtor, or his agent, upon security, the Sheriff shall enforce the bond taken for his benefit in the same manner as in the case of a creditor suing out an attachment. *Provided always,* that the amount of costs incurred by the suing out and executing the attachment or such portion thereof as the court in which the cause is pending, or a judge thereof shall think reasonable, shall be retained for the benefit of the person who has paid the same, or who is liable therefor in consequence of his having taken out the attachment. *And provided also,* That nothing in this act contained shall prevent the court in which the action was brought and process served upon the person against whom an attachment or attachments shall afterwards issue from setting aside the judgment and execution in such action as fraudulent, or staying proceedings therein, where such action shall appear to have been instituted or proceeded in by collusion with the debtor, or to have been otherwise fraudulently brought for the purpose of defeating the claims of others."

And be it further enacted by the authority aforesaid, That upon the trial of any action against an absconding or concealed debtor, it shall be lawful for any other person who shall before such trial have sued out an attachment to contest the plaintiffs' demand in the same manner as the defendant might, and to call evidence to disprove the same, or to establish a setoff; *Provided,* he shall have given notice of such set off fifteen days exclusive before the trial.

And be it further enacted by the authority aforesaid, That where several attachments shall be placed in the sheriff's hands against the same absconding or concealed debtor, the proceeds of the estate which shall have been attached shall not be paid over to such attaching creditor or creditors according to priority, but they shall be ratably distributed among such of the creditors suing out the said attachments as shall obtain judgment against the debtor in proportion to the amount of the sums really due upon such judgments, and no distribution shall take place until reasonable time in the opinion of the court has been allowed for the several creditors to proceed to judgment: *Provided always,* That when the estate shall not be sufficient to satisfy the claims of all the attaching creditors, none shall be allowed to share unless he shall have sued out his attachment and placed it in the hands of the sheriff within six months from the issuing of the first writ of attachment.

Amendments to absconding debtors bill.

And be it further enacted by the authority aforesaid, That before execution shall be taken out in any action brought against an absconding or concealed debtor, the plaintiff shall make and file an affidavit, which shall be kept among the papers in the cause in which he shall swear that to the best of his knowledge and belief, the sum which has been allowed to him by the jury is justly and truly due to him by the defendant, and that he has given credit for all payments made to him by the defendant, and for every demand which the defendant could rightly make against him; or if the plaintiff shall in his affidavit acknowledge that the sum actually due to him is less than that which the jury have awarded, then the execution shall be endorsed accordingly, and no more shall be levied for the plaintiff than is admitted to be due: *Provided always,* That if the affidavit of the plaintiff cannot be obtained in due time by reason of his foreign residence, or from any other reason which shall be assigned, then an affidavit to the effect above mentioned may be received from the attorney or agent of such plaintiff.

2nd reading on tomorrow. Desjardins estate bill committed.

Ordered, That the amendments be read a second time to-morrow. Pursuant to the order of the day, the Des Jardins estate bill was read the second time.

The House was put into committee of the whole on the bill.

Mr. Duncombe, of Norfolk, in the chair.

The House resumed.

Bill amended.

Mr. Duncombe reported that the committee had gone through the bill, amended the same and submitted it for the adoption of the House.

The report was received.

3rd reading to-morrow. Com of whole on rep of sel committee on trade.

Ordered, That the bill be engrossed and read a third time to-morrow. Pursuant to the order of the day, the House was put into committee of the whole on the report of the select committee on trade.

Mr. Smith in the chair.

The House resumed.

Several resolutions reported.

Mr. Smith reported that the committee had agreed to several resolutions which he was directed to submit for the adoption of the House.

Ordered, That the report be received.

The resolutions were then severally put and carried as follows :

Resolutions reported from committee of whole on rep of sel com on trade.

Resolved, That it is expedient to alter the law by virtue of which Collectors of Customs are paid one hundred pounds out of the first two hundred pounds they collect, and in like proportion for smaller sums; and in lieu of such compensation to substitute the following per centage, viz: On all sums collected by them in any one year under one hundred pounds, twenty per cent; on all sums over one hundred pounds, and under three hundred pounds, fifteen per cent; on all sums over three hundred pounds, and under one thousand pounds, six per cent; and on all sums over one thousand pounds, four per cent.

Collector's per centage.

Duties on Importations.

Resolved, That while only two pounds ten shillings on every one hundred pounds value are charged in duties at the ports of Quebec and Montreal, on many articles of goods and merchandise imported by sea into Lower Canada, from Great Britain, seven pounds ten shillings, fifteen pounds, twenty pounds, and in some cases thirty pounds are levied on every one hundred pounds value upon the same descriptions of goods and merchandise, if imported from other countries. We are of opinion that if the scale of duties were to be reduced to two and a half per cent in most cases, and these discriminating duties on imports from foreign countries abolished, a great relief would thereby be afforded to the agricultural and commercial interests of Upper Canada.

Free importation

Resolved, That in order to afford relief to the cultivators of the soil, who are now labouring under great distress, owing to the low prices of the staple articles of domestic produce, it is expedient that the following articles, when imported from the United States into Upper Canada, or when imported from Great Britain, or from any other country into Lower Canada, should be imported duty free, namely :

List of goods which should be admitted duty free.

Teas of all kinds.
Coffee.
All Cotton Manufactures, and Cotton Yarn.
Window Glass.
Manufactures of Silk, or of which silk is a component part.
Books and papers of all kinds.

Printers Types, Presses, and Ink.
Bur Blocks.
Bolting Cloths and Screens,
Oil, or Spirits of Turpentine.
Molasses.
Tin in plates.
Block Tin.

Address to be sent to H M to admit Canadian produce into British ports duty free.

Resolved, That it is expedient to address His Majesty to recommend to the Imperial Parliament to admit the flour, meal, grain, and other products the growth and produce of this province into the ports of Great Britain and Ireland, free from duty, on the same terms as Ireland, as we consume so great a proportion of the manufactures of the mother country in return.

On motion of Mr. Mackenzie, seconded by Mr. McIntosh,

Ordered, That Messrs. Morrison and Shaver be a committee to draft a bill pursuant to the resolutions on fees of Collectors of Customs. Committee to draft bill.

On motion of Mr. Robinson, seconded by Mr. Gibson,

Ordered, That the Committee of supply be discharged from the further consideration of the report of the select committee on the York roads, and that the said report be referred to a committee of the whole House on to-morrow. York roads bill to be ref'd to com of whole tomorrow.

Mr. Mackenzie, seconded by Mr. Gilchrist, moves that the committee on trade be instructed to draft an address to His Majesty in conformity with the three resolutions this day adopted on trade. Com on trade to draft address to His Majesty.

Which was carried, nem. con.

PRESENT—Messieurs *Alway, Bruce, Caldwell, Chisholm, Duncombe*, of Oxford, *Gibson, Gilchrist, Hopkins, Lount, McIntosh, McKay, Mackenzie, Merritt, Moore, Morrison, Parke, Perry, Richardson, Robinson, Shaver, Smith, Strange, Thorburn, Walsh, Wilkinson, Wilson, Woolverton*. House adjourns for want of quorum.

Adjourned.

Tuesday, 7th April, 1835.

The House met.

The minutes of yesterday were read.

Mr. Gibson brought up the petition of Jeremiah Smith and forty-four others, of the township of King, in the county of York; which was laid on the table. Petitions bro't up. Jeremiah Smith & others.

Pursuant to the order of the day, the Des Jardins estate bill was read a third time and passed. Desjardins estate bill passed.

Mr. Duncombe, of Oxford, seconded by Mr. Durand, moves that the bill be entitled, "*An Act for the relief of the heirs of the late Peter Des Jardins.*" Title.

Which was carried, and Messrs. Duncombe, of Oxford, and Durand were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto. Bill sent to Leg. Council.

Pursuant to the order of the day, the amendments made by the Honorable the Legislative Council, in and to the bill, entitled "*An Act to incorporate sundry persons under the style and title of the President and Directors of the Upper Canada Life Insurance and Trust Company,*" were read a third time and passed. Amendments to Life Assurance and Loan company bill passed.

Messrs. Duncombe, of Oxford, and Rykert were ordered by the Speaker to carry the bill up to the Honorable the Legislative Council, and to inform that Honorable House, that this House has concurred in the amendments. Bill sent to Leg Council.

Pursuant to the order of the day, the bill granting twenty-five thousand pounds for the roads and bridges was read a third time and passed. Road and bridge Bill passed.

Mr. Duncombe, of Oxford, seconded by Mr. Perry, moves that the bill be entitled "*An Act granting to His Majesty a sum of money for the improvement of the roads and bridges in the several districts in this province.*" Title.

Which was carried, and Messrs. Duncombe, of Oxford, and Rykert were ordered by the Speaker to carry the same up to the Honorable the Legislative Council and to request their concurrence thereto. Bill sent to Leg Council.

Mr. Duncombe, of Oxford, gives notice that he will, on to-morrow, move for leave to bring in a bill to regulate the post office in this Province. Notice of bill to regulate the Post Office.

Mr. Duncombe, of Oxford, from the committee to examine and report on the laws which had expired and were about to expire, presented a report and the draft of a bill which were received. Sel com on expiring laws reports.

The report was read.

Report—(See Appendix.)

The bill authorising boards of health was read the first time. Board of Health bill read.

On motion of Mr. McLean, seconded by Mr. McDonell, of Glengarry, *Ordered*, That Charles P. Treadwell, Esquire, have leave to withdraw his petition complaining of the undue election and return of John Chesser, Esquire, as a member for the county of Prescott, and that he be permitted to present the same at any time within fourteen days after the commencement of the next session of Parliament. Mr. Treadwell has leave to withdraw his petition and present it again at the next session.

On the question for the second reading to-morrow of the Bill for establishing boards of health.

Mr. Duncombe, of Oxford, seconded by Mr. McKay, moves that the bill be read a second time this day, and that the 40th rule of this House be dispensed with so far as relates to the same.

Board of Health
Bill read 2nd time
and committed.

Which was carried, and the bill was read a second time.

The House was put into a committee of the whole on the bill.

Mr. Wells in the chair.

The House resumed.

Mr. Wells reported that the committee had agreed to the bill without amendment, and submitted the same for the adoption of the House.

The report was received.

Ordered, That the bill be engrossed and read a third time to-morrow.

3rd reading to-morrow.
Com. of whole on
expiring laws.

Mr. Duncombe, of Oxford, seconded by Mr. McKay, moves that this House do now go into committee upon the report of the select committee on expiring laws.

Which was carried, and the House was put into committee of the whole.

Mr. McDonell, of Glengarry, in the chair.

The House resumed.

Two resolutions
reported.

Mr. McDonell reported that the committee had agreed to two resolutions, which he was directed to submit for the adoption of the House.

The report was received and the resolutions were adopted, as follows:

Resolved, That there be granted to His Majesty a sum of one thousand two hundred pounds, to defray the expense of supporting agricultural societies in this province.

Resolved, That no monies shall be paid to any such society under the provisions of this Act, until its officers shall have accounted for all sums previously granted and paid to such society from the public funds, nor until such society shall have shewn that it had complied with the requisitions of the law in other respects; as also, that an account of the expenditure of the monies that may be paid under the authority of this Act shall be annually laid before the Legislature.

£1200 granted to
support agricultural
societies.
No monies to be
paid to the societies
until that already
expended is accounted
for.

On motion of Mr. Brown, seconded by Mr. Alway,

Pet. of John D.
Smith and others
referred to supply.

Ordered, That the petition of John D. Smith and others, be referred to the committee on supply, and that the select committee to whom the same was referred be discharged from the further investigation of the same.

On motion of Mr. Wilson, seconded by Mr. McIntosh,

Pet. of Archibald
McFaul, Esq., ref'd.

Ordered, That the petition of Archibald McFaul, Esq. be referred to a select committee, with power to send for persons and papers, and to report by bill or otherwise, and that Messrs. Wilson, Roblin and Wells do compose the same.

On motion of Mr. MacNab, seconded by Mr. Richardson,

Mr. Cornwall taken
off, & Mr. Morrison
put on the Com. on His
Excellency's answer to
address on the subject
of U. E. claims.
Com. of whole on
Norfolk separation
bill.

Ordered, That the name of "Cornwall" be expunged, and "Morrison" inserted in the committee to whom was referred His Excellency's reply to the address on the subject of U. E's.

Pursuant to the order of the day, the House was put into committee of the whole, on the Norfolk separation bill.

Mr. Brown in the chair.

The House resumed.

Bill amended.

Mr. Brown reported that the committee had gone through the bill, and had made thereto several amendments, and submitted the same to the adoption of the House.

The report was received.

On third reading
tomorrow, amend't
proposed for third
reading 1st June.

On the question that the bill be engrossed and read a third time to-morrow, In amendment, Mr. Duncombe, of Oxford, seconded by Mr. Hopkins, moves that the bill be not read a third time to-morrow, but that it be read a third time on the first day of June next.

On which the yeas and nays being taken were as follows:

Yeas 2.

YEAS—MESSIEURS,

Duncombe, of Oxford, Hopkins—2.

Nays 23.

NAYS—MESSIEURS,

Alway,
Brown,
Bruce,
Caldwell,
Duncombe, of Norfolk,
Durand,

McDonell, of Glengarry,
McIntosh,
McKay,
Mackenzie,
McLean,
Macnab,
Malloch,
Merritt,
Moore,
Morris,
Parke,
Rykert,

Shaver,
Thorburn,
Walsh,
Waters,
Wells—23.

The question of amendment was decided in the negative by a majority of twenty-one, and the bill was ordered to be engrossed and read a third time to-morrow. 3rd reading to-morrow.

Pursuant to the order of the day, the bill to amend the Prescott Police law was read a second time.

The House was put into committee of the whole on the bill.

Mr. Waters in the chair.

The House resumed.

Mr. Waters reported that the committee had gone through the bill, amended the same, and submitted it for the adoption of the House.

The report was received.

The bill was ordered to be engrossed and read a third time to-morrow.

Mr. Thorburn, seconded by Mr. Hopkins, moves, that the House go into committee of the whole on the report of a committee on the petition of the Rev. Dr. W. J. O'Grady, Com. of whole on report on petition of Dr. O'Grady.

Which was carried, and the House was put into committee of the whole on the same.

Mr. Caldwell in the chair.

The Speaker resumed the chair, Black Rod being at the door.

The Speaker left the chair.

The chairman resumed the chair of committee.

The House resumed.

The chairman reported that the committee had made some progress, and asked leave to sit again tomorrow. Progress reported.

The report was received and leave granted accordingly.

At a quarter past five o'clock, P. M. the Speaker left the chair.

At half past six o'clock, P. M. the Speaker resumed the chair.

Mr. Speaker reported that the Master-in-Chancery had brought down from the Honorable the Legislative Council a message, and the bill sent up from this House entitled "*An Act to reduce to one act of Parliament the several laws relative to the appointment and duties of Township Officers, in this Province*" to which that Honorable House had made some amendments, and requested the concurrence of this House thereto. Speaker reports message from the Legis. Council and township officers' bill amended.

The message was read as follows:

MR. SPEAKER,

The Legislative Council has passed the bill sent up from the Commons' House of Assembly, entitled "*An Act to authorise a new survey of the township of King,*" without amendment. King survey bill passed by L. Coun.

JOHN B. ROBINSON,
Speaker.

Legislative Council Chamber, }
7nd April, 1835. }

The amendments made by the Honorable the Legislative Council in and to the bill entitled, "*An Act to reduce to one Act of Parliament the several laws relative to the appointment and duties of township officers in this Province,*" were read the first time as follows: Amendment to township officers' bill read.

In the title, line 2,—After "Province" insert except an act passed in the fourth year of the reign of William the Fourth, chapter twelve, entitled, "An Act to regulate line fences and water courses, and to repeal so much of an Act passed in the thirty-third year of the reign of His late Majesty King George the Third, entitled, "An act to provide for the nomination and appointment of Parish and Town officers within this Province," as relates to the office of fence-viewers, being discharged by overseers of highways and roads. Amendments to township officers' bill.

In the Bill, press 1, line 2—After "meetings" insert except an act passed in the fourth year of the reign of William the fourth, chapter twelve, entitled, "An Act to regulate line fences and water courses, and to repeal so much of an act passed in the thirty-third year of the reign of his late Majesty, King George the Third, entitled, "An act to provide for the nomination and appoint

"ment of Parish and Town officers within this Province," as
 "relates to the office of fence viewers being discharged by
 "overseers of roads."

Press 2, line 9,—Expunge from "Province" to "and" in line eleven:

Press 3, line 16,—Expunge "second."

Press 5, line 5,—After "township" insert "of the full age of twenty-one years."

Press 17, line 13,—Expunge "June" and insert "May."

Press 32,—Expunge the sixty-third clause.

Press 35, line 16—After "Act" insert "except those of office."

Press 35. line 34—Expunge "be able to."

Press 36—Expunge the seventy-first clause, and insert "*And be it further enacted by the authority aforesaid, That the commissioners to be chosen under this act shall have power to discharge the duties incumbent upon town wardens under the act passed in the thirty-ninth year of the reign of His late Majesty King George the Third, entitled "An Act to provide for the education and support of orphan children."*

Amendments read
 2nd time and com-
 mitted.

Mr. Perry, seconded by Mr. Roblin, moves that the amendments be now read a second time, and that the 38th rule of this House be dispensed with, so far as relates to the same.

Which was carried, and the amendments were read a second time.

The House was put into committee of the whole on the amendments.

Mr. Duncombe, *of Oxford*, in the chair.

The House resumed.

Mr. Duncombe reported that the committee had agreed to the amendments and submitted the same for the adoption of the House.

The report was received, and the amendments were read a third time and passed.

Amendments pas-
 sed.

Bill sent to Leg.
 Council.

Messrs. Perry and Duncombe, *of Oxford*, were ordered by the Speaker to carry the bill up to the Honorable the Legislative Council, and to inform that Honorable House that this House had concurred in the amendments.

Motion for certain
 information from the
 printing committee.

Mr. Macnab having read in his place a certain letter addressed to him by Mr. Dalton, editor of the Patriot newspaper; moved, seconded by Mr. Wilkinson, that the committee on printing be required to report to the House with as little delay as possible the measures taken by them relating to the printing of this House during the present session, specifying the terms proposed by the several printers, and the agreement entered into, and with whom.

Amendment that a
 sel. com. be appoint-
 ed to report on prin-
 ters and reporters'
 claims.

In amendment, Mr. Perry, seconded by Mr. Roblin, moves that after the word "moves" in the original the whole be expunged and the following inserted "that a select committee be appointed to enquire and report to this House relative to the several reporters and printers claims for reporting and publishing the debates of the present session with power to send for persons and papers, and that Messrs. Duncombe, *of Oxford*, Thorburn, Shaver, Macnab and Alway do compose said committee.

On amendment.

On which the yeas and nays being taken, were as follows :

YEAS—MESSEURS,

Yeas 31.

Alway,
 Bruce,
 Chisholm,
 Cook,
 Duncombe, *of Norfolk*,
 Durand,
 Gibson,
 Gilchrist,

Hopkins,
 Lount,
 McCrac,
 McDonell, *of Stormont*,
 McIntosh,
 Moore,
 Morrison,
 Parke,

Perry,
 Roblin,
 Rymal,
 Shaver,
 Shibley,
 Small,
 Smith,
 Solicitor General,

Strange,
 Thorburn,
 Walsh,
 Waters,
 Weils,
 Wilson,
 Woolverton—31.

NAYS—MESSEURS,

Nays 14.

Caldwell,
 Cornwall,
 McDonell, *of Northumb.*
 McKay,

Mackenzie,
 McLean,
 Macnab,
 Malloch,

Merritt,
 Morris,
 Richardson,

Robinson,
 Rykert,
 Wilkinson—14.

Amendment car'd.

The question of amendment was carried in the affirmative by a majority of seventeen.

Original question
 as amended.

The original question as amended was then put and carried as follows :
Ordered, That a select committee be appointed to enquire and report to this House relative to the several reporters and printers claims for reporting and publishing the debates of the present session, with power to send for persons and pa-

pers, and that Messrs. Duncombe, of Oxford, Thorburn, Shaver, Macnab and Alway do compose the said committee.

Pursuant to the order of the day, the bill to remunerate Dean S. Howard for extra work performed in the erection and completion of the bridge over the Trent, was read the second time. Bill to remunerate Dean S. Howard committed.

The House was put into committee of the whole on the bill.

Mr. Macnab in the chair.

The House resumed.

Mr. Macnab reported that the committee had gone through the bill, amended the same, and submitted it for the adoption of the House. Bill amended.

The report was received, and the bill was ordered to be engrossed and read a third time to-morrow. 3rd reading to-morrow.

Mr. Roblin, seconded by Mr. Macnab, moves that this House do, on to-morrow, resolve itself into a committee of supply for the purpose of granting the necessary supplies for the support of the civil government, and that it be the first item on the order of the day, after referring petitions. Motion for com of supply.

In amendment, Mr. Perry, seconded by Mr. Duncombe, of Norfolk, moves that the words "for the support of the civil government" be expunged. Amendment proposed.

On which the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

| | | | | |
|-----------------------|------------|----------|------------|----------|
| Alway, | Gibson, | Moore, | Small, | Yeas 24. |
| Bruce, | Gilchrist, | Parke, | Smith, | |
| Chisholm, | Hopkins, | Perry, | Thorburn, | |
| Duncombe, of Oxford, | Lount, | Rymal, | Waters, | |
| Duncombe, of Norfolk, | McIntosh, | Shaver, | Wells, | |
| Durand, | Mackenzie, | Shibley, | Wilson—24. | |

NAYS—MESSIEURS,

| | | | | |
|-------------------------|----------|-------------|----------------|----------|
| Caldwell, | McKay, | Merritt, | Roblin, | Nays 17. |
| Cook, | McLean, | Morris, | Walsh, | |
| Cornwall, | Macnab, | Richardson, | Wilkinson, | |
| McDonell, of Glengarry, | Malloch, | Robinson, | Woolverton—17. | |
| McDonell, of Northumb. | | | | |

The question of amendment was carried in the affirmative by a majority of seven. Amendment carried.

The original question as amended was then put and carried, as follows:

Ordered, That this House do on to-morrow, resolve into a committee of supply for the purpose of granting the necessary supplies, and that it be the first item on the order of the day, after referring petitions. Orig Ques as amended.

Pursuant to the order of the day, the common school extra appropriation bill was read a second time. Common School appropriation bill committed.

The House was put into committee of the whole on the bill.

Mr. Gibson in the chair.

The House resumed.

Mr. Gibson reported that the committee had gone through the bill, made some amendments to the same, and submitted it for the adoption of the House. Bill amended.

The report was received.

Ordered, That the bill be engrossed and read a third time to-morrow. 3rd reading to-morrow.

Pursuant to the order of the day, the bill to secure to the Indians at the Credit river the exclusive privilege of the fishery at that place, was read the second time. Indian Fishery bill committed.

The House was put into committee of the whole on the bill.

Mr. Durand in the chair.

The House resumed.

Mr. Durand reported that the committee had agreed to the bill without amendment, and submitted it for the adoption of the House.

The report was received.

Ordered, That the bill be engrossed and read a third time to-morrow. 3rd. reading to-morrow.

Pursuant to the order of the day, the bill to authorise the erection of mill-dams across the river Thames was read the second time. River Thames Mill Dam bill committed.

The House was put into committee of the whole on the bill.

Mr. Gilchrist in the chair.

The House resumed.

Mr. Gilchrist reported that the committee had agreed to the bill without amendment, and submitted it for the adoption of the House.

The report was received.

3rd reading to-morrow.
Com. of whole on report of Trustees of York roads.

Ordered, That the bill be engrossed and read a third time to-morrow.

Pursuant to the order of the day, the House was put into committee of the whole on the report of the trustees of the York roads.

Mr. Cook in the chair.

The House resumed.

Resolution reported

Mr. Cook reported that the committee had agreed to a resolution, which he was directed to submit for the adoption of the House.

The report was received.

On adopting resol.

On the question for adopting the resolution, the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|---------|---|--|---------------------------------|----------------------------------|
| Yeas 14 | Caldwell, Duncombe, of Oxford, Durand, Gibson, | Lount, McIntosh, Mackenzie, McLean, | Merritt, Morrison, Parke, | Perry, Robinson, Small—14. |
|---------|---|--|---------------------------------|----------------------------------|

NAYS—MESSIEURS,

| | | | | |
|---------|---------------------|-----------------------|---------------------|----------|
| Nays 7. | Alway, Chisholm, | Moore, Richardson, | Rymal, Thorburn, | Walsh—7. |
|---------|---------------------|-----------------------|---------------------|----------|

The question was carried in the affirmative by a majority of seven, and it was

Resolution.

Resolved, That it is expedient to authorise His Majesty's Receiver General in this Province to raise by way of loan a sum not exceeding *sixty thousand pounds* for the purpose of continuing the Macadamized road on Yonge Street to Holland Landing, and also to a certain distance to the east and west of the city of Toronto—not more than ——— *thousand pounds*, of which, shall be raised and expended in any one year; which said sum of sixty thousand pounds shall be repaid by the tolls to be collected at such gates as trustees named by this House shall find necessary for that purpose to erect. Also by causing the inhabitants residing in the first concession of the townships bordering on each side of Yonge Street, between Toronto and Holland Landing to commute their statute labour, and pay one half the amount to the said trustees—and also that should these means not be sufficient to pay the interest on the debentures as they become due, to authorise His Majesty's Receiver General to pay the deficiency out of any funds in his hands applicable to the general uses of this Province;—which sum so advanced shall be repaid from the tolls collected on the said road. The trustees having full power to impose *such tolls* as may be necessary for that purpose.

On motion of Mr. Robinson, seconded by Mr. McLean,

Committee to draft bill.

Ordered, That Messrs. Gibson and Lount be a select committee to draft and report a bill pursuant to the resolution adopted for the improvement of Yonge Street and other roads.

Adjourned.

Wednesday, 8th April, 1835.

The House met.

The minutes of yesterday were read.

Boards of Health bill read third time.

Pursuant to the order of the day, the bill for establishing boards of health was read a third time

Rider moved.

Mr. Duncombe, of Oxford, seconded by Mr. Perry, moves the following as a rider to the bill:

Rider.

And be it further enacted by the authority aforesaid, That in all cases in which disease of a malignant and fatal character shall be discovered to exist in any dwelling house, or out-house temporarily occupied as a dwelling in any city, town, or village within this Province; which said dwelling house or out-house, shall be situated in an unhealthy or crowded part of such city, town, or village, or be in a neglected and filthy state, or be inhabited by too many persons, it shall and may be lawful to and for the board of health of such city, town, or village, or the majority thereof, in the exercise of a sound discretion, and at the proper costs and charges of the said board of health to compel the inhabitants of any such dwelling house or out-house to remove therefrom and to place them in sheds or tents, or other good shelter in some more salubrious situation, until measures can be taken by and under the direction, and at the costs and charges of the said board of health for the immediate cleansing, ventilation, purification and disinfection of the said dwelling house or out-house: *Provided always and be it understood*, that this provision shall apply and relate to all dwelling houses and out-houses situated within one mile of any city, town, or village in this Province.

Which was carried, and the rider was attached to the bill, read a third time and passed.

Mr. Duncombe, of Oxford, seconded by Mr. Bruce, moves that the bill be entitled "*An Act to promote the public health and to guard against infectious diseases in this Province.*"

Title.

Which was carried, and Messrs. C. Duncombe and Bruce were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto.

Bill sent to Leg. Council.

Pursuant to the order of the day, the Norfolk separation bill was read a third time.

Norfolk separation bill read third time.

Mr. Duncombe, of Norfolk, seconded by Mr. Durand, moves that the 16th clause of the bill be amended by expunging the words "for rebuilding or repairing the gaol and court house in Vittoria be laid before them or for erecting a new gaol and court house at such other" and inserting the following "for erecting a new gaol and court house at such."

Motion for amending bill.

On which the yeas and nays being taken, were as follows:

On Amendment.

YEAS—MESSIEURS,

| | | | |
|-----------------------|---------|----------|----------|
| Duncombe, of Norfolk, | Shaver, | Shibley, | Wells—5. |
| Durand, | | | |

Yeas 5

NAYS—MESSIEURS,

| | | | |
|-----------|------------------------|-------------|---------------|
| Brown, | McDonell, of Stormont, | Moore, | Rymal, |
| Caldwell, | McIntosh, | Morris, | Small, |
| Chisholm, | McKay, | Parke, | Smith, |
| Cook, | McLean, | Richardson, | Strange, |
| Gowan, | Macnab, | Roblin, | Walsh, |
| Hopkins, | Merritt, | Rykert, | Wilkinson—25. |
| Lount, | | | |

Nays 25

The question was decided in the negative by a majority of twenty.

On the question for passing the bill, the yeas and nays being taken were as follows :

On passing.

YEAS—MESSIEURS,

| | | | |
|-----------------------|------------------------|-------------|---------------|
| Brown, | Hopkins, | Morris, | Shibley, |
| Caldwell, | Lount, | Parke, | Small, |
| Chisholm, | McDonell, of Stormont, | Richardson, | Smith, |
| Cook, | McIntosh, | Robinson, | Strange, |
| Duncombe, of Norfolk, | McKay, | Roblin, | Walsh, |
| Durand, | MacNab, | Rykert, | Wells, |
| Gilchrist, | Merritt, | Rymal, | Wilkinson—31. |
| Gowan, | Moore, | Shaver, | |

Yeas 31

NAYS—MESSIEURS,

| | |
|----------------------|-----------|
| Duncombe, of Oxford, | McLean—2. |
|----------------------|-----------|

Nays 2.

The question was carried in the affirmative by a majority of twenty-nine, and the bill was passed.

Bill passed.

Mr. Walsh, seconded by Mr. Rymal, moves that the bill be entitled "*An Act to form the county of Norfolk into ridings and also to erect the same into a separate district, and for other purposes therein mentioned.*"

Title.

Which was carried, and Messrs. Walsh and Rymal were ordered by the Speaker to carry the same up to the Honorable the Legislative Council and to request their concurrence thereto.

Bill sent to Leg. Council.

Pursuant to the order of the day, the bill to amend the Prescott police law was read a third time and passed.

Prescott police amendm't bill passed

Mr. Wells, seconded by Mr. Malloch, moves that the bill be entitled "*An Act to amend the police laws of the town of Prescott.*"

Title.

Which was carried, and Messrs. Wells and Malloch were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto.

Bill sent to Leg. Council.

Pursuant to the order of the day, the bill to remunerate Dean S. Howard for extra work performed in the erection and completion of the bridge over the Trent, was read a third time.

Bill to remunerate D S Howard read 3d time.

On the question for passing the same, the yeas and nays being taken, were as follows :

On passing.

YEAS—MESSIEURS,

| | | | |
|-----------------------|------------------------|-------------|---------------|
| Chisholm, | Hopkins, | Merritt, | Rymal, |
| Cornwall, | Lount, | Moore, | Shibley, |
| Duncombe, of Oxford, | McCrae, | Parke, | Smith, |
| Duncombe, of Norfolk, | McDonell, of Stormont, | Richardson, | Strange, |
| Durand, | McIntosh, | Robinson, | Wells, |
| Gibson, | McKay, | Roblin, | Wilkinson—27. |
| Gilchrist, | Macnab, | Rykert, | |

Yeas 27.

NAYS—MESSIEURS,

| Nays 7. | Cook, Gowan, | Malloch, Morris, | Shaver, Walsh, | Woolverton—7. |
|---|--|---------------------|-------------------|---------------|
| Bill passed. | The question was carried in the affirmative by a majority of twenty, and the bill was passed. | | | |
| Title. | Mr. Roblin, seconded by Mr. Wells, moves that the bill be, entitled " <i>An Act for the remuneration of Dean S. Howard, for extra work performed by him in the erection of the Trent Bridge.</i> " | | | |
| Bill sent to Leg Council. | Which was carried, and Messieurs Roblin and Wells were ordered by the Speaker to carry the bill up to the Honorable the Legislative Council, and to request their concurrence thereto. | | | |
| Com school appropriation bill pas'd | Pursuant to the order of the day, the bill appropriating a sum of money for common schools was read a third time and passed. | | | |
| Title. | Mr. Duncombe, of <i>Oxford</i> , seconded by Mr. Duncombe, of <i>Norfolk</i> , moves, that the bill be entitled " <i>An Act to provide additional aid in support of Common Schools in the several Districts in this Province.</i> " | | | |
| Bill sent to Leg Council. | Which was carried, and Messieurs C. Duncombe and D. Duncombe, were ordered by the Speaker to carry the Bill up to the Honourable the Legislative Council and to request their concurrence thereto. | | | |
| Indian fishery bill passed. | Pursuant to the order of the day, the bill to protect the Indians in the fishery at the Credit was read a third time and passed. | | | |
| Title. | Mr. Duncombe, of <i>Oxford</i> , seconded by Mr. Gilchrist, moves, that the bill be entitled, " <i>An Act to revive and continue an Act passed in the tenth year of His late Majesty's reign, entitled, 'An Act the better to protect the Mississagua Tribes, living on the Indian Reserve at the River Credit in their exclusive right of fishing and hunting therein.'</i> " | | | |
| Bill sent to Leg Council. | Which was carried, and Messieurs C. Duncombe and Gilchrist were ordered by the Speaker to carry the Bill up to the Honourable the Legislative Council, and to request their concurrence thereto. | | | |
| Thames mill dam bill passed. | Pursuant to the order of the day, the bill to authorise the construction of a mill dam across the river Thames, was read a third time and passed. | | | |
| Title. | Mr. Parke, seconded by Mr. Rykert, moves that the bill be entitled " <i>An Act to authorise the erection of a mill dam upon the river Thames, in the London District.</i> " | | | |
| Bill sent to Leg Council. | Which was carried, and Messieurs Parke and Rykert were ordered by the Speaker to carry the bill up to the Honorable the Legislative Council, and to request their concurrence thereto. | | | |
| Pet of A McFaul praying to be reimbursed for money expended on roads. | Pursuant to the order of the day, the petition of Archibald McFaul, of the village of Wellington, in the District of Prince Edward, praying to be reimbursed for money expended by him in repair of a certain road, was read. | | | |
| Sel com on pet of corporation Toronto rep by bill. | Mr. Small from the select committee to which was referred the petition of the late mayor and corporation of the city of Toronto, informed the House that the committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same. | | | |
| York incorporation amend bill read. | The report was received, and the bill to amend the York incorporation act was read the first time, and ordered for a second reading to-morrow. | | | |
| Com of whole on 2nd report of sel. com on finance. | Mr. Duncombe, of <i>Oxford</i> , seconded by Mr. Hopkins, moves that this House resolve itself into a committee of the whole upon the subject of the second report of the committee appointed upon the public accounts. | | | |
| | Which was carried, and the House was put into committee of the whole on the same. | | | |
| | Mr. Rykert in the chair. | | | |
| | The House resumed. | | | |
| A resolution rep. | Mr. Rykert reported that the committee had agreed to a resolution which he was directed to submit for the adoption of the House. | | | |
| | The report was received, and the resolution adopted as follows : | | | |
| Resolution as adopted. | <i>Resolved</i> , That this House will make good any expenses that His Majesty's Receiver General of this Province may incur, in negotiating a loan, either by going to London or otherwise, for this Province. | | | |
| | On motion of Mr. Duncombe, of <i>Oxford</i> , seconded by Mr. McKay, | | | |
| Com. reports Toronto Roads Bill. | <i>Ordered</i> , That the second report of the committee upon public accounts be adopted. | | | |
| 2nd report on finance adopted. | Mr. Gibson from the select committee to draft and report a bill in accordance with the resolution of this House, on the subject of the roads approaching the city of Toronto, reported a draft, which was received and read. | | | |

On the question for the second reading of the bill to-morrow, Mr. Shaver, seconded by Mr. Bruce, moves in amendment that this bill be read a second time this day three months. Motion for 2nd reading in 3 months
 On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|------------------------------|--|--------------------------------|---------------------------|---------|
| Bruce, Chisholm, Cook, | Hopkins, McDonell, of Stormont, Rymal, | Shaver, Thorburn, Wells, | Wilson, Woolverton—11. | Yeas 11 |
|------------------------------|--|--------------------------------|---------------------------|---------|

NAYS—MESSIEURS,

| | | | | |
|--|---|---|--|---------|
| Boulton, Brown, Caldwell, Cornwall, Duncombe, of Oxford, Durand, Gibson, | Gowan, Lount, McCrae, McIntosh, McKay, Mackenzie, McLean, | Merritt, Parke, Perry, Robinson, Roblin, Rykert, | Small, Smith, Strange, Walsh, Waters, Wilkinson—26. | Nays 26 |
|--|---|---|--|---------|

The question of amendment was decided in the negative by a majority of fifteen, and the bill was ordered for a second reading to-morrow. 2nd reading to-morrow.

The Master-in-Chancery brought down from the Honorable the Legislative Council a message, which was read as follows : Message from Leg. Council.

MR. SPEAKER :

The Legislative Council has passed the bill sent up from the Commons' House of Assembly, entitled "*An Act authorising a loan to the President and Directors of the Desjardins' Canal Company,*" without amendment.

Desjardins canal loan bill passed.

JOHN B. ROBINSON,
Speaker.

*Legislative Council Chamber, }
8th day of April, 1835. }*

Mr. McDonell, of Stormont, from the select committee to which was referred the matter of the assessments of the Eastern district, reported an address which was received and read. Sel. com. on ass't of Eastern district reports address.

On the question for the second reading,

Mr. Macnab, in amendment, seconded by Mr. Gowan, moves that the address be read a second time on Friday next. Motion for 2d reading on Friday next.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|--|---|---|---|----------|
| Brown, Caldwell, Cornwall, Gowan, McDonell, of Northumb. | McKay, Macnab, Malloch, Morris, Richardson, | Robinson, Roblin, Rykert, Smith, | Solicitor General, Walsh, Wilkinson Woolverton—18. | Yeas 18. |
|--|---|---|---|----------|

NAYS—MESSIEURS,

| | | | | |
|--|--|--|---|----------|
| Bruce, Chisholm, Cook, Duncombe, of Oxford, Duncombe, of Norfolk, Durand, | Gibson, Gilchrist, Hopkins, Lount, McDonell, of Stormont, McIntosh, | Mackenzie, McLean, Merritt, Morrison, Parke, Perry, | Rymal, Shaver, Thorburn, Waters, Wells, Wilson—24. | Nays 24. |
|--|--|--|---|----------|

The question of amendment was decided in the negative by a majority of six. On the question for the second reading of the address, the yeas and nays were taken, as follows : On 2nd reading.

YEAS—MESSIEURS,

| | | | | |
|--|--|--|---|----------|
| Bruce, Chisholm, Cook, Duncombe, of Oxford, Duncombe, of Norfolk, Durand, | Gibson, Gilchrist, Hopkins, Lount, McDonell, of Stormont, McIntosh, | Mackenzie, Morrison, Parke, Perry, Rymal, Shaver, | Thorburn, Waters, Wells, Wilson, Woolverton—23. | Yeas 23. |
|--|--|--|---|----------|

NAYS—MESSIEURS.

| | | | | |
|----------|---|--|---|--|
| Nays 19. | Brown, Caldwell, Cornwall, Gowan, McDonell, <i>of Northumb.</i> | McKay, McLean, Macnab, Malloch, Merritt, | Morris, Richardson, Robinson, Roblin, Rykert, | Smith, Solicitor General, Walsh, Wilkinson,—19. |
|----------|---|--|---|--|

The question was carried in the affirmative by a majority of four, and the address was read a second time, concurred in, and ordered to be engrossed and read a third time this day.

3rd reading to day At half past five o'clock, p. m. the Speaker left the chair.

Com of whole on expiring laws. At a quarter before seven o'clock, p. m. the Speaker took the chair. Mr. Duncombe, *of Oxford*, seconded by Mr. McKay, moves that the committee of the whole House upon expiring laws be revived.

Which was carried, and the House was put into committee of the whole. Mr. Jones in the chair.

Resolutions reported The House resumed. Mr. Jones reported that the committee had agreed to two resolutions, which he was directed to submit for the adoption of the House.

The report was received and the resolutions were adopted, as follows:

£900 granted to pay militia pensions *Resolved*, That there be granted to His Majesty the sum of nine hundred pounds annually for four years to defray the militia pensions of this Province.

£2 10s for each Wolf scalp. *Resolved*, That there be granted to His Majesty the sum of two pounds ten shillings currency, out of the funds or monies remaining in the hands of the Treasurers of the several Districts in this Province for each and every Wolf that shall be caught and killed within the same—one pound ten shillings of which shall be paid by and out of the monies remaining in the hands of the Receiver General of this Province, and unappropriated, to the Treasurers of the several Districts who shall have paid the same to such persons as shall have caught and killed the wolf or wolves as aforesaid.

Sel com on U E rights reports bill. Mr. Perry from the select committee to which was referred the subject of lands granted to U. E's. &c. informed the House that the committee had agreed to report by bill, a draft of which he was ready to submit whenever the House would be pleased to receive the same.

The report was received and the U. E. right bill was read a first time.

U E right bill read Sel com on Wind for harbour presents report Mr. Morrison from the select committee to which were referred the message of His Excellency, the Lieutenant Governor, and documents accompanying the same, relating to survey of Windsor harbor, presented a report, which was received and read.

Report—(See Appendix.)

Report referred to supply. On motion of Mr. Morrison, seconded by Mr. Perry, *Ordered*, That the report of the select committee on the harbour at the town of Windsor, in the township of Whitby, be referred to the committee of supply.

Committee to draft bill for wolf bounty. On motion of Mr. Duncombe, *of Oxford*, seconded by Mr. Hopkins, *Ordered*, That Messrs. Perry and Shaver be a committee to draft and report a bill agreeable to the resolution of this House, granting a bounty for the destruction of wolves in this Province.

Sel com on pet of Jackson, Ardiel and Lewis presents rep Mr. Parke from the select committee to which were referred the petitions of Jackson, Ardiel, and Lewis, of the Talbot Settlement, presented a report which was received and read.

Report—(See Appendix.)

Com to draft bill for payment of militia pensions *Ordered*, That Messrs. Perry and Shaver be a committee to draft and report a bill, in pursuance to the resolution of this House, continuing militia pensions.

Sel. Committee on pet of Jas Davidson reports a report and address Mr. Hopkins, from the select committee to which was referred the petition of James Davidson presented a report and a draft of an address to His Excellency the Lieutenant Governor.

The report and address were received.

The report was read.

Report—(See Appendix.)

Address concurred in. The address was read twice, concurred in and ordered to be engrossed and read a third time this day.

Mr. Morrison from the select committee to which were referred the message of His Excellency, the Lieutenant Governor, and the report of commissioners on the parliament buildings, presented a report which was received and read. Sel com on message and rep on parl buildings reports.

Report—(See Appendix.)

On motion of Mr. Morrison, seconded by Mr. Parke, *Ordered*, That the report of the select committee on the report of the commissioners of the Parliament buildings, be referred to the committee of supply. Report referred to Supply.

Mr. Perry, from the select committee to draft and report bills to this House, in accordance with several resolutions on the subject of militia pensions and agricultural societies—reported drafts of two bills, which were received. Sel. Com. to draft bills on militia pensions and agricultural societies reports 2 bills.

The militia pension bill was read. Militia pension bill read.

The agricultural society bill was read. Agricultural society bill read.

Mr. Duncombe, of Oxford, seconded by Mr. Hopkins, moves that the U. E. rights bill be read a second time this day, and that the 40th rule of this House be dispensed with so far as relates to the same. UE rights bill read 2nd time & commit.

Which was carried, and the U. E. rights bill was read a second time.

The House was put into committee of the whole on the bill.

Mr. Boulton in the chair.

The House resumed.

Mr. Boulton reported that the committee had gone through the bill, amended the same, and submitted it for the adoption of the House. Bill amended.

On the question for receiving the report, the yeas and nays, being taken were as follows: On receiving rep't.

YEAS—MESSIEURS,

| | | | |
|-----------------------|------------------------|----------|------------|
| Bruce, | Gilchrist, | Parke, | Smith, |
| Chisholm, | Hopkins, | Perry, | Thorburn, |
| Cook, | McDonell, of Glengary, | Roblin, | Waters, |
| Duncombe, of Oxford, | McMicking, | Rykert, | Wells, |
| Duncombe, of Norfolk, | McNab, | Shaver, | Wilkinson, |
| Durand, | Moore, | Shibley, | Yager,—26. |
| Gibson. | Morrison, | | |

Yeas 26

NAYS—MESSIEURS.

| | | | |
|-------------------|------------------------|-------------|--------------------|
| Attorney General, | McDonell, of Northumb. | Malloch, | Small, |
| Boulton, | McIntosh, | Morris, | Solicitor General, |
| Caldwell, | McKay, | Richardson, | Strange, |
| Cornwall, | Mackenzie, | Robinson, | Walsh, |
| Gowan, | McLean, | Rymal, | Woolverton, |
| Jones, | | | |

Nays 21

The question was carried in the affirmative by a majority of five, the report was received, and the bill was ordered to be engrossed and read a third time tomorrow. 3rd reading to morrow.

Adjourned.

The House met.

Thursday, 9th April, 1835.

The minutes of yesterday were read.

On the question for the second reading of the militia pension bill tomorrow, being put,

Mr. Duncombe, of Oxford, seconded by Mr. Hopkins, moves that the bill be read a second time this day, and that the 40th rule of this House be dispensed with so far as it relates to the same. Rule dispensed with and militia pension bill read 2nd time & committed.

Which was carried, and the bill was read a second time.

The House was put into a committee of the whole on the bill.

Mr. Bruce in the chair.

The House resumed.

Mr. Bruce reported that the committee had agreed to the bill without amendment, and submitted the same for the adoption of the House.

The report was received.

Ordered, That the bill be engrossed and read a third time this day.

On the question for reading the Agricultural Societies bill a second time tomorrow being put. 3rd reading today.

Rule dispensed with and agricultural society bill read 2d time and committed.

Mr. Duncombe of *Oxford*, seconded by Mr. Hopkins, moves that the bill be read a second time this day, and that the 40th rule of this House be dispensed with so far as relates to the same.

Which was carried, and the bill was read a second time.

The House was put into committee of the whole on the bill.

Mr. Cornwall in the chair.

The House resumed.

Bill amended.

Mr. Cornwall reported that the committee had gone through the bill, made some amendments to the same and submitted it for the adoption of the House. The report was received.

3rd reading today. Petitions bro't up. Simeon Kellogg & others

Ordered, That the bill be engrossed and read a third time this day.

Mr. Wilson brought up the petition of Simeon Kellogg, chairman, and five others, directors of the Freeman Point Wharf and Warehouse Association, at the village of Brighton; which was laid on the table.

John Grass and others.

Mr. Perry brought up the petition of John Grass and others, trustees to the Methodist Episcopal Church, at Waterloo, in the county of Frontenac; which was laid on the table.

W Fraser & others.

Mr. Chisholm brought up the petition of William Fraser and seventy one others of the Eastern District; which was laid on the table.

Royal Monro

Mr. Yager brought up the petition of Royal Monro, Mail Carrier, of Belleville; which was laid on the table.

Answer to H E to dismiss certain magistrates to be recom tomorrow.

On the order of the day being called for the third reading of the address to His Excellency to dismiss certain magistrates in the Eastern District:

Mr. Shaver, seconded by Mr. Roblin, moves that the address be not read a third time this day, but that it be referred to a committee of the whole House on tomorrow.

On which the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

Yeas 33.

Boulton,
Caldwell,
Chisholm,
Cook,
Cornwall,
Durand,
Gibson,
Gilchrist,
Gowan,

Hopkins,
McDonell, of *Glengary*,
McDonell, of *Stormont*,
McDonell, of *Northumb.*
McIntosh,
McKay,
McLean,
McMicking,
MacNab,

Merritt,
Morris,
Perry,
Richardson,
Robinson,
Roblin,
Rykert,
Rymal,
Shaver,

Smith,
Strange,
Tayler,
Thorburn,
Woolveron,
Yager—33.

NAYS—MESSIEURS,

Nays 9.

Mackenzie,
Moore,

Morrison,
Parke,

Waters,
Wells,

Wilson—7.

The question was carried in the affirmative by a majority of twenty-six, and ordered accordingly.

Address to H E on claims of Sam'l Davidson, read 3rd time and passed.

Pursuant to the order of the day the address to His Excellency, the Lieutenant Governor, in behalf of the claim of James Davidson, was read a third time and passed.

On motion of Mr. Hopkins, seconded by Mr. Roblin,

Com to present address.

Ordered, that Messrs. Durand and Thorburn be a committee to wait on His Excellency, the Lieutenant Governor, with the address of this House and documents appended thereto, as reported by the select committee to which was referred the petition of James Davidson, and to present the same.

Assignees patent bill read.

Pursuant to the order of the day, the bill to authorise the issuing of patents to the assignees of the original nominees of the Crown in certain cases was read a third time.

On motion of Mr. Perry, seconded by Mr. Roblin,

Ordered, that the following be added as a rider to the bill:

Rider-ordered.

Provided always, and be it further enacted by the authority aforesaid, That nothing in this act contained shall extend or be construed to extend to recognize the justice or expediency of requiring settlement duties on any location made heretofore or hereafter to be made for the sons and daughters of U. E. Loyalists or those entitled to grants of land for services performed during the late war with

the United States of America, and that from and after the passing of this act, no settlement duty shall be required on any locations made or to be made on the rights of any of the persons aforesaid, any thing in any orders in Council to the contrary in any wise notwithstanding.

Rider.

Pursuant to the order of the day, the bill to continue and amend the act establishing Agricultural Societies, was read the third time and passed.

Agricultural society bill passed.

Mr. Duncombe, of Oxford, seconded by Mr. Perry, moves, that the bill be entitled "An Act to amend and continue for a limited time an act passed in the eleventh year of His late Majesty's reign entitled, 'An Act to encourage the establishment of Agricultural Societies in the several districts of this Province.'"

Title.

Which was carried, and Messrs. Duncombe, of Oxford, and Perry were ordered by the Speaker to carry the same up to the Honorable the Legislative Council and to request their concurrence thereto.

Bill sent to Leg Council.

Pursuant to the order of the day, the petition of Jeremiah Smith and forty-four others of the township of King, praying that a sum of money may be granted to pay the expenses incurred by William Lyon Mackenzie, as agent to certain petitioners to present their petitions to his Majesty's Government in England, and to remunerate him for his services in doing so, was read.

Pet. of Jer Smith and others read.

Mr. Robinson, from the select committee, to which was referred the petition of F. Huson, and others, presented a report, which was received and read.

Sel com on pet of F Huson & others referred.

(Report—See Appendix.)

Mr. Gibson, seconded by Mr. Waters, moves that the petition of Jeremiah Smith and others, be referred to the same committee to whom was referred the petition of John Hugil and others, and William Reid and others.

Motion for refer'g petition of Jeremiah Smith and others to sel committee

In amendment, Mr. McNab, seconded by Mr. Richardson, moves that the petition of Jeremiah Smith and others, be referred to the committee on grievances.

Motion in amend that pet be ref'd to com on grievances

On which the yeas and nays being taken were as follows:

YEAS—MESSIEURS,

| | | | | |
|--------------------|-------------|-----------|----------|---------|
| McLean, MacNab, | Richardson, | Robinson, | Walsh—5. | Yeas 5. |
|--------------------|-------------|-----------|----------|---------|

NAYS—MESSIEURS,

| | | | | |
|---|--|--|--|----------|
| Bruce, Caldwell, Chisholm, Cook, Duncombe, of Oxford. Durand, Gibson, Gowan, Hopkins, | Lount, McDonell, of Stormont, McIntosh, McKay, Mackenzie, McMicking, Merritt, Moore, Morris, | Morrison, Parke, Perry, Roblin, Rykert, Shaver, Shibley, Smith, | Strange, Tayler, Thorburn, Waters, Wells, Wilson, Woolverton, Yager—34. | Nays 34. |
|---|--|--|--|----------|

The question of amendment was decided in the negative by a majority of twenty-nine.

Amendment lost.

On the original question, the yeas and nays being taken, were as follows:

On original question

YEAS—MESSIEURS,

| | | | | |
|--|---|---|--|----------|
| Bruce, Chisholm, Cook, Duncombe, of Oxford, Durand, Gibson, | Hopkins, Lount, McDonell, of Stormont, McIntosh, McMicking, Moore, | Morrison, Parke, Perry, Roblin, Shaver, Shibley, | Smith, Thorburn, Wells, Wilson, Woolverton, Yager—24. | Yeas 24. |
|--|---|---|--|----------|

NAYS—MESSIEURS,

| | | | | |
|--|--------------------------------|-------------------------------------|----------------------------------|----------|
| Caldwell, Gowan, McKay, McLean, | Macnab, Merritt, Morris, | Richardson, Robinson, Rykert, | Strange, Tayler, Walsh—13. | Nays 13. |
|--|--------------------------------|-------------------------------------|----------------------------------|----------|

The question was carried in the affirmative by a majority of eleven, and ordered accordingly.

Question carried

On motion of Mr. Richardson, seconded by Mr. Gowan.

Ordered, That the petition of John Clark, Esq., chairman of the quarter sessions for the district of Niagara, and others, be referred to a select committee, to be composed of Messrs. Richardson, Merritt, and Rykert, with power to send for persons and papers, and report thereon by bill or otherwise.

Pet of J Clark Esq & others referred

Claims for war losses
ref'd to com of sup.

On motion of Mr. Duncombe, of Oxford, seconded by Mr. Hopkins,
Ordered, That the committee of the whole House be discharged from the
further consideration of the claims of sufferers during the late war, and that the
same be referred to the committee of supply.

Militia pension bill
passed.

Pursuant to the order of the day, the bill for continuing the militia pension
law was read a third time and passed.

Title.

Mr. Duncombe, of Oxford, seconded by Mr. Wells, moves that the bill be
entitled, "*An Act to amend and continue the act granting militia pensions.*"

Bill sent to Leg
Council.

Which was carried, and Messrs. C. Duncombe & Wells were ordered by the
Speaker to carry the same up to the Honorable the Legislative Council, and to re-
quest their concurrence thereto.

Wine license bill
read.

Mr. Morrison, seconded by Mr. Morris, moves for leave to bring in a bill to
authorise the issuing of licences for the sale of wine only.

Which was granted and the bill read.

Rule dispensed with
and bill read 2d time
and committed.

Mr. Morrison, seconded by Mr. Morris, moves that the bill authorising the
issuing of licences for the sale of wine only be read a second time this day, and
that the 40th rule be dispensed with so far as relates to the same.

Which was carried, and the bill was read a second time.

The House was put into committee of the whole on the bill.

Mr. Gowan in the chair.

The House resumed.

Bill amended.

Mr. Gowan reported that the committee had gone through the bill, amen-
ded the same, and submitted it for the adoption of the House.

3rd reading today

The report was received and the bill was ordered to be engrossed and read
a third time this day.

Committee of
Supply.

Pursuant to the order of the day the House was put into committee of the
whole on supply.

Mr. Smith in the chair.

The Speaker resumed the chair, Black Rod being at the door.

The Speaker left the chair.

The chairman resumed the chair of committee.

The House resumed.

Progress.

Mr. Smith reported that the committee had made some progress, and asked
leave to sit again to day.

The report was received and leave granted accordingly.

At a quarter before five o'clock, p. m. the Speaker left the chair.

At a quarter before six the Speaker resumed the chair.

Com of Sup'y again.

Pursuant to the order of the day, the House was again put into committee of
supply.

Mr. Smith in the chair.

The House resumed.

Mr. Smith reported several resolutions, and asked leave to sit again to-mor-
row.

The report was received.

PRESENT—Messieurs *Duncombe*, of Oxford, *Gilchrist*, *Morris*, *Morrison*, *Parke*,
Perry, *Richardson*, *Robinson*, *Roblin*, *Rymal*, *Small*, *Smith*, *Sol. General*,
Strange, *Walsh*, and *Yager*,—16.

House adjourns for
want of a quorum.

At twelve o'clock midnight the Speaker declared the House adjourned for
want of a quorum.

Friday, 10th April, 1835.

The House met.

The minutes of yesterday were read.

Sel com on pet of
Messrs Buell & How
ard complaining of
the return for the

Mr. Roblin, from the select committee appointed to try the petition of William
Buell and Matthew M. Howard, Esquires, complaining of the undue election and
return of Robert S. Jameson and Ogle R. Gowan, Esquires, as members to repre-

sent the County of Leeds in this present parliament, presented their final report, which was read as follows:—

County of Leeds
make their final rep.

To the Honourable the Commons House of Assembly.

The committee appointed to try the merits of the petition of William Buell and Matthew M. Howard, Esquires, complaining of the undue election and return of Robert S. Jameson and Ogle R. Gowan, Esquires, to serve as representatives in the present Parliament, for the County of Leeds,

Report.

Beg leave to report as follows:

Resolved, That, in the opinion of the Committee, violence, riot, and intimidation were carried on at the late election for the county of Leeds, to so great an extent as to deter peaceable and quiet electors from going forward to give their votes at the said election, and to materially interfere with the freedom of election, and to prevent the voice of the electors of the county from being taken, and that therefore the election and return of Robert S. Jameson, Esq. and Ogle R. Gowan, Esq. to represent the said county, be declared void.

Election declared
void.

Resolved, That in the opinion of the committee, the conduct of the returning officer at the said election was very extraordinary, inasmuch as he appears to have conceived it to be his duty to open and continue the poll the second day and receive votes after two of the candidates Messrs. Buell and Howard had put into his hands a formal protest and had withdrawn from the contest, and then did only continue the said poll for a short time (for the space of about three hours) and finally closed the poll, while he was sure that but a very small portion of the electors had given their votes, or had had an opportunity to do so.

Conduct of Ret'g
officer extraordinary

Resolved, That the defence of the sitting members is not frivolous or vexatious.

Defence of sitting
members not frivo-
lous.

Resolved, That the petition of William Buell and Matthew M. Howard is not frivolous or vexatious.

Petition not frivo-
lous.

Resolved, That in the opinion of the committee there is no probability that a peaceable and quiet election will be held in the said county of Leeds under the present excited feelings of a portion of the inhabitants of the said county, and under the present law for holding elections; and therefore the committee deem it proper to recommend to your Honourable House that no writ for a new election be ordered until steps are taken to secure the freedom of elections, and enable peaceable and quiet electors of the said county to exercise their elective franchise in peace and safety.

Com recommends
withholding new
writ.

All which is respectfully submitted.

Committee Room, Commons' House of As- }
sembly, Friday, 10th day of April, 1835. }

JOHN P. ROBLIN,
Chairman.

Mr. Robinson, seconded by Mr. Strange, moves that it be

Resolved, That the Speaker do direct his warrant to the Clerk of the Crown-in-Chancery to issue a new writ for the election of two members to serve in this present parliament for the county of Leeds, in the place of Robert S. Jameson and Ogle R. Gowan, Esquires; whose return has been declared illegal and void.

Motion for new
writ for return of 2
members for Leeds.

On which the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

| | | | | |
|-----------------------------------|---|-------------------------------------|--------------------------------------|---------|
| Caldwell, Cornwall, McCrae, | McDonell, of Glengarry, Macnab, Morris, | Richardson, Robinson, Rykert, | Strange, Walsh, Wilkinson,—12. | Yeas 12 |
|-----------------------------------|---|-------------------------------------|--------------------------------------|---------|

NAYS—MESSIEURS,

| | | | | |
|--|---|---|---|---------|
| Alway, Bruce, Chisholm, Cook, Duncombe, of Oxford, Duncombe, of Norfolk, Gibson, Gilchrist, | Hopkins, Lount, McDonell, of Stormont, McIntosh, Mackenzie, McMicking, Moore, | Morrison, Parke, Perry, Roblin, Rymal, Shaver, Shibley, | Small, Smith, Thorburn, Waters, Wells, Woolverton, Yager,—29. | Nays 29 |
|--|---|---|---|---------|

The question was decided in the negative by a majority of seventeen.

The first resolution of the series reported yesterday by the committee of supply was put, on which the yeas and nays were taken as follows:

1st resolution on
supply pnt.

YEAS—MESSIEURS,

| | | | | |
|---|---|--|---|----------|
| Alway, Caldwell, Chisholm, Cornwall, Duncombe, of Oxford, Duncombe, of Norfolk, Gibson, Gilchrist, Hopkins, | Lount, McCrae, McDonell, of Glengarry, McDonell, of Stormont, Mackenzie, McMicking, McNab, Morrison, | Parke, Perry, Richardson, Robinson, Roblin, Rykert, Rymal, Small, | Smith, Strange, Thorburn, Walsh, Waters, Wilkinson, Woolverton, Yager,—33. | Yeas 33. |
|---|---|--|---|----------|

NAYS—MESSIEURS,

| | | | | |
|---------|-----------------|---------------------|--------------------|-----------------------|
| Nays 8. | Bruce, Cook, | McIntosh, Moore. | Morris, Shaver, | Shibley, Wells,—8. |
|---------|-----------------|---------------------|--------------------|-----------------------|

Question carried. The question was carried in the affirmative by a majority of twenty-five and it was

Resolved, That the sum of two thousand pounds be granted to His Majesty to enable him to apply the like sum in deepening and repairing the Burlington Bay Canal, to be laid out and expended by commissioners to be appointed, and to whom the present commissioners of the said work shall be required to deliver over all papers, books, accounts, monies, materials, or other property belonging to the said work, and that no part of the said sum shall be laid out and expended until the commissioners appointed to expend the same shall have procured proper plans and estimates by a competent person, and shall themselves, or a majority of them, also approve of the said plans and estimates, which work shall be given out by contract and in no other way, always taking sureties for the due performance of the same, which contracts shall not be given out until after sufficient public notice has been given.

The second resolution was then read as follows :

Resolved, That the sum of three thousand pounds be granted to His Majesty for the purpose of purchasing a steam dredge for the use of this, and other public works, and that Messrs. William Chisholm, C. Duncombe, of *Oxford*, Hugh Richardson, and Manuel Overfield, be appointed commissioners.

In amendment, Mr. Morris, seconded by Mr. Richardson, moves that the word "three" in the original resolution be expunged and the word "two" be inserted instead thereof.

Which was carried.

On the original question as amended, being put, the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------|---|---|---|--|
| Yeas 31. | Always, Cornwall, Duncombe, of <i>Oxford</i> , Duncombe, of <i>Norfolk</i> , Durand, Gibson, Gilchrist, Lount, | McCrae, McDonell, of <i>Glengarry</i> , McIntosh, Mackenzie, McLean, McMicking, Macnab, Malloch, | Moore, Morris, Morrison, Perry, Richardson, Robinson, Roblin, Smith, | Strange, Tayler, Thorburn, Waters, Wilkinson, Wilson, Woolverton—31. |
|----------|---|---|---|--|

NAYS—MESSIEURS,

| | | | | |
|----------|--|---|-------------------------------|-------------------------------|
| Nays 13. | Bruce, Chisholm, Cook, Hopkins, | McDonell, of <i>Stormont</i> , Rykert, Rymal, | Shaver, Shibley, Small, | Walsh, Wells, Yager—13. |
|----------|--|---|-------------------------------|-------------------------------|

The question was carried in the affirmative by a majority of eighteen, and it was,

Resolved, That the sum of two thousand pounds be granted to His Majesty for the purpose of purchasing a Steam Dredge, for the use of this and other public works, and that Messrs. William Chisholm, C. Duncombe, of *Oxford*, Hugh Richardson, and Manuel Overfield, be appointed Commissioners.

The third resolution was then put and carried, as follows :

Resolved, That the sum of seventy-five pounds be granted to His Majesty, to enable him to pay that sum to the keeper of the Light House on the False Ducks Island, in addition to his salary during the last two years, and the sum of thirty-seven pounds ten shillings, annually, for the next three years, to be applied in like manner.

The fourth resolution was read as follows :

Resolved, That it is expedient to grant to His Majesty the sum of three thousand pounds, to enable the Commissioners appointed to superintend the erection and management of the Penitentiary at Kingston, to provide for the accommodation and payment of the necessary officers to be put in charge of the convicts—and also for clothing, maintaining and lodging the said convicts during the ensuing year.

In amendment, Mr. Morris, seconded by Mr. Robinson, moves that after the words, "for the" in the original resolution, the words "erection of buildings for the," be inserted.

Which was carried.

On the original question as amended being put, the yeas and nays were taken, as follows : On question as amended.

YEAS—MESSEIERS,

| | | | | |
|-----------------------|-------------------------|-------------|------------|----------|
| Caldwell, | McDonell, of Glengarry, | Perry, | Strange, | |
| Chisholm, | McDonell, of Stormont, | Richardson, | Taylor, | |
| Cornwall, | McLean, | Robinson, | Thorburn, | |
| Duncombe, of Oxford, | McMicking, | Roblin, | Walsh, | |
| Duncombe, of Norfolk, | Macnab, | Rykert, | Waters, | |
| Durand, | Merritt, | Rymal, | Wells, | |
| Gilchrist, | Moore, | Shibley, | Wilkinson, | |
| Hopkins, | Morris, | Small, | Wilson, | Yeas 37. |
| Lount, | Parke, | Smith, | Yager—37. | |
| McCrae, | | | | |

NAYS—MESSEIERS,

| | | | | |
|--------|-----------|------------|-----------|---------|
| Bruce, | Gibson, | Mackenzie, | Morrison, | |
| Cook, | McIntosh, | Malloch, | Shaver—8. | Nays 8. |

The question, as amended, was carried in the affirmative by a majority of twenty-nine, and it was Question amended carried.

Resolved, That there be granted to His Majesty the sum of three thousand pounds, to enable the commissioners appointed to superintend the erection and management of the Penitentiary at Kingston, to provide for the erection of buildings for the accommodation and payment of the necessary officers to be put in charge of the convicts—and also for clothing, maintaining, and lodging the said convicts during the ensuing year. Resolution grant'g £3000 for aid to Penitentiary.

The fifth resolution was then put, on which the yeas, and nays being taken, were as follows : On 5th resolution.

YEAS—MESSEIERS,

| | | | | |
|-----------------------|------------------------|-------------|------------|----------|
| Alway, | Hopkins, | Morrison, | Smith, | |
| Bruce, | Lount, | Perry, | Strange, | |
| Caldwell, | McCrae, | Richardson, | Taylor, | |
| Chisholm, | McDonell, of Stormont, | Robinson, | Thorburn, | |
| Cornwall, | Mackenzie, | Roblin, | Walsh, | |
| Duncombe, of Oxford, | McMicking, | Rykert, | Waters, | |
| Duncombe, of Norfolk, | Macnab, | Rymal, | Wells, | |
| Durand, | Merritt, | Shaver, | Wilkinson, | Yeas 37. |
| Gibson, | Moore, | Small, | Yager—37. | |
| Gilchrist, | | | | |

NAYS—MESSEIERS,

| | | | | |
|-------------------------|-----------|----------|------------|---------|
| Cook, | McIntosh, | Malloch, | Shibley—7. | |
| McDonell, of Glengarry, | McLean, | Morris, | | Nays 7. |

The question was carried in the affirmative by a majority of thirty, and it was

Resolved, That the sum of one hundred pounds for five years, be granted to the Grantham Academy from the public funds of this Province, to make more ample provision for the support of competent teachers thereof than can be obtained in the infant state of the institution, from fees paid by students and other ordinary resources, and the like sum for the Bath Academy, in the Midland district. 100l. per annum each to the Grantham and Bath academies for 5 years

The sixth resolution was then put as follows :

Resolved, That the sum of two hundred pounds be granted to His Majesty, for the purpose of enabling the Mechanics' Institute of the city of Toronto, to purchase apparatus for the use of the said Society. 6th resol grant'g 200l. to Toronto mechanics institute.

On which the yeas and nays being taken, were as follows :

YEAS—MESSEIERS,

| | | | | |
|-----------------------|-------------------------|-------------|-------------|----------|
| Bruce, | Hopkins, | Morrison, | Smith, | |
| Caldwell, | Lount, | Parke, | Strange, | |
| Chisholm, | McCrae, | Perry, | Taylor, | |
| Cornwall, | McDonell, of Glengarry, | Richardson, | Thorburn, | |
| Duncombe, of Oxford, | McDonell, of Stormont, | Robinson, | Walsh, | |
| Duncombe, of Norfolk, | Mackenzie, | Roblin, | Waters, | Yeas 36. |
| Durand, | McMicking, | Rykert, | Wilkinson, | |
| Gibson, | MacNab, | Rymal, | Woolverton, | |
| Gilchrist, | Moore, | Small, | Yager—36. | |

NAYS—MESSEIERS,

| | | | | |
|-----------|----------|---------|-----------|----------|
| Alway, | McLean, | Morris, | Shibley, | |
| Cook, | Malloch, | Shaver, | Wells—10. | Nays 10. |
| McIntosh, | Merritt, | | | |

The question was carried in the affirmative by a majority of twenty-six.
The seventh resolution was then put as follows :

800l. for a Light house at Heartley's point Lake Erie.

Resolved, That the sum of eight hundred pounds be granted to His Majesty to defray the expenses of erecting a Light House and Keepers House on or near Heartley's Point on Lake Erie, in the Western District.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------|-------------------------------|---------------------------------|-------------|-------------|
| Yeas 41. | Alway, | McCrae, | Morris, | Smith, |
| | Bruce, | McDonell, <i>of Glengarry</i> , | Morrison, | Strange, |
| | Caldwell, | McIntosh, | Parke, | Taylor, |
| | Cornwall, | Mackenzie, | Perry, | Thorburn, |
| | Duncombe, <i>of Oxford</i> , | McLean, | Richardson, | Walsh, |
| | Duncombe, <i>of Norfolk</i> , | McMicking, | Robinson, | Waters, |
| | Durand, | Macnab, | Rykert, | Wilkinson, |
| | Gibson, | Malloch, | Shaver, | Wilson, |
| | Gilchrist, | Merritt, | Shibley, | Woolverton, |
| | Hopkins, | Moore, | Small, | Yager—41. |
| | Lount, | | | |

NAYS—MESSIEURS,

| | | | | |
|--------|-----------|--------------------------------|--------|-----------|
| Nays 5 | Chisholm, | McDonell, <i>of Stormont</i> , | Rymal, | Wells,—5. |
| | Cook, | | | |

The question was carried in the affirmative by a majority of thirty-six.

The eighth resolution was then put as follows :

811. to remunerate Francis Hall Esq.

Resolved, That there be granted to Francis Hall, Esquire, Civil Engineer, the sum of eighty-one pounds to satisfy his claim for a balance due him by the Burlington Bay Canal Commissioners in the year 1826, of £55, together with interest thereon.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------|-------------------------------|---------------------------------|-------------|------------|
| Yeas 44. | Alway, | Lount, | Morris, | Small, |
| | Bruce, | McCrae, | Morrison, | Smith, |
| | Caldwell, | McDonell, <i>of Glengarry</i> , | Parke, | Strange, |
| | Chisholm, | McDonell, <i>of Stormont</i> , | Perry, | Taylor, |
| | Cornwall, | McIntosh, | Richardson, | Thorburn, |
| | Duncombe, <i>of Oxford</i> , | Mackenzie, | Robinson, | Walsh, |
| | Duncombe, <i>of Norfolk</i> , | McMicking, | Roblin, | Waters, |
| | Durand, | Macnab, | Rykert, | Wells, |
| | Gibson, | Malloch, | Rymal, | Wilkinson, |
| | Gilchrist, | Merritt, | Shaver, | Wilson, |
| | Hopkins, | Moore, | Shibley, | Yager,—44. |

NAYS—MESSIEURS,

| | | | |
|---------|-------|---------|----------------|
| Nays 3. | Cook, | McLean, | Woolverton,—3. |
|---------|-------|---------|----------------|

The question was carried in the affirmative by a majority of forty-one.

The ninth resolution was then read as follows :

1501. to defray expense in procuring plans and estimates of Lunatic asylum, &c. &c.

Resolved, That there be granted to His Majesty the sum of one hundred and fifty pounds to pay the expense that three commissioners may be put to in obtaining the best plans and estimates of a Lunatic Asylum, and such information as they may consider necessary relative to the management and good government of such institutions, and also respecting the system and management of Schools and Colleges, and such other public matters as are connected with the interest, welfare and prosperity of the Province, and to report to this House the result of their labor and investigation at its next session, and that Messrs. Doctors C. Duncombe, Morrison and Bruce, be commissioners for the said purpose.

In amendment, Mr. Morris, seconded by Mr. Robinson, moves that the whole of the original resolution, after the word "*Resolved*" be expunged, and the following be inserted instead thereof:

Amendment proposed.

"That it is expedient to appoint Christopher Widmer, John Rolph and Charles Duncombe, Esquires, commissioners to enquire during the recess, and report to this House at the next session, the most approved system for the care and recovery of persons who are lunatic, and also to report as to the best method of communicating instruction to children who are deaf and dumb."

"That the Rev. Alexander Gale, John Rolph, Esq. and the Rev. Dr. Harris, be commissioners to report to this House at the next session a suitable code of rules and regulations for the establishment and good government of common schools, district grammar schools and colleges within this province, so that the legislature may be possessed of the most extensive information, and be enabled to legislate effectually thereon."

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|-----------------------------------|---------------------------------|----------------------------------|------------------------------------|----------|
| Caldwell, Cornwall, McLean, | Macnab, Malloch, Merritt, | Morris, Robinson, Strange, | Taylor, Walsh, Wilkinson—12. | Yeas 12. |
|-----------------------------------|---------------------------------|----------------------------------|------------------------------------|----------|

NAYS—MESSIEURS,

| | | | | |
|---|--|--|---|----------|
| Alway, Chisholm, Duncombe, of Oxford, Duncombe, of Norfolk, Gibson, Gilchrist, Hopkins, | Lount, McDonell, of Glengarry, McDonell, of Stormont, McIntosh, Mackenzie, McMicking, Moore, | Parke, Perry, Rykert, Rymal, Shaver, Shibley, Small, | Smith, Thorburn, Waters, Wells, Wilson, Woolverton, Yager—28. | Nays 28. |
|---|--|--|---|----------|

The question of amendment was decided in the negative by a majority of sixteen.

On the original question, the yeas and nays being taken, were as follows : On orig question.

YEAS—MESSIEURS,

| | | | | |
|--|--|--|---|---------|
| Alway, Chisholm, Duncombe, of Norfolk, Durand, Gibson, Gilchrist, Hopkins, | Lount, McDonell, of Stormont, Mackenzie, McMicking, Moore, Parke, | Perry, Roblin, Rymal, Shaver, Shibley, Smith, | Thorburn, Waters, Wells, Wilson, Woolverton, Yager—25. | Yeas 25 |
|--|--|--|---|---------|

NAYS—MESSIEURS,

| | | | | |
|--|--|--|------------------------------------|---------|
| Caldwell, McDonell, of Glengarry, McIntosh, McLean, | Macnab, Malloch, Merritt, Morris, | Robinson, Rykert, Small, Strange, | Taylor, Walsh, Wilkinson—15. | Nays 15 |
|--|--|--|------------------------------------|---------|

The question was carried in the affirmative by a majority of ten, and it was

Resolved, That there be granted to His Majesty the sum of *one hundred and fifty pounds* to pay the expense that three commissioners may be put to in obtaining the best plans and estimates of a lunatic asylum, and such information as they may consider necessary relative to the management and good government of such institutions, and also respecting the system and management of schools and colleges, and such other public matters as are connected with the interest, welfare and prosperity of this province, and to report to this House the result of their labour and investigation at its next session, and that Messieurs Doctors C. Duncombe, Morrison and Bruce, be commissioners for the said purpose. Resolution grant'g 150l. to defray the expense of procuring plans and estimates of a lunatic asylum & other information

On motion of Mr. Perry, seconded by Mr. Bruce,

Ordered, That Messrs. Roblin and Shaver be a committee to draft and report bills pursuant to the foregoing resolutions. Committee to draft bills.

Mr. Duncombe, of Oxford, brought up the petition of F. Wallace; which was laid on the table. Petitions bro't up. F Wallace.

Mr. Small brought up the petition of Dr. Rees; which was laid on the table. Doctor Rees.

Pursuant to the order of the day, the rider to the bill authorising the issue of patents, to the assignees of the original nominees of the crown, for lands, in certain cases, was read a third time. Rider to assignee bill read 3d time.

On the question for passing the bill, Mr. Small, seconded by Mr. Malloch, moves, in amendment, that the bill do not now pass, but that it pass this day three months. Motion for passing bill this day 3 month

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|---|--|---|-------------------------------|----------|
| Caldwell, Cook, Cornwall, McDonell, of Stormont, | McDonell, of Northumb. McLean, Malloch, Morris, | Richardson, Small, Solicitor General, Strange, | Walsh, Wells, Yager—15. | Yeas 15. |
|---|--|---|-------------------------------|----------|

NAYS—MESSIEURS,

| | | | | |
|--|---|--|--|---------|
| Alway, Brown, Bruce, Chisholm, Duncombe, of Oxford, Duncombe, of Norfolk, Durand, Gibson, | Gilchrist, Hopkins, Lount, McCrae, McDonell, of Glengarry, McIntosh, Mackenzie, McMicking, | Macnab, Moore, Perry, Roblin, Rykert, Rymal, Shaver, Shibley, | Smith, Taylor, Thorburn, Waters, Wilkinson, Wilson, Woolverton—31. | Nays 31 |
|--|---|--|--|---------|

Question lost.

The question of amendment was decided in the negative by a majority of sixteen.

Another amend't proposed.

In amendment to the original question,

Mr. Solicitor General, seconded by Mr. Morris, moves that the bill do not now pass, but that it be resolved that an humble address be presented to his Excellency, praying that all grants of land hereafter to be made to U. E. Loyalists and their descendants, and to militia claimants, be made without requiring the performance of settlement duties or any other condition other than those that existed at the first settlement of the Province, and that this indulgence be extended to such claimants as have taken out their location tickets, but have not assigned or otherwise parted with the same.

On Amendment.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|---------|------------------------|-------------------------|---------------|-------------|
| Yeas 19 | Caldwell, | McDonell, of Northumb., | Robinson, | Walsh |
| | Cook, | McLean, | Shaver, | Wells, |
| | Cornwall, | Malloch, | Small, | Woolverton, |
| | McCrae, | Morris, | Sol. General, | Yager—19. |
| | McDonell, of Stormont, | Richardson, | Strange—10. | |

NAYS—MESSIEURS,

| | | | | |
|----------|-----------------------|------------------------|---------|------------|
| Nays 29. | Alway, | Gilchrist, | Macnab, | Shibley, |
| | Brown, | Hopkins, | Moore, | Smith, |
| | Bruce, | Lount, | Parke, | Taylor, |
| | Chisholm, | McDonell, of Stormont, | Perry, | Thorburn, |
| | Duncombe, of Oxford, | McIntosh, | Roblin, | Waters, |
| | Duncombe, of Norfolk, | Mackenzie, | Rykert, | Wilkinson, |
| | Durand, | McMicking, | Rymal, | Wilson—29. |
| | Gibson, | | | |

Amendment lost.

The question of amendment was decided in the negative by a majority of ten.

On the question for passing the bill, the yeas and nays were taken, as follows :

On passing.

YEAS—MESSIEURS,

| | | | | |
|---------|-----------------------|-------------------------|----------|----------------|
| Yeas 31 | Alway, | Gilchrist, | Moore, | Smith, |
| | Brown, | Hopkins, | Parke, | Taylor, |
| | Bruce, | Lount, | Perry, | Thorburn, |
| | Chisholm, | McDonell, of Glengarry, | Roblin, | Waters, |
| | Duncombe, of Oxford, | McIntosh, | Rykert, | Wilkinson, |
| | Duncombe, of Norfolk, | Mackenzie, | Rymal, | Wilson |
| | Durand, | McMicking, | Shaver, | Woolverton—31. |
| | Gibson, | Macnab, | Shibley, | |

NAYS—MESSIEURS,

| | | | | |
|---------|------------------------|------------------------|--------------------|-----------|
| Nays 14 | Caldwell, | McDonell, of Northumb. | Richardson, | Strange, |
| | Cook, | McLean, | Robinson, | Walsh, |
| | Cornwall, | Malloch, | Small, | Wells, |
| | McCrae, | Morris, | Solicitor General, | Yager—17. |
| | McDonell, of Stormont, | | | |

The question was carried in the affirmative by a majority of fourteen, and the bill was passed.

Title.

Mr. Macnab, seconded by Mr. Wilkinson, moves that the bill be entitled "*An Act relating to the granting of the waste lands of the Crown.*"

Bill sent to Leg. Council.

Which was carried, and Messieurs Macnab and Wilkinson were ordered by the Speaker to carry the Bill up to the Honourable the Legislative Council and to request their concurrence thereto.

Wine license bill passed.

Pursuant to the order of the day, the wine license bill was read a third time and passed.

Title.

Mr. Morris, seconded by Mr. Duncombe of Oxford, moves that the bill be entitled, "*An Act to authorise the issuing of Licenses for the sale of Wine.*"

Bill sent to Leg Council.

Which was carried, and Messieurs Morris and C. Duncombe were ordered by the Speaker to carry the Bill up to the Honourable the Legislative Council, and to request their concurrence thereto.

Message from Legislative Council, reported.

Mr. Speaker reported that the Master in Chancery had, yesterday, brought down from the Honourable the Legislative Council, a message, which was read as follows :

Contingency bill passed.

MR. SPEAKER,

The Legislative Council have passed the bill sent up from the Commons House of Assembly, entitled "*An Act to make good certain monies ad-*

vanced for the contingent expenses of the last session of the Legislature of this Province, and also to make good certain monies advanced in compliance with an address of the House of Assembly during the present session." and also the bill entitled "An Act to incorporate sundry persons under the style and title of the President, Directors and Company of the Gore Bank," without amendment. Gore bank bill pas'd

Legislative Council Chamber, }
9th April, 1835. }
JOHN B. ROBINSON,
Speaker.

Mr. Thorburn, seconded by Mr. Hopkins, moves that the House resolve itself into a committee of the whole on the report of the committee to whom was referred the petition of the Rev. Dr. W. J. O'Grady. Com. of whole on report on petition of Dr. O'Grady.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS.

| | | | | |
|-----------------------|-----------|------------|------------|---------|
| Alway, | Durand, | McMicking, | Shibley, | |
| Bruce, | Gibson, | Moore, | Thorburn, | |
| Chisholm, | Hopkins, | Parke, | Wilson, | |
| Duncombe, of Oxford, | Lount, | Rymal, | Woolverton | Yeas 20 |
| Duncombe, of Norfolk, | McIntosh, | Shaver, | Yager,—20. | |

NAYS—MESSIEURS.

| | | | | |
|------------------------|----------|-------------|--------------------|---------|
| Brown, | McLean, | Richardson, | Solicitor General, | |
| Caldwell, | Macnab, | Robinson, | Strange, | |
| Cornwall, | Malloch, | Rykert, | Walsh, | Nays 17 |
| McCrae, | Morris, | Smith, | Wilkinson,—17. | |
| McDonell, of Northumb. | | | | |

The question was carried in the affirmative by a majority of three, and the House was put into committee of the whole. House goes into com of whole on same.

Mr. Cornwall in the chair.

The House resumed.

Mr. Cornwall reported that the committee had agreed to a resolution which he was directed to submit for the adoption of the House. A resolution rep.

The report was received.

The resolution was put as follows :

Resolved, That the sum of seventy-five pounds be granted to the Rev. Dr. W. J. O'Grady for reporting the proceedings of the House for the session ending the eleventh Parliament; and that the sum of two hundred and twenty-five pounds be granted to William Lyon Mackenzie, Esq. for the three last sessions of the said eleventh Parliament for like services as published in the late Advocata. 75l. to Dr O'Grady 225l. to W L Mac-kenzie Esq.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|-----------------------|------------|-----------|------------|----------|
| Alway, | Gilchrist, | Morrison, | Small, | |
| Bruce, | Hopkins, | Parke, | Thorburn, | |
| Chisholm, | Lount, | Perry, | Waters, | |
| Duncombe, of Oxford, | McIntosh, | Rymal, | Wells, | |
| Duncombe, of Norfolk, | McMicking, | Shaver, | Wilson, | |
| Durand, | Moore, | Shibley, | Yager,—25. | Yeas 25. |
| Gibson, | | | | |

NAYS—MESSIEURS,

| | | | | |
|------------------------|----------|-------------|--------------------|---------|
| Caldwell, | Macnab, | Richardson, | Solicitor General, | |
| Cornwall, | Malloch, | Robinson, | Strange, | |
| McDonell, of Northumb. | Morris, | Rykert, | Wilkinson,—13. | Nays 13 |
| McLean, | | | | |

The question was carried in the affirmative by a majority of twelve and the resolution was adopted.

Mr. Morrison, seconded by Mr. Wells, moves that the Speaker be directed to pay the said sum out of the monies for contingencies in his hands. Motion for Speaker to pay same.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|-----------------------|------------|-----------|------------|---------|
| Alway, | Gibson, | Moore, | Shibley, | |
| Bruce, | Gilchrist, | Morrison, | Thorburn, | |
| Chisholm, | Hopkins, | Parke, | Waters, | |
| Duncombe, of Oxford, | Lount, | Perry, | Wells, | |
| Duncombe, of Norfolk, | McIntosh, | Rymal, | Wilson, | |
| Durand, | McMicking, | Shaver, | Yager,—24. | Yeas 24 |
| | V4 | | | |

NAYS—MESSEURS,

| | | | | |
|----------|---|--------------------------------|-------------------------------------|---|
| Nays 12. | Caldwell, Cornwall, McDonell, <i>of Northumb.</i> | McLean, Macnab, Malloch, | Morris, Richardson, Robinson, | Rykert, Solicitor General, Wilkinson,—12. |
|----------|---|--------------------------------|-------------------------------------|---|

Question carried. The question was carried in the affirmative by a majority of twelve and it was ordered accordingly.

Sel. com. on U. E. rights rep'ts address. Mr. Macnab from the select committee to which was referred the subject of Lands granted to U. E's. &c. reported the draft of an address to His Excellency, which was received and the address was read.

On 2nd reading address. On the question for the second reading of the address, the yeas and nays were taken as follows :

YEAS—MESSIEURS,

| | | | | |
|----------|---|--|--|---|
| Yeas 31. | Alway, Bruce, Chisholm, Cook, Duncombe, <i>of Oxford</i> , Duncombe, <i>of Norfolk</i> , Durand, Gibson, Gilchrist, | Hopkins, Lount, McIntosh, Mackenzie, McMicking, McNab, Malloch, Moore, Morris, | Morrison, Parke, Perry, Richardson, Robinson, Roblin, Rykert, Rymal, Shaver, | Small, Thorburn, Waters, Wells, Wilkinson Wilson, Yager—34. |
|----------|---|--|--|---|

NAYS—MESSEURS,

Solicitor General—1.

The question was carried in the affirmative by a majority of thirty-three, and the address was read the second time.

Motion for amend't on adopting address. On the question for adopting the address, Mr. Solicitor General, seconded by Mr. Malloch, moves in amendment, that a bill having been passed expressive of the sense of this House on the subject of the granting of lands to U. E. Loyalists and militia claimants, and that it is inexpedient to adopt this address.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

Yeas 1. Solicitor General—1.

NAYS—MESSEURS,

| | | | | |
|----------|--|--|---|---|
| Nays 32. | Alway, Bruce, Chisholm, Cook, Duncombe, <i>of Oxford</i> , Durand, Gibson, Gilchrist, | Hopkins, Lount, McIntosh, Mackenzie, McMicking, McNab, Moore, Morrison, | Parke, Perry, Richardson, Robinson, Roblin, Rykert, Rymal, Shaver, | Small, Thorburn, Walsh, Waters, Wells, Wilkinson, Wilson, Yager,—32. |
|----------|--|--|---|---|

The question of amendment was decided in the negative by a majority of thirty-one, and the address was concurred in, and ordered to be engrossed and read a third time this day.

3rd reading today. Sel. com. on resolutions relating to the Clergy Reserves resolution. Mr. Perry, from the select committee to which were referred the resolutions sent down from the Honorable the Legislative Council on the subject of the Clergy Reserves, reported that the committee had agreed to a resolution which he was ready to submit whenever the House would be pleased to receive the same.

The report was received and the resolution was read, as follows :

Resolution adopted. *Resolved*, That this House has repeatedly expressed their opinion, that the lands appropriated for the support and maintenance of a protestant clergy within this province, commonly called "the clergy reserves;" ought, for various reasons, to be sold. That it would be unjust to apply the monies arising from the sale of the same, to the benefit of one or more favored religious denominations, and that it would be impracticable and, from many considerations, inexpedient to distribute the monies arising therefrom, among all denominations; and that this House has been unremitting in its endeavors to procure the sale of these lands, and the application of the funds produced by such sale to objects of great importance and interest to the people of this province. That with this view the House has heretofore repeatedly passed bills providing for the sale of the clergy reserves, and the appropriation of the monies arising therefrom, to the support of education; which bills have been rejected, without amendment, by the Legislative Council. That with the same view this House has repeatedly made known, by humble and dutiful addresses to His Majesty their wishes and opinions, and the wishes and opinions of His Majesty's faithful subjects in this province on this highly important subject; and this House take this opportunity of declaring that these wishes and opinions, both on the part of this House and of their constituents, remain ontirely unchanged. That during the second session of the last parliament His Excellency, the

Lieutenant Governor, by message, informed this House, that he had received His Majesty's instructions to declare that the representations which had at different times been made to His Majesty and his royal predecessors, of the prejudice sustained by His Majesty's faithful subjects of this province from the appropriation of the clergy reserves, had engaged His Majesty's most attentive consideration, and His Majesty has most graciously been pleased to invite the House of Assembly to consider how the powers given to the provincial legislature, by the constitutional act, to vary or repeal the provisions which it contains for the allotment and appropriation of the clergy reserves, could be most advantageously exercised for the spiritual and temporal interests of his faithful subjects in this province. That this House, in compliance with His Majesty's wishes, thus graciously expressed, and with the strong and well known desires of His Majesty's faithful subjects in this province, has passed a bill, during the present session, to provide for the sale of the clergy reserves and to apply the monies arising from such sale to the support of education. That the Legislative Council has not passed the said bill—has not amended it—and has not passed any other bill on that subject. That under these circumstances this House cannot but express the extreme astonishment with which it has received the representations of the Legislative Council, that the legislature of this province has been unable to concur in any measure respecting the clergy reserves; and although this House has little expectation that the Legislative Council as now constituted will comply with the wishes of the people of the province, yet it feels bound to declare that this House is, and always has been, ready and anxious to concur in any just and reasonable measure whatever, by which the clergy reserves could be applied to such useful purposes as would be most advantageous to His Majesty's faithful people in this province, and most conformable to their well known wishes. That this House cannot but express its confident hopes that His Majesty will not be induced by any representation, whether secret or open, to depart from the gracious intentions which he has been pleased to intimate of complying with the earnest and repeated solicitations of His Majesty's faithful subjects in this province on that subject; that this resolution be laid before His Excellency, the Lieutenant Governor—and that His Excellency be requested to transmit the same to the Secretary for the colonies, and call the early attention of His Majesty's government to the importance of the same, to the interest, peace, welfare, prosperity, and happiness of His Majesty's faithful people of this province.

Resolution on C. Reserves.

On motion of Mr. Perry, seconded by Mr. Chisholm,
Ordered, That the resolution be engrossed and read again tomorrow.

Mr. Perry, from the committee to draft and report a bill in conformity with the resolution of this House on the subject of bounty for destruction of wolves, reported a draft of a bill which was received and read the first time.

Wolf bounty bill reported and read.

Mr. Perry, seconded by Mr. Roblin, moves for leave to bring in a bill to guard and promote the freedom of election in the county of Leeds, and that the 33th rule of this House be dispensed with, so far as relates to the same.

Bill suspended & Leeds Election bill bro't in and read.

Which was granted, and the bill read.

Mr. Perry, seconded by Mr. Shaver, moves that the bill be read a second time this day, and that the 40th rule of this House be dispensed with, so far as relates to the same.

Motion for reading bill 2nd time to day.

On which the yeas and nays being taken, were as follows:

YEAS—MESSIEURS.

- | | | | |
|----------------------|------------|------------|-----------|
| Alway, | Gibson, | McMicking, | Rymal, |
| Bruce, | Gilchrist, | Moore, | Shaver, |
| Chisholm, | Hopkins, | Morrison, | Small, |
| Cook, | Lount, | Parke, | Thorburn, |
| Duncombe, of Oxford, | McIntosh, | Perry, | Wells, |
| Durand, | Mackenzie, | Roblin, | Yagor—24. |

Yeas 24.

NAYS—MESSIEURS.

- | | | |
|---------|-----------|----------|
| MacNab, | Robinson, | Walsh—3. |
|---------|-----------|----------|

Nays 3.

The question was carried in the affirmative by a majority of twenty-one, and the bill was read a second time.

Bill read 2nd time.

The House was put into committee of the whole on the bill.

Mr. Roblin in the chair.

The House resumed.

Mr. Roblin reported that the committee had agreed to the bill without amendment.

The report was received, and the bill was ordered to be engrossed and read a third time to-morrow.

Third reading to-morrow.

Mr. Mackenzie, chairman of the committee on grievances, presented a report, which was received.

Report—(See Appendix.)

On motion of Mr. Mackenzie, seconded by Mr. McIntosh,

Ordered, That besides the usual copies for the journal, two thousand copies of the report on grievances this day presented to the House, together with the evidence, and the report and evidence in the case of William Forsyth, with the ad-

2000 copies of report of commission on grievance to be printed, and report and evidence in case of Wm. Forsyth.

dress and answer, be printed, in pamphlet form, for the use of members, and that the clerk be directed to address them to the members, with the bills on trade, &c. formerly ordered to be printed during the recess.

Adjourned.

Saturday, 11th April, 1835.

The House met.

The minutes of yesterday were read.

Address to H E on U E rights passed

Pursuant to the order of the day the address to His Excellency, the Lieutenant Governor, on the subject of U. E. claims and grants for land, was read the third time and passed, and it is as follows;

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

MAY IT PLEASE YOUR EXCELLENCY,

Address.

We, His Majesty's dutiful and loyal subjects, the Commons of Upper Canada, in Provincial Parliament assembled, humbly request that your Excellency will be pleased to direct that all grants of land hereafter to be made to U. E. Loyalists and their descendants, and to militia claimants, be made without requiring the performance of settlement duties or any other conditions other than those that existed at the first settlement of the Province, and that this indulgence be extended to such claimants as have taken out their location tickets, but not assigned or otherwise parted with the same.

MARSHALL S. BIDWELL,
Speaker.

*Commons House of Assembly, }
11th April, 1835.*

Address sent to Leg Council.

On motion of Mr. Macnab, seconded by Mr. Richardson, *Ordered*, That the address to His Excellency, the Lieutenant Governor, on the subject of U. E.'s. and militia claimants, be sent to the Honorable the Legislative Council, and the concurrence of that Honorable House requested thereto.

Leeds election bill read 3rd time.

Pursuant to the order of the day the bill for regulating the manner of holding elections in the county of Leeds was read the third time.

On the question for passing the same,

Motion (on question for passing) for amending the bill.

Mr. Robinson, seconded by Mr. Morris, moves that the bill do not now pass, but that it be amended by expunging all after the word "Whereas" and inserting the following:—"It is apprehended that at an approaching election for the members to represent the county of Leeds in the House of Assembly it may not be found convenient to poll all the persons entitled to vote within the period prescribed by law, and it is expedient in consequence of recent occurrences to extend the period for that purpose.

Be it therefore enacted by the authority aforesaid, That it shall and may be lawful for the returning officer legally appointed, to hold an election for the return of members to represent the said county of Leeds in the House of Assembly of this Province to hold and continue the same for a space of time not exceeding twelve successive days, Sunday excepted, any law usage or custom to the contrary in anywise notwithstanding. *Provided always*, that in case the election for the said county shall be continued the twelfth day, the returning officer in such case shall not continue to hold the said election or receive votes after the hour of three o'clock in the afternoon of that day; *And provided always*, that this act shall be in force during the continuance of the present Parliament and no longer.

On which the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

Brown,
Caldwell,
Cornwall,
McCrae,

Macnab,
Malloch,
Merritt,
Morris,

Richardson,
Robinson,
Rykert,
Strange,

Taylor,
Walsh,
Wilkinson 15.

NAYS—MESSIEURS,

| | | | | |
|-----------------------|------------------------|----------|------------|---------|
| Alway, | Gilchrist, | Parke, | Thorburn, | |
| Bruce, | Hopkins, | Perry, | Waters, | |
| Chisholm, | McDonell, of Stormont, | Rymal, | Wells, | |
| Cook, | McIntosh, | Shaver, | Woolveron, | Nays 23 |
| Duncombe, of Norfolk, | McMicking, | Shibley, | Yager—23. | |
| Durand, | Moore, | Smith, | | |

The question of amendment was decided in the negative by a majority of eight.

On the question for passing the bill, being put, the yeas and nays were as follows:

YEAS—MESSIEURS,

| | | | | |
|-----------------------|------------------------|-----------|-------------|----------|
| Alway, | Gibson, | Morrison, | Smith, | |
| Bruce, | Gilchrist, | Parke, | Thorburn, | Yeas 28. |
| Chisholm, | Hopkins, | Perry, | Waters, | |
| Cook, | McDonell, of Stormont, | Roblin, | Wells, | |
| Duncombe, of Oxford, | McIntosh, | Rymal, | Wilson, | |
| Duncombe, of Norfolk, | McMicking, | Shaver, | Woolverton, | |
| Durand, | Moore, | Shibley, | Yager—28. | |

NAYS—MESSIEURS,

| | | | | |
|-------------------------|----------|-------------|---------------|----------|
| Brown, | McLean, | Richardson, | Taylor, | |
| Caldwell, | Macnab, | Robinson, | Walsh, | Nays 15. |
| McCrae, | Malloch, | Rykert, | Wilkinson—15. | |
| McDonell, of Glengarry, | Morris, | Strange, | | |

The question was carried in the affirmative by a majority of thirteen, and the bill was signed.

Mr. Perry, seconded by Mr. Roblin, moves that the bill be entitled "*An Act to promote the freedom of election in the county of Leeds.*"

Which was carried, and Messieurs Perry and Roblin were ordered by the Speaker to carry the bill up to the Honorable the Legislative Council, and to request their concurrence thereto.

Pursuant to the order of the day, the resolution in relation to the future disposition of the clergy reserves was read a second time.

On the question for adopting the same, the yeas and nays were taken, as follows:

YEAS—MESSIEURS,

| | | | | |
|-----------------------|------------|----------|-------------|----------|
| Alway, | Gilchrist, | Parke, | Smith, | |
| Bruce, | McIntosh, | Perry, | Waters, | |
| Chisholm, | McMicking, | Roblin, | Wells, | |
| Cook, | Malloch, | Rymal, | Wilson, | |
| Duncombe, of Norfolk, | Moore, | Shaver, | Woolverton, | |
| Durand, | Morrison, | Shibley, | Yager—24. | Yeas 24. |

NAYS—MESSIEURS,

| | | | | |
|-------------------------|-----------|----------|---------------|----------|
| Brown, | McLean, | Strange, | Walsh, | |
| Caldwell, | Morris, | Taylor, | Wilkinson—10. | Nays 10. |
| McDonell, of Glengarry, | Robinson, | | | |

The question was carried in the affirmative by a majority of fourteen, and the resolution was adopted as follows:

Resolved, That this House has repeatedly expressed their opinion, that the lands appropriated for the support and maintenance of a protestant clergy within this province, commonly called "the clergy reserves;" ought, for various reasons, to be sold. That it would be unjust to apply the monies arising from the sale of the same, to the benefit of one or more favored religious denominations, and that it would be impracticable and, from many considerations, inexpedient to distribute the monies arising therefrom, among all denominations; and that this House has been unremitting in its endeavors to procure the sale of these lands, and the application of the funds produced by such sale to objects of great importance and interest to the people of this province. That with this view the House has heretofore repeatedly passed bills providing for the sale of the clergy reserves, and the appropriation of the monies arising therefrom, to the support of education; which bills have been rejected, without amendment, by the Legislative Council. That with the same view this House has repeatedly made known, by humble and dutiful addresses to His Majesty its wishes and opinions, and the wishes and opinions of His Majesty's faithful subjects in this province on this highly important subject; and this House takes this opportunity of declaring that these wishes and opinions, both on the part of this House and of its constituents, remain entirely unchanged. That during the second session of the last parliament His Excellency, the Lieutenant Governor, by message, informed this House, that he had received His Majesty's instructions to declare that the representations which had at different times been made to His Majesty and his royal predecessors, of the prejudice sustained by His Majesty's faithful subjects of this province from the appropriation of the clergy reserves, had engaged His Majesty's most attentive consideration, and His Majesty has most graciously been pleased to invite the House of Assembly to consider how the pow-

Resolution on C. Reserver. ers given to the provincial legislature, by the constitutional act, to vary or repeal the provisions which it contains for the allotment and appropriation of the clergy reserves, could be most advantageously exercised for the spiritual and temporal interests of his faithful subjects in this province. That this House, in compliance with His Majesty's wishes, thus graciously expressed, and with the strong and well known desires of His Majesty's faithful subjects in this province, has passed a bill, during the present session, to provide for the sale of the clergy reserves and to apply the monies arising from such sale to the support of education. That the Legislative Council has not passed the said bill—has not amended it—and has not passed any other bill on that subject. That under these circumstances this House cannot but express the extreme astonishment with which it has received the representations of the Legislative Council, that the legislature of this province has been unable to concur in any measure respecting the clergy reserves; and although this House has little expectation that the Legislative Council, as now constituted, will comply with the wishes of the people of the province, yet it feels bound to declare that this House is, and always has been, ready and anxious to concur in any just and reasonable measure whatever, by which the clergy reserves could be applied to such useful purposes as would be most advantageous to His Majesty's faithful people in this province, and most conformable to their well known wishes. That this House cannot but express its confident hopes that His Majesty will not be induced by any representation, whether secret or open, to depart from the gracious intentions which he has been pleased to intimate of complying with the earnest and repeated solicitations of His Majesty's faithful subjects in this province on that subject; that this resolution be laid before His Excellency, the Lieutenant Governor—and that His Excellency be requested to transmit the same to the Secretary for the colonies, and call the early attention of His Majesty's government to the importance of the same, to the interest, peace, welfare, prosperity, and happiness of His Majesty's faithful people of this province.

On motion of Mr. Shaver, seconded by Mr. Roblin,

Ordered, That Messrs. Duncombe, of *Norfolk*, and Perry be a committee to wait on His Excellency, with the resolution, and present the same.

Committee to present address.

Mr. Speaker reported that he had received a communication from His Excellency, the Lieutenant Governor, informing him that the intended time for proroguing the provincial parliament was postponed 'till Thursday next.

Prorogation postponed.

On the question for the second reading of the bill authorising a further bounty for the destruction of wolves being called,

Wolf bounty bill read 2d time & com.

Mr. Perry, seconded by Mr. Shaver, moves that the bill be read a second time this day, and that the 40th rule of this House be dispensed with, so far as relates to the same.

Which was carried, and the bill was read a second time.

The House was put into committee of the whole on the bill.

Mr. Gilchrist was called to the chair.

The House resumed.

Mr. Gilchrist reported that the committee had agreed to the bill without amendment.

The report was received.

Ordered, That the bill be engrossed and read a third time this day.

Third reading today.

Mr. Roblin from the committee to draft and report a bill in conformity to the resolution of this House, granting aid to the academies of Grantham and Bath, reported a draft of a bill.

Sel com to draft a bill for support of the Grantham and Bath academies rep draft.

The report was received and the bill read.

Mr. Perry, seconded by Mr. Roblin, moves that the bill be read a second time this day, and that the 40th rule of this House be dispensed with, so far as relates to the same.

Which was carried, and the bill was read a second time.

The House was put into a committee of the whole on the bill.

2nd reading today.

Mr. Durand in the chair.

Bill committed.

The House resumed.

Mr. Durand reported that the committee had agreed to the bill without amendment, and submitted the same for the adoption of the House.

The report was received.

Ordered, That the bill be engrossed and read a third time this day.

3rd reading today.

Mr. Roblin, from the committee to draft a bill in accordance with the resolution of this House, augmenting the salary of the light house keeper at the False Ducks, reported a draft, which was received and read.

Bill to increase the salary of light house keeper false ducks read.

Mr. Perry, seconded by Mr. Shaver, moves that the bill be read a second time this day, and that the 40th rule of this House be dispensed with, so far as relates to the same.

Which was carried, and the bill was read a second time.

The House was put into committee of the whole on the bill.

Mr. McNab in the chair.

The House resumed.

Mr. McNab reported that the committee had agreed to the bill without amendment.

The report was received.

Ordered, That the bill be engrossed and read a third time this day.

3rd reading today.

Mr. Roblin, from the committee to draft and report a bill in conformity with the resolution of this House, granting a sum of money, to be expended in erecting a light house and keepers house on Hartley's Point, Lake Erie, reported a draft, which was received and read a first time.

Hartley's Point light house bill read.

Mr. Shaver, seconded by Mr. Perry, moves that the bill be read a second time this day, and that the 40th rule of this House be dispensed with so far as relates to the same.

Rule dispensed with and bill read 2d time and committed.

Which was carried, and the bill was read a second time.

The House was put into committee of the whole on the bill.

Mr. Lount in the chair.

The House resumed.

Mr. Lount reported that the committee had agreed to the bill without amendment, and submitted the same for the adoption of the House.

The report was received and the bill was ordered to be engrossed and read a third time this day.

3rd reading today.

On motion of Mr. Duncombe, of Oxford, seconded by Mr. Moore, Ordered, That Messrs. Roblin and Shaver be a committee to draft and report a bill pursuant to a resolution of this House authorising the Receiver General to borrow a sum of money in England, for the use and benefit of this Province.

Sel. Com. to draft bill to enable the R. General to borrow a sum of money in England.

Mr. Roblin from the committee to draft and report a bill in accordance with the resolution of this House relative to loaning money in England, reported a draft; which was received and read a first time.

Bill reported for the purpose and read.

Mr. Duncombe, of Oxford, seconded by Mr. Hopkins, moves that the bill be read a second time this day, and that the 40th rule of this House be dispensed with so far as relates to the same.

Rule dispensed with and bill read 2d time and committed.

Which was carried and the bill was read a second time.

The House was put into committee of the whole on the bill.

Mr. Thorburn in the chair.

The House resumed.

Mr. Thorburn reported that the committee had agreed to the bill without amendment.

The report was received.

The bill was ordered to be engrossed and read a third time this day.

3rd reading to-day

Mr. Roblin from the committee to draft and report a bill in conformity to a resolution of this House granting a sum of money for the support of the Provincial Penitentiary, reported a draft, which was received and read a first time.

Sel com rep a bill for the support of the penitentiary.

Mr. Shaver, seconded by Mr. Roblin, moves that the bill be read a second time this day, and that the 40th rule of this House be dispensed with so far as relates to the same.

Rule dispensed with—bill read 2nd time and committed.

Which was granted and the bill was read a second time.

The House was put into committee of the whole on the bill.

Mr. Walsh in the chair.

The House resumed.

Mr. Walsh reported that the committee had made some progress in the bill and requested leave to sit again on Monday.

Progress.

The report was received and leave granted accordingly.

Mr. Roblin from the committee appointed to draft and report a bill in accordance with the resolution of this House granting two thousand pounds for the deepening of the Burlington Bay Canal, reported a draft which was received and read a first time.

Sel com rep bill for repairing Burlington bay canal.

Mr. Macnab, seconded by Mr. Brown, moves that the Burlington Bay Canal bill be read a second time this day, and that the 40th rule of this House so far as relates to the same be dispensed with.

Rule dispensed with—bill read 2nd time and committed.

Which was carried, and the bill was read a second time.

The House was put into committee of the whole on the bill.

Mr. Rykert in the chair.

The House resumed.

Mr. Rykert reported that the committee had gone through the bill, amended the same, and submitted it for the adoption of the House.

Bill amended.

3rd reading today
 Sel com rep bill to remunerate F Hall, Esq.
 Rule dispensed with—bill read 2nd time and committed.

The report was received.
Ordered, That the bill be engrossed and read a third time this day.
 Mr. Roblin from the committee to draft and report a bill in conformity with the resolution of this House granting a sum of money to remunerate Francis Hall, Esquire, presented a draft, which was received and read the first time.
 Mr. Thorburn, seconded by Mr. Morris, moves that the bill be read a second time this day, and that the 40th rule of this House be dispensed with so far as relates to the same.
 Which was carried, and the bill was read a second time.
 The House was put into committee of the whole on the bill.
 Mr. Richardson in the chair.
 The House resumed.
 Mr. Richardson reported that the committee had agreed to the bill without amendment, and submitted the same for the adoption of the House.

3rd reading today.
 Sel com rep bill to aid Toronto mechanics institute.
 Rule dispensed with—bill read 2nd time and committed.

The report was received.
Ordered, That the bill be engrossed and read a third time this day.
 Mr. Roblin, from the committee appointed to draft and report a bill in conformity with the resolution of this House granting two hundred pounds for the purchase of apparatus for the Mechanic's Institute in the city of Toronto, reported a draft, which was received and read a first time.
 Mr. Shaver, seconded by Mr. Cook, moves that the bill be read a second time this day, and that the 40th rule of this House be dispensed with so far as relates to the same.
 Which was carried, and the bill was read a second time.
 The House was put into committee of the whole on the bill.
 Mr. McDonell, *of Stormont*, in the chair.
 The House resumed.
 Mr. McDonell reported that the committee had agreed to the bill without amendment, and submitted the same for the adoption of the House.

3rd reading today.
 Sel com rep bill for purchase of a steam dredging machine.
 Rule dispensed with—bill read 2nd time and committed.

The report was received.
Ordered, That the bill be engrossed and read a third time this day.
 Mr. Roblin, from the select committee appointed to draft and report a bill in accordance with the resolution of this House granting two thousand pounds for the purchase of a steam dredging machine, reported a draft, which was received and read a first time.
 Mr. Duncombe, *of Oxford*, seconded by Mr. Hopkins, moves that the bill be read a second time this day, and that the 40th rule of this House be dispensed with so far as relates to the same.
 Which was carried, and the bill was read a second time.
 The House was put into committee of the whole on the bill.
 Mr. Woolverton in the chair.

The House resumed.

Bill amended.
 On receiving rep't.

Mr. Woolverton reported that the committee had agreed to the bill with some amendments, and submitted it for the adoption of the House.
 On the question for receiving the report, the yeas and nays being taken were as follows:

YEAS—MESSIEURS,

- | | | | |
|-------------------------------|------------|-------------|------------|
| Boulton, | Durand, | Parke, | Rymal, |
| Brown, | Hopkins, | Perry, | Strange, |
| Caldwell, | Lount, | Richardson, | Thorburn, |
| Duncombe, <i>of Oxford</i> , | McMicking, | Robinson, | Walsh,—19. |
| Duncombe, <i>of Norfolk</i> , | Merritt, | Rykert, | |

Yeas 19.

NAYS—MESSIEURS,

- | | | | |
|------------|--------------------------------|----------|-------------|
| Bruce, | McDonell, <i>of Stormont</i> , | Roblin, | Wells, |
| Cook, | McIntosh, | Shaver, | Woolverton, |
| Gibson, | Mackenzie, | Shibley, | Yager—15. |
| Gilchrist, | Morrison, | Small, | |

Nays 15.

3rd reading today.

The question was carried in the affirmative by a majority of four—the report was received, and the bill was ordered to be engrossed and read a third time this day.
 At half past four o'clock, P. M. the Speaker left the chair.

At six o'clock P. M. the Speaker resumed the chair.

The Speaker reported that the Master-in-Chancery had brought down from the Honorable the Legislative Council a message, which was read as follows :

Speaker reports message from Leg. Council.

MR. SPEAKER :

The Legislative Council has passed the bill sent up from the Commons' House of Assembly, entitled "*An Act to promote the public health and to guard against infectious diseases in this Province,*" also the bill entitled, "*An Act for the relief of the heirs of the late Peter Desjardins,*" also the bill entitled, "*An Act to appoint commissioners to settle disputes respecting certain roads and lines in the township of Norwich, in the district of London, and to establish the said lines and roads,*" and also the bill entitled, "*An Act to revive and continue An Act passed in the tenth year of His late Majesty's reign, entitled, 'An Act the better to protect the Mississauga tribes living on the Indian Reserve, at the River Credit, in their exclusive right of fishing and hunting therein'*" without amendment.

Boards of Health bill passed.

Norwich survey bill passed.

Indian protection bill passed.

JOHN B. ROBINSON,
Speaker.

Legislative Council Chamber, }
11th day of April, 1835. }

Mr. Speaker reported that the Master in Chancery had also brought down from the Honorable the Legislative Council the bill entitled, "*An Act to explain and amend an Act incorporating the Welland Canal Company, and for appointing arbitrators for certain purposes therein mentioned,*" to which that Hon. House had made an amendment, and requested the concurrence of this House thereto.

Speaker reports Welland Cal. bridge bill amended by Leg Council.

The amendment made by the Honorable the Legislative Council in and to the bill entitled, "*An Act to explain and amend an Act incorporating the Welland Canal Company, and for appointing arbitrators for certain purposes therein mentioned*" was read a first time as follows :

Amendment read a first time.

Press 5.—Expunge the last clause.

Mr. Thorburn, seconded by Mr. McMicking, moves that the amendment be now read a second time, and that the 38th and 40th rules of this House be dispensed with so far as relate to the same:

Rule dispensed with; amendments read a second time & committed.

Which was carried, and the amendment was read a second time.

The House was put into committee of the whole on the amendment.

Mr. Wilson in the chair.

The House resumed.

Mr. Wilson reported that the committee had agreed to the amendment, and submitted it for the concurrence of the House.

Amend. agreed to.

The report was received.

Ordered, That the amendment be read a third time this day.

Pursuant to the order of the day, the amendment made by the Honorable the Legislative Council in and to the bill entitled, "*An Act to explain and amend an Act incorporating the Welland Canal Company, and for appointing arbitrators for certain purposes therein mentioned,*" was read a third time and passed, nem. con.

Amendment read 3rd time & passed.

PRESENT—Messieurs *Alway, Brown, Bruce, Caldwell, Chisholm, Cook, Cornwall, Duncombe, of Oxford, Durand, Gibson, Gilchrist, Hopkins, Lount, McCrae, McDonell, of Stormont, McIntosh, Mackenzie, McLean, McMicking, Macnab, Malloch, Merritt, Morris, Morrison, Parke, Perry, Richardson, Robinson, Roblin, Rykert, Rymal Shaver, Shibley, Small, Smith, Strange, Thorburn, Walsh, Waters, Walls, Wilkinson, Wilson, Woolberton, and Yager.*

Present.

Messrs. McMicking and Thorburn were ordered by the Speaker to carry the bill up to the Honorable the Legislative Council, and to inform that Honorable House that this House had concurred in the amendment.

Bill sent to Leg. Council.

On motion of Mr. Duncombe, of Oxford, seconded by Mr. Macnab,

Ordered, That the committee of supply be the first item on the order of the day on Monday morning after third readings.

Committee of supply set thing Monday.

Pursuant to the order of the day the Bath and Grantham Academies bill was read a third time and passed.

Bath & Grantham Academies bill read 3rd time and passed.

| | | | | | | | | | | | | | | | | | | | | | |
|---|--|--------------------|---------------|------------|----------|-----------|------------|-----------|-----------|----------|------------------------|-----------|-------------|----------------------|-----------|---------|---------------|-------------------------|--------|--------------------|--|
| Title. | Mr. Rykert, seconded by Mr. Perry, moves that the bill be entitled, " <i>An Act to make a grant to the Grantham and Bath Academies.</i> " | | | | | | | | | | | | | | | | | | | | |
| Bill sent to Leg. Council. | Which was carried, and Messrs. Rykert and Perry were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto. | | | | | | | | | | | | | | | | | | | | |
| Duck's island light keeper's salary bill passed. | Pursuant to the order of the day, the bill to augment the salary of the keeper of the False Ducks Island light house, was read the third time and passed. | | | | | | | | | | | | | | | | | | | | |
| Title. | Mr. Perry, seconded by Mr. Shaver, moves that the bill be entitled, " <i>An Act to increase the salary of the keeper of the False Ducks Light House.</i> " | | | | | | | | | | | | | | | | | | | | |
| Bill sent to Leg Council. | Which was carried, and Messrs Shaver and Perry were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto. | | | | | | | | | | | | | | | | | | | | |
| Heartley's Point light house bill passed. | Pursuant to the order of the day, the bill granting a sum of money for the erection of a light house on Heartley's Point on Lake Erie, was read the third time and passed. | | | | | | | | | | | | | | | | | | | | |
| Title. | Mr. Wilkinson, seconded by Mr. Caldwell, moves that the bill be entitled, " <i>An Act for the erection of a light house on Hartley's Point, on Lake Erie.</i> " | | | | | | | | | | | | | | | | | | | | |
| Bill sent to council. | Which was carried, and Messrs. Wilkinson and Caldwell were ordered by the Speaker to carry the same up to the Honorable the Legislative Council and to request their concurrence thereto. | | | | | | | | | | | | | | | | | | | | |
| Bill to procure a dredging machine read 3rd time. | Pursuant to the order of the day, the bill authorising a grant of money for the purchase of a dredging machine, was read a third time. | | | | | | | | | | | | | | | | | | | | |
| On passing. | On the question for passing the same, the yeas and nays being taken, were as follows : | | | | | | | | | | | | | | | | | | | | |
| | YEAS—MESSIEURS, | | | | | | | | | | | | | | | | | | | | |
| Yeas 19 | <table border="0" style="width: 100%;"> <tbody> <tr> <td style="width: 25%;">Caldwell,</td> <td style="width: 25%;">McLean,</td> <td style="width: 25%;">Perry,</td> <td style="width: 25%;">Strange,</td> </tr> <tr> <td>Durand,</td> <td>McMicking,</td> <td>Robinson,</td> <td>Thorburn,</td> </tr> <tr> <td>Hopkins,</td> <td>McNab,</td> <td>Rykert,</td> <td>Walsh,</td> </tr> <tr> <td>McCrae,</td> <td>Morris,</td> <td>Rymal,</td> <td>Wilkinson—19.</td> </tr> <tr> <td>McDonell, of Glengarry,</td> <td>Parke,</td> <td>Solicitor General,</td> <td></td> </tr> </tbody> </table> | Caldwell, | McLean, | Perry, | Strange, | Durand, | McMicking, | Robinson, | Thorburn, | Hopkins, | McNab, | Rykert, | Walsh, | McCrae, | Morris, | Rymal, | Wilkinson—19. | McDonell, of Glengarry, | Parke, | Solicitor General, | |
| Caldwell, | McLean, | Perry, | Strange, | | | | | | | | | | | | | | | | | | |
| Durand, | McMicking, | Robinson, | Thorburn, | | | | | | | | | | | | | | | | | | |
| Hopkins, | McNab, | Rykert, | Walsh, | | | | | | | | | | | | | | | | | | |
| McCrae, | Morris, | Rymal, | Wilkinson—19. | | | | | | | | | | | | | | | | | | |
| McDonell, of Glengarry, | Parke, | Solicitor General, | | | | | | | | | | | | | | | | | | | |
| | NAYS—MESSIEURS, | | | | | | | | | | | | | | | | | | | | |
| Nays 16 | <table border="0" style="width: 100%;"> <tbody> <tr> <td style="width: 25%;">Bruce,</td> <td style="width: 25%;">Gilchrist,</td> <td style="width: 25%;">Mackenzie,</td> <td style="width: 25%;">Shaver,</td> </tr> <tr> <td>Chisholm,</td> <td>Lount,</td> <td>Moore,</td> <td>Wells,</td> </tr> <tr> <td>Cook,</td> <td>McDonell, of Stormont,</td> <td>Morrison,</td> <td>Woolverton,</td> </tr> <tr> <td>Duncombe, of Oxford,</td> <td>McIntosh,</td> <td>Roblin,</td> <td>Yager—16.</td> </tr> </tbody> </table> | Bruce, | Gilchrist, | Mackenzie, | Shaver, | Chisholm, | Lount, | Moore, | Wells, | Cook, | McDonell, of Stormont, | Morrison, | Woolverton, | Duncombe, of Oxford, | McIntosh, | Roblin, | Yager—16. | | | | |
| Bruce, | Gilchrist, | Mackenzie, | Shaver, | | | | | | | | | | | | | | | | | | |
| Chisholm, | Lount, | Moore, | Wells, | | | | | | | | | | | | | | | | | | |
| Cook, | McDonell, of Stormont, | Morrison, | Woolverton, | | | | | | | | | | | | | | | | | | |
| Duncombe, of Oxford, | McIntosh, | Roblin, | Yager—16. | | | | | | | | | | | | | | | | | | |
| | The question was carried in the affirmative by a majority of three, and the bill was passed. | | | | | | | | | | | | | | | | | | | | |
| Title. | Mr. Macnab, seconded by Mr. Rykert, moves that the bill be entitled " <i>An Act granting to His Majesty a sum of money for the purchase of a steam dredging machine.</i> " | | | | | | | | | | | | | | | | | | | | |
| Bill sent to council. | Which was carried, and Messieurs Macnab and Rykert were ordered by the Speaker to carry the bill up to the Honorable the Legislative Council, and to request their concurrence thereto. | | | | | | | | | | | | | | | | | | | | |
| Bill to remunerate Francis Hall, Esq passed. | Pursuant to the order of the day, the bill to make good to Francis Hall, Esquire, a sum of money due him for services performed at the Burlington Bay canal, was read a third time and passed. | | | | | | | | | | | | | | | | | | | | |
| Title. | Mr. Thorburn, seconded by Mr. McMicking, moves that the bill be entitled " <i>An Act to remunerate Francis Hall, Esquire, civil engineer, for services at the Burlington Bay Canal.</i> " | | | | | | | | | | | | | | | | | | | | |
| Bill sent to Leg. Council. | Which was carried, and Messrs. McMicking and Thorburn were ordered by the Speaker to carry the bill up to the Honorable the Legislative Council, and to request their concurrence thereto. | | | | | | | | | | | | | | | | | | | | |
| Burlington bay bill read 3rd time, | Pursuant to the order of the day, the bill authorising a grant of money to be expended in deepening the channel of the Burlington bay canal was read the third time. | | | | | | | | | | | | | | | | | | | | |
| Rider added. | Mr. Hopkins, seconded by Mr. Duncombe, of Oxford, moves, that the following be added as a rider to the bill: " <i>And be it further enacted by the authority aforesaid, that the present commissioners of the said canal are hereby required to deliver over all papers, books, accounts, monies, materials, or other property belonging to said works into the hands of the commissioners hereby appointed on demand being made of the same.</i> " | | | | | | | | | | | | | | | | | | | | |
| | Which was carried, and the rider was added accordingly, and read a third time. | | | | | | | | | | | | | | | | | | | | |

On the question for passing the bill, the yeas and nays were taken, as follows: On question for passing.

YEAS—MESSIEURS,

| | | | | |
|-----------|---------------------------------|-----------|--------------------|----------|
| Alway, | McDonell, of <i>Glengarry</i> , | Morrison, | Solicitor General, | |
| Caldwell, | McDonell, of <i>Stormont</i> , | Parke, | Strange, | |
| Chisholm, | McKay, | Perry, | Thorburn, | Yeas 27. |
| Durand, | McLean, | Robinson, | Walsh, | |
| Hopkins, | McMicking, | Rykert, | Wilkinson, | |
| Lount, | Macnab, | Rymal, | Woolverton—27. | |
| McCrae, | Moore, | Small, | | |

NAYS—MESSIEURS,

| | | | | |
|------------|------------|---------|----------|---------|
| Bruce, | McIntosh, | Morris, | Wells, | Nays 9. |
| Cook, | Mackenzie, | Shaver, | Yager—9. | |
| Gilchrist, | | | | |

The question was carried in the affirmative by a majority of eighteen, and the bill was signed.

Mr. Macnab, seconded by Mr. Rymal, moves that the bill be entitled "*An Act granting further aid to the Burlington Bay Canal.*" Carried and bill passed.

Which was carried, and Messrs. Macnab and Rymal were ordered by the Speaker to carry the same up the Honorable the Legislative Council, and to request their concurrence thereto. Title.
Bill sent to Leg. Council.

Pursuant to the order of the day, the bill authorising the Receiver General to borrow a further sum of money in England, upon debentures, was read a third time. Loan bill read 3rd time.

On the question for passing the bill being called,

Mr. Solicitor General, seconded by Mr. McKay, moves, in amendment, that the bill do not now pass, but that it be re-committed on Monday next, for the purpose of introducing amendments to authorise the borrowing of the sum of money therein mentioned within this Province or elsewhere at the lowest rate of interest, such interest being made payable in this Province or in London. Motion for amending the bill.

On which the yeas and nays being taken, were as follows: On Amendment.

YEAS—MESSIEURS,

| | | | | |
|---------------------------------|-------------------------------|--------------------|-------------|----------|
| Brown, | McDonell, of <i>Northumb.</i> | Morris, | Strange, | |
| Chisholm, | McIntosh, | Roblin, | Woolverton, | |
| Cook, | McKay, | Solicitor General, | Yager—14. | Yeas 14. |
| McDonell, of <i>Glengarry</i> , | McLean, | | | |

NAYS—MESSIEURS,

| | | | | |
|------------------------------|--------------------------------|-----------|-----------|----------|
| Bruce, | Lount, | Morrison, | Rymal, | |
| Duncombe, of <i>Oxford</i> , | McDonell, of <i>Stormont</i> , | Parke, | Thorburn, | Nays 18. |
| Durand, | Mackenzie, | Perry, | Walsh, | |
| Gilchrist, | Macnab, | Robinson, | Wells—18. | |
| Hopkins, | Moore, | | | |

The question of amendment was decided in the negative by a majority of four.

On the question for passing the bill, the yeas and nays were taken, as follows: On passing.

YEAS—MESSIEURS,

| | | | | |
|------------------------------|--------------------------------|-----------|-----------|----------|
| Bruce, | Lount, | Parke, | Strange, | |
| Duncombe, of <i>Oxford</i> , | McDonell, of <i>Stormont</i> , | Perry, | Thorburn, | |
| Durand, | MacNab, | Robinson, | Walsh, | Yeas 18. |
| Gilchrist, | Moore, | Rymal, | Wells—18. | |
| Hopkins, | Morrison, | | | |

NAYS—MESSIEURS,

| | | | | |
|---------------------------------|-------------------------------|---------|--------------------|----------|
| Brown, | McDonell, of <i>Northumb.</i> | McLean, | Solicitor General, | |
| Chisholm, | McIntosh, | Morris, | Woolverton, | |
| Cook, | McKay, | Roblin, | Yager—14. | Nays 14. |
| McDonell, of <i>Glengarry</i> , | Mackenzie, | | | |

The question was carried in the affirmative by a majority of four, and the bill was passed. Carried & bill pas'd.

Mr. Duncombe, of *Oxford*, seconded by Mr. Perry, moves that the bill be entitled, "*An Act to authorise the Receiver General to borrow a sum of money, in England and for other purposes.*" Title.

Bill sent to Leg. Council.

Which was carried, and Messrs. C. Duncombe and Perry were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto.

Adjourned.

Monday, 13th April, 1835.

The House met.

The minutes of Saturday were read.

Petitions bro't up.

Smith Griffin and others.

Mr. Woolverton brought up the petition of Smith Griffin and sixty-two others of the township of Gainsborough, in the district of Niagara; which was laid on the table.

John Lambe

Mr. Macnab brought up the petition of John Lambe, of the township of Beverly in the District of Gore; which was laid on the table.

W Robinson and others.

Mr. Morris brought up the petition of William Robinson and twenty-two others of the township of Lansdown, in the county of Leeds; which was laid on the table.

Wolf bounty bill passed.

Pursuant to the order of the day the wolf bounty bill was read the third time and passed.

Title.

Mr. Duncombe, of Oxford, seconded by Mr. Perry, moves that the bill be entitled, "*An Act to continue and amend an Act providing a bounty for the destruction of wolves in the several districts in this Province.*"

Bill sent to Leg. Council.

Which was carried, and Messrs. C. Duncombe and Perry were ordered by the Speaker to carry the bill up to the Honorable the Legislative Council and to request their concurrence thereto.

Bill for aiding Toronto mechanics institute passed.
Title.

Pursuant to the order of the day the bill granting a sum of money in aid of the Mechanics Institute in the city of Toronto, was read a third time and passed.

Mr. Small, seconded by Mr. Rymal, moves that the bill be entitled "*An Act for the promotion of science by enabling the Mechanic's Institute of the city of Toronto to procure certain apparatus.*"

Bill sent to Leg. Council.

Which was carried, and Messrs. Small and Rymal were ordered by the Speaker to carry the same up to the Honorable the Legislative Council and to request their concurrence thereto.

Pursuant to the order of the day the House was put into committee of the whole on supply.

Com of Supply.

Mr. Wilkinson in the chair.

The House resumed.

Resolutions reported

Mr. Wilkinson reported that the committee had agreed to a series of resolutions, which he was directed to submit for the adoption of the House, and asked leave to sit again this day.

The report was received and leave was granted accordingly.

At a quarter past four of the clock, P. M. the Speaker left the chair.

At a six o'clock, P. M. the Speaker took the chair.

The first resolution reported by the chairman from the committee of supply was read as follows:

1st resolution.

Resolved, That the sum of one thousand one hundred and ninety pounds be granted to His Majesty to enable His Majesty to pay the salaries of five clerks in the office of the Surveyor General.

Amendment proposed.

In amendment Mr. Mackenzie, seconded by Mr. McIntosh, moves that the following words be added, "and that the same be paid from the revenue raised from the people and known as the Casual and Territorial Revenue."

On amendment.

On which the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

Yeas 11.
Chisholm,
Durand,
Gibson,

Hopkins,
Lount,
McIntosh,

Mackenzie,
Morrison,
Shaver,

Waters,
Woolverton,—11.

NAYS—MESSIEURS,

Nays 22.
Alway,
Brown,
Bruce,
Caldwell,
Cook,
Duncombe, of Oxford,

Gilchrist,
McCrae,
McMicking,
Macnab,
Merritt,
Parke,

Richardson,
Robinson,
Roblin,
Rykert,
Rymal,

Smith,
Thorburn,
Walsh,
Wells,
Wilkinson—22.

The question of amendment was decided in the negative by a majority of eleven.

On the original question, the yeas and nays were taken as follows :

On orig question.

YEAS—MESSIEURS,

| | | | | |
|----------------------|------------|-------------|---------------|----------|
| Alway, | Gilchrist, | Parke, | Rymal, | |
| Brown, | Hopkins, | Perry, | Smith, | |
| Bruce, | McCrae, | Richardson, | Thorburn. | |
| Caldwell, | McMicking, | Robinson, | Walsh, | |
| Duncombe, of Oxford, | Macnab, | Roblin, | Wells, | |
| Durand, | Merritt, | Rykert, | Wilkinson—24. | Yeas 24. |

NAYS—MESSIEURS,

| | | | | |
|-----------|------------|-----------|----------------|----------|
| Chisholm, | Lount, | Morrison, | Waters, | |
| Cook, | McIntosh, | Shaver, | Woolverton—10. | Nays 10. |
| Gibson, | Mackenzie, | | | |

The question was carried in the affirmative by a majority of fourteen, and it was

Resolved, That the sum of one thousand one hundred and ninety pounds be granted to His Majesty to enable His Majesty to pay the salaries of five clerks in the office of the Surveyor General.

£1190 for 5 clerks in S. G. office.

The second resolution was then read as follows :

Resolved, That the sum of six hundred and forty-eight pounds be granted to His Majesty to enable His Majesty to pay the salaries of three clerks in the office of the Lieutenant Governor.

£481 for 3 clerks in the Government office.

In amendment, Mr. Mackenzie, seconded by Mr. McIntosh, moves that all after the word "Resolved" be expunged, and the following inserted, "that the duties performed by the Lieutenant Governor's office, ought to be performed by the several other public departments, who are amply paid for doing the duty thus transferred, and that therefore it is inexpedient to grant this money.

Amendment proposed.

On which the yeas and nays being taken, were as follows :

On amendment.

YEAS—MESSIEURS,

| | | | | |
|---------|------------|-----------|------------|---------|
| Gibson, | McIntosh, | Moore, | Waters,—7. | Yeas 7. |
| Lount, | Mackenzie, | Morrison, | | |

NAYS—MESSIEURS,

| | | | | |
|------------|-------------------------|-------------|--------------------|---------|
| Brown, | Hopkins, | Merritt, | Shaver, | |
| Bruce, | McCrae, | Morris, | Shibley, | |
| Caldwell, | McDonell, of Glengarry, | Parke, | Small, | |
| Chisholm, | McDonell, of Stormont, | Perry, | Smith, | |
| Cook, | McLean, | Richardson, | Solicitor General, | |
| Cornwall, | McMicking, | Robinson, | Wells, | |
| Durand, | Macnab, | Roblin, | Wilkinson, | |
| Gilchrist, | Malloch, | Rykert, | Woolverton—32. | Nays 32 |

The question of amendment was decided in the negative by a majority of twenty-five and the original question was adopted.

Amendment lost and orig ques adop'd

The third resolution was put as follows :

Resolved, That the sum of two hundred and eight pounds be granted to His Majesty to pay the salary of the Secretary to His Excellency the Lieutenant Governor.

2081. salary of the private secretary.

On which the yeas and nays were taken as follows :

YEAS—MESSIEURS,

| | | | | |
|------------|-------------------------|-------------|--------------------|----------|
| Brown, | Hopkins, | Merritt, | Shaver, | |
| Bruce, | McCrae, | Morris, | Shibley, | |
| Caldwell, | McDonell, of Stormont, | Parke, | Small, | |
| Chisholm, | McDonell, of Glengarry, | Perry, | Smith, | |
| Cook, | McLean, | Richardson, | Solicitor General, | |
| Cornwall, | McMicking, | Robinson, | Wells, | |
| Durand, | Macnab, | Roblin, | Wilkinson, | |
| Gilchrist, | Malloch, | Rykert, | Woolverton,—32. | Yeas 32. |

NAYS—MESSIEURS,

| | | | | |
|---------|------------|-----------|------------|---------|
| Gibson, | McIntosh, | Moore, | Waters,—7. | Nays 7. |
| Lount, | Mackenzie, | Morrison, | | |

The question was carried in the affirmative by a majority of twenty-five.

The fourth resolution was then read as follows :

4th resolution. *Resolved*, That the sum of seven hundred pounds be granted to His Majesty to defray the contingent expenses of the government office.

Amendment proposed. In amendment Mr. Small, seconded by Mr. Shibley, moves that "seven hundred pounds" be expunged and "one hundred and fifty pounds inserted."

On amendment. On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|---------|---------------------|----------|--------|---------------|
| Yeas 5. | McIntosh, Perry, | Shibley, | Small, | Woolverton—5. |
|---------|---------------------|----------|--------|---------------|

NAYS—MESSIEURS,

| | | | | |
|----------|---|---|---|--|
| Nays 34. | Brown, Bruce, Caldwell, Chisholm, Cook, Cornwall, Duncombe, <i>of Norfolk</i> , Durand, Gibson, | Gilchrist, Hopkins, Lount, McCrae, McDonell, <i>of Glengarry</i> , McDonell, <i>of Stormont</i> , Mackenzie, McLean, McMicking, | Macnab, Malloch, Merritt, Morris, Morrison, Parke, Richardson, Robinson, | Roblin, Rykert, Shaver, Smith, Solicitor General, Wells, Wilkinson, Yager—34. |
|----------|---|---|---|--|

Amendment lost. The question of amendment was decided in the negative by a majority of twenty-nine.

Another amend't proposed. In amendment, Mr. Mackenzie, seconded by Mr. McIntosh, moves that all after the word "*Resolved*" in the Resolution, be expunged, and the following inserted, "that as a large annual revenue from the Post Office is raised from the people of Upper Canada and transmitted to England, and as a great part of the expenses of the Government office is derived from military business and land business, over which this House has not exercised a control, and as responsible departments ought to do the business that is transacted in that office, it is inexpedient to grant seven hundred pounds from the Provincial revenue for the contingencies required by the Government for an office to the Lieutenant Governor."

On amendment. On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------|-----------------------------|--------------------------------------|---------------------|---------------------------|
| Yeas 10. | Bruce, Gibson, Lount, | McIntosh, Mackenzie, Morrison, | Shaver, Shibley, | Waters, Woolverton—10. |
|----------|-----------------------------|--------------------------------------|---------------------|---------------------------|

NAYS—MESSIEURS,

| | | | | |
|----------|--|--|--|---|
| Nays 30. | Brown, Caldwell, Chisholm, Cook, Cornwall, Duncombe, <i>of Norfolk</i> , Durand, Gilchrist, | Hopkins, McCrae, McDonell, <i>of Glengarry</i> , McDonell, <i>of Stormont</i> , McLean, McMicking, MacNab, Malloch, | Merritt, Morris, Parke, Perry, Richardson, Robinson, Roblin, | Rykert, Small, Smith, Sol. General, Wells, Wilkinson, Yager—30. |
|----------|--|--|--|---|

The question of amendment was decided in the negative by a majority of twenty.

On orig question. On the original question the House divided, and the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

| | | | | |
|----------|--|---|---|---|
| Yeas 29. | Brown, Caldwell, Chisholm, Cook, Cornwall, Duncombe, <i>of Norfolk</i> , Durand, Gilchrist, | Hopkins, McCrae, McDonell, <i>of Glengarry</i> , McDonell, <i>of Stormont</i> , McLean, McMicking, McNab, | Malloch, Merritt, Morris, Parke, Perry, Richardson, Robinson, | Roblin, Rykert, Smith, Solicitor General, Wells, Wilkinson, Yager—29. |
|----------|--|---|---|---|

NAYS—MESSIEURS,

| | | | | |
|---------|-----------------------------|--------------------------------------|-------------------------------|---------------------------|
| Nays 11 | Bruce, Gibson, Lount, | McIntosh, Mackenzie, Morrison, | Shaver, Shibley, Small, | Waters, Woolverton—11. |
|---------|-----------------------------|--------------------------------------|-------------------------------|---------------------------|

The question was carried in the affirmative by a majority of eighteen, and it was, Question carried.

Resolved, That the sum of seven hundred pounds be granted to His Majesty to defray the contingent expenses of the government office. 700L contin expenses of Gov office.

The fifth resolution was then put as follows :

Resolved, That the sum of four hundred and twenty pounds be granted to His Majesty to enable His Majesty to pay the salaries of two clerks in the Executive Council office. 420L for 2 clerks in Executive council office.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|-------------------------------|---------------------------------|-------------|--------------------|----------|
| Brown, | McCrae, | Morris, | Sibley, | |
| Bruce, | McDonell, of <i>Glengarry</i> , | Parke, | Small, | |
| Caldwell, | McDonell, of <i>Stormont</i> , | Perry, | Smith, | |
| Chisholm, | McLean, | Richardson, | Solicitor General, | |
| Cornwall, | McMicking, | Robinson, | Wells, | |
| Duncombe, of <i>Norfolk</i> , | MacNab, | Roblin, | Wilkinson, | Yeas 33. |
| Durand, | Malloch, | Rykert, | Woolveron, | |
| Gilchrist, | Merritt, | Shaver, | Yager—33. | |
| Hopkins, | | | | |

NAYS—MESSIEURS,

| | | | | |
|---------|------------|-----------|-----------|---------|
| Gibson, | McIntosh, | Morrison, | Waters—6. | Nays 6. |
| Lount, | Mackenzie, | | | |

The question was carried in the affirmative by a majority of twenty-seven.

The sixth resolution was put as follows :

Resolved, That the sum of one hundred and twenty-five pounds be granted to His Majesty to defray the contingent expenses of the Executive Council Office. 125L contin expenses of Ex Council office.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|-------------------------------|--------------------------------|-------------|--------------------|----------|
| Brown, | Hopkins, | Morris, | Sibley, | |
| Bruce, | McCrae, | Parke, | Small, | |
| Caldwell, | McDonell, of <i>Stormont</i> , | Perry, | Smith, | |
| Chisholm, | McLean, | Richardson, | Solicitor General, | |
| Cook, | McMicking, | Robinson, | Wells, | |
| Cornwall, | Macnab, | Roblin, | Wilkinson, | Yeas 33. |
| Duncombe, of <i>Norfolk</i> , | Malloch, | Rykert, | Woolverton, | |
| Durand, | Merritt, | Shaver, | Yager—33. | |
| Gilchrist, | | | | |

NAYS—MESSIEURS,

| | | | | |
|---------|------------|-----------|-----------|---------|
| Gibson, | McIntosh, | Morrison, | Waters—6. | Nays 6. |
| Lount, | Mackenzie, | | | |

The question was carried in the affirmative by a majority of twenty-seven.

The seventh resolution was put as follows :

Resolved, That the sum of five hundred pounds be granted to His Majesty, to enable His Majesty to pay the salaries of two clerks in the office of the Receiver General. 500L for 2 clerks in Rec Gen office.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|-------------------------------|---------------------------------|-------------|---------------|----------|
| Brown, | Hopkins, | Morris, | Small, | |
| Bruce, | McCrae, | Parke, | Smith, | |
| Caldwell, | McDonell, of <i>Glengarry</i> , | Perry, | Sol. General, | |
| Chisholm, | McDonell, of <i>Stormont</i> , | Richardson, | Waters, | |
| Cook, | McLean, | Robinson, | Wells, | |
| Cornwall, | McMicking, | Roblin, | Wilkinson, | Yeas 35. |
| Duncombe, of <i>Norfolk</i> , | Macnab, | Rykert, | Woolverton, | |
| Durand, | Malloch, | Shaver, | Yager—35. | |
| Gilchrist, | Merritt, | Shibley, | | |

NAYS—MESSIEURS,

| | | | | |
|---------|-----------|------------|--------------|---------|
| Gibson, | McIntosh, | Mackenzie, | Morrison,—5. | Nays 5. |
| Lount, | | | | |

The question was carried in the affirmative by a majority of thirty.

The eighth resolution was then put as follows :

50l. contin expenses
of Rec Gen office.

Resolved, That the sum of fifty pounds be granted to His Majesty, to defray the contingent expenses of the Office of the Receiver General.

On which the yeas and nays being taken were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------|--|--|---|--|
| Yeas 33. | Brown, Bruce, Caldwell, Chisholm, Cook, Cornwall, Duncombe, <i>of Norfolk</i> , Durand, Gilchrist, | Hopkins, McCrea, McDonell, <i>of Glengarry</i> , McDonell, <i>of Stormont</i> , McLean, McMicking, Macnab, Malloch, | Merritt, Morris, Parke, Perry, Richardson, Robinson, Roblin, Rykert, | Shaver, Shibley, Smith, Sol. General, Wells, Wilkinson, Woolverton, Yager—33. |
|----------|--|--|---|--|

NAYS—MESSIEURS,

| | | | | |
|---------|-------------------|-------------------------|---------------------|------------|
| Nays 7. | Gibson, Lount, | McIntosh, Mackenzie, | Morrison, Small, | Waters,—7. |
|---------|-------------------|-------------------------|---------------------|------------|

The question was carried in the affirmative by a majority of twenty-six.

The two following resolutions were severally put and carried, as follows :

420l. for 2 clerks
in the Inspector Ge-
neral's office.

Resolved, That the sum of four hundred and twenty pounds be granted to His Majesty, to pay the Salaries of two Clerks, attached to the Office of Inspector General.

50l. contingent ex-
penses of Inspector
General's office.

Resolved, That the sum of fifty pounds be granted to His Majesty, to defray the contingent expenses of the Office of the Inspector General.

The eleventh resolution was then read as follows :

Eleventh resolu-
tion read.

Resolved, That the sum of one thousand pounds be granted to His Majesty to enable His Majesty to defray the expenses of Printing the Statutes of the Province.

Amendment pro-
posed.

In amendment, Mr. Mackenzie, seconded by Mr. McIntosh, moves, that after the word "*Resolved*," all be expunged, and the following inserted, "That five hundred and fifty-six pounds was voted for printing the statutes in the last session of last parliament; that six hundred and eighty-eight pounds sterling was paid Mr. Stanton out of the fund A without consent of parliament, that is, out of the duties raised at Quebec; that one thousand, three hundred and twenty pounds, eighteen shillings and six-pence, for printing the statutes of last year, is an unjust and exhorbitant charge and ought not to be allowed, and that this description of printing ought to be given out by contract.

On amendment.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------|---|--|--|--|
| Yeas 18. | Alway, Bruce, Cook, Duncombe, <i>of Norfolk</i> , Durand, | Gibson, Hopkins, Lount, McIntosh, Mackenzie, | Moore, Morrison, Rymal, Shaver, | Waters, Wilson, Woolverton, Yager—18. |
|----------|---|--|--|--|

NAYS—MESSIEURS,

| | | | | |
|----------|---|---|--|---|
| Nays 22. | Brown, Caldwell, Chisholm, Cornwall, McCrae, McDonell, <i>of Glengarry</i> , | McLean, McMicking, Macnab, Malloch, Merritt, Morris, | Perry, Richardson, Robinson, Roblin, Rykert, | Shibley, Small, Sol. General, Walsh, Wilkinson,—22. |
|----------|---|---|--|---|

On orig. question.

The question was decided in the negative by a majority of four.

On the original question, the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------|---|---|--|---|
| Yeas 22. | Brown, Caldwell, Cornwall, Durand, McCrea, McDonell, <i>of Glengarry</i> , | McLean, McMicking, Macnab, Malloch, Merritt, Morris, | Perry, Richardson, Robinson, Roblin, Rykert, | Small, Solicitor General, Thorburn, Walsh, Wilkinson,—22. |
|----------|---|---|--|---|

NAYS—MESSIEURS,

| | | | | |
|---|--|--|---|---------|
| Alway, Bruce, Chisholm, Cook, Duncombe, of Norfolk, | Gibson, Hopkins, Lount, McIntosh, Mackenzie, | Moore, Morrison, Rymal, Shaver, Shibley, | Waters, Wilson, Woolverton, Yager,—19. | Nays 19 |
|---|--|--|---|---------|

The question was carried in the affirmative by a majority of three, and it was

Resolved, That the sum of one thousand pounds be granted to His Majesty to enable His Majesty to defray the expenses of Printing the Statutes of the Province. £1,000 for printing statutes.

The twelfth resolution was then put as follows ;

Resolved, That the sum of six hundred pounds be granted to His Majesty to enable him to defray the contingent expenses for printing. 12th Resolution.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|--|--|---|--|---------|
| Brown, Caldwell, Cornwall, McCrae, McDonell, of Glengarry, | McLean, McNab, Malloch, Merritt, Morris, | Perry, Richardson, Robinson, Roblin, | Rykert, Solicitor General, Walsh, Wilkinson—18. | Yeas 18 |
|--|--|---|--|---------|

NAYS—MESSIEURS,

| | | | | |
|--|--|--|---|----------|
| Alway, Bruce, Chisholm, Cook, Duncombe, of Norfolk, Durand, | Gibson, Gilchrist, Hopkins, Lount, McIntosh, Mackenzie, | McMicking, Moore, Morrison, Rymal, Shaver, Shibley, | Small, Thorburn, Waters, Wilson, Woolverton, Yager—24. | Nays 29. |
|--|--|--|---|----------|

The question was decided in the negative by a majority of six, and lost accordingly. Question lost.

The thirteenth resolution was then put as follows :

Resolved, That the sum of eight hundred and fifty pounds be granted to His Majesty to enable him to defray the arrearages of printing for 1834. 13th Resolution.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|---|--|--|---|---------|
| Caldwell, Cornwall, Duncombe, of Oxford, McCrae, | McLean, MacNab, Malloch, Merritt, | Morris, Richardson, Robinson, Rykert, | Solicitor General, Walsh, Wilkinson—15. | Yeas 15 |
|---|--|--|---|---------|

NAYS—MESSIEURS,

| | | | | |
|---|--|---|--|---------|
| Alway, Bruce, Chisholm, Cook, Duncombe, of Norfolk, Durand, Gibson, | Gilchrist, Hopkins, Lount, McDonell, of Glengarry, McIntosh, Mackenzie, McMicking, | Moore, Morrison, Perry, Roblin, Rymal, Shaver, | Shibley, Small, Thorburn, Waters, Woolverton, Yager—26. | Nays 26 |
|---|--|---|--|---------|

The question was decided in the negative by a majority of eleven, and lost accordingly. Question lost.

The fourteenth resolution was then read as follows :

Resolved, That such sum be allowed to the Attorney General of this Province for the present year as together with his salary and with his allowance in lieu of all fees, as an officer of the Land Granting Department, and such other sum or sums as he may receive on fiats and other instruments as will be equal to seven hundred and fifty pounds, which sum shall be in lieu of all fees, traveling expenses and contingencies. 14th resolution for allowing to the Att'y Gen 750l. for present year

In amendment, Mr. Mackenzie, seconded by Mr. Morrison, moves that after the word "contingencies" the following be added, "& that from that sum there shall be deducted one hundred and twenty-seven pounds six shillings and six pence three farthings, sterling, paid him last year, without the consent of the Legislature, out of the duties levied at the port of Quebec, for defending two suits in respect to the military reserve, near the Falls of Niagara, and that the balance of his salary as now

Amendt proposed to strike off £127 6 6 1/2 s't'g. paid for certain services last year

voted, shall be paid him out of the balance in the Receiver General's hands, of Fund A, being the product of duties levied at the Port of Quebec."

On Amendment. On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|---------|--|---|---|---|
| Yeas 18 | Alway, Brown, Bruce, Cook, Duncombe, of <i>Norfolk</i> , | Durand, Gibson, Hopkins, Lount, McIntosh, | Mackenzie, Macnab, Moore, Morrison, Shaver, | Shibley, Thorburn, Waters, Wilson, Yager,—20. |
|---------|--|---|---|---|

NAYS—MESSIEURS,

| | | | | |
|---------|---|---|---|--|
| Nays 8. | Caldwell, Chisholm, Cornwall, Duncombe, of <i>Oxford</i> , Gilchrist, | McCrae, McDonell, of <i>Glengarry</i> , McLean, McMicking, Malloch, | Merritt, Morris, Perry, Richardson, Robinson, | Roblin, Small, Walsh, Wilkinson—19. |
|---------|---|---|---|--|

Amendment car. The question of amendment was carried in the affirmative by a majority of one.

The original question, as amended, was then put and carried, as follows :

Resolved, That such sum be allowed to the Attorney General of this Province for the present year, as together with his salary and with his allowance in lieu of all fees, as an officer of the Land Granting Department, and such other sum or sums as he may receive on fiats and other instruments, as will be equal to seven hundred and fifty pounds, which sum shall be in lieu of all fees, travelling expenses, and contingencies," and that from that sum there shall be deducted one hundred and twenty-seven pounds six shillings and six pence three farthings, sterling, paid him last year without the consent of the Legislature, out of the duties levied at the Port of Quebec, for defending two suits in respect to the Military Reserve, near the Falls of Niagara; and that the balance of his salary, as now voted, shall be paid him out of the balance in the Receiver General's hands of fund A, being the product of duties levied at the Port of Quebec.

£750 allowed the Atty Gen. for this year, from which is to be deducted £127 6s 6½d st'g. paid last year for certain services.

The fifteenth resolution was then read as follows :

Resolved, That the sum of three hundred and seventy-five pounds be allowed to the Solicitor General for the present year, including his salary, which shall be in lieu of all fees, travelling expenses, contingencies, or other charges for public services.

In amendment, Mr. Mackenzie, seconded by Mr. Morrison, moves that the following be added to the resolution, "and that the said salary be paid out of the fund called fund A.

Motion for paying the same out of fund A.

On which the yeas and nays being taken were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------|--|--|---|--|
| Yeas 22. | Alway, Bruce, Chisholm, Cook, Duncombe, of <i>Norfolk</i> , Durand, | Gibson, Hopkins, Lount, McIntosh, Mackenzie, Moore, | Morrison, Rymal, Shaver, Shibley, Thorburn, | Waters, Wells, Wilson, Woolverton, Yager—22. |
|----------|--|--|---|--|

NAYS—MESSIEURS,

| | | | | |
|----------|--|--|---|--|
| Nays 19. | Brown, Caldwell, Cornwall, Duncombe, of <i>Oxford</i> , Gilchrist, | McCrae, McLean, McMicking, McNab, Malloch, | Merritt, Morris, Perry, Richardson, Robinson, | Roblin, Small, Walsh, Wilkinson—19. |
|----------|--|--|---|--|

The question of amendment was carried in the affirmative by a majority of three.

The original question as amended was then put and carried as follows :

Resolved, That the sum of three hundred and seventy-five pounds be allowed to the Solicitor General for the present year, including his salary, which shall be in lieu of all fees, travelling expenses, contingencies, or other charges for public services, and that the said salary be paid out of the fund called fund A.

£375 to be allowed the Sol Gen for the present year out of fund A.

The sixteenth resolution was put and carried as follows :

Resolved, That the sum of four hundred pounds be granted to His Majesty, to defray the contingent expenses incurred for the public offices in the East and West wings of the new buildings.

£100 contingent expenses public offices.

The seventeenth resolution was put as follows :

Resolved, That the sum of six hundred pounds be granted to His Majesty for casual and extraordinary expenses. 600l. casual and extraordinary.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------------------|------------|-------------|--------------------|---------|
| Brown, | McCrae, | Merritt, | Roblin, | |
| Caldwell, | McLean, | Morris, | Solicitor General, | |
| Cornwall, | McMicking, | Perry, | Thorburn, | |
| Duncombe, of Oxford, | Macnab, | Richardson, | Walsh, | |
| Hopkins, | Malloch, | Robinson, | Wilkinson,—20. | Yeas 20 |

NAYS—MESSIEURS,

| | | | | |
|-----------|------------|-----------|-------------|---------|
| Alway, | Gilchrist, | Morrison, | Wells, | |
| Bruce, | Lount, | Rymal, | Wilson, | |
| Chisholm, | McIntosh, | Shaver, | Woolverton, | |
| Cook, | Mackenzie, | Shibley, | Yager—19. | Nays 19 |
| Gibson, | Moore, | Small, | | |

The question was carried in the affirmative by a majority of one.

The eighteenth and nineteenth resolutions were severally put and carried as follows :

Resolved, That the sum of two hundred pounds be granted to His Majesty to defray the expense of repairing the Government House. 200l for repairing Gov't House

Resolved, That there be granted to His Majesty the sum of two thousand one hundred and fifty pounds to defray the expenses incurred by the Boards of Health in the several Districts in this Province during the prevalence of the Cholera in 1834. 2150l to defray expenses of Boards of Health.

On motion of Mr. Macnab, seconded by Mr. Wilkinson,

Ordered, That Messrs. Morris and Robinson be a committee to draft and report bills pursuant to the resolutions on supply passed this day. Com to draft bills of supply

Mr. Perry, seconded by Mr. Roblin, moves for leave to bring in a bill to provide for the holding elections in the county of Leeds, and that the 31st rule of this House be dispensed with so far as relates to the same. Leeds Election bill bro't in and read

Mr. Perry, seconded by Mr. Yager, moves that the bill be read a second time this day, and that the 40th rule of this House be dispensed with so far as relates to the same. Bill read a 2d time and committed

Which was carried, and the bill was read a second time.

The House was put into committee of the whole on the bill.

Mr. Wells in the chair.

The House resumed.

Mr. Wells reported that the committee had agreed to the bill without amendment, and submitted the same for the adoption of the House.

The report was received.

Ordered, That the bill be engrossed and read a third time this day. 3rd reading today.

Pursuant to the order of the day, the amendments made by the Honorable the Legislative Council in and to the bill entitled, "*An Act to prevent the unnecessary multiplication of Law Suits and increase of Costs, in Actions on Notes, Bonds, Bills of Exchange, and other Instruments,*" were read the second time. Amendments to law suit lessening bill read 2nd time and committed.

The House was put into committee of the whole on the amendments.

Mr. Durand in the chair.

The House resumed.

Mr. Durand reported that the committee had agreed to the amendments, and recommended the same to the concurrence of the House.

The report was received.

Ordered, That the amendments be read a third time to-morrow. 3rd reading tomor.

Mr. Wilson from the select committee to which was referred the petition of Andrew Deacon, collector at the port of Hallowell, presented a report which was received. Sel Com on pet of Andrew Deacon reports.

Report—(See Appendix.)

Mr. Wilson from the select committee to which was referred the petition of Archibald McFaul, presented a report, which was received. Sel com on pet of A McFaul reports

(Report—See Appendix.)

Sel Com on pet of John Carey reports

Mr. Wilson from the select committee to which was referred the petition of John Carey, late printer in York, presented a report, which was received.

Report—(See Appendix.)

Adjourned.

Tuesday, 14th April, 1835.

The House met.

The minutes of yesterday were read.

On motion of Mr. Mackenzie, seconded by Mr. Morrison,

Speaker to direct all proceedings for effecting the orders of the house; and all clerks and officers in their official capacities.

Ordered, That the following be added to the standing orders of this House: "that when this House is not in session, as well as when it is, the Speaker shall give such directions as he may think necessary and proper for carrying into effect the orders of the House, and for ensuring the safety of its records; and all the clerks and officers of the House shall be under the direction of the Speaker in all matters whatsoever connected with the performance of their official duties."

Mr. Mackenzie, seconded by Mr. Yager, moves that the clerk be directed to prepare, at the close of the present session, lists of the titles of all bills, which having originated in this House during the last or present sessions of the legislature were rejected or declined to be acted upon by the Legislative Council; or which having been so sent up, were altered by the Legislative Council so as to cause their subsequent rejection in this House; or which having originated in, and been passed by the Legislative Council, were afterwards rejected by this House; stating also the titles of any bills which being passed in the Legislative Council and Assembly are refused the royal assent or reserved for the consideration of His Majesty; and that such lists of titles be annexed to and printed with the last report of the committee on grievances, as ordered by the House to be printed in pamphlet form, as also the Leeds ballot bill, with the votes at its passage; the bill to amend King's college charter, with the votes; and the general education bill from the select committee on education, with the votes.

Clerk to prepare lists of the titles of bills which failed in their progress between the two houses & to be printed with the grievance report.

Amendment proposed.

In amendment, Mr. Robinson, seconded by Mr. Morris, moves that all after the word "moves" in the original motion, be expunged, and the following be inserted: "the order for printing two thousand copies of the last report on grievances be rescinded, and that the said report be not entered on the journals of this House.

On amendment,

On which the yeas and nays being taken, were as follows:

YEAS—MESSEIERS,

| | | | | |
|----------|-------------------------|----------|-------------|--------------------|
| Yeas 17. | Caldwell, | McLean, | Morris, | Solicitor General, |
| | Cornwall, | Macnab, | Richardson, | Taylor, |
| | McCrae, | Malloch, | Robinson, | Walsh, |
| | McDonell, of Glengarry, | Merritt, | Rykert, | Wilkinson—17. |
| | McDonell, of Northumb. | | | |

NAYS—MESSEIERS,

| | | | | |
|----------|----------------------|------------|-----------|------------|
| Nays 25. | Alway, | Gilchrist, | Morrison, | Thorburn, |
| | Bruce, | Hopkins, | Perry, | Waters, |
| | Chisholm, | McIntosh, | Roblin, | Wells, |
| | Cook, | Mackenzie, | Rymal, | Wilson, |
| | Duncombe, of Oxford, | McMicking, | Shaver, | Woolverton |
| | Durand, | Moore, | Shibley, | Yager—25. |
| | Gibson, | | | |
| | | | | |

Amendment lost.

The question of amendment was decided in the negative by a majority of eight.

Another amendt proposed.

In amendment to the original motion, Mr. Morris, seconded by Mr. Roblin, moves that the following be added to the original motion, "and that the private letters from Bishop McDonell to the Rev. W. J. O'Grady, appended to the report of the grievance committee, be expunged and not printed by this House, nor entered on the Journals.

On which the yeas and nays were taken, as follows:

YEAS—MESSEIERS,

| | | | | |
|----------|-------------------------|----------|-------------|--------------------|
| Yeas 17. | Caldwell, | Macnab, | Richardson, | Solicitor General, |
| | Cornwall, | Malloch, | Robinson, | Taylor, |
| | McCrae, | Merritt, | Roblin, | Walsh, |
| | McDonell, of Glengarry, | Morris, | Rykert, | Wilkinson—17. |
| | McDonell, of Northumb. | | | |

NAYS—MESSEIERS,

| | | | | |
|----------------------|------------|-----------|-------------|----------|
| Alway, | Gilchrist, | Morrison, | Thorburn, | |
| Bruce, | Hopkins, | Perry, | Waters, | |
| Chisholm, | McIntosh, | Rymal, | Wells, | |
| Cook, | Mackenzie, | Shaver, | Wilson, | Nays 27. |
| Duncombe, of Oxford, | McMicking, | Shibley, | Woolverton, | |
| Durand, | Moore, | Smith, | Yager—25. | |
| Gibson, | | | | |

The question was decided in the negative by a majority of eight. Amendment lost.

On the original question, the yeas and nays being taken, were as follows: On orig question.

YEAS—MESSEIERS,

| | | | | |
|----------------------|------------|-----------|-------------|----------|
| Alway, | Hopkins, | Morris, | Smith, | |
| Bruce, | McCrae, | Morrison, | Thorburn, | |
| Chisholm, | McIntosh, | Perry, | Waters, | |
| Cook, | Mackenzie, | Roblin, | Wells, | |
| Duncombe, of Oxford, | McMicking, | Rymal, | Wilson, | |
| Durand, | Malloch, | Shaver, | Woolverton, | |
| Gibson, | Moore, | Shibley, | Yager—29. | Yeas 29. |
| Gilchrist, | | | | |

NAYS—MESSEIERS,

| | | | | |
|-------------------------|-------------|---------------|----------------|----------|
| Caldwell, | Macnab, | Robinson, | Taylor, | |
| Cornwall, | Merritt, | Rykert, | Walsh, | |
| McDonell, of Glengarry, | Richardson, | Sol. General, | Wilkinson,—13. | Nays 13. |
| McDonell, of Northumb. | | | | |

The question was carried in the affirmative by a majority of sixteen.

The Master-in-Chancery brought down two messages from the Honorable the Legislative Council, which were read as follows: Two messages from Leg Council.

MR. SPEAKER :

The Legislative Council has passed the bill sent up from the Commons' House of Assembly, entitled, "*An Act to provide additional aid in support of Common Schools in the several Districts in this Province,*" without amendment. Bill for aid of common schools passed.

JOHN B. ROBINSON,
Speaker.

Legislative Council Chamber, }
14th day of April, 1835. }

MR. SPEAKER :

The Legislative Council has passed the bill sent up from the Commons' House of Assembly, entitled, "*An Act to amend and continue for a limited time an Act passed in the eleventh year of His late Majesty's Reign, entitled, 'An Act to encourage the establishment of Agricultural Societies in the several Districts of this Province,'*" without amendment. Agricultural society bill passed.

JOHN B. ROBINSON,
Speaker.

Legislative Council Chamber, }
13th April, 1835. }

Mr. Perry brought up the petition of Matthew Clark, of the township of Earnesttown, Esquire, which was laid on the table. Petitions bro't up. M Clark, Esq.

Mr. Mackenzie brought up the petition of John Fitzwilliam Berford, late sheriff of the District of Bathurst, which was laid on the table. J F W Berford.

Mr. Morrison, seconded by Mr. McIntosh, moves, That a message be sent to the Honorable the Legislative Council requesting that Honorable House to grant leave to the Honorable William Allan to attend the select committee of this House appointed to examine and report upon the petition of Leonard Wilcox. Message to be sent to Leg Council for Col Allen to attend sel com.

Which was carried, and Messrs. Morrison and McIntosh were ordered by the Speaker to carry up the message. Committee to carry up message.

Message to be sent to Leg Council for the Hon G H Markland to attend select committee.

Mr. Perry, seconded by Mr. Morrison, moves that a message be sent to the Honorable the Legislative Council to request that the Honorable George Herkimer Markland, a member of that Honourable House, have leave to attend and give evidence before the select committee to whom was referred His Excellency's message relative to grants of land.

Com to carry up the bill.

Which was ordered, and Messrs. Perry and Morrison were ordered by the Speaker to carry up the message.

Leeds section elec bill passed.

Pursuant to the order of the day the bill authorising the holding of the elections for the county of Leeds in sections, was read the third time and passed.

Title.

Mr. Perry, seconded by Mr. Roblin, moves that the bill be entitled, "*An Act to provide for holding elections in the county of Leeds.*"

Bill sent to Leg. Council.

Which was carried, and Messieurs Perry and Roblin were ordered by the Speaker to carry the bill up to the Honorable the Legislative Council, and to request their concurrence thereto.

Petitions read.

Pursuant to the order of the day the following petitions were read :

W Wallace pray'g to be reimbursed certain expenditures.

Of William F. Wallace, praying to be reimbursed a sum of money expended by him during the prevalence of cholera in 1834.

Dr Rees praying for encourag of science in this province.

Of Doctor Rees, praying for the establishment of a scientific institution in this Province.

Two bills reported.

Mr. Morris from the committee to draft and report bills to this House in accordance with the resolutions reported from committee of supply, reported the drafts of two bills, which were received.

Supply bill read.

The supply bill was read a first time.

On the question for the second reading of the bill.

Bill read 2d time and committed.

Mr. Morris, seconded by Mr. Macnab, moves in amendment, that the bill be read a second time this day, and that the 40th rule be dispensed with for that purpose so far as relates to the same.

Which was carried, and the bill was read the second time.

The House was put into committee of the whole on the bill.

Mr. Caldwell in the chair.

The House resumed.

Bill amended.

Mr. Caldwell reported that the committee had gone through the provisions of the bill, amended the same, and submitted it for the adoption of the House.

The report was received.

3rd reading to-day

Ordered, That the bill be engrossed and read a third time this day.

On motion of Mr. Perry, seconded by Mr. Morrison,

Sel com appointed to examine Journals of Leg Coun and rep the progress of the following bills;
Jury bill.

Ordered, That a select committee be appointed to search the journals of the Honorable the Legislative Council and to report to this House what proceedings have been had by that body on the following bills sent up from this House, viz :

"*An Act to amend the jury laws of this Province.*"

Clergy reserves bill.

"*An Act for the disposal of the Clergy Reserves in this Province for the purpose of general education.*"

"*An Act for the more equal distribution of the property of persons dying intestate.*"

Intestate estate bill.

"*An Act to repeal the several laws now in force imposing fines on Quakers, Methodists and Tunkers, for non performance of militia duty in time of peace.*"

Quakers relief bill

"*An Act granting to Adam Dixon, of Moulinette, in the Township of Cornwall, certain privileges contained therein.*"

Dixon relief bill.

"*An Act to promote education.*"

Education bill.

"*An Act to amend the court of request law.*"

Court of Requests bill.

"*An Act to impose a duty on various articles imported from the United States of America into this Province.*"

Duty bill.

"*An Act to amend the charter of King's College.*"

King's college bill.

"*An Act granting to His Majesty a sum of money for the improvement of the roads and bridges in the several districts in this province.*"

Road & bridge bill.

"*An act for the remuneration of Dean S. Howard for extra work performed by him in the erection of the Trent bridge.*"

Howard relief bill.

"*An Act to make a grant to the Grantham and Bath academies.*"

Grantham & Bath academies bill.

"*An Act relating to the granting of the waste lands of the crown.*"

Bill relating to the granting of land.

"*An Act to continue and amend an act providing a bounty for the destruction of wolves in the several districts of this province.*"

Wolf bounty bill.

Two bills providing for the vote by ballot for the election of members to serve in this House.

Leeds election bills.

"An Act to amend the police laws of the town of Prescott," and

Prescott police amend't bill.
Parrot's bay bridge bill.

"An Act to grant the sum of four hundred pounds for the construction of a bridge at Parrot's bay," and report the same to this House, and that Messrs. Duncombe, of Oxford, and Roblin do form said committee.

The bill to make good to His Excellency the sum issued and advanced by him on account of expenses incurred by the several boards of health during the summer of 1834, was read a first time.

Board of Health expense bill read 1st time.

At five o'clock, P. M. the Speaker left the chair.

At half past six o'clock, P. M. the Speaker resumed the chair.

The Speaker reported that the Master-in-Chancery had brought down from the Honorable the Legislative Council a message, which was read as follows :

Message from Leg Council.

MR. SPEAKER,

The Honorable William Allan, and the Honorable George H. Markland have leave to attend the select committees of the Commons House of Assembly as desired by the messages of that House of the eleventh instant and of this day if they think fit.

The Hon Messrs Allan and Markland have leave to attend sel com.

JOHN. B. ROBINSON,
Speaker.

Legislative Council Chamber, }
14th day of April, 1835. }

On the question for the second reading to-morrow of the bill to defray the expense incurred by the several boards of health during the summer of 1834,

Mr. Morris, seconded by Mr. Malloch, moves, in amendment, that the bill be read a second time this day, and that the 40th rule of this House be dispensed with for that purpose so far as relates to the same.

Which was carried, and the bill was read a second time.

The House was put into committee of the whole on the bill.

Mr. Alway in the chair.

The House resumed.

Mr. Alway reported that the committee had agreed to the bill without amendment, and submitted the same for the adoption of the House.

The report was received.

Ordered, That the bill be engrossed and read a third time this day.

Board of health bill read 2nd time and committed.

Mr. Mackenzie, seconded by Mr. Malloch, moves, that the House do go into Committee of supply on the report of the select committee on the petition of Joseph Turton, and that the order of this House of the the thirtieth March be discharged, as far as it might interfere with this motion.

3rd reading today.
Committee of sup'y on pet of J Turton.

Which was carried, and the House was put into a committee of the whole.

Mr. Wilkinson in the chair.

The House resumed.

Mr. Wilkinson reported that the committee had agreed to several resolutions which he was directed to submit for the adoption of the House.

Resolutions reported

The report was received.

On the first resolution being put, the yeas and nays were taken, as follows :

On 1st resolution.

YEAS—MESSIEURS,

Bron,
Bruce,
Chisholm,
Cornwall,
Duncombe, of Oxford,
Durand,
Gibson.

Gilchrist,
Hopkins,
McDonell, of Glengarry,
McIntosh,
Mackenzie,
McMicking,
Moore,
Morrison,
Perry,
Robinson,
Roblin,
Shibley,
Small,

Smith,
Thorburn,
Waters,
Wells,
Wilson,
Yager—26.

Yeas 26.

NAYS—MESSIEURS,

Caldwell,
Cook,
McCrae,
McDonell, of Northumb.,

McLean,
Macnab,
Merritt,
Morris,
Richardson,
Rymal,
Shaver,
Solicitor General,

Strange,
Walsh,
Wilkinson,
Woolverton—16.

Nays 16

The question was carried in the affirmative by a majority of ten, and it was—

Resolved, That there be paid to Joseph Turton, two hundred and ninety pounds, fifteen shillings and eight-pence, for a balance due him for work and materials expended on the Parliament House in 1830, 1831, and 1832.

990l. 15s. 8d to be paid to J Turton.

The following resolutions were then severally put and carried :

722l to Pierce Dumble & Hore.

Resolved, That the sum of one thousand one hundred and twenty-two pounds be granted to His Majesty to enable him to pay the sum of seven hundred and twenty-two pounds to John Pierce, William Dumble, and William Hore, and to pay for the construction of a dam across the river at the head of the canal at the Bobcagean rapids between Sturgeon and Pigeon Lake.

And 400l for construction of a dam at Bobcageana falls.

Resolved, That there be granted to His Majesty the sum of one hundred pounds, for the purpose of enabling the officers of the Mechanics' Institution of Kingston to provide Mathematical Instruments and Books for the use of that Society.

100l for mechanics institute Kingston.

1,000l for Light houses.

Resolved, That there be granted to His Majesty the sum of one thousand pounds to enable His Majesty to defray the expences of supplying the several Light Houses not otherwise provided for.

1,000l light house on Gull island.

Resolved, That there be granted to His Majesty the sum of one thousand pounds to enable His Majesty to defray the expense of building a Light House on Gull Island or Green Point, between Port Hope and Cobourg in the Newcastle district as commissioners hereafter to be appointed shall direct.

1,000l loan to Cobourg Harbor Comp.

Resolved, That the sum of one thousand pounds be granted to His Majesty to enable Him to loan a like sum to the Cobourg Harbour Company on the security of the tolls and works of said harbour, and such real or personal security as the Government of this Province may think sufficient for the payment of the interest, and the repayment of the principal in four years.

Com. to draft bills

On motion of Mr. Sol. General, seconded by Mr. Wilkinson,
Ordered, That Messrs. Robinson and Rykert be a committee to draft and report bills in pursuance of the foregoing resolutions.

Loan bill brought in and read.

Mr. Duncombe, *of Oxford*, seconded by Mr. Brown, moves for leave to bring in a bill to authorise a loan of money in England and that the 31st rule of this House be dispensed with so far as relates to the same.

Which was granted and the bill read.

On motion for 2d reading this day.

Mr. Duncombe, *of Oxford*, seconded by Mr. Durand, moves that the bill be read a second time this day, and that the 40th rule of this House be dispensed with so far as relates to the same.

On which the yeas and nays were taken as follows :

YEAS—MESSIEURS.

Yeas 22.

| | | | |
|------------------------------|------------|------------|-------------|
| Always, | Durand, | McLean, | Parke, |
| Bruce, | Gibson, | McMicking, | Perry, |
| Caldwell, | Gilchrist, | Macnab, | Smith, |
| Chisholm, | Lount, | Merritt, | Thorburn, |
| Cornwall, | McCrae, | Morrison, | Waters,—22. |
| Duncombe, <i>of Oxford</i> , | Mackenzie, | | |

NAYS—MESSIEURS,

Nays 7.

| | | | |
|---------------------------------|-----------|---------------|----------|
| Cook, | McIntosh, | Small, | Walsh—7. |
| McDonell, <i>of Glengarry</i> , | Rymal, | Sol. General, | |

Bill read 2nd time and committed.

The question was carried in the affirmative by a majority of fifteen and the bill was read a second time.

The House was put into committee of the whole on the bill.

Mr. Macnab in the chair.

The chairman left the chair.

The House resumed.

Com. rises for want of a quorum.

Mr. Macnab reported that the committee had risen for want of a quorum.

PRESENT—Messieurs *Always, Caldwell, Duncombe, of Oxford, Durand, Gibson, Gilchrist, Lount, McDonell, of Glengarry, McIntosh, Mackenzie, McLean, McMicking, Macnab, Merritt, Perry, Robinson, Smith, Solicitor General, Thorburn, Walsh,—20.*

House adjourned for want of a quorum.

At a quarter before twelve [o'clock (midnight) the House adjourned for want of a quorum.

Wednesday, 15th April, 1835.

The House met.

The minutes of yesterday were read.

Com. of whole on loan bill.

Pursuant to the order of the day, the House was again put into committee of the whole on the loan bill.

Mr. Cornwall in the chair.

The House resumed.

Bill amended.

Mr. Cornwall reported that the committee had agreed to the bill without amendment, and submitted the same for the adoption of the House.

The report was received.

Ordered, That the bill be engrossed and read a third time this day.

3rd reading today.

Pursuant to the order of the day, the bill to make good certain monies issued and advanced by His Excellency, the Lieutenant Governor to pay certain expenses incurred during the prevalence of the cholera, in 1834, was read a third time and passed.

Cholera expense bill passed.

Mr. Duncombe, of Oxford, seconded by Mr. Hopkins, moves that the bill be entitled "*An Act to make good certain monies advanced by His Excellency to defray the expenses incurred by the cholera, in 1834.*"

Title.

Which was carried, and Messrs. Duncombe, of Oxford, and Hopkins were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto.

Bill sent to Leg Council.

On the order of the day being read for the third reading of the supply bill,

Supply bill recommitted.

On motion of Mr. Duncombe, of Oxford, seconded by Mr. Merritt,

Ordered, That the bill be not now read a third time, but that it be recommitted to amend the same.

The House was accordingly put into committee of the whole on the bill.

Mr. Parke in the chair.

The House resumed.

Mr. Parke reported that the committee had agreed to the bill with some amendments.

Bill amended.

The report was received.

Ordered, That the bill be engrossed and read a third time this day.

3rd reading today.

Pursuant to the order of the day, the loan bill was read a third time.

Loan bill read 3rd time.

On the question for passing the bill, the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

| | | | | |
|----------------------|------------------------|-------------|------------|---------|
| Brown, | Duncombe, of Norfolk. | McMicking, | Rykert, | |
| Bruce, | Durand, | Merritt, | Smith, | |
| Caldwell, | Gibson, | Moore, | Strange, | |
| Chisholm, | Gilchrist, | Parke, | Wells, | |
| Cornwall, | McCrae, | Richardson, | Wilkinson, | Yeas 24 |
| Duncombe, of Oxford, | McDonell, of Stormont, | Robinson, | Wilson—24. | |

NAYS—MESSIEURS,

| | | | | |
|-------------------------|---------|---------|-------------|---------|
| Cook, | Morris, | Taylor, | Woolverton, | |
| McDonell, of Glengarry, | Roblin, | Walsh, | Yager—8. | Nays 8. |

The question was carried in the affirmative by a majority of sixteen, and the bill was passed.

Mr. Duncombe, of Oxford, seconded by Mr. Merritt, moves that the bill be entitled "*An Act to authorise a loan to be raised in the manner therein mentioned.*"

Title.

Which was carried, and Messrs. C. Duncombe and Merritt were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto.

Bill sent to Leg. Council.

Mr. Mackenzie, seconded by Mr. Duncombe, of Oxford, moves that the message of His Excellency, the Lieutenant Governor, with the report of the commissioners appointed to superintend the construction of Kettle Creek harbour, be referred to a committee of the whole House forthwith, and that the 35th rule be dispensed with, so far as relates to this motion.

Motion for refer'g rep of Kettle Creek Harbor Commission ers to com of whole.

In amendment, Mr. Walsh, seconded by Mr. Wilkinson, moves that the following words be added: "also the report of the commissioners on the subject of completing the piers at the isthmus of Long Point."

Motion for amend ing the above.

Which was lost.

Amendment lost.

In amendment, Mr. Gibson, seconded by Mr. Robinson, moves that the petition of Benjamin Thorne and others, be referred to the same committee.

Further amendm't moved and lost.

Which was lost.

In amendment to the original question, Mr. Richardson, seconded by Mr. McDonell, of Stormont, moves, that after the word "moves" in the original motion, the rest be expunged, and the following inserted: "that, that part of the order of the day which relates to the second reading of the amendments made by the Honorable the Legislative Council in and to the bill for the abolishment of imprisonment for debt in this province, except in cases of fraud, be now taken up, and that the rules for that purpose be dispensed with, so far as they prevent this motion."

Further amendm't moved and lost.

Orig question carried and House put into com of whole on the subject.

Which was lost.

The original question was put and carried, and it was

Ordered, That the message of His Excellency, the Lieutenant Governor with the report of the commissioners appointed to superintend the construction of Kettle Creek Harbour be referred to a committee of the whole House forthwith, and that the 35th rule be dispensed with, so far as relates to this motion.

The House was accordingly put into committee of the whole on the subject. Mr. Gilchrist in the chair.

The House resumed.

Mr. Gilchrist reported that the committee had agreed to a resolution which he was directed to submit for the adoption of the House.

The report was received, and the resolution adopted as follows :

A resolution rep. and adopted.

2000l for further improvement of Kettle Creek.

Resolved, That the sum of two thousand pounds be granted to His Majesty for the further improvement of Kettle Creek Harbour, and the completion thereof, and that James Hamilton, Esquire, John Bostwick, Esq. and Elias Moore, Esq. be the Commissioners for directing the expenditure of the same.

On motion of Mr. Mackenzie, seconded by Mr. Yager,

Ordered, That Messieurs Roblin and Cook be a Committee for drafting and reporting a Bill pursuant to the resolution just adopted.

Sel. Com. to draft bill.

Pursuant to the order of the day, the bill granting a supply for the support of the civil government was read the third time and passed.

Supply bill passed.

Mr. Duncombe, of Oxford, seconded by Mr. Macnab, moves that the bill be entitled, "*An Act granting to His Majesty a sum of money towards defraying the expense of the administration of the civil government of this Province.*"

Title.

Which was carried, and Messrs. C. Duncombe and Macnab were ordered by the Speaker to carry the bill up to the Honorable the Legislative Council, and to request their concurrence thereto.

Bill sent to Leg. Council.

Mr. Richardson, seconded by Mr. McDonell, of Stormont, moves that that part of the order of the day, which relates to the second reading of amendments made by the Honorable the Legislative Council to the Bill, entitled, "*An Act to abolish imprisonment for debt, in certain cases, within this Province,*" be taken up, and the rules of the House dispensed with for that purpose.

That part of order relating to the bill for abolishing imprisonment for debt taken up and amendments read second time and committed.

Which was carried, and the amendments made by the Honorable the Legislative Council, in and to the Bill entitled, "*An Act to abolish imprisonment for debt in certain cases, within this Province,*" were read a second time.

The House was put into committee of the whole on the amendments.

Mr. Wilkinson in the chair.

The House resumed.

Amend'ts agreed to

Mr. Wilkinson reported that the committee had agreed to the amendments and submitted the same for the adoption of the House.

The report was received.

Mr. Richardson, seconded by Mr. McDonell, of Stormont, moves, That the amendments made by the Honorable the Legislative Council in and to the bill entitled "*An Act to abolish imprisonment for debt in certain cases within this province,*" be read a third time this day, and the 40th rule of the House be dispensed with so far as relates to the same.

3rd reading today.

Which was carried, and the amendments were read a third time.

On passing.

On the question for passing the same the House divided, and the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

Bruce,
Caldwell,
Chisholm,
Cook,
Cornwall,
Duncombe, of Oxford,
Duncombe, of Norfolk,

Gibson,
McCrae,
McDonell, of Glengarry,
McDonell, of Stormont,
McLean,
McMicking,
Merritt,

Moore,
Morris,
Parke,
Richardson,
Robinson,
Rykert,
Rymal,

Shaver,
Tayler,
Walsh,
Wilkinson,
Woolverton,
Yager—27.

Yeas 27

NAYS—MESSIEURS,

Gilchrist,
Malloch,—5

Roblin,

Waters,

Wilson,

Nays 5.

Bill sent to council.

The question was carried in the affirmative by a majority of twenty-two, and Messrs. Richardson and McDonell, of Stormont, were ordered by the Speaker to

take up the bill to the Honorable the Legislative Council, and to inform that Honorable House that this House had concurred in the amendments.

The Master-in-Chancery brought down from the Honorable the Legislative Council a message, and the bill entitled "*An Act granting further aid to the Burlington bay canal,*" and the bill entitled "*An Act to continue and amend an act providing a bounty for the destruction of wolves in the several districts of this province,*" to both of which the Honorable the Legislative Council had made some amendments and requested the concurrence of this House thereto.

Burlington Canal aid bill, and Wolf bounty bill amended by Leg Coun.

The message was read as follows :

MR. SPEAKER :

The Legislative Council has passed the bills sent up from the Commons House of Assembly entitled "*An Act to alter the times of holding the court of quarter sessions in the district of Niagara,*" also the bill entitled "*An Act to confirm British subjects in their titles to real estates derived through Aliens.*" and also the bill entitled "*An Act to increase the salary of the keeper of the False Duck's light house,*" without amendment.

Nia dis Quar Sess bill, the bill to confirm titles to lands, Duck's island light keeper's salary bill passed by Leg Coun.

Legislative Council Chamber, }
fifteenth day of April, 1835. }

JOHN B. ROBINSON,
Speaker.

Mr. Robinson from the select committee to draft and report to the House bills in accordance with the resolutions for granting a sum of money to be paid to Joseph Turton as a balance due him as contractor for part of the building now occupied by the Legislature—for granting a sum of money in aid of the Kingston mechanics institute, and for granting a sum of money for the purpose of remunerating the contractors, Pierce, Dumble and Hore, for building a lock at the Bobcagean Falls, and further improving that navigation, reported three bills, viz:—a bill for the relief of Joseph Turton—a bill to aid the Kingston mechanic's institute, and a bill to remunerate the contractors for building a lock at the Bobcagean Falls.

Bills for relief of Jos. Turton, to aid Kingston Mechanics Institute, and for relief of Pierce, Dumble and Hore, rep.

Turton's relief bill was read the first time.

Turton's relief bill read first time.

On the question for the second reading of the bill to-morrow, Mr. Mackenzie, seconded by Mr. Wilson, moves in amendment, that the bill be now read a second time, and that the 40th rule be dispensed with so far as relates to the same.

Motion for second reading.

Which was carried, and the bill was read a second time.

The House was put into committee of the whole on the bill.

Mr. Gibson in the chair.

The House resumed.

Mr. Gibson reported that the committee had agreed to the bill without amendment and submitted it for the adoption of the House.

Bill read a 2d time and committed

The report was received, and the bill was ordered to be engrossed and read a third time this day.

3rd reading today.

Pursuant to the order of the day the petition of Smith Griffin and sixty-two others, of the township of Gainsborough, in the district of Niagara, praying that the site for a gaol and court house for said district may be selected in a central situation by persons to be appointed for the purpose, one out of each township; and that an additional assessment may be levied of the inhabitants of said district generally for the purpose of erecting suitable buildings for such gaol and court house—the petition of John Lamb, of the township of Beverly, in the district of Gore (an alien) praying that a law may be passed authorising him to dispose of real estate—and the petition of William Robinson and twenty-two others, of the township of Lansdown, in the county of Leeds, praying that a sum of money may be granted for the purpose of building a bridge over a ravine on the road in front of lot number sixteen in the first concession of said township—were read.

Petitions read.

Smith Griffin and others, praying that an additional assessment may be levied on the dis of Nia for the purposes of a new jail and court house, and that the site may be central.

John Lamb (an alien) praying for authority to dispose of real estate.

Wm. Robinson & others praying for aid to build a bridge

The bill granting one hundred pounds in aid of the Kingston mechanic's institute was read a first time.

Bill to aid Kingston mechanics' institute, read.

Mr. Robinson, seconded by Mr. Malloch, moves that the bill be read a second time this day, and that the 40th rule of this House be dispensed with for that purpose.

Bill read 2nd time and committed.

Which was carried and the bill was read a second time.

The House was put into committee of the whole on the bill.

Mr. McDonell, of Stormont, was called to the chair.

The House resumed.

Mr. McDonell reported that the committee had agreed to the bill without amendment.

The report was received.

Ordered, That the bill be engrossed and read a third time this day.

The bill for the relief of Pierce, Dumble and Hore was read a first time.

Mr. Robinson, seconded by Mr. Gilchrist, moves that the bill be now read a second time, and that the 40th rule of this House be dispensed with for that purpose

Which was carried, and the bill was read a second time.

The House was put into committee of the whole on the bill.

Mr. McDonell, of *Glengarry*, was called to the chair.

The House resumed.

Mr. McDonell reported that the committee had agreed to the bill without amendment.

The report was received.

Ordered, That the bill be engrossed and read a third time this day.

Mr. Robinson from the select committee to draft and report a bill pursuant to a resolution of this House authorising a further grant of money to be expended in completing the harbour at Kettle Creek, on Lake Erie, reported a draft of a bill, which was received and read.

Mr. Robinson, seconded by Mr. Moore, moves that the bill be read a second time this day, and that the 40th rule of this House be dispensed with for that purpose

Which was carried, and the bill was read a second time.

The House was put into committee of the whole on the bill.

Mr. Woolverton in the chair.

The House resumed.

Mr. Woolverton reported that the committee had agreed to the bill without amendment.

The report was received.

The bill was ordered to be engrossed and read a third time this day.

Mr. Perry from the select committee to which were referred the matters of the tenure on which the Executive Council in this Province hold their offices, and the composition of the Legislative Council presented a report and the draft of an address, which were received.

The report was read.

Report—(See Appendix.)

The address was read twice.

On the question for concurrence being put,

Mr. Solicitor General, seconded by Mr. Robinson, moves in amendment, that the address be referred to a committee of the whole House this day.

Which was carried.

The House was put into committee of the whole on the address.

Mr. Tayler in the chair.

The House resumed, Black Rod being at the door.

The Speaker left the chair.

The chairman resumed the chair of committee.

The House resumed.

Mr. Tayler reported that the committee had amended the address and submitted the same for the adoption of the House.

On the question for receiving the report the yeas and nays were taken as follows :

YEAS—MESSIEURS,

| | | | |
|-------------------------------|------------|----------|-------------|
| Alway, | Gibson, | Parke, | Thorburn, |
| Bruce, | Gilchrist, | Perry, | Waters, |
| Chisholm, | McIntosh, | Rymal, | Wells, |
| Cook, | Mackenzie, | Shaver, | Wilson, |
| Duncombe, of <i>Oxford</i> , | McMicking, | Shibley, | Woolverton, |
| Duncombe, of <i>Norfolk</i> , | Moore, | Smith, | Yager—26. |
| Durand, | Morrison, | | |

Yeas 26

NAYS—MESSIEURS,

| | | | |
|---------------------------------|------------------------------|-------------|--------------------|
| Brown, | McDonell, of <i>Northum.</i> | Morris, | Solicitor General, |
| Caldwell, | McLean, | Richardson, | Tayler, |
| McCrae, | Macnab, | Robinson, | Walsh, |
| McDonell, of <i>Glengarry</i> , | Merritt, | Rykert, | Wilkinson,—16. |

Nays 16.

Third reading this day.
Bill for relief of Pierce, Dumble and Hore, read.

Bill read 2nd time and committed.

3rd reading today

Kettle creek harbor bill reported & read.

Bill read 2d time.

3rd reading today.

Sel com on subject of the power & composition of the Ex. and Leg Councils present a report and address.

Address referred to com of whole.

Address amended.

On receiving report.

The question was carried in the affirmative by a majority of ten, the report was received, and the address was ordered to be engrossed and read a third time this day. Rep received and address to be read 3d time this day.

Mr. Speaker reported that the Master-in-Chancery had brought down from the Honorable the Legislative Council several messages, which were read as follows: Speaker reports messages from Leg Council.

MR. SPEAKER,

The Legislative Council request a conference with the Commons House of Assembly upon the bill sent up from that House entitled "*An Act granting to His Majesty a sum of money towards defraying the expense of the administration of the civil government of this Province,*" and have appointed the Honorable Mr. Dickson and the Honorable Mr. Allan to be the conferees on the part of this House, who will be ready to meet the conferees on the part of the Commons House of Assembly in the Committee Room of the Legislative Council at the hour of four o'clock p. m. this day. Conference requested by Leg Council on supply bill.

Legislative Council Chamber, }
15th day of April, 1835. }

JOHN B. ROBINSON,
Speaker.

MR. SPEAKER,

The Legislative Council has passed the bill sent up from the Commons House of Assembly, entitled, "*An Act to amend and continue the act granting Militia Pensions,*" without amendment. Militia pension bill passed by Leg Coun

Legislative Council Chamber, }
15th day of April, 1835. }

JOHN B. ROBINSON,
Speaker.

Mr. Macnab, seconded by Mr. Parke, moves that the request of the Honorable the Legislative Council for a conference on the subject of the bill sent up from this House entitled, "*An Act granting to His Majesty a sum of money towards defraying the expense of the administration of the civil government of this province,*" be concurred in, and that Messrs. Robinson, Perry, Duncombe, of Oxford, and Morris, be a committee for that purpose, and that a message be sent to that Honorable House informing them of the same. Request for conference on the supply bill acceded to.

Which was carried, and Messrs. Macnab and Parke were ordered by the Speaker to carry up the message. Com to carry up message.

At half past five o'clock, p. m. the Speaker left the chair.

At seven o'clock, p. m. the Speaker resumed the chair.

Mr. Robinson, from the select committee appointed to draft and report bills in accordance with the resolutions reported from the committee of supply, reported two bills, viz: Gull Island or Green Point Light House bill, and Cobourg Harbour Loan bill. Gull island and Cobourg harbor loan bills reported.

The bill granting a sum of money to be appropriated in the erection of a Light House on Gull Island or Green Point, between Port Hope and Cobourg, was read the first time. Gull island Light house bill read

Mr. Robinson, seconded by Mr. Roblin, moves that the bill be now read a second time, and that the 40th rule of this House be dispensed with for that purpose.

Which was carried, and the bill was read a second time. Read 2nd time and committed.

The House was put into committee of the whole on the bill.

Mr. Gibson in the chair.

The House resumed.

Mr. Gibson reported that the committee had agreed to the bill without amendment, and submitted the same for the adoption of the House.

The report was received.

The bill was ordered to be engrossed and read a third time this day. 3rd reading today

The Cobourg Harbour Loan bill was read a first time. Cobourg harbour loan bill read

Mr. Robinson, seconded by Mr. Roblin, moves that the bill be read a second time this day, and that the 40th rule of this House be dispensed with for that purpose. Bill read 2nd time and committed

Which was carried, and the bill was read a second time.

The House was put into committee of the whole on the bill.

Mr. Parke in the chair.

The House resumed.

Mr. Parke reported that the committee had gone through the bill, and agreed to the same without amendment.

The report was received.

Ordered, That the bill be engrossed and read a third time to-day.

3d reading today
Turton's remuneration bill read 3d time

Pursuant to the order of the day, the bill authorising the payment of a sum of money claimed by Joseph Turton, as a contractor for erecting the building occupied by the Legislature, was read a third time.

On question for passing.

On the question for passing the same, the yeas and nays were taken, as follows :

YEAS—MESSIEURS,

| | | | | |
|---------|---|---|---|--|
| Yeas 24 | Brown, Bruce, Chisholm, Duncombe, of Oxford, Duncombe, of Norfolk, Durand, | Gibson, Gilchrist, McDonell, of Glengarry, McDonell, of Stormont, McIntosh, Mackenzie, | McMicking, Moore, Morrison, Perry, Robinson, Roblin, | Rymal, Shibley, Smith, Waters, Wells, Yager—24. |
|---------|---|---|---|--|

NAYS—MESSIEURS,

| | | | | |
|---------|--|--|---|--|
| Nays 15 | Cook, Cornwall, McLean, Macnab, | Merritt, Morris, Parke, Richardson, | Rykert, Shaver, Sol. General, Strange, | Walsh, Wilkinson, Woolverton—15. |
|---------|--|--|---|--|

Carried & bill pass'd. The question was carried in the affirmative by a majority of nine, and the bill was passed.

Title.

Mr. Gibson, seconded by Mr. Duncombe, of Oxford, moves, that the bill be entitled, "*An Act granting to His Majesty, a certain sum of money, to enable His Majesty to pay to Joseph Turton the balance of his account for work and labour performed by him as Contractor for part of the buildings occupied by the Legislature.*"

Bill sent to council.

Which was carried, and Messrs. Gibson and Duncombe, of Oxford, were ordered by the Speaker to carry the bill up to the Honorable the Legislative Council and to request their concurrence thereto.

Bill in aid Kingston mechanics institute passed

Pursuant to the order of the day, the bill granting a sum of money to aid the Kingston Mechanics' Institute, was read a third time and passed.

Title.

Mr. Robinson, seconded by Mr. Solicitor General, moves that the bill be entitled, "*An Act granting a sum of money to the Kingston Mechanics' Institute.*"

Bill sent to Leg. Council.

Which was carried, and Messrs. Robinson and Solicitor General were ordered by the Speaker to carry the same up to the Honorable the Legislative Council and to request their concurrence thereto.

Bill for relief of Pierce Dumble and Hore passed

Pursuant to the order of the day, the bill for the relief of Pierce, Dumble and Hore was read the third time and passed.

Title.

Mr. Robinson, seconded by Mr. Gilchrist, moves that the bill be entitled "*An Act for the relief of John Pierce and others, and to complete the lock and canal between Pigeon and Sturgeon lakes, in the Newcastle district, and for other purposes therein mentioned.*"

Bill sent to Leg. Council.

Which was carried, and Messrs. Robinson and Gilchrist were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto.

Kettle creek harbour improv'm't bill passed

Pursuant to the order of the day, the bill authorising a further grant to aid the improvement of Kettle Creek harbour was read the third time and passed.

Title.

Mr. Duncombe, of Oxford, seconded by Mr. Moore, moves that the bill be entitled "*An Act granting a sum of money for the improvement of the Harbour at Kettle Creek, and for other purposes.*"

Bill sent to Leg. Council.

Which was carried, and Messrs. C. Duncombe and Moore were ordered by the Speaker to carry the bill up to the Honorable the Legislative Council, and to request their concurrence thereto.

Address to H M on the subject of Leg Council read 3d time

Pursuant to the order of the day, the address to His Majesty on the subject of the Legislative Council was read the third time.

On the question for passing the same,

Mr. Robinson, seconded by Mr. Morris, moves, in amendment, that the following be added to the address :

Motion for amending address

And in order that Your Majesty may be enabled more clearly to understand the nature of the representations contained in this address, we herewith transmit copies of the several bills referred to therein, with the votes of the House of Assembly upon the same.

On which the yeas and nays being taken, were as follows :

On amendment,

YEAS—MESSIEURS,

| | | | | |
|-------------------------|------------------------|-------------|--------------------|----------|
| Brown, | McDonell, of Stormont, | Morris, | Solicitor General, | |
| Caldwell, | McDonell, of Northumb. | Richardson, | Strange, | |
| Chisholm, | McLean, | Robinson, | Walsh, | |
| Cook, | MacNab, | Roblin, | Wilkinson, | |
| Cornwall, | Malloch, | Rykert, | Woolverton—22. | Yeas 22. |
| McDonell, of Glengarry, | Merritt, | | | |

NAYS—MESSIEURS,

| | | | | |
|-----------------------|------------|----------|------------|----------|
| Bruce, | Gilchrist, | Parke, | Smith, | |
| Duncombe, of Oxford, | Lount, | Perry, | Thorburn, | |
| Duncombe, of Norfolk, | McIntosh, | Rymal, | Waters, | Nays 19. |
| Durand, | Mackenzie, | Shaver, | Wilson—19. | |
| Gibson, | Morrison, | Shibley, | | |

The question of amendment was carried in the affirmative by a majority of three, and it was ordered accordingly.

Amendment car.

Mr. McLean from the select committee to which was referred the petition of Alexander McLean and others, of the town of Cornwall, presented a report, which was received and read.

Sel Com on pet of A McLean & others presents report

Report—(See Appendix.)

Mr. Duncombe, of Oxford, chairman of the committee on finance, presented a third report and a resolution, which were received by the House.

Com on Finance present a 3rd report and a resolution Report read

The report was read.

Report—(See Appendix.)

The resolution was then read as follows :

Resolution read.

Resolved, That the British Act 18th Geo. 2nd, chap. 22, declares that the King and Parliament of Great Britain would not impose any duty, tax, or assessment whatever upon any of His Majesty's Colonies, Provinces and Plantations, in North America or the West Indies, except only such duties as it might be expedient to impose for the regulation of Commerce : and that the net produce of such duties should always be paid and applied to and for the use of the Colony, Province or Plantation in which the same should be raised, in such manner as other duties collected by the authority of the respective General Courts or General Assemblies of such Colonies, Provinces or Plantations, should be ordinarily paid and applied : which act was a pledge from the British Nation, that the people of the North American Provinces, with Provincial Legislatures, should, with the reservation only of the Commercial restrictions, through the Assemblies in which they were represented, impose their own taxes and direct the appropriation of them.—This Province enjoys such a Legislative Assembly as is contemplated by the said act, and therefore all monies raised from the public property which has been improved by the industry of the people in Peace, and defended by their valor in the late War, ought to be appropriated by their Representatives, for the common good.

Resolution reported by the select com on Finance.

By the 31st Geo. 3rd, Chap. 31st, it was intended to confer the blessings of the English constitution upon the well tried suffering Loyalists and British subjects who took refuge in this Province ; and this House confides in the magnanimity and justice of the British Nation, not to allow the spirit of these laws and the faith of the British Parliament to be defeated by mere verbal or critical constructions, to the prejudice of the important privileges of the Provincial Parliament, and the subversion of constitutional liberty ; both of which, are seriously injured and endangered by the assumption of the power by the Provincial Government to apply monies raised from, and to, and for the uses of this Province to the Civil Government, or to any other purposes, without the knowledge, consent and control of Parliament. The danger and mischief are just the same, whether the uncontrolled expenditure of such monies is derived from the sale of public lands or from direct taxation. It is the possession of such large revenues, independent of the Legislature, which must, in any country, endanger its liberties.

By the 31st Geo. 3d, Chap. 31, the British Nation intended to place at the disposal of the Provincial Parliament all revenues arising from the public lands except the Clergy and Crown Reserves, for it would have been needless for His Majesty to reserve to himself one-seventh, had he intended to keep the whole. The allotment of that particular portion to the Crown, was a resignation of any exclusive claim to the rest ; whatever proceeds therefore have been heretofore collected from the sale of such waste lands and applied by the Provincial Government without consent of Parliament, ought to be refunded, and such future mis-appropriations effectually prevented. It is with grief the country has seen the improvident contract under which the Huron tract of a million of acres of choice lands has been assumed to be given, at an almost nominal value, to a Company in London, while the annual instalments paid by them are expended by the Provincial Executive without the consent of Parliament, and the large amount realized by the Company from sales at a very advanced price are withdrawn from

Resol rep by com
on Finance

the Colony and transmitted to England. This improvident transaction, unsanctioned by any domestic enactment, ought to be held invalid, particularly as it was a transaction based in no degree upon the good of the Colony, whose lands are thus wastefully assigned. The Charter and all the Statutes connected with it, are a violation of the 18th Geo. 3d, and our Constitutional Act.

It must be assumed, that the British House of Commons never intended and will never sanction such a narrow and illiberal construction of the said acts, taken collectively, and viewed in relation to the interesting and eventful circumstances under which they were framed, as would deny the blessing of true constitutional liberty to the people of this loyal Colony, who, from the concessions made to the revolted Colonies, were driven from their homes, their fortunes and their country.

The injured interests of this Province require that this House should assert and exercise their superintendence and control over the receipt and expenditure of the whole public revenue from whatever sources derived; by which means the constitutional weight of this Branch of the Legislature will be restored, the wants and wishes of the people be properly respected, the improvident expenditure of the revenue be corrected, and all the natural resources of the country be efficiently directed to the many and urgent objects of public improvement without resorting to present taxation, or those further loans which must be eventually paid by increasing the burthens of the people.—The loyalty and attachment of the people of this province to His Majesty's person and government would, if possible, be strengthened by entrusting to them the natural wealth of the country, and the management of their own internal affairs with institutions reformed to meet their growing condition in population, wealth and commerce.

Under these circumstances, it is hoped no embarrassment will occur in the future conduct of the public affairs, from any question respecting these revenues, which it ought to be equally the common interest of all to apply to the improvement of the country. The House of Assembly have ever made a liberal provision for the support of His Majesty's Government, and will doubtlessly continue to do so, by raising, even by further taxation, if necessary, an adequate supply, whenever they shall find the natural resources of the country, comprehended under the Casual and Territorial Revenue, to be insufficient for that purpose. And that a copy of this Resolution be sent to His Excellency, with a request that he will transmit the same to His Majesty's Principal Secretary of State for the Colonies.

Motion for refer'g
res to com of whole

On the question for adopting the resolution,
Mr. Morris, seconded by Mr. Wilkinson, moves, in amendment, that the report and resolution be referred to the consideration of the whole house forthwith.
On which the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

Yeas 14

Bruce,
Caldwell,
Cornwall,
McCrae,

McDonell, *of Northumb.*
McLean,
Macnab,
Merritt,

Morris,
Richardson,
Robinson,

Solicitor General,
Walsh,
Wilkinson,—14.

NAYS—MESSIEURS,

Nays 28.

Alway,
Bruce,
Chisholm,
Cook,
Duncombe, *of Oxford*,
Duncombe, *of Norfolk*,
Durand,

Gibson,
Gilchrist,
Lount,
McIntosh,
Mackenzie,
McMicking,
Moore,

Morrison,
Parke,
Perry,
Roblin,
Rymal,
Shaver,
Shibley,

Smith,
Thorburn,
Waters,
Wells,
Wilson,
Woolverton,
Yager—28.

Amendment lost

The question of amendment was decided in the negative by a majority of fourteen.

The original question was then put, on which the yeas and nays being taken were as follows:

YEAS—MESSIEURS,

Yeas 27.

Alway,
Bruce,
Chisholm,
Cook,
Duncombe, *of Oxford*,
Duncombe, *of Norfolk*,
Durand,

Gibson,
Gilchrist,
Lount,
McIntosh,
McMicking,
Moore,
Morrison,

Parke,
Perry,
Roblin,
Rymal,
Shaver,
Shibley,
Smith,

Thorburn,
Waters,
Wells,
Wilson,
Woolverton,
Yager—27.

NAYS—MESSIEURS,

Nays 14

Brown,
Caldwell,
McCrae,
McDonell, *of Northumb.*

McLean,
Macnab,
Merritt,
Morris,

Richardson,
Robinson,
Rykert,

Solicitor General,
Walsh,
Wilkinson—14.

Resolution adopted.

The question was carried in the affirmative by a majority of thirteen and it was resolved accordingly.

Motion for writ
for Leeds election.

Mr. Robinson, seconded by Mr. Morris, moves that it be resolved, that the Speaker do issue his warrant to the Clerk of the Crown in Chancery to issue a new writ for the election of two members to serve in the present parliament for the county of Leeds in the place of Robert S. Jameson and Ogle R. Gowan, Esquires, whose return has been declared void and illegal.

On which the yeas and nays being taken, were as follows :

On the question

YEAS—MESSIEURS,

| | | | | |
|---|---|--|--|----------|
| Brown, Caldwell, McCrae, McDonell, of <i>Glengarry</i> , | McDonell, of <i>Northumb.</i> McLean, McNab, Merriitt, | Morris, Richardson, Robinson, Rykert, | Solicitor General, Walsh Wilkinson—15. | Yeas 15. |
|---|---|--|--|----------|

NAYS—MESSIEURS,

| | | | | |
|--|--|---|--|---------|
| Alway, Bruce, Chisholm, Cook, Duncombe, of <i>Norfolk</i> , Duncombe, of <i>Oxford</i> , Durand, | Gibson, Gilchrist, Lount, M'Intosh, Mackenzie, McMicking, Moore, | Morrison, Parke, Perry, Roblin, Rymal, Shaver, Shibley, | Smith, Thorburn, Waters, Wells, Wilson, Woolverton, Yager,—28. | Nays 23 |
|--|--|---|--|---------|

The question was decided in the negative by a majority of thirteen.

Question lost.

On the question for passing the address to His Majesty on the subject of the Legislative Council, as amended being put.

On question for pas'g address to H M being put
Amendment proposed.

Mr. Mackenzie, seconded by Mr. Wells, moves in amendment to the original motion, that the last paragraph in the address be expunged.

On which the yeas and nays being taken, were as follows :

On amendment.

YEAS—MESSIEURS,

| | | | | |
|--|--|--|--|----------|
| Alway, Bruce, Chisholm, Duncombe, of <i>Oxford</i> , Duncombe, of <i>Norfolk</i> , Durand, Gibson, | Gilchrist, Lount, McIntosh, Mackenzie, McMicking, Moore, Morrison, | Parke, Perry, Roblin, Rymal, Shaver, Shibley, | Smith, Thorburn, Waters, Wells, Wilson, Yager—26. | Yeas 26. |
|--|--|--|--|----------|

NAYS—MESSIEURS,

| | | | | |
|---|--|--|---|----------|
| Brown, Caldwell, McCrae, McDonell, of <i>Glengarry</i> , | McDonell, of <i>Northumb.</i> McLean, Macnab, Merriitt, | Morris, Richardson, Robinson, Rykert, | Solicitor General, Walsh, Wilkinson—15. | Nays 15. |
|---|--|--|---|----------|

The question was carried in the affirmative by a majority of eleven, and the last paragraph was expunged from the address.

Amendment carried and paragraph struck out

On the question for passing the address, the yeas and nays being taken, were as follows :

On passing address.

YEAS—MESSIEURS,

| | | | | |
|--|--|--|---|---------|
| Alway, Bruce, Chisholm, Duncombe, of <i>Oxford</i> , Duncombe, of <i>Norfolk</i> , Durand, Gibson, | Gilchrist, Lount, McIntosh, Mackenzie, McMicking, Moore, Morrison, | Parke, Perry, Roblin, Rymal, Shaver, Shibley, | Smith, Thorburn, Waters, Wells, Wilson Yager—26. | Yeas 26 |
|--|--|--|---|---------|

NAYS—MESSIEURS,

| | | | | |
|---|--|--|--|---------|
| Brown, Caldwell, McCrae, McDonell, of <i>Glengarry</i> , | McDonell, of <i>Northumb.</i> McLean, Macnab, Merriitt, | Morris, Richardson, Robinson, Rykert, | Solicitor General, Walsh, Wilkinson,—15. | Nays 15 |
|---|--|--|--|---------|

The question was carried in the affirmative by a majority of eleven, and the address was passed and signed by the Speaker, and is as follows :

Address passed.

To the King's Most Excellent Majesty.

MOST GRACIOUS SOVEREIGN,

We, Your Majesty's most dutiful and loyal subjects, the Commons of Upper Canada, in Provincial Parliament assembled, humbly represent, that we have applied ourselves with the greatest diligence, during the present session of the Provincial Parliament, to various subjects of great interest to our constituents; and although our proceedings have been unavoidably interrupted to a degree altogether unprecedented, by the trial of controverted elections; and although many of the members of this House have laboured under the disadvantage of having

Address to H M on the subject of Leg Council

Address to H^M
on Leg Council.

been without parliamentary experience ; yet the necessary measures on the subjects to which we have alluded have been brought to a satisfactory conclusion, and completed as far as depended on this House, and have been sent to the Legislative Council. It is with no ordinary mortification and regret however, that we find our exertions during a most laborious session, rendered unavailing in respect to most of these measures by the rejection of them by the Legislative Council.—Among such as have shared this fate are ;—bills to protect the agricultural interests of this province from a ruinous foreign competition—to provide for the just and equal distribution of the property of persons dying intestate—to secure an impartial trial by jury, and to take from the sheriffs, who hold their offices during pleasure, the power which they now possess of packing juries—to relieve an excellent and meritorious class of your subjects from burthens & penalties, which are imposed by the militia laws of this province, and which are oppressive on them, & which in time of peace are altogether unnecessary—to improve the system of our common and district schools, and to increase the public funds for their support—to amend the charter of King's college in conformity with Your Majesty's gracious recommendations, and with the wishes which have at different times been strongly expressed to Your Majesty by your faithful subjects in this province, so as to put that institution into operation on just and liberal principles—to provide for the sale of the clergy reserves, and the application of the monies arising therefrom to objects of common benefit, and great utility to Your Majesty's subjects in this province, in accordance with Your Majesty's gracious invitations, and with the well known and often expressed wishes of Your Majesty's subjects—to promote the peace, freedom and independence of elections of members of parliament, by adopting the mode of voting by ballot—to grant one hundred pounds per annum for five years to the Grantham and Bath Academies, (institutions of education established by the voluntary contribution of the people, and on liberal principles.)

All these measures, and others which we will not trouble Your Majesty with enumerating, have been rejected by the Legislative Council without amendment ; and the labours of this House, during a session which we think we may justly declare has been distinguished for unprecedented diligence and application to public business, almost entirely baffled and rendered useless by the course pursued by the Legislative Council.—If there were any reason to hope that these difficulties could be obviated or materially diminished in future, we should not trouble Your Majesty ; but the experience of years convinces us, that on many subjects of great and general interest, there is such a disagreement of opinion between the Legislative Council, as now constituted, and the representatives of the people, as to bring us to the conclusion, which indeed the Legislative Council itself has expressed in relation to one of the most deeply interesting of these subjects, namely, that the Legislature of this province cannot concur in any measure that will be satisfactory to Your Majesty's subjects in this Province.—We are aware that Your Majesty has been officially informed by His Excellency Sir John Colborne that, “ composed as the Legislative Council is at present, the province has a right to complain of the great influence of the Executive Government in it.—That it consists of seventeen members exclusive of the Bishop of Quebec ; that of these, from accidental causes, not more than fifteen ever attend to their Legislative duties ; that thus, out of the number generally present, six are of the Executive Council, and four hold offices under the government ; and that His Excellency had therefore intimated his intention of recommending to Your Majesty to increase the Legislative Council.” And it was no doubt with the desire to remedy this evil, equally felt by the people and His Excellency, that Your Majesty has since added to their number.—But it is our duty to assure Your Majesty that this change has not abated the evil of which we have such serious cause to complain, while it has on the contrary produced that further division of responsibility amongst its members which lessens the consciousness of individual accountability without establishing any community of feeling or sentiments of respect between them and the people. We do not wish to advert to this unpleasant and mortifying condition of our public affairs in language that shall be disrespectful or offensive to the Legislative Council, nor do we presume to prescribe to Your Majesty what expedient should be adopted to afford relief in the premises to Your Majesty's dutiful and loyal subjects in this province, who, we are confident desire that Your Majesty's attention should be called to it, and that we should humbly leave it to Your Majesty's wisdom to apply a suitable remedy.

Address to H M
on Leg Council

In connection with this subject, we feel bound to represent to Your Majesty, that it is the earnest desire of Your Majesty's faithful subjects that Your Majesty's government in this province should be conducted by the advice of those who should be actually and practically responsible for their proceedings, and who would, as a consequence, be likely to recommend and favour such public measures as may be most desired by your Majesty's subjects, and in their opinion most conducive to their interests.—We behold Your Majesty, in the administration of the affairs of the great empire which providence has committed to your Majesty's hands, graciously consulting the wishes of your faithful people, as expressed by their representatives, in the choice of responsible advisers to manage, under Your Majesty, the affairs of the government. and we have been accustomed to regard it as an essential and invaluable feature of the glorious constitution of our mother country. The same principle we wish to see applied in the practice of our colonial government; until that is done, we cannot expect that the administration will give satisfaction to Your Majesty's subjects, or that there will be any real and permanent harmony between the government and the representatives of the people. It is true that we might withhold the annual grant for the support of the government as a mark of our dissatisfaction with this state of things, and as a means of procuring redress, but being anxious to evince our forbearance and desire to avoid, as long as possible, contention and difficulty, as well as to shew our confidence in Your Majesty's paternal regard for your faithful people in this province, and gracious attention to their constitutional rights; and being reluctant to resort to a measure, which we are aware must greatly embarrass the government, until all other constitutional means of seeking redress have been tried and proved unavailing. We have preferred thus to appeal to Your Majesty for Your Majesty's gracious and effectual interference in our behalf, and have, notwithstanding our just dissatisfaction with the existing state of things, and notwithstanding the pecuniary distress which prevails in the Province, granted for the present year, the necessary supplies for the support of the government, in the confident hope that effectual steps will immediately be taken for the removal of these obstacles, to the peace, welfare and good government of the Province.

When it is considered that the ministers, who sometimes in rapid succession fill the Colonial Department, under Your Majesty, are strangers to our Province, and too distantly situated to acquire, through channels often contradictory and interested, a true and correct knowledge of the wants, wishes, and genius of Your Majesty's Canadian people, the practical need of local responsibility becomes more apparent and imperious.

MARSHALL S. BIDWELL,
Speaker.

Commons House of Assembly, }
15th April, 1835. }

On motion of Mr. Perry, seconded by Mr. Lount,

Ordered, That an address be presented to His Excellency, the Lieutenant Governor, informing His Excellency that this House has passed an address to His Majesty on the subject of the state of the Province, and respectfully praying His Excellency will be pleased to transmit the same to the Secretary of State for the Colonies, in order that it may be laid at the foot of the Throne; and that Messrs. Shaver and Wells be a committee to draft and report the said address; and that His Excellency be also requested to transmit copies of the several bills referred to in the said address, so soon as they may be prepared by the Clerk of this House, with the yeas and nays on the same.

Address to be sent
to H E to transmit
address to King and
also to transmit cop
of certain bills when
prepared

Mr. Shaver from the select committee appointed to draft an address to His Excellency, informing him that this House had passed an address to His Majesty on the state of the Province, and praying His Excellency to transmit the same, reported a draft, which was received and read twice, concurred in, and ordered to be engrossed and read a third time this day.

Address concurred
in.

Pursuant to the order of the day, the Cobourg harbour loan bill was read the third time and passed.

Cobourg harbor loan
bill passed.

Mr. Robinson, seconded by Mr. Roblin, moves that the bill be entitled "*An Act granting a loan to the Cobourg Harbour Company.*"

Title.

Which was carried, and Messieurs Robinson and Roblin were ordered by the Speaker to carry the bill up to the Honorable the Legislative Council, and to request their concurrence thereto.

Bill sent to Leg.
Council.

Gull island light house bill passed.

Pursuant to the order of the day, the bill appropriating a sum of money for the erection of a light house on Gull Island, between Port Hope and Cobourg, in the Newcastle District, was read a third time and passed.

Title.

Mr. Robinson, seconded by Mr. Brown, moves that the bill be entitled "*An Act granting a sum of money for the erection of a light house on Gull Island, or such other place as the commissioners may select.*"

Bill sent to council.

Which was carried, and Messrs. Robinson and Brown were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto.

Select commit on U E rights present an address to H M. Address read twice

Mr. Perry from the select committee to which was referred the subject of lands to U. E's &c. presented an address to His Majesty which was received and read twice.

On question of concurrence.

On the question for concurring in the address, the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

| | | | | |
|----------|-----------------------|------------|----------|------------|
| Yeas 26. | Alway, | Gibson, | Roblin, | Thorburn, |
| | Bruce, | Lount, | Rykert, | Waters, |
| | Chisholm, | McIntosh, | Rymal, | Wells, |
| | Cook, | Mackenzie, | Shaver, | Wilson, |
| | Duncombe, of Oxford, | McMicking, | Shibley, | Woolveron, |
| | Duncombe, of Norfolk, | Morrison, | Smith, | Yager—26. |
| | Durand, | Perry, | | |

NAYS—MESSIEURS,

| | | | | |
|----------|-------------------------|------------------------|-------------|---------------|
| Nays 11. | Brown, | McDonell, of Northumb. | Morris, | Sol. General, |
| | McCrae, | M'Lean, | Richardson, | Walsh—11. |
| | McDonell, of Glengarry, | Merritt, | Robinson, | |

Question carried

The question was carried in the affirmative by a majority of fifteen, and the address was read a third time and passed, and is as follows:

To the King's Most Excellent Majesty.

MOST GRACIOUS SOVEREIGN!

Address to His Majesty on the subject of U E claims.

WE, Your Majesty's dutiful and loyal subjects, the Commons of Upper Canada in Provincial Parliament assembled, humbly beg leave to represent, that on the fourth day of March, 1834, an address passed this House to Your Majesty on behalf of a very meritorious class of Your Majesty's subjects in this Province, designated "United Empire Loyalists," their sons and daughters, from their having undergone, on account of their attachment to the British Crown, the most unparalleled sufferings in their person, and property that we know of in the annals of any people, and taken up their residence, on the invitation of their Sovereign, in this Colony, and denominated, by way of distinction, "U. E. Loyalists" the faith of the Government being pledged to them and their descendants, and those volunteers who comprised the flank companies of the militia in this Province in the year 1812, who voluntarily took up arms in defence of the country when invaded by an enemy, and of that provincial regiment who distinguished themselves courageously and shed their blood for their country and their King at the battles of Detroit, Chippawa and Lundy's Lane, and to them the faith of the Governor of Upper Canada was pledged, which was afterwards confirmed by His Majesty's Government—that in reply to an address of this House to His Excellency, the Lieutenant Governor, we are informed that no answer has been received to our said address, the same restrictions and conditions so unjust towards so deserving a class of Your Majesty's subjects, and so injurious to the best interest of the Colony, still exist.

That in a letter addressed to His Excellency Sir John Colborne, by the Honorable George H. Markland, Inspector General of this Province, dated Toronto, May 15th, 1834, published throughout the Province, and, during the present Session, transmitted to this House by the Lieutenant Governor, it is stated "that the order of May, 1832, existed without being complained of, until November last, it then became notorious that the claims of the U. E. Loyalists were an article of traffic in the public market." It does not occur to us how it can be otherwise than lands should become "an article of traffic in the public market" when they are subject to such restrictions as necessarily compel those to whom they are granted to dispose of them; conditions imposed on them being so ruinous as to make them utterly valueless to any but dealers in land. The re-

cords of the Council, and the records of the Surveyor General's Office, shew that free grants of land not located, have been since the first settlement of the Province an article of traffic in the market, and that the Executive Council of this Province have not only recognised the sale from the original nominees, but have actually ordered the deeds to issue in the name of assignees or purchasers and among the very many instances in which this has been done, some to the extent of ten thousand acres to one individual and at one time.

Address on U E
claims

And your faithful Commons deeply regret that the Inspector General of this Province should not have fully informed himself of the fact, before giving publicity to his said letter. By an act passed in the fourth year of the reign of your late Royal Father of glorious memory, entitled, "An Act to afford relief to persons claiming lands in this Province under assignments from heirs, devisees or assignees of the original nominees of the crown, in cases where no patent had issued, and for other purposes therein mentioned." The Commissioners being the Chief Justice, the Justices of the Court of King's Bench, and the members of the Executive Council, have not only confirmed the sales, but the deeds from the Crown have in consequence issued to the purchaser or assignee.

The Council have uniformly recognised the assignments of grants of land, and the deeds have issued in the name of assignees, it never having been considered improper to buy lands unlocated, any more than those located, until the Executive Council of this Colony first made the discovery—notwithstanding some of their predecessors in office had made large purchases in the same way, all of which were confirmed.

That although there may be instances where the original nominees have sold their grants at reduced prices to dealers in land, it has been altogether owing to the restrictions attached to the bounty of your Royal Father of glorious memory, by the Executive Council of Upper Canada, restrictions that it was impossible for them to comply with, consequently they were reduced to the necessity of selling while valuable lands were yet to be had, or keeping their rights to so distant a period when the lands then to be had were of little or no value.

That it is the opinion of Your faithful Commons, the rights of dealers in land (till very lately recognised by the Executive Government and the law of the land,) are and ought to be held as sacred as those of any other class of Your Majesty's subjects:

Your faithful Commons therefore humbly pray, that Your Majesty will be pleased to direct that an answer will be given to their said address, and that Your Majesty will further direct, that copies of all communications from and with the Executive Government of the Colony, together with the opinion of the Crown Officers on the subject of the aforesaid rights be laid before this House at its next Session.

MARSHALL S. BIDWELL,

Speaker.

Commons House of Assembly, }
15th April, 1835. }

Pursuant to the order of the day, the address to His Excellency, the Lieutenant Governor, requesting His Excellency to transmit the address to the King, relating to the Legislative Council, &c. was read a third time.

Address to H Ex'y
to transmit address
read 3rd time.

Mr. Perry, seconded by Mr. Roblin, moves the following to be added as an amendment: "We beg leave also to inform Your Excellency that we have prepared an address to His Majesty on the subject of granting land to certain persons in this Province, which we request Your Excellency will be pleased to transmit to His Majesty.

Amend to address

Which was ordered, and the address as amended was read a third time and passed, and is as follows:

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

MAY IT PLEASE YOUR EXCELLENCY,

We, Your Majesty's dutiful and loyal subjects, the Commons of Upper Canada, in Provincial Parliament assembled, beg leave to inform Your

Address to His
Excellency the Lieu.
Governor to trans-

mit address to the
King.

Excellency that this House has passed an address to His Majesty on the state of the Province; and we humbly request that Your Excellency will be pleased to transmit the same to His Majesty's Principal Secretary of State for the Colonies, in order that it may be laid at the foot of the Throne, and that Your Excellency will be pleased to transmit to His Majesty, copies of the several bills referred to in the address so soon as they may be prepared by the Clerk of this House, with the yeas and nays on the same, as also on the address. We beg leave also to inform Your Excellency that we have prepared an address to His Majesty on the subject of granting land to certain persons in this Province, which we request Your Excellency will be pleased to transmit to His Majesty.

MARSHALL S. BIDWELL,

Speaker.

Commons House of Assembly, }
15th April, 1835.

Committee to wait
on His Ex'y.

On motion of Mr. Perry, seconded by Mr. Bruce,
Ordered, That Messieurs Roblin and Wells be a committee to wait on His Excellency, to know when he will be pleased to receive this House with the address, and also present the resolutions of this House relative to the casual and territorial revenue.

Certain items ord
ered to be printed

On motion of Mr. Perry, seconded by Mr. Alway,
Ordered, That two thousand copies of the resolutions of the Honorable the Legislative Council and the resolutions of the House of Assembly relative to the Clergy Reserves; the address of this House to His Majesty on the State of the Province, and the report of the select committee on that subject; the third report of the finance committee, together with the accompanying resolutions; the report of the select committee appointed to search the journals of the Legislative Council relative to various measures; the address to His Majesty relative to granting lands, with the yeas and nays on the several measures, be printed in pamphlet form, and that the titles to the several bills passed this Session, which have been ordered to be printed do form part of the same, and also, that two thousand copies of the 'Township Officers' Bill be printed in pamphlet form for the use of members

Committee on trade
present a 3rd report

Mr. Wilson, chairman of the committee on trade, presented a third report, which was received and read.

Report—(See Appendix.)

Sel Com on pet of
Sam'l Kennedy and
others rep address

Mr. Morrison, from the committee to which was referred the petition of Samuel Kennedy and others, presented a report and an address to His Excellency, the Lieutenant Governor, both of which were received.

The report was read.

Report—(See Appendix.)

Address concurred in

The address was read twice, concurred in, and ordered to be engrossed and read a third time this day.

Sel Com on pet of
Wm Purdy & others
present rep & address

Mr. Robinson, from the select committee to which was referred the petition of William Purdy and others, presented a report and an address to His Excellency the Lieutenant Governor both of which were received.

The report was read.

Report—(See Appendix.)

Address concur'd in

The address to His Excellency was read twice, concurred in, and ordered to be engrossed and read a third time this day.

Com of conf on
supply bill report.

Mr. C. Duncombe, from the committee of conference with the Honorable the Legislative Council, on the subject of the bill entitled, "*An Act granting to His Majesty a sum of money towards defraying the expense of the administration of the civil government of this Province,*" presented a report, which was received and read as follows:

Rep of com of conf
on supply bill

The Legislative Council have requested a conference with the Commons House of Assembly, for the purpose of calling their attention to the circumstance, that in the bill entitled "*An Act granting to His Majesty a sum of money towards defraying the expense of the administration of the civil government of this province,*" different salaries have been apportioned to the clerks in the several offices, by naming them in the bill, which is a departure from the course heretofore pursued and sanctioned by the Legislative Council.

It will readily occur to the House of Assembly, that by such a change it would be put out of the power of the Lieutenant Governor to fill any vacancy which might occur from the death, resignation, or absence of any of the persons holding those situations, which may prove highly embarrassing, and indeed prevent the performance of duties most important to the public service.

The Council therefore consider that this departure from former usage has arisen from inadvertency and not from any intention to give to those individuals a claim for compensation, whether they retain their places or not.

Mr. Duncombe, of Oxford, seconded by Mr. Smith, moves for leave to bring in a bill granting a sum of money to aid in defraying the expense of supporting the civil administration of the government of this province, and that the 31st, 38th and 40th rules of this House be dispensed with so far as relates to the same.

Second report on Supply bill bro't in.

Which was granted, and the bill read.

The bill was read a second time.

The House was put into committee of the whole on the bill.

Mr. Durand in the chair.

Com. of whole on supply bill

The House resumed.

Mr. Durand reported that the committee had examined into the provisions of the bill, and had agreed to the same without amendment.

The report was received.

Ordered, That the bill be engrossed and read a third time this day.

3rd reading to-day

Pursuant to the order of the day, the bill to provide for the support of the civil administration of the government of this province was read a third time and passed.

Bill read 3rd time and passed

Mr. Duncombe, of Oxford, seconded by Mr. Perry, moves that the bill be entitled "*An Act to provide for the payment of certain sums therein mentioned.*"

Title.

Which was carried, and Messrs. C. Duncombe and Perry were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto.

Bill sent to Leg. Council.

Mr. Duncombe, of Oxford, from the committee on the subject of the currency, presented a report, which was received.

See com on subject of currency report

(Report—See Appendix.)

Mr. McMicking, seconded by Mr. Perry, moves that it be Resolved, That Messrs. Thorburn, Duncombe, of Oxford, and Mackenzie, members of this House, are hereby appointed directors for the management of the affairs of the Welland Canal Company for the ensuing year agreeable to the provision of the statute of 4th William 4, chap. 39, section 8th, passed 6th March, 1834, and that the 31st rule of this House be dispensed with on this motion.

Directors of Well canal appointed

In amendment, Mr. Merritt, seconded by Mr. Robinson, moves, that the name of Mackenzie be expunged, and the name of Rykert be added.

Which was lost.

The original question was then put and carried.

Pursuant to the order of the day, the address to His Excellency, reported by the committee to which was referred the petition of William Purdy and others, was read a third time and passed, and is as follows:

Address to H M on the subject of W Purdy's pet passed

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

MAY IT PLEASE YOUR EXCELLENCY,

We, His Majesty's dutiful and loyal subjects, the Commons of Upper Canada, in Provincial Parliament assembled, respectfully represent that the inhabitants of the townships through which flows the river Scugog, have set forth in their petition the injurious effect of removing the mill-dam erected at Purdy's mills, in the township of Ops, and pray that the said mill-dam may be allowed its present position, and that the said William Purdy, proprietor thereof, may possess the same without molestation from those whose lands may have in some degree been overflowed thereby.

Address.

We therefore humbly request that Your Excellency will be pleased to direct the employing a competent surveyor or engineer to inspect and survey the extent

of such overflowings, and the probable effect the removing of the dam would have upon the navigation of the Scugog river and lake, and report upon the same to Your Excellency for the information of the Legislature at its next Session.

MARSHALL S. BIDWELL,
Speaker.

Commons House of Assembly, }
15th April, 1835.

Com to present
address

Sel com on pet of
S Kellogg report

On motion of Mr. Robinson, seconded by Mr. McIntosh,
Ordered, That Messrs. Gilchrist and McDonell, of *Northumberland*, be a committee to wait on His Excellency with the address, and present the same.
Mr. Wilson, from the select committee to which was referred the petition of Simeon Kellogg and others, presented a report, which was received and read.

Report—(See Appendix.)

Rep of sel com on
pet of J Carey ref'd
to com on contingen-
cies.

Sel com on library
report

On motion of Mr. Wilson, seconded by Mr. Perry,
Ordered, That the report of the select committee to whom was referred the petition of John Carey, be referred to the committee of the whole House on contingencies.
Mr. Duncombe of *Oxford*, from the committee to which was referred the subject of the Library, presented a Report which was received and read.

Report—(See Appendix.)

Com on griev rep
on pet of J Beatty

Mr. Mackenzie, chairman of the committee on grievances to whom were referred the petitions of James Beatty of *Trafalgar*, and Archibald Campbell of *Nelson*, presented a Report which was received and read.

Report.—(See Appendix.)

Amend'ts to abscon-
ding Debtors bill
read 2nd time and
committed.

Pursuant to the order of the day the amendments made by the Honorable the Legislative Council, in and to the bill sent up from this House, entitled, "An Act to continue the law for attaching the property of absconding debtors," were read a second time.

The house was put into committee of the whole on the amendments.

Mr. Walsh in the chair.

The House resumed.

Mr. Walsh reported that the committee had agreed to the amendments, and submitted them for the adoption of the House.

The report was received.

3rd reading today.

Ordered, That the amendments made by the Honorable the Legislative Council in and to the bill entitled, "An Act to continue the law for attaching the property of absconding debtors," be read a third time this day, and the amendments were accordingly read a third time and passed.

Amendments to
Stoney creek harbor
Bill read 2nd time
and committed.

Pursuant to the order of the day, the amendments made by the Honorable the Legislative Council in and to the bill entitled "An Act to incorporate a Joint Stock Company for the construction of a harbour at the mouth of *Stoney Creek*, on *Lake Ontario*," were read a second time.

The House was put into committee of the whole on the bill.

Mr. Thorburn was called to the chair.

The House resumed.

Mr. Thorburn reported that the committee had agreed to the amendments and submitted them for the adoption of the House.

The report was received.

3rd reading today

Ordered, That the amendments made by the Honorable the Legislative Council, in and to the bill entitled "An Act to incorporate a Joint Stock Company for the construction of a harbour at the mouth of *Stoney Creek*, on *Lake Ontario*," be read a third time this day; and the amendments were read a third time accordingly and passed.

Amendment to
Salt company bill
read second time and
committed.

Pursuant to the order of the day, the amendments made by the Honorable the Legislative Council, in and to the bill entitled, "An Act to incorporate a Joint Stock Company, for the manufacture of Salt, in the township of *Saltfleet*, in the *Gore District*," were read the second time.

The House was put into committee of the whole on the bill.

Mr. Durand in the chair.

The House resumed.

Mr. Durand reported that the committee had agreed to the amendments, and submitted the same for the adoption of the House.

The report was received.

Ordered, That the amendments made by the Honorable the Legislative Council in and to the bill entitled, "*An Act to incorporate a Joint Stock Company, for the manufacture of Salt, in the township of Saltfleet, in the Gore District*," be read a third time this day.

3rd reading today.

And the amendments were read a third time accordingly, and passed.

Amendm'ts passed.

Messrs. Robinson and Durand were directed by the Speaker to carry the three bills amended by the Honorable the Legislative Council, viz: the bill entitled "*An Act to continue the law for attaching the property of absconding debtors*;" the bill entitled "*An Act to incorporate a Joint Stock Company for the construction of a harbour at the mouth of Stoney Creek, on Lake Ontario*," and the bill entitled "*An Act to incorporate a Joint Stock Company for the manufacture of salt, in the township of Saltfleet, in the Gore district*," up to that Honorable House and to inform them that this House had concurred in their several amendments.

Bill sent to Leg Council.

Pursuant to the order of the day, the address to His Excellency, the Lieutenant Governor, on the subject of the boundary between the townships of York and Scarborough was read a third time and passed, and is as follows:

Address to H E on the subject of boundary between York and Scarboro' pas'd.

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

MAY IT PLEASE YOUR EXCELLENCY,

We, His Majesty's dutiful and loyal subjects, the Commons of Upper Canada, in Provincial Parliament assembled, humbly represent to Your Excellency that certain persons, having settled on the town line between the townships of York and Scarborough erected their fences as instructed by the late Surveyor General agreeably to the original survey of said townships, but it being ascertained, by a subsequent survey made of said line, that the settlers had encroached upon the road, information was made to the magistrates by the pathmaster of the division in which the said settlers lived and they were heavily fined for the offence.— We therefore, under the circumstances of the case, beseech Your Excellency to cause the said fines to be remitted.

Address.

MARSHALL S. BIDWELL,
Speaker.

*Commons House of Assembly, }
15th April, 1835.*

On motion of Mr. Morrison, seconded by Mr. Bruce,

Ordered, That Messrs. Gibson and McIntosh be a committee to wait on His Excellency, the Lieutenant Governor, with the address of this House, relative to certain persons settled on the township line between the townships of York and Scarborough, and that the clerk be directed to transmit to His Excellency a copy of the report of the select committee on that subject.

Committee to present address & clerk directed to forward to H E copy of rep.

On motion of Mr. Duncombe, of *Oxford*, seconded by Mr. Perry,

Ordered, That two thousand copies of the report of the select committee to whom was referred the subject of the currency be printed, with the motions relative thereto, in pamphlet form for the use of members, and that the clerk be directed to address them to the members during the recess.

2000 copies of the report on currency to be printed & distributed to members.

On motion of Mr. Perry, seconded by Mr. Yager,

Ordered, That two thousand copies of the two bills passed this House and sent to the Honorable the Legislative Council relative to the holding the election in the county of Leeds, with the yeas and nays, and the date the said bills passed this House, be printed for the use of members.

Leeds election bill to be printed.

Mr. McIntosh from the select committee to which was referred the petition of Matthew Cowan and others, informed the House that the committee had agreed

Sel Com on pet of Matthew Cowan and

others, report an address to His Excellency.

Address concurred in.

Third reading to-morrow.

Resolution on the subject of placing the Works of the Record Commission in the library of the Legislature.

Statute print'g bill committed.

3rd reading to-morrow.

Penitentiary bill committed.

Bill amended.

3d reading to-morrow.

Corn to wait on His Ex'y with address on James Davidson's claim rep answer.

Answer.

Copy of minutes in council.

Minutes in Council relating to claim of James Davidson.

to the draft of an address to His Excellency, the Lieutenant Governor, which he was ready to submit whenever the House would be pleased to receive the same.

The report was received, and the address was read twice, concurred in, and ordered to be engrossed and read a third time to-morrow.

On motion of Mr. Duncombe, of *Oxford*, seconded by Mr. Rymal.

Ordered, That it be resolved, that, in the opinion of this House, it would be convenient that the copy of the works of the Record Commission, alluded to in His Excellency's Message of the twentieth February 1835, be placed in the library of the legislature of this province, and that the Speaker of this House be requested to communicate this resolution to His Excellency, the Lieutenant Governor, for His Excellency's information.

Pursuant to the order of the day, the bill to authorise the printing of the statutes by contract was read a second time.

The House was put into committee of the whole on the bill.

Mr. Merritt in the chair.

The House resumed.

Mr. Merritt reported that the committee had gone through the provisions of the bill, agreed to the same, and submitted it for the adoption of the House.

The report was received.

Ordered, That the bill be engrossed and read a third time to-morrow.

Pursuant to the order of the day, the bill granting a sum of money in aid of the Penitentiary, building at Kingston, was referred to a committee of the whole House.

Mr. McMicking in the chair.

The House resumed.

Mr. McMicking reported that the committee had gone through the provisions of the bill, amended the same, and submitted it for the adoption of the House.

The report was received.

Ordered, That the bill be engrossed and read a third time to-morrow.

Mr. Thorburn, from the select committee to wait upon His Excellency, the Lieutenant Governor, with the address of this House on the subject of a claim made by James Davidson, for a lot of land which had been by an order in Council given to the Welland Canal Company, reported delivering the same; and that His Excellency had been pleased to make thereto the following answer:

GENTLEMEN,

I will direct the Executive Council to reconsider the claim of James Davidson, and I request that you will lay before the House of Assembly this copy of a report of the Executive Council on Davidson's case.

COPY OF A MINUTE in Council, approved by His Excellency the Lieutenant Governor, on the application of the Welland Canal Company, for lot No. 27. broken front, Humberstone.

In Council, 14th November, 1831.

Recommended that the above lot be granted to the President, Directors, &c. of the Welland Canal, after removing the name of William Dickson from the map, upon condition that the Company furnish to the heir, or person having a claim recognized by the Council, a lot of a value equal to that at the time the location was made.

JOHN BEIKIE,

Clerk Executive Council.

COPY OF A MINUTE in Council, approved by His Excellency, the Lieutenant Governor, on the petition of James Davidson.

In Council, 8th May, 1833.

It is respectfully recommended that the order in Council of the 14th November, 1831, be rescinded, and that petitioner be recognised as the true claimant, to

whom the Welland Canal Company shall be required to transfer any lot unlocated, upon the line of the Canal which may be selected by him, subject to the approbation of the commissioners appointed during the last session to report upon the Welland Canal.

Minutes in Council on the claim of James Davidson.

JOHN BEIKIE,
Clerk Executive Council.

COPY OF A MINUTE in Council, approved by His Excellency, the Lieutenant Governor, on the petition of James Davidson.

In Council, 27th May, 1833.

With reference to the petition of James Davidson, it appears that so long since as 1796, the lot now claimed by him as heir at law, was located by a person named William Dickson, then residing in Stamford, that the swampy nature of the soil rendered it unfit for cultivation, and for more than thirty-five years it was left unnoticed, without any claim being preferred.

In 1831, when it was determined that the Welland Canal Harbour, on Lake Erie, should come out in Humberstone, the petitioner first set forth his claim, finding that owing to the vast expenditure made in that great provincial work, it would become highly valuable in future, owing to its locality, and that it was necessary to the operations of the Company who had made an application for the lot in question.

The Council did not lose sight of the indulgence conceded by the government to claimants on ordinary occasions of acknowledging their rights after a long lapse of time, but when a claim had been dormant for 35 years, and was only revived in consequence of a large outlay made by the province for the benefit of the public when the acknowledgment of that claim was represented as likely to procure embarrassment, and defeat in some measure the good intended, they felt themselves justified in recommending the course pointed out in their report of 8th May, 1833, by which an allowance has been made of far greater value than the lot, as it would have been had the Welland Canal not been projected, and their further consideration has only confirmed them in the opinion then expressed.

JOHN BEIKIE,
Clerk Executive Council.

COPY OF A MINUTE in Council, on the petition of David Thompson, Esquire, approved by His Excellency the Lieutenant Governor.

In Council, 8th August, 1833.

With respect to the within petition the Council beg to recommend, that it is signed by a person professing to be the attorney of the person in whose favor the former order was made without any proof of that fact. Under any circumstances the Council see no reason for recommending a departure from the order of the 8th May last.

JOHN BEIKIE,
Clerk Executive Council.

Mr. Perry from the select committee to wait on His Excellency the Lieutenant Governor with the address of this House requesting His Excellency to transmit to His Majesty's Government copy of a resolution passed by this House in relation to the Clergy Reserves, reported delivering the same, and that His Excellency had been pleased to say that he would transmit the resolution.

See com to wait on H E with the address of this House to transmit resolution to His Majesty's government on the subject of Clergy Reserves, reports answer.

The Speaker reported that the Master-in-Chancery had brought down from the Honorable the Legislative Council, a Message, which he read as follows:

Messages from the Leg Council.

MR. SPEAKER:

The Legislative Council has passed the bill sent up from the Commons' House of Assembly, entitled, "*An Act granting to His Majesty a sum of money for the purchase of a Steam Dredging Machine,*"—also the bill, entitled, "*An Act for the remuneration of Dean S. Howard, for extra work performed by him in the erection of the Trent Bridge,*"—also the bill, entitled, "*An Act*

Act to purchase dredging machine passed.

Act to remunerate D S Howard passed.

Heartley's Point light house bill pas'd
 Act to defray cholera expenses passed.
 Loan bill passed.

for the Promotion of Science, by enabling the Mechanics' Institute of the City of Toronto, to procure certain Apparatus,"—also the bill, entitled, "An Act for the erection of a Light House on Heartley's Point, on Lake Erie,"—also the bill, entitled, "An Act to make good certain monies advanced by His Excellency, to defray the expenses incurred by the Cholera, in 1834,"—and also the bill, entitled, "An Act to authorise a loan to be raised in the manner therein mentioned,"—without amendment.

Legislative Council Chamber, }
 15th day of April, 1835. }

JOHN. B. ROBINSON,
 Speaker.

Adjourned.

Thursday, 16th April, 1835.

The House met.

Reading minutes of yesterday dispensed with.

The Speaker reported that in consequence of the near approach of the hour of prorogation and the pressure of business which must necessarily be attended to forthwith, he had consented that the Clerk should dispense with the reading of the minutes of yesterday.

Whereupon, the House according, the reading of the minutes of yesterday was dispensed with.

Address to H E for survey for canal between Lake Simcoe and Rice Lake, read 3rd time and passed.

Pursuant to the order of the day the address to His Excellency, the Lieutenant Governor, requesting him to direct a survey to be made of the most eligible route for a navigable canal between the waters of Lake Simcoe and the Rice Lake, was read the third time and passed, and is as follows :

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

MAY IT PLEASE YOUR EXCELLENCY,

Address.

We, His Majesty's dutiful and loyal subjects, the Commons of Upper Canada in Provincial Parliament assembled, humbly request Your Excellency will be pleased to direct that a competent engineer be employed to examine the most eligible route for a canal, between Lake Simcoe and Rice Lake by a series of running levels, and to report to Your Excellency for the information of this House at its next session respecting the practicability and probable expense to connect these lakes.

MARSHALL S. BIDWELL,
 Speaker.

Commons House of Assembly, }
 16th April, 1835. }

Committee to present address.

On motion of Mr. McIntosh, seconded by Mr Duncombe, of Oxford, Ordered, That Messrs. Gibson and Lount be a committee to wait upon His Excellency, the Lieutenant Governor, with the address of this House relative to the survey of a canal route from Lake Simcoe to the Rice Lake.

Bill to print statutes by contract read 3rd time and passed.

Pursuant to the order of the day the bill to authorise the future printing of the statutes by contract was read a third time and passed.

Bill granting a sum of money for completion and support of Provincial Penitentiary, read third time and passed.

Pursuant to the order of the day the bill granting a sum of money to be expended in aid of the completion and support of the Provincial Penitentiary was read a third time and passed.

Title.

Mr. Robinson, seconded by Mr. Roblin, moves that the bill be entitled "*An Act to grant a sum of money for the further completion of the Kingston Penitentiary and for other purposes therein mentioned.*"

Bill sent to Leg. Council.

Which was carried, and Messieurs Robinson and Roblin were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto.

Title of statute printing bill.

Mr Mackenzie, seconded by Mr. Morrison, moves that the following be the title to the bill, "*An Act to ensure the more regular and economical printing of the statutes of this province and of those statutes of the Imperial Parliament which may particularly concern this Province ; to provide that the said statutes be printed by contract ; and also for their distribution.*"

Which was carried, and Messrs. Mackenzie and Morrison were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto.

Bill sent to Leg. Council.

Petitions read.

Pursuant to the order of the day the petition of Matthew Clark, Esquire, of Ernestown, in the Midland District, stating that he is eldest son and heir at law to the late Robert Clark of that place—that under the administration of Lord Dorchester, in the year 1789, an order of Council was made that the Surveyor General report a survey for the said Robert Clark, of lot number eighteen in the first concession of the said township of Ernestown, and that pursuant to such order a report was made—that a patent was not issued for the said lot, nor has any patent yet been issued, tho' the said Robert Clark as well as petitioner, as his heir, have applied at various times for the same—that petitioner feels aggrieved that his claim to the said lot is not fully recognised, and humbly prays that the House would be pleased to take the merits of his petition into consideration, and act thereon as may be deemed expedient.—And the petition of John Fitzwilliam, Berford, late high sheriff of the district of Bathurst, complaining of the conduct of John Ambrose Hume Powell, sheriff of said district, as at great length set forth in said petition—and praying that his case may be taken into consideration, and such relief afforded him as to the House may appear just—were read.

Of Matthew Clark Esq. of Ernestown, Midland district.

And the petition of John Fitzwilliam, Berford, late Sheriff of Bathurst district.

Mr. Thorburn from the select committee on contingencies, presented a report, which was received and read as follows:

Report on contingencies presented.

The committee appointed to examine and report on the contingencies of the present session, beg leave to submit the following charges for the consideration of Your Honorable House.

Report.

PRESENT SESSION.

| | £ | s. | d. |
|--|-----|----|----|
| William P. Patrick, Chief Copying Clerk,.... | 137 | 12 | 6 |
| David Jardine, Copying Clerk,.... | 68 | 1 | 8 |
| William Coates, Copying Clerk,.... | 78 | 16 | 8 |
| Nicholas Crawford, Copying Clerk,.... | 77 | 1 | 8 |
| Alfred Patrick, Copying Clerk,.... | 84 | 16 | 8 |
| Thomas Vaux, Copying Clerk,.... | 89 | 11 | 8 |
| Samuel McMurray, Junior, Copying Clerk,.... | 84 | 0 | 0 |
| Alfred Todd, Extra Copying Clerk,.... | 80 | 5 | 0 |
| Thaddeus Patrick, Extra Copying Clerk,.... | 52 | 15 | 0 |

Less allowed by Statute,.....

753 0 10
25 0 0

728 10 0

CLERK EXTRA SERVICES.

| | | | |
|-------------------------------|-----|---|---|
| Distributing Statutes,..... | 40 | 0 | 0 |
| Superintending Printing,..... | 50 | 0 | 0 |
| Indexing Journals,..... | 10 | 0 | 0 |
| Vote of last Session,..... | 100 | 0 | 0 |

200 0 0

HOUSE AND OFFICE MESSENGERS.

| | | | |
|------------------------------------|----|----|---|
| John Kyte, House Messenger,.... | 20 | 0 | 0 |
| King Barton, Office Messenger,.... | 12 | 10 | 0 |

32 10 0

ACCOUNTS.

| | | | |
|---|----|----|------|
| E. Leslie & Sons, sundries, { £10 17 4 } { £ 4 13 9½ } | 15 | 11 | 1½ |
| Saxon & McNight, paper,..... | 76 | 8 | 0 |
| John Knott, for boxes, ... | 4 | 7 | 0 |
| John Richards, for two cases,..... | 4 | 5 | 0 |
| William Hether, plastering, &c.,..... | 1 | 18 | 3 |
| Ridout, Brothers & Co.,..... | | 5 | 6 |
| Richard Brewer, for binding,..... | 2 | 1 | 10½ |
| A. McDonald, for Statutes,..... | 55 | 5 | 0 |
| Bryce & Buchanan,..... | | 7 | 7 |
| John Iredale, wafer boxes,..... | | 1 | 16 0 |
| Robert Marchant, for carpenter work, &c.,..... | 37 | 19 | 4½ |
| Do. do. do. do. | 40 | 11 | 3 |

240 15 11½

LIBRARIAN.

Robert Sullivan, Esquire, his salary,

50 0 0

POSTAGE.

| | | | |
|---|------|----|---|
| Account during the recess,..... | 62 | 12 | 8 |
| Present Session to the 16th April, 1835,..... | 1088 | 19 | 6 |

1101 12 2

Report on contingencies.

PRINTING.

| | £ | s. | d. | |
|---|----|----|----|----------|
| Robert Stanton, for printing during the Session, per account & Gazette, | 97 | 0 | 0 | |
| Correspondent Office,..... | 45 | 8 | 6 | |
| Guardian Office,..... | 28 | 16 | 0 | |
| Thomas Dalton,..... | 33 | 13 | 3 | |
| William J. Coates,..... | 75 | 16 | 3 | |
| | | | | 280 14 0 |

NEWSPAPERS.

| | | | | |
|--|--|--|--|--------|
| Ordered by a resolution of the House,..... | | | | 70 0 0 |
|--|--|--|--|--------|

SERGEANT-AT-ARMS.

| | | | | |
|---|-----|----|----|--|
| Sergeant-at-Arms,..... | 100 | 0 | 0 | |
| Door Keeper,..... | 40 | 0 | 0 | |
| Eneas Bell, Messenger,..... | 40 | 0 | 0 | |
| Robert Defries, Extra Messenger, 95 days,..... | 23 | 15 | 0 | |
| John Fenwick, do do 95 do,..... | 23 | 15 | 0 | |
| Thomas Hill, do do 81 do, .. | 20 | 5 | 0 | |
| James Voller, do do 46 do,..... | 11 | 10 | 0 | |
| John Beikie, Clerk to Land Commission..... | 5 | 0 | 0 | |
| Hugh Carfrae, Door Keeper to do,..... | 5 | 0 | 0 | |
| Robert Marchant, as per account No. 1,..... | 64 | 1 | 1½ | |
| William Bickerstaff, as per do. No. 2,..... | 19 | 6 | 0 | |
| Silas Burnham, as per do. No. 3,..... | 100 | 16 | 0 | |
| James Myers, as per do. No. 4,..... | 25 | 10 | 0 | |
| William Wasnidge, as per do. No. 5,..... | 2 | 5 | 0 | |
| George Dennison, as per do. No. 6,..... | 83 | 18 | 9 | |
| James Black, as per do. No. 7,..... | 25 | 15 | 9 | |
| Ridout, Brothers & Co. as per do. No. 8,..... | 8 | 0 | 6 | |
| George Boyd, as per do. No. 9,..... | 19 | 15 | 0 | |
| Robert Marchant, as per do. No. 10,..... | 22 | 15 | 7½ | |
| Wragg & Co. as per do. No. 11,..... | 6 | 15 | 11 | |
| James Taylor, as per do. No. 12,..... | 2 | 11 | 0 | |
| Alexander Dixon, as per do. No. 13,..... | 1 | 12 | 6 | |
| H. Piper, as per do. No. 14,..... | 1 | 19 | 3 | |
| C. R. Denham, as per do. No. 15,..... | 20 | 6 | 7 | |
| Saint James' Church, as per do. No. 16,..... | 5 | 5 | 0 | |
| John Watkins, as per do. No. 17,..... | 7 | 0 | | |
| Balance due the estate of the late William Alaway,..... | 2 | 2 | 6 | |

ESTIMATE.

| | | | | |
|---|-----|---|---|----------|
| Estimate for printing Journals for 1835,..... | 600 | 0 | 0 | |
| Estimate for Stationary,..... | 450 | 0 | 0 | |
| Amount calculated to complete the services of the present Session,..... | 700 | 0 | 0 | 1750 0 0 |

Your Committee have examined the accounts with much care as to correct audit as well as the nature and origin of the charges, and beg leave to make the following remarks:

They find that the Clerk receives four hundred pounds per annum, two hundred of which are paid by warrant, and the other moiety for specific services in attending to the duties incumbent on that officer during the recess, in making indexes to the journals, and in comparing and examining the journals during their printing: one hundred pounds of this last sum was recommended by the committee on contingencies, in the first session of the eleventh Parliament, assigning as a reason the great increase and responsibility of the duties of the situation, which recommendation was adopted by the House, and it has consequently been paid every succeeding session.

The second thing they deem it proper to notice, is the amount paid to the Sergeant at Arms, during the eleventh Parliament—the House having allowed him one hundred pounds, exclusive of the sum of fifty pounds paid to him by warrant, making in all one hundred and fifty pounds.

The third thing to which your Committee would most respectfully call the attention of your Honorable House is, the propriety of allowing an advance of two shillings and sixpence per diem to the three messengers, viz. John Fenwick, Thomas Hill, and James Voller, for their steady and unremitting attention to their duties during the present session; they having been in attendance generally as much as sixteen hours per day.

The fourth thing, and which your Committee would recommend, is an allowance for specific services, to the messenger in care of the House; that is, the keeping in good working order, the fire engine; the scrubbing and keeping clean the Assembly chamber and committee rooms, and for his attendance from ten till four o'clock during the recess, for keeping in order the newspapers, in accordance with a resolution of the House.

The fifth thing which your committee deem it necessary to notice to your Honorable House, is the great increase of the postage account, which will appear by the following exhibit, as taken from the journals for the seven preceding years with the present: viz.

Report on contingencies.

| | | | |
|--------------|-------|----|----|
| In 1828..... | £ 177 | 18 | 6 |
| In 1829..... | 258 | 2 | 4 |
| In 1830..... | 213 | 15 | 1½ |
| In 1831..... | 390 | 4 | 5½ |
| In 1832..... | 408 | 17 | 4 |
| In 1833..... | 690 | 17 | 2 |
| In 1834..... | 979 | 6 | 6½ |
| In 1835..... | 1101 | 12 | 2 |

Your committee find that the doorkeeper of the House is allowed a salary, by warrant, £20, and £20 from the contingencies; except in the preceding two years, when the House allowed to the late door-keeper, Mr. Knott, the sum of £40, and at the last session the present incumbent appears to have received £60, besides his salary of £20 by warrant.—Your committee are inclined to believe that this must have happened through mistake, and that the amount paid him last session was more than a fair remuneration for the services performed—they therefore cannot recommend the same allowance for this session, but would respectfully name the sum of £40, exclusive of the salary paid by warrant.

Sixth.—The committee take this opportunity of suggesting the propriety of having the assembly chamber decently fitted up during the recess, and of reminding Your Honorable House that there is yet remaining in the hands of the Serjeant at Arms, the sum of £253 17 9, being a balance of unexpended money, voted for that purpose, and they would at the same time notice the necessity of an augmentation of books in the library, and recommend that an adequate sum, including the vote of £500 of the 3rd Session of the 11th Parliament, be placed at the disposal of the Speakers of the two Houses, with a view to carry that desirable object into effect.

The committee are constrained to censure the manner of employing mechanics about the parliament buildings—and as the officers in charge cannot always be present, or if so, be supposed capable of judging correctly of the nature of the work required to be done, or the value of the materials wanted, it appears advisable that the officers, in all cases, where work may be thought necessary, should take the opinion of a competent person as to the necessity and quality of the work, and examine and approve of the accounts furnished for the same.

There is another charge which your committee feel themselves called upon to notice and to refer to the consideration of Your Honorable House, viz: the charge of £5 5 for ground rent of a Pew in St. James' Church, in this city, and the longer payment of which they cannot recommend; as they find that in the last Session of the 10th Parliament, the committee on contingencies protested against the further payment of the same; nevertheless, they find the charge was subsequently recognised and paid during the eleventh parliament.

Your committee cannot close their report without informing Your Honorable House that the Parliament Buildings, at present, are not insured, that Your Committee have applied to Robert Gillespie, Esq. Agent of the Phoenix Fire Assurance, to know if that company would insure the buildings, but have not received a direct answer, and are inclined to believe that no insurance can be had at that office, or any other at present in this city.

Your Committee would further acquaint Your Honorable House, that the Serjeant at Arms has rendered a satisfactory account of the expenditure of £346 2 3, of the sum of £600 placed in his hands, by two resolutions of Your Honorable House, to be applied in purchasing a fire engine, and fitting with furniture the Assembly Chamber; the remaining balance of £253 17 9d is now in the hands of the Serjeant at Arms.

All which is respectfully submitted.

DAVID THORBURN,
Chairman.

Committee Room, House of Assembly, }
Sixteenth April, 1835. }

Sel com. to search the Journals of the Leg Council on proceedings of certain bills report.

Mr. Roblin, from the select committee appointed to search the journals of the Honorable the Legislative Council, and report to this House what proceedings had been had by that Honorable House on certain bills passed by this House and sent up to the Honorable the Legislative Council for concurrence, presented a report, which was received and read.

Report—(See Appendix.)

On motion of Mr. Gibson, seconded by Mr. Morrison,
Ordered, That the following resolution be referred to the Committee of the whole House when on Contingencies,

Resolution to pay W L Mackenzie Esq his wages as member during the period of expulsions, ref'd to com on contingenc's

Resolved, That the wages of William Lyon Mackenzie, Esquire, a member of this House for the County of York, ought to be paid to him from the date from which the House have resolved that his expulsions were a violation of the principles of the constitution, and subversive of the rights of the whole freeholders of Upper Canada, namely, from the first day of November, 1832, for the session of 1832-3, £52; and for the session of 1833-4, £54; and that the Speaker be directed to pay the same out of any monies that are or may come into his hands to pay the contingent expenses of this House.

Com. of whole on contingencies.

Mr. Thorburn, seconded by Mr. Alway, moves that the House do resolve itself into a Committee of the whole on the report upon contingencies.

Which was carried.

The House was then put into a committee of the whole on the report.

Mr. Cornwall in the chair.

The House resumed.

Progress.

Mr. Cornwall reported that the committee had made some progress, and asked leave to sit again this day.

Report received.

The report was received and leave granted accordingly.

On motion of Mr. Morrison, seconded by Mr. Lount,

Address to be sent to His Excellency the Lieu. Governor to transmit a resolution to H M on the subject of the revenues of this province.

Ordered, That an humble address be presented to His Excellency, the Lieutenant Governor, requesting him to transmit to His Majesty's principal Secretary of State for the Colonies, the resolution of this House on the subject of the revenues of this Province, to be laid at the foot of the Throne—that Messrs. C. Duncombe and Perry be a committee to draft the same, and that the 40th rule of this House be dispensed with as far as relates to this motion.

Com rep't address which is read three times and passed.

Mr Perry, from the select committee to draft an address to His Excellency, requesting him to transmit a copy of the resolution of this House, on the subject of the revenues of the Province, to the Secretary of State for the Colonies, to be laid before His Most Gracious Majesty, presented a draft, which was received, read twice, concurred in, read a third time and passed, and is as follows:

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

MAY IT PLEASE YOUR EXCELLENCY,

Address.

We, His Majesty's dutiful & loyal subjects the Commons of Upper Canada in Provincial Parliament assembled, have passed a Resolution relating to the appropriation of monies levied and collected within this Province, a copy of which we humbly beseech your Excellency to transmit to his Majesty's Principal Secretary of State for the Colonies, to be submitted to the consideration of our most gracious Sovereign.

MARSHALL S. BIDWELL,
Speaker.

Commons House of Assembly, }
16th April, 1835. }

On motion of Mr. Perry, seconded by Mr. Morrison,

Com to present address

Ordered, that Messrs. Mackenzie and Wells be a committee to wait on His Excellency to know when he will be pleased to receive the Address and present the same.

Mr Speaker reports prorogation to take place at 3, P M today

Mr. Speaker reported that it was His Excellency's pleasure, as communicated to him, that the prorogation of the present session of the legislature, should take place at the hour of three, P. M. this day.

Pursuant to the order of the day, the House was again put into committee of the whole on contingencies. House again in com on contingenc's

Mr. Cornwall in the chair.

The House resumed, Black Rod being at the door.

The Master in Chancery brought down from the Honorable the Legislative Council a message, which was read as follows: Black Rod.

Mr. SPEAKER:

The Legislative Council transmit to the Commons House of Assembly a copy of the report of their select committee to whom was referred the address of the Assembly to His Excellency, the Lieutenant Governor, on the subject of the settlement duties required from U. E. Loyalists and Militia Claimants, which report has been adopted by the House. Message from Leg Council with its rep. on address of Assembly on subject of U E Loyalists settlom't duties.

Legislative Council Chamber, }
fifteenth day of April, 1835. }

JOHN B. ROBINSON,
Speaker.

The Committee appointed to report upon the expediency of concurring with the Assembly in an address to His Excellency, the Lieutenant Governor, on the subject of grants of land made to U. E. Loyalists, and Militia Claimants, have taken the same into consideration. Leg Council report

As it is the duty of the Inspector General to examine all claims of U. E. Loyalists, they referred to him for information, and learned that a report had been prepared by the Executive Council on the subject of those claims, and other free grants, which has been referred to His Majesty's Government for their decision thereon, the tenor of which was, that in future all deeds should issue to the locatee and be transmitted to the Clerks of the Peace of the district in which the parties reside, to be delivered to them or their agents.

As there is no reason to suppose that the Lieutenant Governor will direct any change to be made in the mode of issuing patents without a reference to the Colonial Department they do not consider it necessary to adopt any further measures until a reply has been received to the recommendation of His Excellency in Council, contained in the report before alluded to.

All which is respectfully submitted.

(Signed)

THOMAS CLARK,
Chairman.

April 15, 1835.

Truly extracted from the journal of the Legislative Council.

GRANT POWELL,
Clerk Legislative Council.

Mr. Robinson from the select committee appointed to draft and report bills in accordance with certain resolutions of the House, reported a bill for the support of Light Houses unprovided for. Com to draft bills on cert'n resolutions rep light house bill.

The report was received and the bill was read the first time.

Mr. Duncombe of Oxford, seconded by Mr. Robinson, moves that the bill be read a second time this day and that the rules of this House be dispensed with so far as relates to the same. Bill read 2d time and committed.

Which was carried and the bill was read a second time.

The House was put into committee of the whole on the bill.

Mr. Walsh in the chair.

The House resumed.

Mr. Walsh reported that the committee had agreed to the bill without amendments, and submitted it for the adoption of the House.

The report was received.

Ordered, That the bill be engrossed and read a third time this day. 3rd reading today.

Mr. Wells from the committee to wait upon His Excellency, the Lieutenant Governor, with the address of this House requesting His Excellency to transmit copy of a resolution to His Majesty's Principal Secretary of State for the Colonies, which this House had passed on the revenues of the province reported delivering Committee to wait on His Ex'y with resolutions on revenue report H E's answer

the same, and that His Excellency had been pleased to make thereto the following answer :

GENTLEMEN,

Answer. I will comply with the wishes of the House of Assembly, expressed in this address.

Bill for support of Light houses passed. Pursuant to the order of the day, the bill for the support of certain Light Houses, was read a third time and passed.

Title. Mr. Duncombe, of Oxford, seconded by Mr. Robinson, moves, that the bill be entitled, "*An Act to provide for the support of the several Light Houses in this Province, at present unprovided for.*"

Bill sent to Leg. Council. Which was carried, and Messrs. C. Duncombe & Robinson were ordered by the Speaker to carry the same up to the Honorable the Legislative Council, and to request their concurrence thereto.

House again in com on contingenc's. The House was again put into committee of the whole on the report of the select committee on contingencies.

Mr. Cornwall in the chair.

The chairman left the chair.

The Speaker resumed the chair.

House waits on H Ex'y with certain addresses to his Majes. Mr. Speaker and the House then waited upon His Excellency the Lieutenant Governor with an address to His Excellency to transmit certain addresses to His Majesty, and having returned Mr. Speaker reported that His Excellency had been pleased to make thereto the following answer :

GENTLEMEN,

His Ex'y's answer. I will transmit these addresses to His Majesty's Government ; and also the copies of the several bills referred to.

Sel com on paying Reporters present their report. Mr. Thorburn from the select committee to which was referred the subject of paying reporters, presented the following report :

To the Honourable the Commons House of Assembly.

The committee to whom was referred the subject of remunerating the reporters and publishers of the debates of this session, beg leave to report.

COMMITTEE PRESENT,

MESSIERS THORBURN, *Chairman,*
MACNAB,
C. DUNCOMBE,
SHAVER,
ALWAY.

A committee was appointed by your Honorable House in the early part of the session to arrange for the reporting and publishing of the debates, and three reporters were recommended by said committee, and their reports to be published in the four following papers, viz :

The Correspondent and Advocate,
The Christian Guardian,
The Patriot, and
Courier,

and that the editors of these papers be remunerated for any reasonable extra expense attending the publishing of the debates.

Your committee having examined the members of the former committee upon reporting, likewise the reporters and editors of papers, and from their testimony, together with such other evidence as your committee have been enabled to obtain, think it expedient to recommend the following sums to reporters, viz :

| | | | |
|--------------------------------|------|---|---|
| Mr. Junkin, - - - - - | £100 | 0 | 0 |
| Mr. Fowler, - - - - - | 75 | 0 | 0 |
| Mr. James Mackenzie, - - - - - | 75 | 0 | 0 |

and to the publishers including their papers and all extra charges connected with reporting the debates of this House, the following sums :

| | | | |
|---|-----|---|---|
| The Editor of the Correspondent and Advocate, - - - | £50 | 0 | 0 |
| The Editor of the Christian Guardian, - - - | 25 | 0 | 0 |

The Editor of the Courier, - - - - - 50 0 0
 The Editor of the Patriot, - - - - - 50 0 0

Report on paying
 reporters, &c.

All which is most respectfully submitted.

DAVID THORBURN,
 Chairman.

Committee Room, House of As- }
 sembly, 16th April, 1835. }

The House was again put into committee of the whole on the report of the select committee on contingencies.

Mr. Duncombe, of Oxford, in the chair.

The House resumed.

Mr. Duncombe reported that the committee had agreed to several resolutions which he was directed to submit for the adoption of the House.

The report was received.

The first resolution was then put, and as follows :

Resolved, That the sum of £728 0 10 be paid to the Clerk of this House to enable him to pay the contingent expenses of his office for the present session.

1st resolution.
 728 0 10 for expen-
 ses of clerk's office
 carried.

The second resolution was then read as follows :

Resolved, That the sum of £200 be allowed to the Clerk for services performed and to be performed as per report of select committee on contingencies.

2nd resolution.
 200 l to clerk for
 extra services.

In amendment, Mr. Mackenzie, seconded by Mr. McIntosh, moves, that it be

Resolved, That, besides the salary of £200 a year, paid to the Clerk of this House by law, and £40 and £50 and £10 for what are termed extra services, it is inexpedient under the present depressed state of agriculture to pay an additional £100 a year as a gratuity, and that therefore the resolution for granting extra monies to the Clerk be amended so that he receive in all, with his salary £300, being £100 more than is paid to the Speaker, more especially as the Clerk holds another office of profit under the Government in connection with his clerkship.

Resolution amended

On which the yeas and nays being taken, were as follows :

On Amendment.

YEAS—MESSEIERS,

Lount, Mackenzie, Waters, Woolverton—6.
 McIntosh, Rymal,

Yeas 6.

NAYS—MESSEIERS,

Alway, Durand, Moore, Small,
 Brown, Gilchrist, Morris, Smith,
 Bruce, McCrae, Morrison, Strange,
 Caldwell, McDonell, of Stormont, Parke, Thorburn,
 Chisholm, McLean, Robinson, Walsh,
 Cook, McMicking, Roblin, Wells,
 Cornwall, Macnab, Rykert, Wilson
 Duncombe, of Oxford, Malloch, Shaver,
 Duncombe, of Norfolk, Merritt, Shibley, Yager—35.

Nays 35.

The question of amendment was decided in the negative by a majority of twenty-nine.

Amendment lost

The original resolution was then put and carried.

The third resolution was put and carried as follows :

3rd resolution.

Resolved, That the sum of £1705 12 1½ be paid to the Clerk of the House for the undermentioned items :

1705 12 1½ to clerk
 for sundry items
 carried.

| | | | | |
|----------------------|------|----|-----|------------|
| House Messenger,... | £20 | 0 | 0 | |
| Office Messenger,... | 12 | 10 | 0 | |
| Sundry Accounts,... | 240 | 15 | 11½ | |
| Librarian, | 50 | 0 | 0 | |
| Postage, | 1101 | 12 | 2 | |
| Printing, | 280 | 14 | 0 | |
| | | | | 1705 12 1½ |

as per report of select committee on contingencies.

On the fourth resolution being put the yeas and nays were taken as follows :

4th resolution put.

YEAS—MESSEIERS,

Alway, Lount, Parke, Walsh,
 Bruce, Mackenzie, Rykert, Waters,
 Chisholm, McMicking, Rymal, Wells,
 Duncombe, of Oxford, Macnab, Shaver, Wilson,
 Duncombe, of Norfolk, Moore, Smith, Woolveron,
 Durand, Morrison, Thorburn, Yager—25.
 Gilchrist,

Yeas 25

NAYS—MESSIEURS,

| | | | | |
|----------|---|--|---------------------------------|-----------------------------------|
| Nays 13. | Brown, Caldwell, Cook, McCrea, | McDonell, of Stormont, McIntosh, McLean, | Malloch, Merritt, Morris, | Roblin, Shibley, Small,—13. |
|----------|---|--|---------------------------------|-----------------------------------|

The question was carried in the affirmative by a majority of twelve and it was

4th resolution. 701 to clerk for news papers during recess
Resolved, That the sum of £70 0 0 be paid to the Clerk to enable him to comply with the order of this House in procuring sundry newspapers to be filed during the recess.

The fifth resolution was read as follows:

5th resolution. 667 13 6 to sergeant at arms for certain expenses during present session.
Resolved, That the sum of £667 13 6 be paid to the Serjeant-at-Arms to enable him to pay sundry expenses of this House for the present session, as per report on contingencies.

Amendment proposed.
 In amendment, Mr. Mackenzie, seconded by Mr. McIntosh, moves that as the salary of the Serjeant-at-Arms is £50 by law, and as his duties are neither arduous nor difficult, and as no proposal has been made this session to alter the law, it is inexpedient to allow him an additional annual present of £100, under the name of contingencies, more especially as he enjoys a lucrative office as registrar of the county of Wentworth, the important duties of which must be discharged by deputy.

On amendment. On which the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

| | | | | |
|--------|-----------|------------|---------|---------------|
| Yeas 4 | McIntosh, | Mackenzie, | Waters, | Woolverton—4. |
|--------|-----------|------------|---------|---------------|

NAYS—MESSIEURS,

| | | | | |
|---------|---|---|--|--|
| Nays 36 | Alway, Brown, Bruce, Caldwell, Chisholm, Cook, Duncombe, of Oxford, Duncombe, of Norfolk, Durand, | Gilchrist, Lount, McCrae, McDonell, of Glengarry, McDonell, of Stormont, McLean, McMicking, McNab, Malloch, | Merritt, Morris, Morrison, Parke, Richardson, Roblin, Rykert, Rymal, Shaver, | Shibley, Small, Smith, Strange, Thorburn, Walsh, Wells, Wilkinson, Yager—36. |
|---------|---|---|--|--|

Amendment lost. The question of amendment was decided in the negative by a majority of thirty-two.

The original question was then put and carried.

The sixth resolution was then put and carried as follows:

6th resolution. 1750 to clerk for certain expenses car. fray
Resolved, That the sum of £1750 0 0 be placed in the hands of the Clerk of this House to defray the undermentioned expenses.

| | | |
|--|-----------|----------|
| For printing, | - - - - - | £600 0 0 |
| For Stationary, | - - - - - | 450 0 0 |
| Amount calculated to complete the services of present session, | - - - - - | 700 0 0 |
| | | 1750 0 0 |

7th resolution put. The seventh resolution was then put, on which the yeas and nays being taken, were as follows:

YEAS—MESSIEURS,

| | | | | |
|----------|---|---|---|---|
| Yeas 38. | Alway, Brown, Bruce, Caldwell, Chisholm, Cornwall, Duncombe, of Oxford, Duncombe, of Norfolk, Durand, Gilchrist, | Lount, McCrae, McDonell, of Glengarry, McDonell, of Stormont, McDonell, of Northumb. McLean, McMicking, McNab, Malloch, Merritt, | Morris, Morrison, Parke, Richardson, Robinson, Roblin, Rykert, Shaver, Small, | Smith, Strange, Faylor, Thorburn, Walsh, Wells, Wilkinson, Wilson, Yager,—38. |
|----------|---|---|---|---|

NAYS—MESSIEURS,

| | | | | |
|---------|--------------------|----------------------|---------------------|---------------|
| Nays 7. | Cook, McIntosh, | Mackenzie, Rymal, | Shibley, Waters, | Woolverton,—7 |
|---------|--------------------|----------------------|---------------------|---------------|

The question was carried in the affirmative by a majority of thirty-one, and it was

Resolved, That the sum of £425 0 0 be paid to the undermentioned persons for reporting the debates of the House and publishing the same during the present session, viz :

7th resolution. 425/ to pay reporters and publishers.

| REPORTERS. | | |
|---|-----------|-----------|
| S. Junkin, | - - - - - | £100 0 0 |
| — Fowler. | - - - - - | 75 0 0 |
| James Mackenzie, | - - - - - | 75 0 0 |
| PUBLISHERS. | | |
| The Editor of the Correspondent and Advocate, | - - - - - | 50 0 0 |
| The Editor of the Christian Guardian, | - - - - - | 25 0 0 |
| The Editor of the Courier, | - - - - - | 50 0 0 |
| The Editor of the Patriot, | - - - - - | 50 0 0 |
| Total | | £ 425 0 0 |

The eighth resolution was then read as follows :

Resolved, That the sum of two shillings and six-pence, per day, be allowed as additional wages to three messengers, viz :

8th resolution. 2s 6d per day to 3 messengers.

John Fenwick,
Thomas Hill,
James Vollar,

as per report of select committee on contingencies.

In amendment, Mr. McLean, seconded by Mr. Macnab, moves that the resolution be amended by adding the name of Robert Defries, one of the messengers of this House, and inserting "four" instead of "three."

Amendt proposed

Which was carried.

Amendment car.

The original question as amended was then put and carried, as follows :

Resolved, That the sum of two shillings and six-pence per day be allowed as additional wages to four messengers, viz :

2s 6d per day to 4 messengers.

John Fenwick,
Thomas Hill,
James Vollar,
Robert Defries,

as per report of select committee on contingencies.

The two following resolutions were then severally put and carried.

Resolved, That the sum of twenty-five pounds be allowed to Eneas Bell, messenger of this House, to cover extra services required of him and already performed, as per report of the committee of contingencies.

9th and 10th resolutions carried. 25/ allowed to E Bell, messenger, for extra services.

Resolved, That so much of the report of the committee on contingencies respecting fitting up the Assembly Chamber and laying out money under the direction of the Speakers of the two Houses to augment the Library be adopted.

So much as relates to fitting up Assem'y chamber adopted.

On the eleventh resolution being put the yeas and nays were taken as follows : 11th resolution put.

YEAS—MESSEURS,

| | | | |
|-------------------------|------------------------|-------------|-----------|
| Alway, | McDonell, of Stormont, | Parke, | Strange, |
| Brown, | McDonell, of Northumb. | Richardson, | Taylor, |
| Caldwell, | McLean, | Robinson, | Thorburn, |
| Chisholm, | McMicking, | Roblin, | Walsh, |
| Duncombe, of Norfolk, | Macnab, | Rykert, | Wells, |
| Durand, | Malloch, | Shaver, | Wilkinson |
| McCrae, | Merritt, | Small, | Yager—31. |
| McDonell, of Glengarry, | Morris, | Smith, | |

Yeas 31

NAYS—MESSEURS,

| | | | |
|--------|------------|--------|----------------|
| Cook, | McIntosh, | Moore, | Shibley, |
| Lount, | Mackenzie, | Rymal, | Woolverton,—8. |

Nays 8.

The question was carried in the affirmative by a majority of twenty three, and it was

Question carried

Resolved, That there be granted to Thomas Dalton, Editor of Patriot, for papers furnished the House and for publishing the debates of 1830, 31 and 32, 33 and 34, the sum of seventy-five pounds.

75/ to Thos Dalton for publish'g debates of '30, '31, '32, '23, & '34.

The twelfth resolution was then put,

12th resolution put.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------|-------------------------------|---------------------------------|-------------|-------------|
| Yeas 28. | Alway, | McDonell, of <i>Glengarry</i> , | Richardson, | Walsh, |
| | Brown, | McDonell, of <i>Northumb.</i> | Rymal, | Waters, |
| | Caldwell, | Mackenzie, | Shibley, | Wells, |
| | Chisholm, | McMicking, | Smith, | Wilkinson, |
| | Duncombe, of <i>Norfolk</i> , | Macnab, | Strange, | Wilson, |
| | Durand, | Moore, | Taylor, | Woolverton, |
| | Lount, | Parke, | Thorburn, | Yager—28. |

NAYS—MESSIEURS,

| | | | | |
|--------|--------------------------------|----------|-----------|-----------|
| Nays 9 | Cook, | Malloch, | Robinson, | Shaver, |
| | McDonell, of <i>Stormont</i> , | Morris, | Rykert, | Small,—9. |
| | McLean, | | | |

The question was carried in the affirmative by a majority of nineteen, and it was

Resolved, That the sum of seventy-five pounds be granted to His Majesty to enable him to pay John Carey for reporting since the year 1828, until 1833.

The thirteenth resolution was put.

On which the yeas and nays being taken, were as follows :

YEAS—MESSIEURS,

| | | | | |
|----------|-------------------------------|---------------------------------|-------------|------------|
| Yeas 34. | Alway, | McDonell, of <i>Glengarry</i> , | Morris, | Strange, |
| | Bruce, | McDonell, of <i>Stormont</i> , | Parke, | Taylor, |
| | Caldwell, | McDonell, of <i>Northumb.</i> | Richardson, | Thorburn, |
| | Chisholm, | McLean, | Robinson, | Walsh, |
| | Cornwall, | McMicking, | Roblin, | Wells, |
| | Duncombe, of <i>Oxford</i> , | MacNab, | Rykert, | Wilkinson, |
| | Duncombe, of <i>Norfolk</i> , | Malloch, | Shibley, | Wilson—34. |
| | Durand, | Merritt, | Small, | |
| | McCrae, | Moore, | Smith, | |

NAYS—MESSIEURS,

| | | | | |
|----------|------------|------------|---------|-------------|
| Nays 11. | Cook, | McIntosh, | Rymal, | Woolverton, |
| | Gilchrist, | Mackenzie, | Shaver, | Yager—11. |
| | Lount, | Morrison, | Waters, | |

The question was carried in the affirmative by a majority of twenty-three, and it was

Resolved, That the sum of £2,411 0 10 be paid to Grant Powell, Esq. Clerk of the Honorable the Legislative Council, to enable him to pay the contingent expenses of his office for the present session.

The fourteenth resolution was then put and carried as follows :

Resolved, That the sum of £305 16 11 be paid to Stephen Jarvis, Esq. Gentleman Usher of the Black Rod, to defray the contingent expenses of his office.

Mr. Morrison from the select committee appointed to wait upon His Excellency, the Lieutenant Governor, with the address of this House, requesting His Excellency to direct the survey of a line for a canal between the Rice Lake and Lake Simcoe, reported delivering the same, and that His Excellency had been pleased to make thereto the following answer :

GENTLEMEN:

I shall direct that a competent engineer be employed to examine the most eligible route for a canal between Lake Simcoe and Rice Lake, in the manner pointed out in the address of the House of Assembly.

Mr. Morrison from the committee to wait on His Excellency, the Lieutenant Governor with the address of this House respecting the boundary line between the townships of York and Scarborough, reported delivering the same, and that His Excellency had been pleased to make thereto the following answer:

GENTLEMEN,

I shall take the subject of this address into consideration.

Mr. Morrison from the select committee to which were referred the several petitions of John Hugill and others, freeholders in the Home district—Jeremiah Smith and others, and William Reid, senior, and others, presented a report, which was received and read.

See com report on petitions of J Hugill and others, J Smith and others, and Wm Reid, sen. & others

Report—(See Appendix.)

The Master-in-Chancery brought down from the Honorable the Legislative Council, several messages; which were read as follows:

Message from Leg Council.

MR. SPEAKER,

The Legislative Council has passed the bill sent up from the Commons House of Assembly entitled "*An Act granting a sum of money to the Kingston Mechanics' Institute,*" without amendment.

Mechanics institute Bill passed Legislat. Council without amendment.

Legislative Council Chamber, }
16th April, 1835. }

JOHN B. ROBINSON,
Speaker.

MR. SPEAKER,

The Legislative Council has passed the bill sent up from the Commons House of Assembly, entitled "*An Act granting a loan to the Cobourg Harbour Company,*" without amendment.

Bill to loan money to Cobourg harbour comp'y passed L. C. without amendm't.

Legislative Council Chamber, }
16th April, 1835. }

JOHN B. ROBINSON,
Speaker.

MR. SPEAKER,

The Legislative Council has passed the bill sent up from the Commons' House of Assembly, entitled, "*An Act granting a sum of money for the erection of a light house on Gull Island, or such other place as the commissioners may select.*"

Bill to erect light house on Gull island passed Leg Council.

Legislative Council Chamber, }
16th day of April, 1835. }

JOHN B. ROBINSON,
Speaker.

MR. SPEAKER,

The Legislative Council has passed the bill sent up from the Commons' House of Assembly, entitled "*An Act to provide for the support of the several light houses in this Province at present unprovided for,*" without amendment.

Bill to provide for the support of light houses passed Leg Council without amendment.

Legislative Council Chamber, }
16th day of April, 1835. }

JOHN B. ROBINSON,
Speaker.

MR. SPEAKER :

The Legislative Council has passed the bill sent up from the Commons' House of Assembly, entitled, "*An Act granting a sum of money for the further completion of the Kingston Penitentiary, and for other purposes therein mentioned.*" without amendment.

Bill for further completion of Kingston Penitentiary passed Leg Council without amendment.

Legislative Council Chamber, }
16th day of April, 1835. }

JOHN B. ROBINSON,
Speaker.

MR. SPEAKER,

The Legislative Council has passed the bill sent up from the Commons' House of Assembly, entitled "*An Act to provide for the payment of certain sums therein mentioned,*" without amendment.

Bill granting supplies passed L Coun without amendment.

Legislative Council Chamber, }
16th day of April, 1835. }

JOHN B. ROBINSON,
Speaker.

On motion of Mr. Thorburn, seconded by Mr. Alway,
Ordered, That Messrs. C. Duncombe and McMicking be a committee to draft and report an address to His Excellency pursuant to the foregoing resolutions.

Com to draft ad. dress on resolutions passed on contingencies.

Com. rep. address to H E for payment of contingencies,—rep. rec'd, read three times.

Mr. Duncombe, of Oxford, from the select committee to draft an address to His Excellency, the Lieutenant Governor, requesting him to issue his warrants for the payment of the contingencies of the present Session, reported a draft which was received and read twice, concurred in, engrossed and read third time.

On passing.

On the question for passing the address, the yeas and nays were taken, as follows:

YEAS—MESSIEURS,

| | | | |
|-----------------------|-------------------------|-------------|-------------|
| Alway, | Louit, | Merritt, | Shirley, |
| Brown, | McCrae, | Morris, | Smith, |
| Bruce, | McDonell, of Glengarry, | Morrison, | Taylor, |
| Caldwell, | McDonell, of Stormont, | Parke, | Thorburn, |
| Chisholm, | McDonell, of Northumb. | Richardson, | Walsh, |
| Cornwall, | McLean, | Robinson, | Wells, |
| Duncombe, of Oxford, | McMicking, | Roblin, | Wilkinson, |
| Duncombe, of Norfolk, | Macnab, | Rykert, | Woolverton, |
| Durand, | Malloch, | Rymal, | Yager—37. |
| Gibson, | | | |

Yeas 37.

NAYS—MESSIEURS,

| | | | |
|-----------|------------|---------|-----------|
| Cook, | Mackenzie, | Shaver, | Waters—5. |
| McIntosh, | | | |

Nays 5.

Carried & Ad. pas'd.

The question was carried in the affirmative by a majority of thirty-two, and the address was passed and signed, and is as follows:

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

MAY IT PLEASE YOUR EXCELLENCY,

Address.

We, His Majesty's dutiful and loyal subjects, the Commons of Upper Canada, in Provincial Parliament assembled, humbly request Your Excellency to be pleased to issue your warrants to the Receiver General of this Province, in favor of Grant Powell, Esquire, Clerk to the Honorable the Legislative Council, for the sum of £2,411 0 10.

Of Stephen Jarvis, Esquire, Gentleman Usher of the Black Rod, for certain contingent expenses of the Honorable the Legislative Council, during the present Session, for the sum of £305 16 11.

Of James Fitzgibbon, Esquire, Clerk of the House of Assembly, for the sum of £5093 5 4½ to pay the contingent expenses of his office for the present Session.

Of David A. Macnab, Esquire, Sergeant-at-Arms, for the sum of £667 13 6, to enable him to pay certain contingent expenses of the House of Assembly, for the present Session.

Which sums His Majesty's faithful Commons' will make good during the next Session of Parliament.

MARSHALL S. BIDWELL,
Speaker.

*Commons House of Assembly, }
16th April, 1835. }*

On motion of Mr. Thorburn, seconded by Mr. McMicking,

Com. to take up address to H Ex'y.

Ordered, That Messrs. C. Duncombe and Thorburn, be a committee to wait on His Excellency to know when he will receive the address, and to present the same.

Com report answer.

Mr. Thorburn from the select committee to wait on His Excellency, the Lieutenant Governor with the address of this House, requesting His Excellency to issue his warrants for the payment of the contingencies of the Session, reported delivering the same, and that His Excellency had been pleased to make thereto the following answer:

GENTLEMEN,

I will direct warrants to be issued in compliance with this address.

Answer.

Black Rod sum's House to the bar of Leg Council by His Ex'y's commands.

At half past three o'clock, p. m. Mr. Jarvis, Gentleman Usher of the Black Rod came to the bar and delivered His Excellency's commands for the immediate attendance of the House at the Bar of the Legislative Council Chamber, and having retired, the Speaker, officers and members present, forthwith attended at

the bar of the Legislative Council Chamber, when His Excellency was pleased in His Majesty's name to assent to the following bills, viz :

His Exy assents to the following bills

- " An Act to establish a standard weight for the different kinds of grain and pulse in this Province." To establish standard wt for grain, &c
- " An Act to establish the boundary lines of the township of Wolford, in the District of Johnston." Boundary lines in Wolford, J D.
- " An Act to alter the time of holding the Court of Quarter Sessions in the District of Niagara." Alter the time for holding Qr session in Niagara.
- " An Act to continue the road acts of 1833 and 1834." Continue road acts.
- " An Act to prevent the unnecessary multiplication of law suits and increase of costs in actions on Notes, Bonds, Bills of Exchange, and other instruments." Prevent multiplication of law suits.
- " An Act to incorporate a joint stock company for the construction of a harbour at the mouth of Stoney Creek, on Lake Ontario." Incorp'te Co for a harbor Stoney creek
- " An Act to incorporate a joint stock company for the manufacture of Salt in the township of Salt Fleet in the Gore District." Incorp'te Co. for manufac. of salt.
- " An Act to incorporate certain persons therein mentioned, under the style and title of the president, directors and company of the Grimsby, breakwater, pier and harbour company." Incorp'te Co for a harbor in Grimsby.
- " An Act to reduce to one act of Parliament, the several laws relative to the appointment and duties of Township Officers in this Province." Township officers act.
- " An Act to prevent the sale of spirituous liquors to Indians." Prevent sale of liquors to Indians.
- " An Act to continue and amend an act passed in the second year of His Majesty's reign, entitled, ' An Act for incorporating a joint stock company, under the style and title of the president, directors and company of the Port Dover harbour.' " Amend Port Dover harbor act.
- " An Act to authorise the levying an increased tax on the inhabitants of the District of Prince Edward, for the term of three years." Tax on inhab. of Prince Edw'd 3 yrs.
- " An Act to authorise a new survey in the township of King." New survey in King
- " An Act to incorporate sundry persons under the style and title of the Hamilton and Port Dover rail road company." Incorp'te Co. for rail road between Hamilton & Port Dover
- " An Act to abolish imprisonment for debt in certain cases, within this Province." Abol. impr. for debt
- " An Act for incorporating certain persons therein named and their associates, under the style and title of the Cayuga glass manufacturing company." Incorp'te Co'y for manufac. of glass.
- " An Act to continue the law for attaching the property of absconding debtors." Attaching property of absconding debt'rs.
- " An Act to make good certain monies advanced for the contingent expenses of the last session of the Legislature of this Province and also to make good certain monies advanced in compliance with an address of the House of Assembly, during the present Session." Make good contingencies of last sess'n &c.
- " An Act to appoint Commissioners to settle disputes respecting certain roads and lines in the township of Norwich in the District of London, and to establish the said lines and roads." Settle disputes on roads in Norwich.
- " An Act authorising a loan to the president and directors of the Des Jardins Canal Company." Loan to Desjardins canal company.
- " An Act to explain and amend an act incorporating the Welland Canal company, and for appointing arbitrators for certain purposes therein mentioned." Welland Canal act amendment.
- " An Act to promote the public health, and to guard against infectious diseases in this Province." To promote health of the province.
- " An Act to provide additional aid in support of Common Schools in the several Districts in this Province." Aid to com. schools
- " An Act to revive and continue an act passed in the tenth year of His late Majesty's reign, entitled, ' An Act the better to protect the Mississauga tribes living on the Indian Reserve, at the River Credit, in their exclusive right of fishing and hunting therein.' " Protecting Indians in their fishing.
- " An Act for the remuneration of Dean S. Howard, for extra work performed by him in the erection of the Trent Bridge." Act to remunerate D S Howard.
- " An Act to amend and continue for a limited time an act passed in the eleventh year of His late Majesty's reign, entitled, ' An Act to encourage the establishment of Agricultural Societies in the several Districts of this Province.' " Encouraging establishment of Agricultural societies.
- " An Act to amend and continue the Act granting Militia Pensions." Militia pensions.
- " An Act to increase the salary of the Keeper of the False Ducks Light House." Salary to keeper of False ducks Lt house

- Act to purchase dredging machine "An Act granting to His Majesty a sum of money for the purchase of a steam dredging machine."
- To promote science. "An Act for the promotion of science by enabling the Mechanics' Institute of the city of Toronto to procure certain apparatus."
- Heartley's Point light house. "An Act for the erection of a light house on Heartley's Point on Lake Erie."
- To authorize loan "An Act to authorise a loan to be raised in the manner therein mentioned."
- Monies advanced by Lt. Gov't during cholera of 1834. "An Act to make good certain monies advanced by His Excellency to defray the expenses incurred by the Cholera in 1834."
- Aid to Kingston mechanics institute. "An Act granting a sum of money to the Kingston Mechanics' Institute."
- Gull island light house. "An Act granting a sum of money for the erection of a Light House on Gull Island, or such other place as the Commissioners may select."
- Money for completion and support of Provincial Penitentiary. "An Act to grant a sum of money for the further completion of the Kingston Penitentiary and for other purposes therein mentioned."
- Loan to Coloung harbor com'ly. "An Act granting a loan to the Coloung Harbour Company."
- Pay'mt of certain sums. "An Act to provide for the payment of certain sums therein mentioned."
- Support of certain light houses. "An Act to provide for the support of the several light houses in this Province, at present unprovided for."
- To procure wit'n's from any district. "An Act to enable suitors in the District Courts to procure the attendance of witnesses from any District in this Province."
- Incorp'te Erie and Ontario rail road co. "An Act to incorporate certain persons therein mentioned under the name and style of the Erie and Ontario rail road company."
- Reserved for His Majesty's pleasure. And was pleased to reserve for the signification of His Majesty's pleasure the Bills entitled—
- Real estate derived thro' aliens. "An Act to confirm British subjects in their titles to real estate, derived through aliens."
- Commercial Bank "An Act altering and amending the charter of the President, Directors and Company of the Commercial Bank of the Midland District, and for increasing the number of shares to be held in the capital stock of the Company."
- Life Insurance co. "An Act to incorporate sundry persons under the style and title of the President and Directors of the Upper Canada Life Insurance and Trust Company."
- Gore Bank. "An Act to incorporate sundry persons under the style and title of the President, Directors and Company of the Gore Bank."
- Relief of Desjardin's heirs. "An Act for the relief of the heirs of the late Peter Desjardins."
- His Ex'y addresses the two houses. His Excellency was then pleased to address the two Houses with the following most gracious speech.
- Speech at the close of session. *Honorable Gentlemen of the Legislative Council,
and Gentlemen of the House of Assembly:*
- Certain bills reserv'd for H. M.'s consider. "The period of the session having been sufficiently extended for the interests of the colony, I am enabled to prorogue the Provincial Parliament.
The bills which have been presented for the royal assent to establish a bank in the Gore district; to amend and alter the charter of the Commercial Bank of the Midland district, and to incorporate an insurance and trust company, are necessarily reserved for His Majesty's consideration.
- Attention will be drawn to those bills for early decision thereon. I shall not fail to draw the attention of His Majesty's Government to the important objects which you have in view in passing these bills, in order that His Majesty's decision on them may be early notified.
- His Ex'y expresses satisfaction at sup't for com. schools. I observe with satisfaction, that you have concurred in a measure to continue the annual grant for the support of the common schools.

Gentlemen of the House of Assembly:

H. Ex'y thanks the Assembly for the supplies and for the provision made to defray the expenses incurred during the cholera. I thank you in His Majesty's name for the supplies, which you have granted for the public service, and for the provision made to defray the expenses incurred during the prevalence of the disease, with which the Province was afflicted last year.

Honorable Gentlemen and Gentlemen :

With reference to the projects which have been brought before you, to provide means for the construction of roads through every township, by appropriating for that purpose, the revenue that may arise from a proposed commutation of the statute labour, I request you will collect information in your respective counties how far any of these contemplated improvements can be immediately carried into effect with benefit to the people at large.

I regret that no appointment of commissioners has taken place with powers to establish township schools.

The endowment of King's College, and the principles on which the university is founded having been recently under discussion, I have to assure you, that any representations, on the existing charter, from the Legislative Council and the House of Assembly, will receive the prompt and attentive consideration of His Majesty's Government.

I cannot, however, in the present state of the Province, but strongly represent to His Majesty's Government to sanction without delay the opening of this institution, for if it be not carried into immediate operation, numerous classes of students will be deprived of the means of qualifying themselves for an able prosecution of the profession which they intend to embrace.

I am persuaded that the Council of King's College will consent to surrender the existing charter, and recommend that such a revision of it may take place as will accord in essential points with the opinions of the Legislative Council and the House of Assembly.

While every exertion is making to enlarge the territory of the Parent State by encouraging the flow of emigration to these Provinces, it will be for your advantage to be prepared for the reception of our countrymen; who, I trust, are destined by their perseverance and industry to become the sources of wealth and happiness to the Parent State and the Colony.

After which the Honorable Speaker of the Legislative Council declared that it was His Excellency's pleasure that this Parliament be prorogued to Monday the 25th day of May next, and declared the Parliament prorogued to the said 25th day of May, to be then and here holden.

His Exc'y requests the members of the Legislature to collect information as to how the contemplated improvements of the roads in the Province can be best carried into immediate effect by the proposed commutation of statute labour.

H. Exc'y regrets that a commission has not been appointed to establish township schools.

His Exc'y assures the two Houses that any representation from them respecting the existing charter of King's College will receive prompt consideration.

H. Excellency's intention of strongly recommending to H. M's Gov't the necessity of sanctioning the opening of the university without delay.

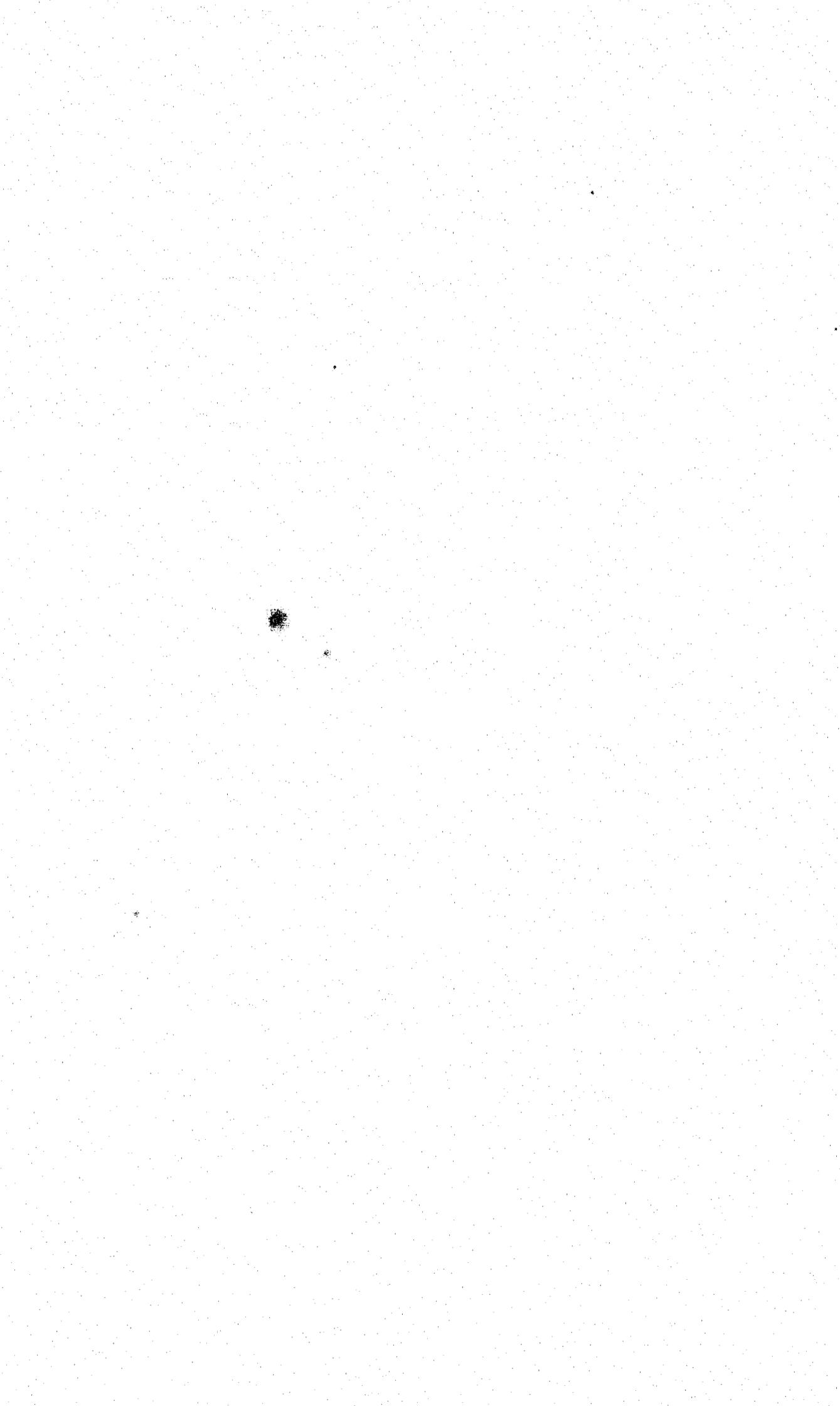
That the council of Kings College will consent to a revision of its charter, in accordance with the opinions of the Leg. Council & H of Assembly.

H. E. recommends preparation for the reception of emigrants from the parent state.

Parliament prorogued until the 25th day of May next.

JAMES FITZGIBBON,

Clerk of Assembly.



ADDRESSES, to His Excellency—continued.

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| Cameron, George, and 68 others of Chinguacousy, in the Home district, praying for money for roads..... | 16 | 28 | | | |
| Cameron, John, and 454 others, freeholders of the Midland and Newcastle districts, praying for the improvement of the navigation of the Trent..... | 52 | 71 | 72 | | |
| Campbell, Archibald, of the township of Nelson, complaining of one Callaghan being in possession of a lot of land of his..... | 235 | 236 | 236 | | |
| Carey, John, of township of Toronto, praying to be remunerated for printing..... | 213 | 228 | 228 | 380 | |

PETITIONS of

| | Bro't up. | Read. | Ref'd. | Reported on by | |
|--|--------------|-------|--------|----------------|-------|
| | | | | Report. | Bill. |
| Carman Philip, and 128 others, of the county of Dundas, praying that any petitions in behalf of a certain tow path along the Long Sault be rejected..... | 192 | 207 | | | |
| Carscallan Edward, and 160 others, of Lennox, Addington and Frontenac, praying for a survey of the inland waters of the Midland district..... | 298 | 306 | | | |
| Cartwright John S., and 39 others, praying for the increase of the Midland District Bank Stock..... | 75 | 93 | | | 187 |
| Cawthra John, and 225 others, living between Toronto and Lake Simcoe, praying that Yonge Street may be Macadamized..... | 225 | 236 | | | |
| Charlton Edward, and 39 others, of the township of York, praying that £50 may be granted to lower the hills, &c. along the 3rd con. | 231 | 239 | | | 337 |
| Cheney Frederick, and 65 others, of the township of Whitchurch, praying aid for roads.. | 319 | 335 | | | 337 |
| Chewett Alexander, and 41 others, of the county of Essex, praying for aid for roads.. | 171 | 183 | 184 | | 337 |
| Chisholm John, of East Flamborough, praying to be remunerated for loss sustained by the erection of Burlington Bay Canal..... | 82 | 93 | 97 | | |
| Chisholm John, and 11 others, of Roxboro', in the Eastern district, praying for aid for roads..... | 185 | 193 | | | 337 |
| Choat A., and 64 others, of the district of Gore, praying for the establishment of a Bank at Hamilton..... | 90 | 101 | 126 | | |
| Choat Jacob, and 207 others, of the district of Newcastle, praying for the establishment of Loan Banks..... | 288 | 298 | | | |
| Clark Alexander, and 22 others, of Amherstburg, in the Western district, praying that the catching of muskrats at certain seasons may be punishable..... | 45 | 54 | 56 | | |
| Clark Edward, and 50 others, of the townships of Caledon, Chinguacousy and Mono, praying for money for roads..... | 16 | 28 | | | 337 |
| Clark J. W. O., and 81 others, of Louth, in the district of Niagara, praying for alteration in the site of the district town..... | 225 | 236 | 236 | | |
| Clark John, J. P., and 23 others, magistrates and grand jurors, of the district of Niagara, praying that the revenue from innkeepers licenses may be appropriated for roads..... | 319 | 335 | 353 | | |
| Clark Matthew, Esq., of Ernesttown, complaining of not having received certain lands for which he has a claim, and praying the interference of the House..... | 381 | 405 | | | |
| Clother Asa, and 68 others, of the county of Grenville, praying for protection from the Rideau Canal..... | 32 | 40 | | | |
| Coho Nathan Smith, praying to be restored to the pension list..... | 261 | 262 | 263 | 307 | |
| Cook Abraham, of the London and Western districts, praying for an act of incorporation for canal operations..... | 141 | 152 | 153 | | |
| Cook Christopher, and 80 others, of the townships of Erin and Esquesing, in the district of Gore, praying for money for roads..... | 213 | 223 | 248 | | 337 |
| Corbeya Joseph, of the township of Osnabruck, in the Eastern district, praying to be allowed to practise Physic and Surgery..... | 96 | 106 | 109 | | |
| Corby Henry, and 179 others, of Belleville, in the Midland district, praying for amendment in the act incorporating Belleville..... | 66 | 76 | | | |
| Cotton James, and 59 others, of Chinguacousy, county of York, praying for aid for roads | 104 | 121 | | | 337 |
| Covert John, and 52 others, tavern-keepers, in the Midland district, praying that tavern debts may be collectable..... | 265 | 274 | | | |

PETITIONS of

| | Bro't up. | Read. | Ref'd. | Reported on by | |
|---|--------------|-------|--------|----------------|-------|
| | | | | Report. | Bill. |
| Cowan Matthew, J. P., and 189 others, of Brock, &c. in the Home district, praying for a canal survey..... | 280 | 291 | 326 | 401 | |
| Cromwell John C., and 121 others, inhabitants of the district of London, praying for the survey of Big Otter Creek,..... | 305 | 322 | | | |
| Cromwell John C., and 47 others, of the township of Norwich, praying that an act may be passed establishing a certain survey..... | 88 | 100 | 188 | 307 | 307 |
| Cromwell John C., and 47 others, praying that another certain survey may not be confirmed. | 88 | 100 | 188 | 307 | 307 |
| Crooks Thomas, and 770 others, of the district of Gore, praying that the Province may purchase the stock of the Desjardins Canal, or make a grant to the company..... | 91 | 105 | 109 | 264 308* | |
| Crooks William, and 40 others, of the township of Nelson, praying for aid to keep in repair the bridge over the 12 Mile Creek..... | 313 | 325 | 326 | | |
| Crosby Chauncey, and 69 others, of the township of Markham, praying for aid to build a bridge over the River Rouge..... | 206 | 219 | | | |
| Crosby John, and 6 other inhabitants of the township of Markham, praying for pecuniary aid to complete a School House..... | 216 | 227 | 255 | | |
| Cubitt W. R., and 50 others, of the township of Darlington, praying that a certain survey may not be confirmed..... | 70 | 84 | 85 | | |
| Cull James, sent by His Excellency, 334, | | | | | |
| Cummings Benjamin, J. P., and 138 others, of the township of Percy, in the Newcastle district, praying for the improvement of the Trent..... | 88 | 100 | | | |
| Cummins James, and 60 others, of the village of Chippawa, in the Niagara district, praying that the Welland Canal Company may not be allowed to build a certain toll bridge | 202 | 208 | 266 | | |
| Cunningham William, and 14 others, of Hallowell, in the district of Prince Edward, praying for the issue of Provincial Loan Notes | 150 | 161 | | | |
| Current William, and 97 others, of the district of Niagara, praying for aid to repair a bridge across the Welland River..... | 25 | 37 | 46 | | |
| Curtis William, and 99 others, inhabitants of the township of Dumfries, in the district of Gore, praying for Protecting Duties..... | 131 | 146 | | 200 | |
| Curtis W. G., and 66 others, of the district of Gore, praying for an increase to the Stock of the Commercial Bank..... | 158 | 176 | 177 | | 187 |
| Cushmam A., of Camden, in the Midland district, praying to be restored to the Pension List..... | 193 | 207 | | | |
| D | | | | | |
| Dalton Thomas, Editor of the Patriot, Toronto, praying remuneration for reporting, 224. | 39 | 52 | 56 | 223* | |
| Davidson Jas., of Nelson, in County of Halton, praying for redress..... | 265 | 274 | 275 | 350 402 | |
| Day Jonathan, and 22 others, of Nissouri, in the district of London, praying for the appointment of a committee to inspect the expenditure of certain road monies..... | 91 | 101 | 187 | | |
| Deacon Andrew, Collector of Customs at Port of Hallowell, praying that his allowances retained, may be made good to him..... | 189 | 199 | 337 | | |
| Decow John, of the township of Thorold, in the Niagara district, praying for remuneration for damages by the Welland Canal Company | 39 | 53 | 67 | | |
| Decow John, Senior, and 25 others, of the District of Niagara, praying for aid to build a Bridge over the Grand River, at Cayuga | 125 | 136 | 184 | | 209 |
| Decow John, and 13 others, of 3rd riding county of Lincoln, praying that the Welland Ca- | | | | | |

PETITIONS of

| | Bro't up. | Read. | Ref'd. | Reported on by | |
|---|--------------|-------|--------|----------------|-------|
| | | | | Report. | Bill. |
| nal Company may not be allowed to construct a certain Toll Bridge..... | 231 | 238 | | | |
| DeGrassi Phillip, of the township of York, praying aid for a certain Road..... | 178 | | 186 | | 337 |
| Desjardins J. L. T., praying for Relief as heir of the late Peter Desjardins..... | 46 | 54 | 102 | | 196 |
| Digby Alfred, and 88 others, inhabitants of the town of Brantford, in the district of Gore, praying for the establishment of a Police in said town..... | 82 | 93 | 96 | | 180 |
| Dixon James, and 72 others, inhabitants of Etobicoke, in the county of York, praying for aid for Roads..... | 32 | 40 | | | 337 |
| Dixon Adam, of Moulinette, in the Eastern district, praying for authority to construct a certain lock..... | 141 | 151 | 199 | | 232 |
| Dougall A. D., and 149 others, Freeholders of Prince Edward, praying for increase of Assessments in said district, for certain purposes | 40 | 53 | 56 | 124 | |
| Drummond Margaret, & Jas. Bruce, praying for authority as Executors to the Estate of the late Robert Drummond, of Kingston..... | 32 | 40 | 47 | 191 | |
| Duncan James, and 147 others, of the townships of York and Vaughan, praying that a certain Petition may not be entertained, and for £50 for Roads..... | 32 | 40 | 41 | 313 | |
| Duncan William, and 41 others, of Markham and Scarboro' in the Home district, praying for aid for Roads..... | 96 | 107 | | | 337 |
| E | | | | | |
| Eastman John, and 39 others, of the county of Grenville, praying for protecting duties on imports from the U. S..... | 96 | 106 | 124 | 200 | |
| Eby Benjamin, and 143 others, of the township of Waterloo, in the district of Gore, praying same as John Eastman, and others..... | 88 | 100 | 109 | 200 | |
| Edwards J. G., and 36 others, of the township of King, in the Home District, praying for a new line of Survey..... | 143 | 156 | 219 | | |
| Elliott William, and 99 others, of the townships of Esquesing and Trafalgar, praying for aid for Roads..... | 91 | 101 | 102 | | 337 |
| Empey John, and 64 others, of the county of Hastings, praying for the Division of the Midland district..... | 52 | 55 | 55 | | 78 |
| Erb Peter, and 118 others, of the townships of Waterloo, &c., praying that no petition may be entertained for Division of the district of Gore..... | 158 | 174 | 176 | | |
| Ewing Benjamin, and 156 others, of the township of Haldimand, in the district of Newcastle, praying for Protecting Duties..... | 99 | 107 | | 200 | |
| F | | | | | |
| Fairfield, D. L., and 109 others, of Prince Edward, praying for increase of Capital Stock of Commercial Bank..... | 45 | 54 | | | 187 |
| Farrell James, of the city of Toronto, praying to be employed as a Messenger..... | 99 | 108 | | | |
| Fell William, and 46 others, of the county of Haldimand, praying for £300 to build a bridge across the Grand River..... | 216 | 226 | 236 | | |
| Ferrie C. C., and 68 others, of the districts of Gore, London and Western, praying for an Act of Incorporation for construction of a Rail Road from Port Dover to Hamilton... | 90 | 101 | 129 | | 196 |
| Fisher Daniel, and 74 others, freeholders of the county of Carleton, praying that the late election for said county may be declared void. | 20 | 38 | | | |

| | Bro't up. | Read. | Ref'd. | Reported on by | |
|--|--------------|-------|--------|----------------|-------|
| | | | | Report. | Bill. |
| PETITIONS of | | | | | |
| Fitzgibbon James, and 236 others, of the districts of Ottawa and Bathurst, praying for the formation of a new District..... | 96 | 106 | 109 | | 184 |
| Fletcher Alexander, and 37 others, of the township of Darlington, in the district of Newcastle, praying for the establishment of a certain Survey..... | 70 | 84 | 84 | | |
| Fletcher Silas, and 95 others, of East Gwillimbury, in the county of York, praying for the establishment of a Loan Office..... | 179 | | 186 | | |
| Forsyth William, of Niagara Falls, praying for redress..... | 125 | 134 | 148 | 323 | |
| Fortier James, of the township of Toronto, praying to be remunerated for services..... | 158 | 174 | 180 | 335 | |
| Foster Ezekiel, and 69 others, inhabitants of the district of London, praying for the erection of District Medical Boards..... | 104 | 121 | 137 | | 255 |
| Fraser Richard D., Esq., and 49 others, freeholders of the county of Grenville, praying against the return of W. B. Wells, Esq..... | 45 | 52 | | | |
| Fraser William, and 71 others, of the Eastern district, praying that the House will address His Majesty to annex a certain portion of the Lower Province to U. C. for obtaining a Seaport..... | 352 | | | | |
| Fraser Ronald, and 23 others, of Thorah, in the Home district, complaining of the conduct of certain Road Commissioners, and praying for enquiry and relief..... | 216 | 226 | 262 | | |
| Freeland Peter, and 83 others, of the city of Toronto, praying that Tallow and Hog's Lard may be admitted duty free..... | 261 | 271 | 271 | | |
| G | | | | | |
| Gage James, and 31 others, of the Gore district, praying for a Bank at Hamilton..... | 39 | 52 | | | |
| Gallaghan Patrick, Teacher, praying remuneration as a Schoolmaster..... | 319 | 335 | 338 | | |
| Gallagher John, and 36 others, of the township of Adjala, in the Home district, praying for aid for Roads..... | 70 | 83 | | | 337 |
| Gardiner William and James, of the township of Mosa, praying for authority to construct a Mill Dam across the River Thames..... | 32 | 40 | 55 | | 201 |
| Garner George, and 7 others, freeholders of the district of Niagara, praying that D. Thornburn, Esquire, may be allowed to take his seat as member for 3rd riding, county of Lincoln..... | 19 | 20 | 22 | | |
| Gibbs E. R., and 98 others, of the county of Hastings, praying for Division of Midland district..... | 46 | 54 | 38 | | |
| Gibson John, and 51 others, of the township of Grantham, in the district of Niagara, praying for a Tax on Dogs..... | 74 | 92 | 96 | | |
| Gilbert C. B., and 165 others, of the district of Prince Edward, praying for the establishment of an Asylum for Insane persons..... | 178 | | 195 | | |
| Gilbert Erastus, and 276 others, of the counties of Oxford and Middlesex, praying for authority to construct Dams across Big Otter Creek..... | 117 | 133 | 148 | | 324 |
| Glasford Paul, and 35 others, praying for certain authority to be given to the St. Lawrence Commissioners..... | 32 | 40 | 55 | | |
| Goodwillie George, and 70 others, of the township of Esquesing, in the district of Gore, praying for aid for Roads..... | 213 | 223 | 223 | | 337 |
| Gough John, of the township of Oro, praying to be remunerated for loss sustained by a certain Seizure..... | 202 | 208 | 219 | | |

PETITIONS of

| | Bro't up. | Read. | Ref'd. | Reported on by | |
|--|-----------|-------|--------|----------------|-------|
| | | | | Report. | Bill. |
| Grant A., and 240 others, of the county of Leeds, praying for pecuniary aid for Roads and Bridges..... | 39 | 53 | 56 | | 337 |
| Grant Solomon, and 70 others, of eastern division of the township of Hawkesbury, in the Eastern district, praying that East and West Hawkesbury may be separated..... | 37 | 46 | 72 | | 232 |
| Grass John, and eight others, Trustees, of the Methodist Meeting House at Waterloo, in the Midland district, praying to be protected in their right to the Chapel..... | 352 | | | | |
| Griffin E. C., and 54 others, of the township of Flamboro' East, praying for protecting duties | 20 | 33 | 34* | 200 | |
| Griffin Smith, and 62 others, of the township of Gainsborough, Niagara district, praying for alteration in site of Gaol and Court House, and further Assessments for that purpose... | 372 | 387 | | | |
| Groves F. J. S., and 73 others, praying for aid to repair Roads in Zorra..... | 25 | 37 | | 337 | |
| Gurney Chester, of Furnace Falls, in the township of Lansdown, in the district of Johnstown, praying to be naturalized..... | 71 | 84 | 85 | | |
| H | | | | | |
| Hagerman Henry, and 50 others, inhabitants of the county of Hastings, praying for a division of the Midland District..... | 52 | 55 | 55 | | 78 |
| Haggarty H., and 8 others, of the district of Niagara, praying for aid to build a bridge over the Chippewa..... | 246 | 254 | 314 | | |
| Hall Cyrenius, and 55 others, of the township of Bertie, in the county of Lincoln, praying for the establishment of a Provincial Board to decide on Land-Marks..... | 32 | 40 | 41 | | |
| Hall Francis, Esq., Civil Engineer, praying for a balance due him as Engineer at Burlington Canal..... | 45 | 53 | 56 | 177 | 368 |
| Hall John, and 730 others, on the subject of connecting Lakes Huron and Ontario, by a Canal..... | 45 | 58 | 55 | | |
| Ham George, of the township of Hamilton, in the district of Newcastle, praying for certain exemptions, if the limits of Cobourg should be defined by Law..... | 138 | 147 | | | |
| Ham George, of the town of Cobourg, praying for remuneration for loss sustained by the insufficiency of the Harbor of Cobourg..... | 305 | 322 | | | |
| Hamilton Alexander, and 4 others, Witnesses at the trial of Lincoln Election, praying to be paid their expenses..... | 292 | 302 | 326 | | |
| Hamilton George, and 46 others, of the district of Ottawa, praying for aid to build a bridge over the Aux Atocas, and Petit Nation, Rivers..... | 204 | 213 | 219 | 250 | |
| Hamilton James, and 57 others, of the county of Middlesex, praying that the sureties of Ryan & Rand, Contractors, may be relieved | 104 | 121 | 126 | | 177 |
| Hammill William, and 69 others, of Tecumseth and Adjala, praying for aid for roads.. | 125 | 135 | 314 | | 337 |
| Hands William, Collector at the Port of Sandwich, praying that his commission may be paid to him..... | 70 | 84 | 84 | | |
| Handy Charles, and 21 others, of the township of Essa, in the Home district, praying for aid for roads..... | 108 | 123 | 148 | | 337 |
| Hanna Richard, and 31 others, of Bastard, in the district of Johnstown, praying for aid for roads..... | 131 | 146 | | | 337 |
| Hare Richard, and 30 others, of the village of Grafton, in the district of Newcastle, praying to be incorporated..... | 105 | 122 | 251 | | 392 |

PETITIONS of

Harris J. R., and 723 others, of the county of Oxford, praying for a division of the District
 Harris William, and 39 others, of Tecumseth, praying for aid for roads.....
 Hathaway William, of the town of Goderich, praying to be naturalized.....
 Hawley Sheldon, and 203 others, of the districts of Newcastle, Midland, and Prince Edward, praying for a canal between the head of the Bay and Lake Ontario.....
 Henry James, and 2 others, of WOLFORD, in the Johnstown district, praying that a certain petition from WOLFORD may not be entertained
 Henthorn James F., and 160 others, of the district of Newcastle, praying that Peterboro' may be incorporated.....
 Hepburne William, and 4 others, of the Niagara district, praying for the Incorporation of a Company for the Manufacture of Glass.....
 Hewson Francis, J. P., and 1,130 others, of the county of Simcoe, praying that the County of Simcoe may be erected into a separate District.....
 Hill Alexander, and 12 others, of Essa and Tosorontio, praying for aid for roads.....
 Hixon Timothy, and 62 others, of Clinton, in the district of Niagara, praying that the site for the District Town may be made central..
 Holden Sylvester, praying to be relieved from certain duties.....
 Hollingshead George, and 68 others, of East Gwillimbury, in the Home district, praying for the establishment of a Loan Office.....
 Hollister Albert, of the township of Osnabrock, in the Eastern district, praying for aid for a Road.....
 Holly Joseph, and 197 others, of the townships of York and Etobicoke, in the Home district, praying for aid to repair the Bridge at Farr's Mills.....
 Hopkins Ephraim, and 52 others, of the district of Gore, praying to be incorporated for making a Harbour at Stoney Creek.....
 Horning Lewis, and 85 others, of the townships of Mono, &c., in the county of Simcoe, praying for aid for Roads.....
 Horton Nicholas, and 102 others, of Elizabethtown, county of Leeds, praying aid for Roads
 Howard Dean S., praying to be remunerated for extra work in construction of bridge over the Trent, 287.....
 Howell J. P., and 19 others, of Trafalgar, in the district of Gore, praying aid for Roads..
 Hubbs Benjamin, and 88 others, of the district of Prince Edward, praying for improvement of Trent.....
 Hughes Christopher, and 53 others, of the township of Norwich, in the district of London, praying for aid for roads.....
 Hugill John, and others, interested in the Will of the late John Wilmott, praying for authority as Executors.....
 Hugill John, and 75 others, electors of the county of York, complaining of the proceedings had against William L. Mackenzie, Esquire, and praying that certain persons may be relieved from responsibilities incurred in supporting the rights of the people..
 Hunt Harry, and 131 others, Wyandott Indians, on the River Canard, praying that no person may be allowed to give or sell liquor to Indians.....

| | Bro't up. | Read. | Ref'd. | Reported on by | |
|--|-----------|-------|--------|----------------|-------|
| | | | | Report. | Bill. |
| | 104 | 121 | 126 | | |
| | 150 | 162 | | | 337 |
| | 52 | 71 | 76 | | 86 |
| | 90 | 101 | 102 | | |
| | 66 | 71 | 76 | | |
| | 319 | 335 | | | |
| | 25 | 37 | 184 | | 209 |
| | 117 | 132 | 137 | 353 | |
| | 108 | 123 | 148 | | 337 |
| | 132 | 189 | 189 | | |
| | 261 | 271 | 271 | | |
| | 141 | 151 | | | |
| | 171 | 133 | | | 337 |
| | 96 | 106 | | | 337 |
| | 99 | 108 | 109 | | 197 |
| | 150 | 161 | | | 337 |
| | 280 | 291 | 291 | | 337 |
| | 225 | 235 | 236 | 264 | 300 |
| | 193 | 207 | 214 | | 337 |
| | 125 | 134 | | | |
| | 25 | 37 | 38 | | 337 |
| | 213 | 223 | 223 | | |
| | 150 | 162 | 286 | 415 | |
| | 238 | 261 | | | 249 |

PETITIONS of

Hunter James, and 361 others, of the township of Whitby, in the Home district, praying for protecting duties on imports from the United States.....

Hurd Tyrus, and 53 others, of the county of Grenville, praying for protecting duties on imports from the United States.....

I

Inkstar James, and 19 others, Masters of Vessels, &c., praying for a Light House at Port Dalhousie.....

J

Jackson William, of the township of London, complaining of being ill used by Colonel Talbott, and praying for redress.....

Jackson William, and 73 others, of Georgina, in the county of York, praying for aid for roads and bridges.....

Jameson Robert, of the township of Fenelon, praying for the protection of Mr. Purdy in his mill privilege in Ops.

Jameson Robert S., President of the British Emigrant Society of Upper Canada, praying for aid to said society.....

Jarvis W. B., Esquire, complaining of the undue election of James E. Small.....

Johns Solomon, and 77 others, of Marmora, in the county of Hastings, praying for improvement of the River Trent.....

Johnson James, and 124 others, of the township of Albion, praying aid for roads.....

Johnston James, (1) of Bytown, in county of Carleton, complaining of the late election for said county.....

Johnston James, (2) of Bytown, praying that the late election for Carleton may be set aside.....

Johnston Robert, and 71 others, of the township of Huntley, in the district of Bathurst, praying that private disputes may not be allowed to impede public improvement.....

Johnston William, (1) and 16 others, of the county of Stormont, praying aid for roads..

Johnston William, (2) and 76 others, of the districts of London, Gore and Western, praying to be Incorporated for Canal operations.....

Johnston William, (3) and 48 others, of Georgina, in the Home district, praying for a share of the Clergy Reserves for the purposes of Education.....

Johnston William, (4) and 67 others, of Georgina, praying for a Post Office at Pefferlaw

Johnston William, (5) and 44 others, of Georgina, praying for aid for roads.....

Jones Daniel, and 49 others, praying for Incorporation of a Life Insurance Company.....

Jones Thomas I., and 141 others, of the township of London, praying for aid for a bridge across the Thames

Judge William, and 108 others, of the township of Chinguacousy, praying for money for roads

K

Keele W. C., of the city of Toronto, praying to be allowed to Practice the Law

Keeler Joseph A., and 102 others, of Colborne and vicinity, in Newcastle district, praying to be Incorporated for construction of a Harbour

| | Bro't up. | Read. | Ref'd. | Reported on by | |
|---|-----------|-------|--------|----------------|-------|
| | | | | Report. | Bill. |
| Hunter James, and 361 others, of the township of Whitby, in the Home district, praying for protecting duties on imports from the United States..... | 131 | 145 | 148 | 200 | 250 |
| Hurd Tyrus, and 53 others, of the county of Grenville, praying for protecting duties on imports from the United States..... | 96 | 106 | 124 | 200 | 250 |
| I | | | | | |
| Inkstar James, and 19 others, Masters of Vessels, &c., praying for a Light House at Port Dalhousie..... | 206 | | | | |
| J | | | | | |
| Jackson William, of the township of London, complaining of being ill used by Colonel Talbott, and praying for redress..... | 158 | 217 | 223 | | |
| Jackson William, and 73 others, of Georgina, in the county of York, praying for aid for roads and bridges..... | 132 | 175 | 176 | Adm. 337 | |
| Jameson Robert, of the township of Fenelon, praying for the protection of Mr. Purdy in his mill privilege in Ops. | 206 | 147 | | | 337 |
| Jameson Robert S., President of the British Emigrant Society of Upper Canada, praying for aid to said society..... | 288 | 218 | 239 | | |
| Jarvis W. B., Esquire, complaining of the undue election of James E. Small..... | 16 | 298 | 299 | | |
| Johns Solomon, and 77 others, of Marmora, in the county of Hastings, praying for improvement of the River Trent..... | 88 | 27 | 28 | 280 | |
| Johnson James, and 124 others, of the township of Albion, praying aid for roads..... | 288 | 100 | | | |
| Johnston James, (1) of Bytown, in county of Carleton, complaining of the late election for said county..... | 16 | 298 | | | 337 |
| Johnston James, (2) of Bytown, praying that the late election for Carleton may be set aside..... | 104 | 28 | 152 | 252 | |
| Johnston Robert, and 71 others, of the township of Huntley, in the district of Bathurst, praying that private disputes may not be allowed to impede public improvement..... | 90 | 120 | | 252 | |
| Johnston William, (1) and 16 others, of the county of Stormont, praying aid for roads.. | 19 | 100 | | | 337 |
| Johnston William, (2) and 76 others, of the districts of London, Gore and Western, praying to be Incorporated for Canal operations..... | 141 | 32 | | | |
| Johnston William, (3) and 48 others, of Georgina, in the Home district, praying for a share of the Clergy Reserves for the purposes of Education..... | 171 | 151 | 153 | | |
| Johnston William, (4) and 67 others, of Georgina, praying for a Post Office at Pefferlaw | 189 | 183 | 199 | | 14 |
| Johnston William, (5) and 44 others, of Georgina, praying for aid for roads..... | 192 | 199 | | | |
| Jones Daniel, and 49 others, praying for Incorporation of a Life Insurance Company..... | 20 | 207 | | | 387 |
| Jones Thomas I., and 141 others, of the township of London, praying for aid for a bridge across the Thames | 75 | 33 | 127 | | 128 |
| Judge William, and 108 others, of the township of Chinguacousy, praying for money for roads | 37 | 92 | | | |
| K | | | | | |
| Keele W. C., of the city of Toronto, praying to be allowed to Practice the Law | 171 | 46 | | | 337 |
| Keeler Joseph A., and 102 others, of Colborne and vicinity, in Newcastle district, praying to be Incorporated for construction of a Harbour | 75 | 182 | 186 | | 197 |
| | | 92 | 186 | | |

| | Bro't up. | Read. | Ref'd. | Reported on by | |
|---|--------------|-------|------------|----------------|-------|
| | | | | Report. | Bill. |
| PETITIONS of | | | | | |
| Keeler Joseph A., and 233 others, of the township of Cramahé, in the district of Newcastle, praying for a Protecting Duty..... | 104 | 121 | | 200 | 250 |
| Keeper of Light House, (Ducks), praying for increase of salary, 276, 277. | | | | | 366 |
| Kellogg Simeon, and 23 others, of the townships of Murray and Cramahé in the district of Newcastle, praying for £100 for making a certain road..... | 105 | 122 | 124 | | |
| Kellogg Simeon, and 29 others, of the district of Newcastle, praying to be Incorporated for construction of a Wharfe at Freeman's Point..... | 105 | 122 | 124 | | |
| Kellogg Simeon, and others, Chairman and Directors of Freeman's Point Wharfe and Warehouse Association, praying for pecuniary aid..... | 852 | | | 400 | |
| Keneday D., and 62 others, of Kenyon and Roxborough, county of Glengarry, praying for aid for roads..... | 246 | 254 | | | 337 |
| Keneday Samuel, and 37 others, praying for relief concerning a Town Line..... | 32 | 40 | 40 | 398 414 | |
| Kent William, and 7 others, of the township of Saltfleet, in the Gore district, praying to be Incorporated for the purpose of making Salt | 82 | 93 | | | 153 |
| Kerr W. J., Executor to the estate of the late John Brant, praying for compensation for loss sustained by the opening of the Burlington Bay Canal..... | 39 | 52 | 127 | | |
| Ketcheson James, and 119 others, of the county of Hastings, remonstrating against a certain petition, and praying for a division of the Midland district..... | 52 | 55 | 55 | | 78 |
| Ketcheson Thomas, and 4 others, of the township of Sidney, praying for aid for a bridge over the Trent..... | 70 | 84 | 85 | | |
| Ketchum William, and 870 others, of the city of Toronto, praying against the introduction of Mechanical Arts into the Penitentiary..... | 235 | 247 | 251 262 | | |
| Kilborn John, and 96 others, of the township of Wolford, in the district of Johnstown, praying for relief concerning the Side-Lines..... | 19 | 32 | 34 | | 68 |
| Kirkland Robert, of Brantford, Esq., praying for amendment to Court of Requests Law.. | 70 | 83 | 84 | | |
| Knowles Edward, and 100 others of the township of Scarborough, praying for aid for roads..... | 206 | 219 | | | 337 |
| I. | | | | | |
| Lacroix P. P., and 69 others, of the village of Chatham, and the townships of Raleigh and Harwich, in the county of Kent, praying for authority to expend certain road monies.... | 261 | 271 | 272 | | |
| Lamb John, of the township of Beverley, in the county of Halton, praying to be authorized to dispose of real estate..... | 372 | 387 | | | |
| Lambert Robert, and 44 others, of the township of Niagara, praying for aid for roads..... | 70 | 83 | 85 | | 337 |
| Lancaster James, and 42 others, of Norwich, in the district of London, praying for the establishment of certain roads..... | 88 | 99 | 188 | 307 | 307 |
| Lancaster James, and 42 others, praying that a certain survey may not be confirmed..... | 88 | 100 | 188 | 307 | 307 |
| Landon Nathaniel, of Burford, in the county of Oxford, praying compensation for services.. | 75 | 92 | 187 | 236 | |
| Lang Alexander, and 12 others, of the county of York, praying that their agent may be remunerated..... | 158 | 176 | 208 | | 238 |
| Langley Thomas, and 32 others, of the township of Adjala, in the county of Simcoe, praying for aid for roads..... | 75 | 92 | 148 | | 337 |

PETITIONS of

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| | | | | Report. | Bill. |
| Law Wm., and 59 others, of Trafalgar, in the county of Halton, praying for aid for roads | 222 | 231 | 232 | | 337 |
| Lawson William, and 124 others, of Norwich, in the London district, praying that a certain survey may be settled..... | 52 | 72 | 72 | 307 | 307 |
| Lefferty John J., 105f..... | | | | | |
| Lewis Levi, and John Ardiel, of the township of London, complaining of ill usage from Col. Talbot, and praying for redress..... | 158 | 174 | 176 | 350 | |
| Leys Francis, and 64 others, inhabitants of the township of Pickering, in the Home district, praying for aid for roads..... | 96 | 105 | | | 337 |
| Lindeman John, and 425 others, of Guelph, Puslinch and Nassagawea, praying for aid for roads..... | 288 | 298 | 299 | | 337 |
| Lloyd James, and 93 others, 4th riding (York) praying for aid for a road..... | 70 | 83 | | | 337 |
| Lloyd Jesse, and 51 others, of King, in the county of York, praying to be allowed to elect their own magistrates..... | 117 | 133 | 137 | | |
| Logie John, and 94 others, of Ops, in the district of Newcastle, praying for protecting duties on importations coming from the U. S. | 204 | 213 | | 200 | 250 |
| Lord William, President, and James Richardson, Secretary to the Conference of the Wesleyans in Canada, praying for corporate powers. | 238 | 251 | 251 | | 287 |
| Lossing, Nicholas, and 119 others, of the township of Norwich, in the London district, praying that a certain survey may be settled | 52 | 72 | 72 | 307 | 307 |
| Lottridge William, and 85 others, of Barton and Saltfleet, in the district of Gore, praying for the protection of Burlington fishery..... | 182 | 189 | 189 | | |
| Luard Thomas W., of Goderich, praying to be heard at the bar in behalf of the Canada Company's erecting a harbour at Goderich | 288 | 298 | | | |
| Lynch David, and 145 others, inhabitants of Stamford, in the Niagara district, praying relief in the case of certain lands being conveyed to the Church..... | 32 | 40 | 47 | | |
| Lyon George, and 201 others, of the county of Carleton, complaining of the conduct of certain Road Commissioners, and praying the interference of the House..... | 66 | 75 | 195 | | |
| Lyons Harker, and 31 others, of the township of Flamborough West, praying for Protecting Duties on Imports from the U. S..... | 88 | 100 | 109 | 200 | 250 |
| M | | | | | |
| MacAlpine Christopher, and 5 others, of Crowland, in the district of Niagara, praying that a certain allowance for a road may be given them in lieu of land taken..... | 154 | 167 | 169 | | |
| Macaulay John, Esq., (1) Chairman Quarter Sessions, Midland district, praying for aid for a bridge over Parrott's Bay and Cattaraqui..... | 75 | 92 | 109 | | |
| Macaulay John, Esq., (2) on the subject of the Prince Edward debt..... | 88 | 99 | 126* | | |
| Macaulay John, Esq., (3) praying for the erection of a Provincial Asylum..... | 88 | 99 | 127 | | |
| Macaulay John, Esq., President Mechanic's Institute, Kingston, praying for pecuniary aid for the Institution..... | 150 | 165 | 273 | | |
| McCall Adam, and 181 others, of the district of London, praying for the establishment of District Medical Boards..... | 222 | 232 | | | |
| McCall John, of Kitley, in the district of Johnstown, praying for relief in the premises | 117 | 132 | | | |
| McCall Simpson, and 232 others, of the townships of Bayham, &c., in the district of London, praying for the division of said district | 20 | 33 | 34 | | 168 |

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| | | | | Report. | Bill. |
| McCall Thomas, and 50 others, of Dunwich and Ekfrid, praying for aid for roads..... | 75 | 92 | | | 337 |
| McCargar Hugh, and 67 others, of Mountain, in the Eastern district, praying that means may be adopted for relieving the present distress of the country..... | 222 | 232 | 228 | | |
| McCarroll John, and 20 others, of Adjala, in the county of Simcoe, complaining of Robert Keenan, as a Road Commissioner..... | 104 | 120 | 123 | 325 | |
| McCoy Davis, and 60 others, of the county of Hastings, remonstrating against certain petitions, and praying for a division of the Midland district..... | 52 | 55 | 55 | | 78 |
| McCrae Alexander, (1) of Wolford, in the district of Johnstown, praying against a certain petition of Wolford..... | 52 | 72 | 76 | | |
| McCrae Alexander, (2) and 22 others, (same as above)..... | 66 | 75 | 76 | | |
| McCrae Walter, of Wolford, (same as above)..... | 66 | 75 | 76 | | |
| McCuaig Captain, of the Seignior of New Longueuil, Vaudrueil, praying for redress in respect to the Province Boundary..... | 125 | 135 | | | |
| McCurdy William, and 13 others, of Scarborough, in the county of York, praying for aid for roads..... | 141 | 152 | | | 337 |
| McCutcheon D., and 37 others, of the townships of Vaughan and King, praying for aid for roads..... | 131 | 146 | | | 337 |
| McDermid Donald, formerly a Lieutenant in the 1st Glengarry Militia, praying to be restored to the Pension List, 314..... | 96 | 107 | 123 | 314 | |
| McDonald Andrew, and 83 others, of Whitby, in the county of York, praying for the establishment of Provincial Loan Offices..... | 253 | 269 | | | |
| McDonald Archibald, and 68 others of the Newcastle district, praying to be Incorporated as a Banking Company..... | 75 | 92 | 189 | | |
| McDonell and Mears, praying to be reimbursed for money expended on roads..... | 25 | 37 | 55 | 149 | |
| McDonell D., (Greenfield,) of the county of Glengarry, praying for aid for bridges, 238, 258..... | 192 | 206 | 223 | 232 | |
| McDonell Duncan, and 42 others, of Charlottenburgh, in the Eastern district, praying for aid for roads..... | 261 | 271 | | | 337 |
| McDonell Ewan, and 107 others, freeholders of Lochiel and Kenyon, praying for the appointment of Commissioners for certain purposes | 319 | 335 | | | |
| McDonell Rev. A., of Sandwich, in the Western district, praying for a corporate capacity for certain purposes..... | 216 | 227 | 228 | | 302 |
| McFarland Duncan, and 116 others, of Thorold, in the district of Niagara, praying for a more central site to be appointed for the District Town..... | 104 | 120 | 188 | | |
| McFaul A., of the village of Wellington, in the district of Prince Edward, praying to be reimbursed for money expended on roads..... | 337 | 348 | 342 | 379 | |
| McGlashan Andrew, and 82 others, inhabitants of the Home district, praying for an amendment in the Act for Macadamizing the approaches to the town of York..... | 179 | | 186 | 325 | |
| McGuire P., and 245 others of the township of Cavau, in the district of Newcastle, praying for Protecting Duties on Imports from the United States..... | 19 | 32 | 38 | 200 | 250 |
| McInnis Donald, and 32 others, of the township of Finch, in the Eastern district, praying for aid for roads..... | 75 | 92 | | | 337 |
| McIntosh Donald, and 63 others, county of Middlesex, praying that the sureties for the Contractors at Kettle Creek Harbour may be relieved..... | 104 | 121 | 126 | | |

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| | | | | Report. | Bill. |
| McIntosh Peter, and 54 others, of the Western district, praying for an increase of the Stock of the Commercial Bank..... | 158 | 176 | 177 | | 187 |
| McIntyre Alexander, and 21 others, of the township of Ekfrid and Mosa, in the district of London, praying for aid for roads..... | 75 | 92 | | | 337 |
| McIntyre John, and 53 others, of the township of Ekfrid, in the district of London, praying for aid for roads..... | 216 | 226 | | | 337 |
| McKee John, and 154 others, inhabitants of Garrafraxa, Erin, &c., in the district of Gore, praying for aid for roads and bridges..... | 117 | 133 | | | 337 |
| Mackenzie W. L., Esq., Executor to the estate of the late Robert Randal, Esq., praying that a Court of Equitable Jurisdiction may be established, that justice may be done to the heirs of the said R. Randal, Esq..... | 171 | | 208 | | 209 |
| McKinnon D., and 203 others, inhabitants of the district of Bathurst, praying that the capital Stock of the Commercial Bank may be increased..... | 104 | 121 | | | 187 |
| Macklem John, and 89 others, of the district of Niagara, praying that the penal part of the Militia Laws may be suspended..... | 206 | 218 | 286 | | |
| McKoonkey Thomas, J. P., and 58 others, of the township of Innisfil, in the Home district, praying for aid for roads..... | 143 | 155 | | | 337 |
| McLean Alexander, and 160 others, of the town of Cornwall, praying that the improvement of the Saint Lawrence, maybe so constructed as to form a Harbour at Cornwall..... | 132 | 146 | 176 | 391 | |
| McMaster James, and 50 others, of the township of Mono, &c., in the district of Gore, praying for aid for roads..... | 270 | 281 | | | 337 |
| McMillan A., Esq., praying against the return of W. B. Wells, Esq..... | 45 | 54 | | | |
| McNabb James, and 18 others, of the county of Hastings, praying for the division of the Midland District..... | 46 | 54 | | | 77 |
| McNeil Arthur, and 69 others, of the township of Vaughan, praying for aid for roads..... | 96 | 107 | | | 337 |
| McNeilledge Colin, and 213 others, of the London, Gore and Western districts, praying that the Charter of the Port Dover Harbor Company may be extended..... | 141 | 152 | 186 | | 214 |
| McNider Adam, Esq., of the city of Montreal, praying for authority to execute certain writings for the estate of the late Shaw Armour | 75 | 92 | | | |
| Malcolm Eliakim, and 977 others, of the Niagara, London and Gore districts, praying for the erection of a new District..... | 98 | 107 | 187 | | |
| Malloch George, President of the Brockville Police, praying for alteration in the Assessment Law..... | 143 | 155 | | | 313 |
| Manning Thomas, or Marmion Richard, and 142 others, of Emily, in the district of Newcastle, praying for Protecting Duties on Imports from the U. S..... | 98 | 107 | 109 | | |
| Marks J., and 550 others, of the Midland district, praying for aid for roads..... | 104 | 120 | 124 | | 337 |
| Marmion Richard, (see Manning Thomas).... | | | 109 | | |
| Marshall Anthony, and 87 others, of the county of Hastings, praying for the division of the Midland District..... | 46 | 54 | | | |
| Martin Nathan, and 116 others, of the townships of York, Vaughan and Etobicoke, praying for aid to build a bridge over the Humber... | 20 | 38 | | | |
| Mashiter George, and 57 others, of the township of Etobicoke, praying for aid for roads..... | 45 | 54 | | | 337 |
| Maskoonja, and 174 others, of the Chippewa and Munsey tribes of Indians, on the River Thames, praying that persons may not be allowed to sell Spirituous Liquors to Indians | 82 | 93 | 96 | | 249 |

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| | | | | Report. | Bill. |
| Mayor, Aldermen, and Commonalty of the city of Toronto, praying for amendment in their Charter..... | 16 | 27 | 29 | | 255 |
| Mayor, Alderman, and Commonalty of the city of Toronto, praying for alteration in Assessment Laws..... | 193 | 207 | 209 | | 348 |
| Meary Edmund, and 39 others, of the townships of Emily and Verulam, in the district of Newcastle, praying for aid for roads..... | 88 | 99 | | | 255 |
| Mechanics' Institute, (Kingston), praying for aid | 276 | 276* | 277 | | 348 |
| Mechanics' Institute, (Toronto), praying for aid | 285 | 292 | 293 | | |
| Merritt Joseph, and 95 others, of the county of Hastings, praying for a division of the Midland District..... | 70 | 84 | | | |
| Merritt W. H., and 3 others, Trustees of the Grantham Academy, praying to be enabled to pay the debts of the Incorporation, &c.... | 25 | 37 | 41 | | 58 |
| Merritt W. H., President of the Welland Canal Company, praying for authority to build a toll bridge at Chippewa..... | 37 | 46 | 47 | | |
| Merritt W. H., President of the Welland Canal Company, praying for authority to collect tolls at the Chippewa Cut..... | 37 | 46 | 47 | | |
| Meyer A. F., and 76 others, of the townships of Bertie and Willoughby, in the district of Niagara, praying for aid to protect the banks of the Niagara River..... | 171 | 184 | 189 | | |
| Miller Andrew, and 37 others, of the town of Hamilton, praying for authority to construct a Dry Dock at said town..... | 270 | 281 | 286 | | 318 |
| Miller T. G., and 156 others, of Garrafraxa, Nichol, Woolwich and Waterloo, praying for aid for roads..... | 150 | 164 | 176 | 270 | |
| Milne Peter, Esq., and 33 others, of the townships of Markham and Scarborough, praying for aid for roads..... | 99 | 108 | | | 337 |
| Mix Edward, and 68 others, of the county of Grenville, praying for Protecting Duties, on Imports from the U. S..... | 96 | 106 | 124 | 200 | 250 |
| Molloy James, Esq., and 99 others, of the townships of Alfred and Plantagenet, in the district of Ottawa, praying for aid to improve the Petite Nation River..... | 88 | 100 | 153 | 337 | |
| Moore Robert, and 33 others, of East Gwillimbury, in the Home district, praying that an Act may be passed regulating fences..... | 179 | | | | |
| Munro Royal, Mail Carrier of Belleville, in the Midland district, praying that the Mail may pass over the Trent bridge, free of toll | 352 | | | | |
| Murphy A., and 16 others, of the district of London, praying for the establishment of District Medical Boards..... | 112 | 126 | 255 | | 255 |
| N | | | | | |
| Nelles H. W., and 69 others, of the township of Grimsby, in the district of Niagara, praying to be Incorporated for the construction of a Harbour at Grimsby..... | 88 | 100 | 102 | | 177 |
| Newlove Love, and 68 others, of the township of Albion and adjoining townships, praying for aid for roads..... | 125 | 135 | | | |
| Norton Amos, of the city of Toronto, Iron-founder, praying for Protecting Duties.... | 235 | 247 | | | |
| O | | | | | |
| O'Brien Patrick, and 100 others, of the township of Loughboro', in the Midland district, praying that no alteration may be made in a certain survey in said township..... | 117 | 133 | 148 | 209 | |
| Odum A., and 81 others, of the townships of Toronto, Chinguacousy, &c., in the Home district, praying for aid for roads and bridges | 99 | 103 | | | 337 |

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| | | | | Report. | Bill. |
| PETITIONS of | | | | | |
| O'Grady Rev. W. J..... | 246 | | 255 | 305 | |
| Oliver George, and 578 others, of the town of Kingston, praying for protection against the monopoly of the Penetentiary..... | 90 | 101 | 196 | 300 | |
| Oliver George, and 50 others, of the town- ship of Vespra, praying for aid for roads.. | 150 | 162 | | | |
| Overfield M., and 22 others, Stockholders in the Desjardin's Canal Company, praying for a farther loan to said Company..... | 99 | 108 | 127 | | |
| Owston William, and 123 others, of the district of Newcastle, praying for protection against Foreign Imports..... | 52 | 71 | 72 | | |
| P | | | | | |
| Palmer Edwy, and 89 others, of the township of Hillier, praying for Provincial Loan Notes | 270 | 281 | 275 | | |
| Palmer Gideon, and 86 others, of the Western district, praying for aid for roads..... | 46 | 54 | | | 337 |
| Parks William, and 35 others, remonstrating against a certain petition, and praying for the division of the Midland District..... | 52 | 55 | 55 | | 78 |
| Patrick William P., and Joseph Easton, Exec- utors of the estate of the late T. Stoyell, praying that a bill may be passed relating to settling the affairs of said estate..... | 171 | 183 | 228 | | 314 |
| Pautash, and 20 others, Indians, residing at Rice and Mud Lakes, in the district of New- castle, praying that their Game may not be destroyed on their Hunting Grounds, nor the Fish killed at certain Seasons..... | 39 | 53 | 55 | | 249 |
| Pelton Rollin H., and 56 others, of the districts of London and Niagara, praying for an Act of Incorporation..... | 125 | 134 | 138 | | |
| Perdue John, and 15 others, of Chinguacousy, in the Home district, praying for aid for roads | 99 | 108 | | | 337 |
| Perry Ebenezer, (1) and 32 others, of the Mid- land district, praying for the appointment of an Inspector of Imported Leather..... | 132 | 146 | | | |
| Perry Ebenezer, (2) and 11 others, of the town of Cobourg, praying for amendment in the Law authorising Banks to recover from In- dorsers..... | 206 | 218 | | | |
| Perry John, Senior, and 23 others, of the town- ships of Essa and Innisfil, in the county of Simcoe, praying for aid for roads..... | 193 | 207 | | | 337 |
| Persons Elam, and 41 others, of the county of Hastings, praying for the division of the Mid- land District..... | 46 | 54 | | | |
| Peterson Samuel, and 49 others, of the township of Ameliasburgh, praying that a certain sur- vey may be confirmed..... | 96 | 106 | 109 | | 263 |
| Pettit George, and 44 others, of the townships of Saltfleet and Binbrooke, in the district of Gore, praying for aid for roads..... | 99 | 108 | | | 337 |
| Pierce, Dumble and Hore, contractors for canal at Bobcagean Falls, praying for remu- neration..... | 20 | 33 | 34 | 301 | |
| Portt William, and 109 others, of the townships of Richmond and Tyendinaga, in the Mid- land district, praying for aid for roads..... | 89 | 100 | | | 337 |
| Poore John, and 435 others, of the townships of Esquesing, Nassagaweya, &c., in the county of Halton, praying for a division of the district of Gore..... | 150 | 164 | 176 | | |
| Poore John, and 480 others, of the above townships, praying for Protecting Duties on Agricultural Products Imported from U. S.. | 150 | 164 | 176 | 200 | 250 |
| President, and Board of Police, Brockville, praying for greater encouragement to induce persons to volunteer as Firemen..... | 138 | 147 | | | |
| President, &c. East York Agricultural Society, praying for the further encouragement of such Societies..... | 253 | 269 | | | |

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| | | | | Report. | Bill. |
| President, and Directors of Fire and Life Assurance Company, praying for amendment in their Charter..... | 186 | 195 | 195 | | 199 |
| Price Samuel, Senior, and 28 others, of Toronto, county of York, praying for aid for roads..... | 105 | 122 | | | 337 |
| Priestman Matthew, and 94 others, of Etobicoke, &c., in the Home district, praying for aid to build a bridge over the Humber—(last Session)..... | | | 210 | | |
| Pringle A., and 8 others, creditors of the Kingston Bank, praying for relief in regard to the late Kingston Bank..... | 216 | 227 | 228 | | |
| Prior Charles, and 16 others of this Province, praying to be Incorporated for improvement of Gananoque and Wiltsie Creek..... | 71 | 84 | | | |
| Purdy William, and 254 others, of the townships of Ops, Mariposa, Cartwright and Reach, praying to be confirmed in certain Mill Privileges..... | 32 | 40 | 195 | 398 414 | |
| Putnam William, and 24 others, of the district of London, praying for aid for roads..... | 171 | 183 | 184 | | 337 |
| R | | | | | |
| Ramsay George, (1) and 12 others, of the township of Tecumseth, in the county of Simcoe, praying for aid for roads..... | 88 | 99 | | | 337 |
| Ramsay George, (2) and 34 others of the townships of West Gwillimbury and Tecumseth, in the county of Simcoe, praying for aid for roads..... | 99 | 108 | | | 337 |
| Rappelje A. A., and 26 others, in the vicinity of Long Point, Lake Erie, praying for a further grant for Long Point Canal..... | 251 | 262 | 262 | 307 | |
| Rawn Peter, and 156 others, of the townships of Albion, Caledon, Adjala, &c., praying for aid for roads..... | 204 | 213 | | | 337 |
| Rea Thomas, Senior, and 80 others, of the township of Ops, in the district of Newcastle praying for aid for roads..... | 143 | 155 | | | 337 |
| Rees Doctor, (1) of the city of Toronto, praying that report on his petition be considered..... | 46 | 54 | 55 | 191 | |
| Rees Doctor, (2) of Toronto, praying for the establishment of a Scientific Institute in this Province..... | 359 | 382 | | | |
| Reid James, and 27 others, of the Western district, praying for the increase of Stock of the Commercial Bank..... | 158 | 176 | 177 | | 187 |
| Reid John, and 26 others, of the town of Brockville, complaining of the Election of David Jones, Esq., for said Town..... | 19 | 32 | 36 | | |
| Reid Robert, and 64 others, of Peterborough, in the district of Newcastle, praying for a Police in Peterborough..... | 192 | 207 | 214 | | 232 |
| Reid William, Senior, and 53 others, of the county of York, complaining of the expulsions of W. L. Mackenzie, Esq., and praying for compensation for expenses incurred in endeavoring to obtain a redress of their grievances..... | 150 | 162 | 286 | 415 | |
| Reid William, Senior, and 59 others of the Home district, praying that Yonge Street may be Macadamized..... | 197 | 208 | | | |
| Reikie James, of the township of Georgina, in the Home district, praying for authority as an Executor..... | 108 | 123 | 124 | | |
| Reynolds Ebenezer, Sheriff of the Western district, praying for a salary..... | 251 | 262 | 271 | | |
| Reynolds Reuben, and 100 others, of the district of Prince Edward, praying that Hallowell and Picton may be united..... | 90 | 101 | 102 182 | | |
| Rexford Ensign, and 52 others, of the township Zorra, praying for aid for roads..... | 25 | 37 | 38 | 292 | 337 |

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| | | | | Report. | Bill. |
| PETITIONS of | | | | | |
| Richards Owen, Light House Keeper, Point Peter, praying for a salary..... | 238 | 251 | 251 | | |
| Ridley George Neville, and 93 others, of the town of Belleville, county of Hastings, praying for increase of Stock of Commercial Bank..... | 70 | 83 | | | 187 |
| Robertson D., and 68 others, of the township of Matilda, in the county of Dundas, praying that no towing-path may be made from Longue Sault to Prescott..... | 246 | 254 | 255 | | |
| Robertson William, and 5 others, Trustees for building Black Friars' Bridge, in the town of London, praying to be reimbursed for moneys expended on said bridge..... | 154 | 167 | 168 | | |
| Robinson William, and 22 others, of the township of Lansdowne, county of Leeds, praying for aid to build a bridge over a ravine... | 372 | 387 | | | |
| Roe John, J. P., and 97 others, of the townships of Plantaganet, Alfred and Clarence, in the district of Ottawa, praying that said district may not be divided..... | 75 | 92 | 208 | | |
| Roe William, and 50 others, of the Home district, praying for an increase of Stock of Commercial Bank..... | 158 | 175 | 177 | | 187 |
| Rolls Charles, M. D., and 28 others, of the district of Gore, praying that Druggists may undergo examination..... | 70 | 88 | 85 | | |
| Rolph George, Esq., and 2 others, of West Flamborough, in the district of Gore, praying aid for roads..... | 269 | 275 | | | 337 |
| Rubridge Charles, and 936 others, of the district of Newcastle, praying for division of said district..... | 45 | 53 | 55 | | |
| Rubridge C., and 190 others, of Upper Canada, praying that a certain road may be surveyed on the North side of Rice Lake, leading from the Eastward to Toronto..... | 171 | 182 | 184 | | |
| S | | | | | |
| Sackrider Henry, and 74 others, of the township of Norwich, in the district of London, praying for Protecting Duties on Imports from U. S..... | 91 | 101 | 187 | 307 | 307 |
| Sanson James, and 19 others, of the township of Orillia, in the county of Simcoe, praying for aid for roads..... | 231 | 239 | 239 | | 337 |
| Sawyer Joseph, and 23 others, of the Missis-saugua tribe of Indians, residing on the River Credit, praying against the sale of Spirituous Liquors to Indians..... | 82 | 98 | 96 | | |
| Schofield J. L., and 106 others, of the townships of Emily and Montague, district of Johnstown, praying for aid for roads..... | 131 | 146 | 291 | | 337 |
| Schofield Peter, and 63 others, of the county of Leeds, praying to be Incorporated..... | 117 | 133 | | | |
| Scollard Maurice, Administrator of the late Francis Collins, praying for payment for a supposed claim of the late F. Collins..... | 319 | 335 | 338 | | |
| Scollick William, and 69 others, of the townships of Garrafraxa, Woolwich, Nichol and Waterloo, praying for aid to build a bridge over a Creek, in the township of Waterloo.. | 246 | 254 | 269 | | |
| Secor Peter, and 105 others, of the townships of Markham and Scarborough, praying for aid for roads..... | 99 | 108 | | | 337 |
| Sellick John, and 135 others, of the county of Grenville, district of Johnstown, praying for a Protecting Duty on Imports from U. S... | 167 | 167 | 184 | | |
| Shannon James, and 137 others, Cordwainers, of the city of Toronto, praying that a Tax may be imposed on Shoes and Boots imported from U. S..... | 288 | 298 | | | |

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| | | | | Report. | Bill. |
| Shepherd Joseph, and 2 others, Trustees of the Farmers' Store House, in the city of Toronto, praying for a corporate capacity..... | 87 | 46 | 47 | | |
| Shontz Christian, and 70 others, of the townships of Waterloo, Wilmot and Dumfries, in the county of Halton, praying that the district of Gore may not be divided..... | 155 | 175 | 176 | | |
| Simpkins William, and 115 others, of the township of Loughborough, in the county of Frontenac, praying to be relieved from the effects of an erroneous survey..... | 25 | 37 | 46 | | 98 |
| Slater William T., late of the Queen's Rangers, praying redress for losses..... | 45 | 54 | 67 | | |
| Smalley Arad, and 52 others, of North Gwillimbury, in the Home district, praying for aid for roads..... | 206 | 218 | | | 887 |
| Smith Jeremiah, and 44 others, of the township of King, in the Home district, praying that their Agent may be remunerated..... | 341 | 353 | 353* | | |
| Smith John, and 16 others, of the township of Wainsleet, district of Niagara, praying for a new County Town..... | 150 | 162 | 189 | 415 | |
| Smith John D., and 106 others, of the village of Port Hope and vicinity, praying for the erection of a Light House on Gull Island... | 206 | 208 | 208 | | |
| Smyth John, of the city of Toronto, in the Home district, praying for redress of grievances | 246 | | 342 255 | | |
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| Wilkinson Thomas, and 4 others, of the township of Essa, in the county of Simcoe, praying for aid for roads. | 112 | 126 | | | 337 |
| Williams Hurlbert, and 6 others, of the township of Ameliasburgh, in the district of Prince Edward, praying that a certain petition relating to a survey in said township may not be entertained. | 108 | 123 | 123 | | |
| Williams John, and 223 others, of the township of Thorold, in the district of Niagara, praying that the Welland Canal Company may be compelled to erect and keep in repair bridges over said canal. | 143 | 155 | | | |
| Willson David D., and 170 others, of the township of Norwich, in the district of London, praying for the establishment of a Loan Bank | 305 | 322 | | | 337 |
| Willson Moses, and 45 others, of the Province of U. C., praying same as above. | 131 | 146 | 168 | | |
| Wilson Charles, and 11 others, of the township of Mosa, praying for aid for roads. | 216 | 226 | | | 337 |
| Wilson Crowell, Esq., and 41 others, of the townships of Crowland, Humberstone and Bertie, in the district of Niagara, praying for a turnpike road. | 45 | 53 | | | |
| Wilson Crowell, and 16 others, of the township of Willoughby, in the district of Niagara, praying for a new site for the District Town. | 104 | 120 | 138 | | |
| Wilson William, and 24 others, of the district of London, praying the Legislature to extend the time for commencing the operations of the Port Dover Harbour Company. | 171 | 188 | | | |
| Wiltzie James, and 228 others, of the county of Leeds, district of Johnstown, praying to be incorporated for the improvement of Gananoque and Wiltzie Creek. | 71 | 84 | 85 | | |
| Winans M. S., and 136 others, of the counties of Oxford and Norfolk, praying for a division of the London District. | 45 | 53 | | | |
| Wingfield R. and 124 others, of the townships of Guelph, Eramosa and Puslinch, in the district of Gore, praying for amendment of Court of Requests Law. | 269 | 274 | | | |
| Woolven Jeremiah, and 63 others, of the townships of Bayham, &c., praying that the district of London, be erected into a separate District. | 20 | | | | |
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† Mr. Gilchrist, from the Committee to wait upon His Excellency, the Lieutenant Governor, with the address of this House on the subject of a survey of lands affected by the mill dam of William Purdy, in Ops, reported delivering the same, and that His Excellency had been pleased to make the following answer thereto:

"GENTLEMEN,
I will direct a competent Surveyor to undertake the Survey requested in this address."

