
JOURNAL

House of Assembly.

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Sess. 1831.

JOURNAL
OF THE
House of Assembly
OF
UPPER CANADA.

From the 7th January to the 16th March, 1831:
(BOTH DAYS INCLUSIVE)

IN THE FIRST YEAR OF THE REIGN OF
KING WILLIAM THE FOURTH.

Being the First Session of the Eleventh Provincial Parliament.

ARCHIBALD McLEAN, Esq.—Speaker.

Sess. 1831.



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

YORK:

JOHN CAREY.

1831.

1st. Session, --- 11th Parliament.

1st. William IV. 1831.

PROCLAMATION.

UPPER CANADA.

J. COLBORNE,
LIEUTENANT GOVERNOR.

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

To our beloved and faithful Legislative Councillors, of our Province of Upper Canada, and to our Knights, Citizens and Burgesses of our said Province, to our Provincial Parliament, at our Town of York, on the 12th day of April instant, to be commenced, held, called and elected, and to every of you—

GREETING.

WHEREAS, on the sixth day of March last, We thought fit to prorogue Our Provincial Parliament to the 12th day of April, instant, at which time, at our Town of York, you were held and constrained to appear.

Proclamation proroguing the Provincial Parliament to 15th of May.

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

IN TESTIMONY WHEREOF, We have caused these our letters to be made patent, and the great seal of our said Province to be hereunto affixed: Witness our trusty and well beloved SIR JOHN COLBORNE, K. C. B. Lieutenant Governor of our said Province, and Major General Commanding our Forces therein at York, this fifth day of April, in the year of our Lord one thousand eight hundred and thirty, and in the eleventh year of our Reign.

J. C.

By Command of His Excellency.

HENRY J. BOULTON,
Attorney General.

D. CAMERON,
Secretary.

Proc. prorog. Prov. Parli- ment to 24th June.

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

Proc. prorog. Prov. Parli- ment to 29th July.

BY a further Proclamation of His Excellency Sir John Colborne, K. C. B. Lieutenant Governor of the Province of Upper Canada, dated the twenty-second day of June, one thousand eight hundred and thirty, the meeting of the Legislative Council and House of Assembly stands further prorogued to the twenty- ninth day of July next ensuing.

Proc. prorog. Prov. parlia- ment to 4th September.

BY a further Proclamation of His Excellency Sir John Colborne, K. C. B. Lieutenant Governor of the Province of Upper Canada, dated the twenty-seventh day of July one thousand

eight hundred and thirty, the meeting of the Legislative Council and House of Assembly stands further prorogued to the fourth day of September next ensuing:

BY a further Proclamation of His Excellency Sir John Colborne, K. C. B. Lieutenant Governor of the Province of Upper Canada, dated the third day of September, one thousand eight hundred and thirty, the meeting of the Legislative Council and House of Assembly stands further prorogued to the ninth day of October next ensuing.

Proc. prorog. Prov. Parli- ment to 9th October.

Upper Canada.

J. COLBORNE,
LIEUTENANT GOVERNOR.

PROCLAMATION.

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 LOVING SUBJECTS IN OUR SAID PROVINCE OF UPPER CANADA—

GREETING :

WHEREAS, We have thought fit, by and with the advice of our Executive Council, to Dissolve this present Provincial Parli- ament, which stands prorogued to Saturday the ninth day of Octo- ber next, We do, for that end, publish this our Royal Proclama- tion, and do hereby Dissolve the said Provincial Parliament accord- ingly, and our Legislative Councillors, and the Knights, Citizens, and Burgesses of our said Province, are discharged from their meet- ing and attendance on the said Saturday the ninth day of October next: and We being desirous and resolved, as soon as may be, to meet our People, and have their advice in our Provincial Parli- ament, do hereby make known to all our loving Subjects our Royal Will and pleasure to call a new Provincial Parliament: And We do hereby further declare, that with the advice of our Executive Council, we have given orders that Writs shall forthwith issue in due form and according to law for summoning and calling together a new Assembly in and for the said Province—And we do hereby, also, by this our Royal Proclamation under our Great Seal of our said Province, require Writs forthwith to be issued accord- ingly, for Summoning and calling together an Assembly in and for our said Province, who are to serve in the said Provincial Parliament to be duly returned, and to give their attendance in our said Pro- vincial Parliament, which Writs are to be returnable on Friday the twenty-ninth day of October next.

Proc. dissol- ving Provinci- al parliament.

IN TESTIMONY WHEREOF, We have caused these our letters to be made patent, and the Great Seal of our said Pro- vince to be hereunto affixed.—Witness our trusty and well belov- ed SIR JOHN COLBORNE, K. C. B. Lieutenant Governor of our said Province, and Major General Commanding our Forces therein, at York, this tenth day of September, in the year of our Lord one thousand eight hundred and thirty, and in the First year of our Reign.

J. C.

By His Excellency's Command.

HENRY J. BOULTON,
Attorney General.

D. CAMERON,
Secretary.

UPPER CANADA.

J. COLBORNE,

LIEUTENANT GOVERNOR.

PROCLAMATION.

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

To our beloved and faithful Legislative Councillors of our Province of Upper Canada, and to our Knights, Citizens and Burgesses of our said Province, to our Provincial Parliament, at our Town of York, on the twenty-ninth day of October instant, 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 Town and day aforesaid, to be present for the purposes therein mentioned—NEVERTHELESS, for certain causes and considerations, Us there- especially moving, our said Assembly at and upon the said twenty-ninth day of October instant, We have thought fit to prorogue, so that you, and every of you, on the said twenty-ninth day of October instant, at our said Town to appear, are not 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 Wednesday the seventeenth day of November now next ensuing, at our Town of York, 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 favor of God, may be ordained.

IN TESTIMONY WHEREOF, We have caused these our letters to be made patent, and the great seal of our said Province to be hereunto affixed.—Witness our trusty and well beloved SIR JOHN COLBORNE, K. C. B. Lieutenant Governor of our said Province, and Major General Commanding our Forces therein at York, this twenty-fifth day of October, in the year of our Lord one thousand eight hundred and thirty, and in the First year of our Reign.

J. C.

By Command of His Excellency in Council.

HENRY J. BOULTON,

Attorney General.

D. CAMERON,

Secretary.

BY a further proclamation of His Excellency Sir John Colborne, K. C. B. Lieutenant Governor of the province of Upper Canada, dated the tenth day of November, one thousand eight hundred and thirty, the meeting of the Legislative Council and House of Assembly stands further prorogued to the seventeenth day of December next ensuing.

Proclamation prorog. Provincial Parliament to 17th December.

UPPER CANADA.

J. COLBORNE,

LIEUTENANT GOVERNOR,

PROCLAMATION.

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.

Proc. convening the Prov. Parliament on 7th January.

To our beloved and faithful Legislative Councillors of our province of Upper Canada, and to our Knights, Citizens and Burgesses of our said province, to our provincial parliament at our town of York, on the seventh day of December instant, to be commenced, held, called and elected, and to every of you—GREETING:

WHEREAS, by our proclamation bearing date the tenth day of November last, we thought fit to prorogue our provincial parliament to the seventeenth day of December instant, at which time at our town of York, you were held and constrained to appear:

NOW KNOW YE, that we, taking into our royal consideration the ease and convenience of our loving subjects, have thought fit, by and with the advice and consent 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 Friday the seventh day of January next ensuing, you meet us in our provincial parliament at our town of York, FOR THE ACTUAL DESPATCH OF PUBLIC BUSINESS, there to take into consideration the state and welfare of our said province of Upper Canada, and therein to do as may seem necessary, and herein fail not.

IN TESTIMONY WHEREOF, we have caused these our letters to be made patent, and the great seal of our said province to be hereunto affixed.—Witness our trusty and well beloved SIR JOHN COLBORNE, K. C. B. Lieutenant Governor of our said province, and Major General Commanding our forces therein, at York, this fourth day of December, in the year of our Lord one thousand eight hundred and thirty, and in the first year of our reign.

J. C.

By Command of His Excellency.

HENRY J. BOULTON,

Attorney General.

D. CAMERON,

Secretary.

PROVINCE OF }
UPPER CANADA }

SATURDAY, 8th JANUARY, 1831.

HOUSE OF ASSEMBLY.

FRIDAY, 7th JANUARY, 1831.

Clerk administers the oath to 42 Members.

At 12 o'clock this day, James Fitzgibbon, Esquire, Clerk of Assembly, one of the Commissioners authorized to administer the oath, prescribed by the statute, to the Members returned to serve in the present Parliament, attended in the Chamber of Assembly and administered the oath to forty two Members, viz :

Names of Members and Counties represented.	From what County, Town or Riding	NAMES OF MEMBERS.
	Glengarry,	Alexander McMartin & Alexander Fraser,
	Prescott & Russel,	Donald McDonald,
	Stormont,	Archibald McLean,
	Dundas,	Peter Sharer,
	Grenville,	Richard Duncan Frazer & Edward Jessup,
	Leeds,	William Buell, jun. & Matthew H. Howard,
	Brockville,	Henry Jones,
	Carleton,	John Bower Lewis,
	Lanark,	William Morris,
	Frontenac,	Hugh Christopher Thomson,
	Kingston,	Christopher Alexander Hagerman,
	Hastings,	Reuben White & James Hunter Samson,
	Lennox & Addington,	Peter Perry & Marshall Spring Bidwell,
	Prince Edward,	Asa Werden & John Roblin,
	Northumberland,	Archibald McDonald,
	Durham,	John Brown & George Strange Boulton,
	York, (County)	Jesse Ketchum & William Lyon Mackenzie,
	York, (Town)	William Botsford Jarvis,
	Simcoe,	William Benjamin Robinson,
	Middlesex,	Mahlon Burwell & Roswell Mount,
	Norfolk,	Duncan McCall & William Wilson,
	Oxford,	Charles Ingersoll;
	Essex,	William Elliott & Jean Baptiste Maçon.
	Wentworth,	John Willson & Allan N. MacNab,
	Halton,	William Chisholm,
	Haldimand,	John Brant,
	Niagara,	Henry John Boulton,
	Lincoln,	Robert Randal, William Crooks & Bartholomew C. Beardsley.

Black Rod delivers His Excellency's commands for attendance of House at bar of Leg. Coun. House proceeds to legislative council chamber.

At 3 o'clock, 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, Reverend Chaplain, and Serjeant at Arms, with the Members present, proceeded without delay to the Legislative Council Chamber.

The Honorable the Speaker of the Legislative Council then said—

Honorable Gentlemen of the Legislative Council, and

Gentlemen of the House of Assembly,

Speaker of Leg. council declares His Excellency's pleasure that the house return and choose a Speaker and that he be presented to his Excellency at 3 o'clock P. M. to-morrow.

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 that shall be so chosen, to His Excellency in this House, on to-morrow, at three o'clock in the afternoon, for his approbation.

House returns.

The members then returned to the Chamber of the Assembly, and having taken their seats,

Mr. McLean chosen Speaker.

Mr. Morris, seconded by Mr. Thomson, moved that Mr. McLean, a member for the County of Stormont, should be chosen as Speaker.

Which was carried.

Speaker acknowledges the honor conferred on him.

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

The House then adjourned till two o'clock to-morrow.

THE House met pursuant to adjournment.

At 3 o'clock, P. M. 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.

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 should be granted by His Excellency in the most ample manner.

Mr. John Willson gives notice that he will move, on Saturday next, for leave to bring in a bill for the purpose of making valid certain marriages heretofore contracted in this province.

Mr. Attorney General gives notice that he will move, on Monday next, for leave to bring in a bill to enable the ministers of all religious denominations to celebrate the ceremony of matrimony between persons of their respective persuasions.

Mr. VanKoughnett gives notice that he will, on Tuesday next, move for leave to bring in a bill to repeal the laws now in force granting poundage to the Receiver General, and to provide a salary for that officer in lieu thereof.

Mr. Van Koughnett gives notice that he will, on Wednesday next, move for leave to bring in a bill to prevent the consumption of spirituous liquors within shops.

The Speaker then informed the House 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 :

Honorable Gentlemen,

and Gentlemen,

Since the prorogation of the provincial parliament we have had to lament the demise of our late most Gracious Sovereign; an affliction which has spread through the British Empire the deepest sorrow and regret.

In opening this session I cannot but draw your attention to the declaration of the King, on his succeeding to the throne of his ancestors. It will be long borne in mind by his faithful and loyal subjects, and will best convey to you His Majesty's resolution to rely upon the advice and zealous co-operation of Parliament, in his anxious endeavours, under the blessing of divine providence, to protect the liberties of the people, and to promote their happiness.

The immediate prospects of the Colony, I am persuaded, you will consider favourable to exertion on the part of the Legislature, in reference to the progress of your commercial intercourse with the parent state, the increasing revenue, and the tide of emigration, which has recently turned with so much profit and advantage to Upper Canada.

It may be unnecessary to advert to the successful results expected from perfecting the communication between the great Lakes, the value of an uninterrupted inland navigation being now fully appreciated; but I must remark, that the efforts which are directed to accomplish this important object, and to complete the Rideau Canal before the close of the next Autumn, suggests the expediency of introducing, without delay, such alterations in your system of constructing highways as will enable the agriculturists of the more remote townships to participate in the commerce carried on by the population established near the shores of the Lakes; and repair in some degree the public and individual loss sustained by their exclusion from a market, where the demand for the produce of this country far exceeds the supply.

Gentlemen of the

House of Assembly,

The usual statement of the Revenue and Expenditure and Estimates for the present year shall be laid before you.

Honorable Gentlemen,

and Gentlemen,

You will give your consideration to the acts which are about to expire.

Speech of His Excellency at the opening of the session,

The Returns and Reports prepared for your examination clearly point out the effect of the measures which have been adopted to ensure an active prosecution of public works, and to foster the institutions organized with the sanction of the Legislature, and I trust that the course pursued with that view, the encouragement and protection afforded to emigrants of every description, and a judicious application of means to improve, gradually, your internal navigation, cannot fail to accord with the wishes and interests of the people, and greatly to augment a class of settlers who have been accustomed to love and venerate our constitution; and whose labor, enterprise and capital are essentially contributing to advance the prosperity and welfare of the province.

Speech of His Excellency to be taken into consideration on Monday.

Mr. Morris, seconded by Mr. McMartin, moves that it be resolved that this House will, on Monday next, take into consideration the Speech of His Excellency the Lieutenant Governor from the Throne at the opening of the present session.

Ordered.

Two hundred copies of speech to be printed.

Mr. Morris, seconded by Mr. Maçon, moves that two hundred copies of His Excellency's speech at the opening of parliament, this day, be printed for the use of members.

Ordered.

Petition of Arthur Youmans and others brought up

Mr. Perry brought up the petition of Arthur Youmans, and others, freeholders of the county of Prince Edward; which was laid on the table.

Petition of Thos. Whitesides and others bro't up.

Mr. Mackenzie brought up the petition of Thomas Whitesides, William Patterson and Thomas Kennedy, Commissioners of the Kennedy road, and others, of the Township of Scarborough, Home District; which was laid on the table.

Petition of Daniel K. Servos and others brought up.

Mr. John Willson brought up the petition of Daniel K. Servos, and others, of Saltfleet and Binbrook, in the Gore District; which was laid on the table.

Petition of Walter Boswell and others brought up.

Mr. Samson brought up the petition of Walter Boswell, and others, magistrates of the Newcastle District; which was laid on the table.

Notice of bill to abolish imprisonment for debt in certain cases.

Mr. Attorney General gives notice that he will, on Monday next, move for leave to bring in a bill for abolishing imprisonment for debt in certain cases, and for the amendment of the law in cases of insolvent debtors.

Notice of Select committee on laws respecting the Court of requests.

Mr. Morris gives notice that he will, on Monday next, move for the appointment of a select committee, to consider the laws now in force which regulate the court of requests, and to report thereon by bill or otherwise.

Notice of Bill to appoint commissioners to Lower Canada.

Mr. Morris gives notice that he will, on Tuesday next, move for leave to bring in a bill to appoint commissioners to meet the commissioners on the part of Lower Canada; to treat on matters of mutual interest to both Provinces.

Clerk to report on Monday next, relative to the printing of the Journals.

Mr. MacNab, seconded by Mr. John Willson, moves that it be resolved that the Clerk do report to the House on Monday next, if any contract has been entered into by him for the printing of the journals of the House of Assembly for the last session, and whether the same hath been fulfilled—and why the journals are not now ready to be delivered to the honourable members of this House.

Ordered.

Notice of Ballooting for standing committee on improvements of highways and bridges.

Mr. Jarvis gives notice that he will, on Monday next, move for the appointment, by ballot, of a standing committee to take into consideration the most effectual method of improving the highways and bridges in this province together with all matters relating thereto: the said committee to consist of eleven persons.

Notice of Select Committee on expiring Laws.

Mr. McMartin gives notice that he will, on Tuesday next, move for a select committee to examine what laws have expired or are about to expire, and to report by bill or otherwise.

Notice of Committee of whole on the administration of Justice in common Law Courts.

Mr. Solicitor General gives notice that he will, on Monday the seventeenth day of January instant, move that the House do resolve itself into a committee of the whole, to take into consideration the administration of justice in the common law courts of this province.

Notice of Felons' Counsel Bill.

Mr. Bidwell gives notice that he will, on Monday next, move for leave to bring in a bill to allow persons tried for felony the benefit of full defence by counsel.

Notice of Sheriff's appointment bill.

Mr. Samson gives notice that he will, on Tuesday next, move for leave to bring in a bill to regulate the appointment to, and holding of, the office of Sheriff in the several districts of this province.

Adjourned.

MONDAY, 10th JANUARY, 1831.

THE House met.

Prayers were read.

The minutes of Friday and Saturday were read.

Mr. Solicitor General brought up the petition of Thomas Markland, Esquire, and eighty-eight others, of the town of Kingston; which was laid on the table.

Petition of Thomas Markland, Esq. and others brought up.

Mr. Beardsley brought up the petition of Jonathan Stevenson, of Caistor, in the Niagara District; which was laid on the table.

Petition of Jon. Stevenson of Caistor bro't up.

Mr. Solicitor General brought up the petition of Barnabas Bidwell, and thirty-one others, of the town of Kingston, which was laid on the table.

Petition of Barnabas Bidwell and others brought up.

Mr. Elliott brought up the petition of John Warren, Esquire, of the Township of Bertie, in the county of Haldimand; which was laid on the table.

Petition of John Warren, Esq. brought up.

Mr. Burwell brought up the petition of Ira Scofield, and one hundred and forty others, of the London District; which was laid on the table.

Petition of Ira Scofield and others brought up.

Mr. McCall brought up the petition of Joseph Ryerson, Esq. and one hundred and forty-nine others, of the county of Norfolk; which was laid on the table.

Petition of Jos. Ryerson, Esq. and others brought up.

Mr. Burwell brought up the petition of Ira Scofield, and one hundred and fifty-four others, of the London District; which was laid on the table.

Petition of Ira Scofield & others brought up.

Mr. Jessup brought up the petition of the Rev'd. Henry Patton, and four hundred and thirty-six others, of the townships of Augusta, Oxford, Woolford, Marlborough and Montague, in the Johnstown District; which was laid on the table.

Petition of the Rev. Henry Patton and others brought up.

Mr. Ketchum brought up the petition of John Goessman, of the town of York; which was laid on the table.

Petition of J. Goessman brought up.

Mr. Thomson brought up the petition of George Simmons, and three hundred and forty-nine others, of the town of Kingston, and vicinity; which was laid on the table.

Petition of George Simmons & others brought up.

Mr. R. Fraser brought up the petition of Lawrence Baker, of Edwardsburgh, in the county of Grenville; which was laid on the table.

Petition of Lawrence Baker brought up.

Mr. John Willson, seconded by Mr. Burwell, moves that the postage on all letters and communications to and from members during the session, including those by the mail of the sixth instant, be made an item in the contingent accounts.

Motion for postage of all letters to and from members to be charged in contingent account.

In amendment, Mr. Attorney General, seconded by Mr. Jarvis, moves that all after the word "moves" in the original motion be expunged, and the following inserted, "that the postage of letters to and from each member of this House may be paid each day during the session by the clerk of this House as a part of the contingencies."

In amendment that the postage be paid daily.

Which was lost.

Lost.

The original question was then put and carried.

Original question carried.

Mr. Mackenzie, seconded by Mr. Ketchum, moves that it be resolved, that the Executive Government of this province has not been entrusted with the power to control, regulate or prescribe to this House the religious duties, exercises and ceremonies of its members, nor to incorporate the peculiar tenets of any religious sect or denomination with the civil institutions of the country, nor to appoint a chaplain to this House, nor pay a chaplain so appointed; but that this House has a right to appoint its own chaplain.

Motion for resolution that the Executive Government have no power to appoint a chaplain to this House.

In amendment Mr. Morris, seconded by Mr. A. Fraser, moves that the whole of the original resolution after the word "Resolved" be expunged, and the following inserted:

Amendment moved.

"That Messrs. Thomson, Samson, Chisholm and Jarvis be a committee to consider how far it is expedient for this House to appoint its own officers, and that the said committee have power to send for persons and papers, and to report by bill or otherwise."

That a select Committee be appointed to consider and report on appointment of officers.

Mr. John Willson, seconded by Mr. MacNab, moves that the question be not now put.

Previous question.

On which the House divided, and the yeas and nays were taken as follows:—

House divides.

YEAS.			Yeas 23.
Messrs. Atty. General, Brant, Burwell, Chisholm, W. Crooks, Duncombe, Elliott, Ingersoll,	Jarvis, Lewis, A. McDonald, McMartin, MacNab, Maçon, Mount, Robinson,	Roblin, Samson, Solr. General, VanKoughnett, Werden, J. Willson, W. Wilson—23.	

NAYS.			Nays 18.
Messrs. Beardsley Bidwell, Cook, A. Fraser, R. Fraser, Howard,	Jessup, Jones, Ketchum, McCall, D. McDonald, Mackenzie,	Morris, Perry, Randal, Shaver, Thomson, White—18.	

The question was carried in the affirmative by a majority of five, and the main question was not then put.

Question carried, main question not put.

Motion for dispensing with services of Chaplain till right of appointing is decided. Mr. Mackenzie, seconded by Mr. Ketchum, moves that it be resolved, that until this House shall decide where the right to appoint a chaplain lies, the services of a chaplain be dispensed with, and the fourth rule of this House suspended.

House divides. On which the House divided, and the yeas and nays were taken as follows:—

Yeas 13. **YEAS.**
 Messrs. *Beardsley, Bidwell, Buell, Howard, Ketchum,*
McCall, A. McDonald, D. McDonald, Mackenzie, Perry,
Randal, Roblin, Shaver—13

Nays 28. **NAYS.**
 Messrs. *Attorney General, Brant, Burwell, Chisholm, Cook, W. Crooks, Duncombe, Elliott, A. Fraser, R. Fraser,*
Ingersoll, Jarvis, Jessup, Jones, Lewis, McMartin, MacNab, Maçon, Morris, Mount,
Robinson, Samson, Solr. General, Thomson, VanKoughnett, White, J. Willson, W. Wilson—28.

Lost. The question was decided in the negative by a majority of fifteen.

Motion for employing a reporter. Mr. Beardsley, seconded by Mr. McCall, moves that it is expedient to employ a reporter or reporters to report the debates and votes of this House the present session.

Amendment moved that newspapers be furnished to members. In amendment Mr. W. Crooks, seconded by Mr. Brant, moves that the whole of the original motion after the word "moves," be expunged, and that it be resolved, "that, instead of employing reporters to this house, the clerk be authorised to furnish each member of this House with the papers published in this town during the present session."

Amendment Lost. Which was lost.

On Original Question the house divides. On the original question the House divided, and the yeas and nays were taken as follows:—

Yeas 10. **YEAS.**
 Messrs. *Beardsley, Bidwell, Buell, Duncombe,*
Howard, Jones, McCall, Perry,
Roblin, Shaver—10.

Nays 29. **NAYS.**
 Messrs. *Attorney General, Brant, Burwell, Chisholm, Cook, W. Crooks, A. Fraser, R. Fraser, Ingersoll, Jarvis,*
Jessup, Ketchum, Lewis, A. McDonald, Mackenzie, McMartin, MacNab, Morris, Mount, Randal,
Robinson, Samson, Solr. General, Thomson, VanKoughnett, Werden, White, J. Willson, W. Wilson—29.

Original question Lost. The question was decided in the negative by a majority of nineteen.

Motion for resolving that to read a bill previous to reporting Speech, is no breach of rule, but a matter of privilege. Mr. Attorney General, seconded by Mr. Ingersoll, moves that it be resolved, that in accordance with the ancient usages of the Imperial Parliament upon the meeting of the House of Commons, after a prorogation, or upon the calling of a new Parliament, it is meet and proper for the assertion and maintenance of the privileges of this house that a bill should be read for the opening of the session before the report of the speech of the King's Representative, or before the House proceed on any other business, and that the reading of a bill for this purpose is a matter of privilege and not in violation of the 32nd rule of this House.

House divides. On which the House divided, and the yeas and nays were taken as follows:—

Yeas 11. **YEAS.**
 Messrs. *Attorney General, Beardsley, Bidwell, Buell,*
Ingersoll, Jones, Lewis, Perry,
Thomson, VanKoughnett, Werden—11.

Nays 27. **NAYS.**
 Messrs. *Brant, Burwell, Chisholm, Cook, W. Crooks, Duncombe, Elliott, A. Fraser, R. Fraser,*
Howard, Jessup, Ketchum, McCall, A. McDonald, D. McDonald, Mackenzie, McMartin, MacNab,
Maçon, Mount, Randal, Robinson, Roblin, Shaver, White, J. Willson, W. Wilson—27.

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

Mr. Mackenzie, seconded by Mr. Ketchum, moves that it be resolved, that the ministers of the different christian congregations of this town, be requested to say prayers in the House of Assembly during the present Parliament, under such an arrangement as may be made by the Speaker. Motion for resolution that ministers of different denominations say prayers during session.

On motion of Mr. VanKoughnett, the order of the day was proceeded in. Order of day proceeded in.

Agreeably to notice, Mr. Attorney General, seconded by Mr. Ingersoll, moves for leave to bring in a bill to enable the ministers of all religious denominations to celebrate the ceremony of matrimony, between persons of their respective persuasions. Motion for leave to bring in marriage celebration bill.

In amendment Mr. Bidwell, seconded by Mr. Werden, moves that all the words in the original motion be expunged, after the word moves, and the following inserted—that a select committee be appointed to draw and report to this House a bill to make valid certain marriages heretofore solemnized, and to authorize the Clergymen of all the different denominations of christians in this Province to solemnize matrimony between all persons not under any legal disqualification to contract the same, and that Messrs. Attorney General and Perry, be a committee to draw and report the same. Proposed amendment.

On which the House divided, and the yeas and nays were taken as follows:— House divides on the amendment.

Yeas 12. **YEAS.**
 Messrs. *Bidwell, Buell, Duncombe, Howard,*
Ketchum, McCall, Mackenzie, Perry,
Roblin, Shaver, Werden, White—12.

Nays 27. **NAYS.**
 Messrs. *Attorney General, Beardsley, Brant, Burwell, Chisholm, W. Crooks, Elliott, A. Fraser, R. Fraser,*
Ingersoll, Jarvis, Jessup, Jones, Lewis, A. McDonald, D. McDonald, McMartin, MacNab,
Maçon, Mount, Randal, Robinson, Samson, Thomson, VanKoughnett, J. Willson, W. Wilson—27.

The amendment was decided in the negative by a majority of fifteen. Amendment Lost.

The original question was then put, and carried, and the bill was read a first time and ordered for a second reading on Thursday next. Original question carried & bill read.

Agreeably to the order of the day the House went into the consideration of His Excellency's speech at the opening of the present session. House in consideration of his Excellency's speech

Mr. Solicitor General, seconded by Mr. Burwell, moves that it be resolved, that an humble address be presented to His Excellency the Lieutenant Governor, thanking His Excellency for his gracious speech from the throne at the opening of the present session of the Legislature. Resolution relative to answer to speech at opening of Session.

Assuring His Excellency that this House participate in the deep sorrow and affliction which the demise of our late most gracious Sovereign has spread through the British Empire, an affliction which finds its greatest alleviation in the reflection, that the Crown of Great Britain has descended to a monarch who, on succeeding to the throne of his ancestors, has declared his resolution to rely upon the advice and zealous co-operation of Parliament, in His Majesty's anxious endeavours, under the blessing of divine providence, to protect the liberties of his people and to promote their happiness: a declaration which will be long borne in grateful remembrance by his majesty's faithful and loyal subjects. Resolution relative to address in answer to speech at opening of session.

That it will be the constant endeavour of this House to advance, by every means in their power, the progress of our commercial intercourse with the parent state, which with the tide of emigration which has recently turned to Upper Canada, is so eminently calculated to advance the prosperity of the Province.

That this House are fully sensible of the necessity which exists of turning their attention to such alterations in the system of constructing the highways of the Province, as will enable the agriculturists of the more remote townships to participate in the commerce carried on by the population established near the shores of the lakes, and which cannot fail to be greatly benefited and facilitated by the completion of the great works in progress for effecting a water communication between the great lakes—the value and importance of which communication are fully appreciated by this House.

That this House will take into their most attentive consideration the estimates and expenditure for the present year so soon as the public accounts are laid before them.

That this House will give their attention to the acts which are about to expire.

That this House will apply their best consideration to the returns and reports prepared for their examination, shewing the effect of the measures which have been adopted to ensure an active

Resolution relative to address in answer to speech at opening of session.

prosecution of the public works, and to foster the institutions organized with the sanction of the Legislature, and that this House participate in the hope expressed by His Excellency, that the course pursued with that view, the encouragement and protection afforded to emigrants of every description, and a judicious application of means to improve gradually the internal navigation of the Province, will be found to accord with the wishes and interests of the people, and greatly to augment a class of settlers who have been accustomed to love and venerate our constitution, and whose labor, enterprise and capital are essentially contributing to advance the prosperity and welfare of the Province.

Which was ordered.

Select Committee appointed to draft an address in answer to speech

Mr. Solicitor General, seconded by Mr. Barwell, moves that the Attorney General and Mr. VanKoughnett be a committee to draft and report an address to His Excellency the Lieutenant Governor, in pursuance of the resolutions of this House.

Which was ordered.

Clerk to lay on the table statement of affairs of his office.

Mr. MacNab, seconded by Mr. Samson, moves that it be resolved, that the clerk of this House do, on Friday next, lay upon the table a statement of the affairs of his office, shewing the various items of expense—and whether any, and if so, what increase has taken place in the expenses of the several sessions during the last two Parliaments, and the number and names of the several clerks by him employed, the dates of their appointments, the order in which they now take precedence, the time each has been employed during the session, and who, and for what time each of them may have been employed during the recess, and the sum paid to each for their respective services during each session and recess.

Which was ordered.

Bill to prevent imprisonment for debt in certain cases read 1st time.

Agreeably to notice, Mr. Attorney General, seconded by Mr. W. Wilson, moves for leave to bring a bill to prevent imprisonment for debt in certain cases, and to amend the laws relative to insolvent debtors.

2nd reading Thursday.

Which was granted, and the bill read and ordered for a second reading on Thursday next.

Bill to be printed.

Mr. Perry, seconded by Mr. Bidwell, moves that one hundred copies of the bill just read be printed for the use of members.

Which was ordered.

Clerk lays on table report on printing Journals.

Agreeably to the order of the House, the clerk laid upon the table his report relative to the printing of the journals of the last session.

The report and bond were read.

(See appendix, report and bond.)

Resolution and report of clerk on printing Journals of last session referred to select committee.

Mr. MacNab, seconded by Mr. VanKoughnett, moves that the resolution and report of the clerk on the subject of the printing of the journals of the last session, be referred to a select committee, to consist of Messrs. Samson, H. J. Boulton, John Willson, of Wentworth, and Robinson, and that they have power to send for persons and papers, and to report on the same.

Which was ordered.

Notice of bill to remove site of London District school

Mr. Burwell gives notice that he will, on to-morrow, move for leave to bring in a bill to repeal the law which requires that the District School for the London District shall be opened and kept at the town of Vittoria, and that the said District School shall in future be opened and kept in the town of London, in the London District.

Notice of Select Committee on erection of Penitentiary.

Mr. Thomson gives notice that he will, on Monday next, move for the appointment of a select committee to consider the propriety of establishing a penitentiary within this province.

Notice of resolutions respecting returns from Treasurer and Clerk of the Peace of Niagara District.

Mr. Beardsley gives notice that he will, on tomorrow, move for the adoption of the two following resolutions:

1st. Resolved, that an humble address be presented to his Excellency the Lieutenant Governor, requesting that His Excellency will be pleased to direct the treasurer of the District of Niagara to cause to be laid before this House, with as little delay as practicable, a statement in detail of the amount of money paid him as treasurer of said District, or paid into the treasury thereof, on account of taxes collected from the inhabitants thereof, or for or on account of fines and forfeitures, or for or on any other account whatsoever; and also how the same has been appropriated.

And also, that His Excellency will be pleased to direct the clerk of the peace of the District of Niagara to lay before this House a statement of the amount of the annual emoluments of his office, as clerk, since he was appointed to the same—also, a detailed statement for what fees and charges the same has accrued, and if any annual allowance has been made him by the Court of Quarter Sessions of said District, or money paid him for services rendered by him as clerk, what has been the amount thereof, and for what services respectively the same has been paid.

Notice of Resolution relative to receipt and expenditure of certain revenues.

Mr. Mackenzie gives notice that he will, on to-morrow, move a resolution requiring information from His Excellency relative to the receipt and expenditure of certain parts of the revenue raised in this Province.

Notice of Libel law amendment bill.

Mr. Mackenzie gives notice that he will, on to-morrow, move for leave to bring in a bill to amend the law of libel.

Mr. Mackenzie gives notice that he will, on to-morrow, move for the appointment of a select committee to inquire into the state of the representation of the people in this House.

Mr. Mackenzie gives notice that he will, on Thursday next, move that the House do resolve itself into a committee of the whole to take into consideration those sections of the constitutional act which have reference to the appointment and powers of the Legislative Council.

Mr. Mackenzie gives notice that he will, on tomorrow, move a resolution requiring the Bank of Upper Canada to give this House the information required in the first report of the select committee on the state of the currency, last session.

Mr. Mackenzie gives notice that he will, on tomorrow, move an address to His Excellency for information relative to the estate of the late William Weeks.

Mr. Mackenzie gives notice that he will, on to-morrow, move that the Welland Canal Company be required to give a report of their transactions during the past year, agreeably to the provisions of the canal act of last session.

Mr. MacNab gives notice that he will, on Monday next, move for leave to bring in a bill to repeal certain parts of an act passed in the second year of his late Majesty's reign, 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," and further to regulate the practice of the several District Courts in this Province, and to extend the jurisdiction of the same.

Mr. Beardsley gives notice that he will, on Thursday next, move for leave to bring in a bill for the regulation of juries, and to repeal the first, second and eighth clauses of an act passed in the 34th year of the reign of His Majesty King George the Third, entitled "an act for the regulation of juries."

Mr. Jarvis gives notice that he will, on to-morrow, move for leave to bring in a bill vesting in trustees the market square, in the town of York.

Mr. Buell gives notice that he will, on to-morrow, move for leave to bring in a bill to alter the mode of voting at elections.

Mr. Bidwell gives notice that he will, to-morrow, move for leave to bring in a bill for the more equal distribution of the property of persons dying intestate within this province.

Mr. Bidwell gives notice that he will, to-morrow, move for leave to bring in a bill for the more easy recovery of dower within this province.

Mr. Attorney General gives notice that, on Tuesday next, he will move that an humble address be presented to the Lieutenant Governor, praying that His Excellency will cause to be laid before this House a return from the several Sheriffs of this province, of the lands which have been sold by them in their respective districts, for default of payment of the wild land assessment tax, and remaining unredeemed, specifying the quantity of land sold for the payment of the taxes due upon each lot or parcel of land, the name of the purchaser of each parcel of land sold, and the amount of taxes and costs received under each sale, and that His Excellency will be pleased to direct the different Sheriffs of this province not to complete any of the sales which may have taken place within their districts, until the end of the present session of Parliament.

Mr. Attorney General gives notice that he will, on Wednesday next, move that an humble address be presented to the Lieutenant Governor, praying that His Excellency will cause a return to be laid before this House of the number of suits commenced in the several courts of this Province during the year ending the 31st day of December, 1830, and exhibiting in the King's Bench the sum recovered, the costs incurred and payable to the attorney, the counsel, the clerk of the crown, the sheriff, clerk of assize, witnesses and other persons.

In the District Court, the sums recovered and the costs incurred and to whom payable, whether judge, attorney, counsel, clerk, sheriff, or other officer or person.

In the Court of Requests, exhibiting the number of suits commenced in each division, the sums sought to be recovered, the sums recovered, the costs incurred, and to whom payable and the number of witnesses examined.

Mr. Samson gives notice that he will, on Monday the seventeenth instant, move for leave to bring in a bill to amend the laws now in force in this province relative to the assessment on wild lands, and to regulate the expenditure of the said assessment.

Mr. Solicitor General gives notice that he will, on to-morrow, move a select committee to prepare an address of condolence to His Majesty on the demise of our late revered Sovereign, Lord George the Fourth, and of congratulation to His most gracious Majesty, on his succession to the throne of his ancestors.

Adjourned.

Notice of Select committee on representation.

Notice of motion for committee of the whole on appointment and powers of Leg. Council.

Notice of resolution requiring a certain statement from Bank of Upper Canada.

Notice of address for information on Weeks' estate.

Notice of motion for report from Welland Canal Company.

Notice of District court bill.

Notice of Jury regulation bill.

Notice of York Market-place bill.

Notice of election bill.

Notice of estate's distribution bill.

Notice of Dower bill.

Notice of address for returns from Sheriffs, of lands sold under the assessment act.

Notice of address to His Excellency for returns of all suits commenced, fees received, &c. &c. in the several courts in this province, during the year 1830.

Notice of bill to regulate the expenditure of monies raised by assessment on Wild lands.

Notice of address of Condolence.

TUESDAY, 11th JANUARY, 1831.

THE House met.

Prayers were read.

The minutes of yesterday were read.

Petition of Singleton Gardiner and others bro't up.

Mr. Mount brought up the petition of Singleton Gardiner; and thirty-one others, of the townships of Mosa, Ekfrid, Carradoc and Delaware; which was laid on the table.

Petition of James G. Strobridge brought up.

Mr. MacNab brought up the petition of James G. Strobridge; which was laid on the table.

Petition of Wm. Devenish and others bro't up.

Mr. Mackenzie brought up the petition of William Devenish and three others, of the township of Scarborough, in the Home District; which was laid on the table.

Petition of James G. Bethune and others bro't up.

Mr. A. McDonald brought up the petition of J. G. Bethune and two thousand one hundred and fifty-six others, of the Newcastle District; which was laid on the table.

Petition of Philip Huffman and others brought up.

Mr. Samson brought up the petition of Philip Huffman and one hundred and sixty-seven others, of the county of Hastings, in the Midland District; which was laid on the table.

Motion for Select Committee to examine and report on appointment of officers of this House.

Mr. Samson, seconded by Mr. White, moves that a select committee be appointed to examine whether this House has the right to appoint its own officers, with power to send for persons and papers, and to report thereon by bill or otherwise, and that Messrs. J. Willson, Morris, Thomson and MacNab do compose the same.

Amendment to above motion.

In amendment, Mr. Mackenzie, seconded by Mr. Ketchum, moves that after the word "that" in the original motion the whole be expunged, and the following inserted—"it be resolved, that the executive government of this province has not been entrusted with the power to control, regulate or prescribe to this House the religious duties, exercises and ceremonies of its members, nor to appoint a chaplain to this House; but that this House has the right to appoint its own chaplains, or to dispense with the services of a chaplain at its discretion."

House divides on amendment.

On which the House divided, and the yeas and nays were taken, as follows:—

Yeas 18.	Messrs. <i>Beardsley, Bidwell, Buell, Cook, Howard,</i>	YEAS. <i>Ketchum, McCall, A. McDonald, Mackenzie, Perry,</i>	<i>Randal, Roblin, Shaver—13.</i>
Nays 28.	Messrs. <i>Attorney General, Berczy, Brant, Burwell, Chisholm, W. Crooks, Duncombe, Elliott, A. Fraser, R. Fraser,</i>	NAYS. <i>Ingersoll, Jarvis, Jessup, Lewis, D. McDonald, McMartin, MacNab, Macon, Mount, Robinson,</i>	<i>Samson, Sol'r. General, Thomson, VanKoughnett, Werden, White, J. Willson, W. Wilson—28.</i>

Question of amendment lost.

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

House divides on original question.

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

Yeas 29.	Messrs. <i>Attorney General, Berczy, Brant, Burwell, Chisholm, W. Crooks, Duncombe, Elliott, A. Fraser, R. Frazer,</i>	YEAS. <i>Ingersoll, Jarvis, Jessup, Lewis, D. McDonald, McMartin, MacNab, Macon, Mount, Robinson,</i>	<i>Roblin, Samson, Solicitor General, Thomson, VanKoughnett, Werden, White, J. Willson, W. Wilson—29.</i>
Nays 12.	Messrs. <i>Beardsley, Bidwell, Buell, Cook,</i>	NAYS. <i>Howard, Ketchum, McCall, A. McDonald,</i>	<i>Mackenzie, Perry, Randal, Shaver—12.</i>

Original question carried.

The question was carried in the affirmative by a majority of seventeen.

Committee to draft address in answer to speech reported draft.

Mr. Attorney General, from the Committee appointed to draft an address, in conformity to the resolution of this House, in answer to the speech of his Excellency the Lieutenant Governor, at the opening of the present session, reported a draft which was received and read twice.

House goes into committee of whole on address.

Mr. Attorney General, seconded by Mr. Berczy, moves that this House do now resolve itself into a committee of the whole, to take into consideration the address of this House to his Excellency the Lieutenant Governor, in answer to the speech of his Excellency from the throne at the opening of this session of Parliament.

Which was carried, and Mr. Thomson was called to the chair. The House resumed.

Mr. Thomson reported the address amended.

The report was received, and the address was ordered to be engrossed and read a third time this day.

Agreeably to the order of the day the petition of Arthur Youmans, and twenty others, freeholders of the county of Prince Edward, complaining of the undue election and return of Asa Werden, as a member to represent the said county in the present parliament, and praying that the matter contained in said petition might be investigated by the House; and that the name of the said Asa Werden might be caused to be struck out from the said return and instead thereof that the name of Paul Peterson might be inserted; and that such other measures might be taken as the House in its wisdom may deem most proper and effectual to prevent a recurrence of such an outrage upon the people's rights—The petition of Thomas Whitesides, William Patterson, and Thomas Kennedy, commissioners of the Kennedy road, and sixty-seven others, of the township of Scarborough, in the Home District, praying for a grant of seventy pounds to be expended on the said road, commonly called Kennedy road—The petition of D. K. Servos, and thirty-eight others, inhabitants of Saltfleet and Binbrook, in the Gore District, complaining of an erroneous line having been run as the boundary between the rear of Saltfleet and the front of Binbrook aforesaid, which, as the matter now stands, is likely to create much difficulty among the inhabitants settled along the said line, and praying for relief in the premises; and the petition of Walter Boswell, Esquire, and thirty-two others, magistrates of the Newcastle District, representing that a Gaol and Court-House, well constructed and convenient for all its intended purposes, has been erected by order of a building committee appointed by the whole body of magistrates at the general sessions, near to the site of the old Gaol and Court-House, on an elevated and commanding situation, nearly on a direct line dividing the district into two equal parts, east and west, its geographical limits and population being equally balanced on either side, in the centre of the increasing village of Amherst, and praying that should the House be of opinion that they have proceeded under an erroneous impression of an act of parliament relating to gaols and court-houses, yet, if their proceedings have been fair, open, and without taint or corruption, and manifestly for the public benefit, that the House in its wisdom may pass an act legalizing the proceedings of the petitioners—were read.

Mr. John Willson, seconded by Mr. Berczy, moves that the petition of Daniel K. Servos, and others, of the townships of Saltfleet and Binbrook, be referred to a select committee, and that Messrs. MacNab and William Crooks do form the said committee, with power to send for persons and papers, and to report by bill or otherwise.

Ordered.
Mr. Samson, seconded by Mr. White, moves that the petition of Walter Boswell, and others, be referred to a select committee, to be composed of Messrs. Morris and Thomson, with power to send for persons and papers, and to report thereon by bill or otherwise.

Ordered.
Mr. Perry, seconded by Mr. Bidwell, moves that it be resolved, that this House will proceed to take into consideration the petition of Arthur Youmans, and others, freeholders of the county of Prince Edward, complaining of the undue election and return of Asa Werden, Esq. member of the present parliament, on Wednesday the twenty-sixth day of the present month, at 12 o'clock.

Ordered.
Mr. Perry, seconded by Mr. Bidwell, moves that it be resolved, that the speaker be directed to furnish the parties concerned in the several controverted elections, which are or may be during the present session referred to the consideration of the House, 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.

In amendment, Mr. Thomson, seconded by Mr. Samson, moves that all after the word "moves," in the original motion, be expunged, and the following inserted—"that three commissioners be appointed for the purpose of examining witnesses in the county of Prince Edward relative to the last election for that county."

Carried.
Original question as amended put and carried.

Mr. John Willson, seconded by Mr. MacNab, moves that it be resolved, that it is expedient that a clerk of committees should be appointed whose duty it will be to attend at the table and read resolutions, bills, and other documents, when the house is in committee of the whole, under the direction of the chairman, for the time being; and at other times to write in the office of the clerk, under the direction of the clerk, or attend upon select committees as time and circumstances may warrant.

On which the House divided, and the yeas and nays were taken as follows:—

Messrs. <i>Att'y. General, Berczy, Brant, Chisholm, W. Crooks, Elliott, A. Fraser, R. Fruser,</i>	YEAS. <i>Ingersoll, D. McDonald, Mackenzie, McMartin, MacNab, Macon, Mount, Randal,</i>	<i>Roblin, Samson, Shaver, Sol'r. General, Thomson, Werden, White, J. Willson—24.</i>
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Address amended. 3d reading to day.

Petition of Arthur Youmans and 20 others read.

Petition of Thos. Whitesides and others road commissioners read.

Petition of D. K. Servos and others read.

Petition of Walter Boswell and others read.

Petition of D. K. Servos and others referred to Sel. Committee.

Petition of W. Boswell & others referred to Select Committee.

Petition of Arthur Youmans and others to be considered on the 26th inst. at noon.

Motion for Speaker to furnish writs of summons for witnesses on contested elections.

In amendment Commissioners to be appointed to examine witnesses on Prince Edward election. Amendment carried.

Motion for appointment of a Committee Clerk.

House divided.

Yeas 24.

Nays 16.

Messrs. Beardsley,
Bidwell,
Baell,
Burwell,
Cook,
Duncombe,

NAYS.

Howard,
Jarvis,
Ketchum,
Lewis,
McCall,
A. McDonald,

Perry,
Robinson,
VanKoughnett,
W. Wilson—16.

Mr. Attorney General, seconded by Mr. Berczy, moves that Messrs. MacNab and Samson be a committee to wait upon the Lieutenant Governor to know when it will be His Excellency's pleasure to receive this House with the address to His Excellency in answer to the speech of His Excellency from the throne.

Committee appointed to know when His Excellency will receive the house with address.

Ordered.

Agreeably to notice Mr. Jarvis, seconded by Mr. Robinson, moves that a standing committee, consisting of eleven members, be formed by ballot to take into consideration the most effectual method of improving the roads and bridges in this province, and all matters relating thereto, with power to send for persons and papers; and that the said committee, when formed, be requested to report to this House at as early a period as possible; which was carried and the ballot proceeded in, when the following members were chosen:

Standing committee on roads and bridges appointed by ballot.

Messrs. Morris, D. McDonald, W. Crooks, Burwell, Thomson, Ketchum, Chisholm, Jessup, A. McDonald, Maçon and VanKoughnett.

Names drawn.

Mr. Perry gives notice that he will, on Thursday next, move for leave to bring in a bill to repeal and reduce to one act of Parliament the several laws of this province for the appointment and defining the duties of parish and township officers.

Notice of parish and Township officer's bill.

Mr. Mackenzie gives notice that, on to-morrow, he will move for leave to bring in a bill to repeal so much of the act 31st Geo. 3d, chap. 31, as excludes from seats in this House Quakers, Methodists and Tunkers.

Notice of Quakers relief bill.

Mr. Samson gives notice that he will, on to-morrow, move that the clerk do read that part of the journals of last session which relates to the petition of Samuel P. Jarvis, and the report thereon.

Notice of reading Journals on petition of S. P. Jarvis.

Mr. Elliott gives notice that he will, on Thursday next, move for leave to bring in a bill for dividing, in certain cases, estates held by tenants in common, joint tenants, and tenants in coparcenary.

Notice of joint tenants bill.

Mr. Jarvis gives notice that he will, to-morrow, move for the reading of that part of the journals of last session, relating to the petition of Alexander Wood and Thomas Stoyell, of the Town of York, for vesting in trustees the market square, in the said town.

Notice for reading Journals on petition of Alex. Wood & Thos. Stoyell.

Agreeably to notice Mr. Bidwell, seconded by Mr. Perry, moves that he have leave to bring in a bill to allow persons tried for felony the benefit of full defence by counsel, and to regulate, in some other respects, the criminal practice in the courts of this Province.

Felon's counsel bill read a first time and ordered for a second reading to-morrow.

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

Second reading to-morrow.

Mr. Berczy gives notice that he will, on Thursday next, move for leave to bring in a bill for establishing in this province, a registry of baptisms, marriages and deaths.

Notice of bill for Registry of Baptisms &c.

Mr. Berczy gives notice that he will, on Thursday next, move for leave to bring in a bill for establishing a market in the town of Amherstburgh, and also wharfage fees whensoever a public wharf shall be erected in the said town.

Notice of Amherstburgh market bill.

Adjourned.

WEDNESDAY, 12th JANUARY, 1831.

THE House met.

Prayers were read.

The minutes of Yesterday were read.

Mr. Maçon brought up the petition of Charles Berczy and fifteen others, of Amherstburgh, which was laid on the table.

Petition of Chas. Berczy and others brot up.

Mr. Ingersoll brought up the petition of Roswell Mount, Esquire, of the Township of Carrodock, in the London District; which was laid on the table.

Petition of Roswell Mount, Esq. brot up.

Mr. William Wilson brought up the petition of Gabriel Colver, and 356 others, of the Eastern section of the London District; which was laid on the table.

Petition of Gabriel Colver & others brot up.

Mr. Samson brought up the petition of Daniel Lobdell, and nineteen others of the County of Hastings; which was laid on the table.

Petition of Daniel Lobdell & others, brot up.

Mr. MacNab, from the Select Committee appointed to wait upon 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 was pleased to name the hour of one P. M. this day.

Committee reports that his Excellency will receive the house with address in answer to speech at one P. M. this day.

Agreeably to the order of the day, the petition of Thomas Markland, Esq. and eighty-eight others of the Town of Kingston, praying that authority may be given by law for the establishment of a Bank in the said Town of Kingston. The Petition of Jonathan Stevenson, of Caistor, in the Niagara District; praying for a pension, in consequence of his services in the militia during the late war with the United States of America. The Petition of Barnabas Bidwell, Esq. and thirty-one others of the Town of Kingston, praying that an Act may be passed incorporating said Town. The Petition of John Warren, Esq. of the County of Lincoln, com-

Petitions of Thos. Markland and 88 others, Jonathan Stevenson, B. Bidwell, Esq. and 31 others, and of John Warren, Esq. read

Question carried.

The question was carried in the affirmative by a majority of eight.

Motion for appointment of J. M. A. Cameron as such Clerk.

Mr. John Wilson, seconded by Mr. MacNab, moves that it be resolved, that John M. A. Cameron, of Hamilton, in the county of Wentworth, in the District of Gore, be the clerk of committees to this House during its pleasure, agreeably to the resolution just adopted.

An amendment proposed to the foregoing motion.

In amendment Mr. Perry, seconded by Mr. Jarvis, moves that after the word "resolved" in the original motion, the whole be expunged, and the following inserted, "that a select committee be appointed to examine and report to this House who in their opinion is a fit and proper person to fill the office of under clerk in this House, and that Messrs. Bidwell, Jarvis, W. Wilson and Beardsley do compose said committee."

Previous question moved.

Mr. Bidwell moved the previous question, viz. that the question be not now put.

Amendment Lost.

Which was lost.

Original question put and carried.

The original question was then put and carried.

Address in answer to speech read third time and passed.

Agreeably to the order of the day the address to his Excellency the Lieutenant Governor in answer to his speech from the throne at the opening of the present session, was read the third time, passed, and signed, and is as follows:—

Address in answer to speech.

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

MAY IT PLEASE YOUR EXCELLENCY—

We, His Majesty's dutiful and loyal subjects, the Commons of Upper Canada, in Provincial Parliament assembled, in thanking your Excellency for the gracious Speech with which it has pleased your Excellency to open the present session of the Legislature, beg leave to assure your Excellency that we participate in the deep sorrow and affliction which the demise of our late most gracious Sovereign has spread through the British Empire; an affliction which finds its greatest solace in the reflection that an illustrious member of that House, which for more than a century has wielded the sceptre of that Empire, whereof we are proud of being a part, has succeeded to the throne of his ancestors, declaring his resolution to rely upon the advice and zealous co-operation of Parliament in His Majesty's anxious endeavours, under the blessing of divine providence, to protect the liberties of his people, and to promote their happiness; a declaration which will long be borne in grateful remembrance by His Majesty's faithful and loyal subjects.

We also desire to assure your Excellency that it will be our constant endeavour to advance, by every means in our power, the progress of our commercial intercourse with the parent state, which, with the tide of emigration which has recently turned to Upper Canada, is so eminently calculated to advance the prosperity of the Province.

We are fully sensible of the necessity which exists of introducing without delay such an improved system in the mode of constructing our highways as will enable the agriculturists of the more remote townships to participate in that rapidly increasing commerce which is now carried on by an inland navigation capable of being rendered, by the completion of those extensive public works now in progress for connecting the great waters upon our frontier, second to none on the face of the habitable globe.

Our most attentive consideration will be applied to the estimates and expenditure of the present year, so soon as the public accounts shall be laid before us, and the several acts which are about to expire will also receive our particular attention.

The returns and reports prepared for our examination, shewing the effect of the measures which have been adopted to ensure an active prosecution of the public works, and to foster the institutions organized with the sanction of the Legislature, will likewise engage our best deliberations; and we participate in the hope expressed by your Excellency, that the course pursued with that view, the encouragement and protection afforded to emigrants of every description, and a judicious application of means to improve gradually the internal navigation of the Province, will be found to accord with the wishes and interests of the people, and greatly to augment a class of settlers who have been accustomed to love and venerate our constitution, and whose labor, enterprise and capital are essentially contributing to advance the prosperity and welfare of this portion of His Majesty's dominions.

ARCHIBALD McLEAN,
Speaker.

Commons' House of Assembly, }
11th day of January, 1831. }

Petition of John Warren, Esq. read.

plaining of the undue Election and return of John Brant, Esq. as a member to serve in the present parliament, for the County of Hal- dimand, and of partiality in the conduct of the Returning Officer, at the late Election for the said County, and praying that the mat- ters set forth in his petition may be investigated by the House, and the return of the said John Brant be declared null and void; and that Petitioner may take his seat, or such other relief in the pre- mises as to the House may seem meet. The petition of Ira Scho- field and one hundred and forty others of the London District, set- ting forth that no Schoolhouse was ever erected in the Town of Vittoria, and that the public District School has not been kept at the said Town of Vittoria since the destruction of the Gaol and Court House by fire, although the statute 59th Geo. 3d Chap. 4th so directs; and as the District town has been removed from Vit- toria to London, and as a very convenient house has been erected for the purpose of a District School in the latter place, they pray that the above mentioned Statute may be repealed, and the said District School established by law in the Town of London. The

Petition of Ira Schofield and 140 others read.

Petition of Joseph Ryerson and 149 others read.

Petition of Joseph Ryerson, Esq. and one hundred and forty-nine others, of the County of Norfolk, setting forth the great inconveni- ence felt by the inhabitants of that part of the District of London, which has been settled for nearly thirty years, by the removal of the Courts of Justice to so remote a part of the District and refer- ring the matter to the favorable consideration of the Legislature, and praying that His Excellency the Lieutenant Governor, or per- son administering the Government, may be authorised to declare by proclamation the County of Norfolk, as originally constituted, and such part of said District as may seem meet, a separate Dis- trict so soon as the inhabitants shall have built a Gaol and Court

The petition of Ira Schofield and 154 others read.

Petition of the Rev. Henry Patton and 436 others.

House at Vittoria. The petition of Ira Schofield, and one hundred and fifty-four others, of the London District, praying for a grant of money to be expended on the proof line road leading through the Township of London, and on the road leading from Saint Thomas's to Kettle Creek Harbour, on Lake Erie. The petition of the Rever- end Henry Patton, and four hundred and thirty-six others, of the Townships of Augusta, Oxford, Wolford, Marlborough and Mon- tague, in the Johnstown District, complaining of suffering severe privations from the want of a good road from the Saint Lawrence to the River Rideau, and praying that the House will take their case into consideration, and grant to them such sum of money as may be sufficient to improve said road, for about twenty miles through a wilderness. The petition of John Goessman of the Town of York, clerk to the Farmers' store house company, praying for an act of Incorporation for said Company. The petition of George Simmons and three hundred and forty-nine others of the Town of Kingston, praying that the House may sanction any application that may be made by certain inhabitants of the Town of Kingston for the establishment of a Commercial Bank in that Town, and the petition of Lawrence Baker, of Edwardsburgh, in the county of Grenville, stating that he was wounded at the commencement of the revolu- tionary war; of which wound he has never perfectly recovered, and being at present in a very destitute situation, prays that a pension may be granted him, were read.

Petition of John Goessman read.

Petition of Geo. Simmons and 349 others read.

Petition of Lawrence Baker of Edwardsburgh read.

House to con- sider the peti- tion of John Warren, Esq. on 27th inst.

Mr. Elliott, seconded by Maçon, moves that it be resolved that this House will proceed to take into consideration the petition of John Warren, Esq. complaining of the undue Election and return of John Brant, Esq. member of the present parliament, on thursday, the twenty-seventh day of the present month, at one o'clock in the afternoon of same day.

Ordered.

Petition of John Goessman referred to Select Committee.

Mr. Ketchum, seconded by Mr. R. D. Fraser, moves that the petition of John Goessman, clerk of the Farmer's Store-house com- pany, be referred to a Select committee, to report by bill or other- wise, and that Messrs. Jarvis and Robinson be such committee.

Ordered.

Petition of Thos. Markland & others referred to Select Committee.

Mr. Solicitor General, seconded by Mr. A. Fraser, moves that the petition of Thomas Markland, and others, be referred to a select committee, to be composed of Messrs. Jones, Bidwell, Thom- son and McDonald, of Northumberland, to report thereon by bill or otherwise.

Ordered.

Kingston Town Council bill read 1st time.

Mr. Solicitor General, seconded by Mr. Jarvis, moves for leave to bring in a bill in conformity with the petition of Barnabas Bid- well, and others.

2nd reading to-morrow.

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

Speaker to furnish writs of summons for persons & papers for Hal- dimand con- tested election

Mr. Elliott seconded by Mr. Maçon, moves that it be resolved, that the Speaker be directed to furnish to the parties concerned in the controverted Election of John Brant, Esq. during the present session, referred to the consideration of this House, Writs of sum- mons under his hand and seal, for the attendance of such witnesses as may be named by the parties, and also for the production of pa- pers by such witnesses.

Ordered.

Receiver Gen- eral's pound- age repeal bill read first time.

Agreeably to notice Mr. VanKoughnet, seconded by Mr. Sam- son, moves for leave to bring in a bill to repeal the laws now in force granting poundage to the Receiver General, and to provide a salary for that officer in lieu thereof.

Second read- ing to-morrow

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

Sel. Commit- tee appointed on expiring laws

Mr. McMartin, seconded by Mr. A. Fraser, moves that it be re- solved that a select committee be appointed to examine what laws have expired and are about to expire, and to report thereon by

bills or otherwise, and that Messrs. MacNab, Ingersoll, Burwell, and Jones constitute the same.

Ordered.

Mr. R. Fraser, seconded by Mr. Jessup, moves that the petition of Lawrence Baker be referred to a select committee with power to send for persons and papers, and to report thereon by Bill or oth- erwise—and that Messrs. Solicitor General, Shaver and Cook, do constitute the same.

Ordered.

Mr. Beardsley, seconded by Mr. McCall, moves that the petition of Jonathan Stevenson be referred to a committee, to be composed of Messrs. William Crooks and John Willson, to report by bill or otherwise.

Ordered.

At one o'clock, P. M. the House waited upon His Ex- cellency the Lieutenant Governor with their 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,

I return you my thanks for this address, and receive the as- surances expressed in it with much satisfaction.

Agreeably to notice Mr. Buell, seconded by Mr. Howard, moves for leave to bring in a bill to alter the mode of voting at Elections.

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

Agreeably to notice Mr. MacKenzie, seconded by Mr. Ketchum, moves for leave to bring in a bill to amend the law of libel.

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

Agreeably to notice Mr. MacKenzie, seconded by Mr. Ketchum, moves that an humble address be presented to His Excellency the Lieutenant Governor, requesting His Excellency to inform this House of all proceedings had under the act vesting the estate of the late William Weeks in Trustees for the purposes of Education, and why the intention of the Testator has not been carried into effect, and also to give this House a statement of the condition in which the said Mr. Week's estate now is, and that Messrs. Beardsley and Ketchum be a committee to draft and report said address.

Ordered.

Mr. Beardsley, from the select committee appointed to draft an address to His Excellency the Lieutenant Governor on the sub- ject of the estate of the late Mr. Weeks, reported a draft which was received and read twice, adopted and ordered to be engrossed and read a third time this day.

Agreeably to notice, Mr. MacKenzie, seconded by Mr. Beards- ley, moves that the President and Directors of the Welland Canal Company be now required to lay before this House the accounts in detail of their receipts and expenditure, agreeably to the provisions of the 17th clause of the 9th chap. of the 10th George the Fourth.

Ordered.

Agreeably to notice Mr. Bidwell, seconded by Mr. Jones, moves for leave to bring in a bill to provide for the more equal distribu- tion of the property of persons dying intestate.

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

Agreeably to notice, Mr. Bidwell, seconded by Mr. Duncombe, moves for leave to bring in a bill to provide for the more easy re- covery of Dower.

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

Agreeably to notice, Mr. Attorney General, seconded by Mr. Werden, moves that an humble address be presented to the Lieu- tenant Governor praying that His Excellency will cause to be laid before this House a return from the several Sheriff's of this pro- vince of the Lands which have been sold by them in their respec- tive Districts for default of payment of the wild land assessment tax and remaining unredeemed, specifying the quantity of Land sold for the payment of the taxes due upon each lot or parcel of land, the name of the purchaser of each parcel of land sold; and the amount of taxes and costs received under each sale

On which the House divided and the yeas and nays were taken as follows:—

YEAS.

- | | | |
|------------------------|--------------|---------------|
| Messrs. All'y General, | Howard, | Robinson, |
| Beardsley, | Jarris, | Roblin, |
| Buell, | Jessup, | Samson, |
| Burwell, | Ketchum, | Shaver, |
| Cook, | Lewis, | VanKoughnet, |
| Elliott, | A. McDonald, | Werden, |
| A. Fraser, | Mackenzie, | W. Wilson—23. |
| R. Fraser, | McMartin, | |

Petition of Lawrence Baker referred to a Select Com- mittee.

Petition of Jonathan Ste- verson referred to Select Com- mittee.

House waits upon his Ex- cellency with address in answer to speech

His Excellen- cy's reply.

Election bill read a first time.

Second read- ing to-morrow

Libel law a- mendment bill read.

Second read- ing to-morrow

An address to be sent to his Excellency for informa- tion relative to the Estate of the late W. Weeks, Esq.

The address is reported read twice and adopted.

3d reading this day.

Welland canal company to lay before the house accounts in detail of receipts and ex- penditure.

Bill for the distribution of intestates' Es- tates, read.

Second read- ing tomorrow.

Dower bill read.

Second read- ing to-morrow

Motion for address to be sent to his Ex- cellency for returns from Sheriffs of lands sold under the wild land assess- ment laws.

Division

Yeas 23.

Nays 12.

NAYS.

Messrs. Berczy, Duncombe, Ingersoll, Jones, McCull, D. McDonald, MacNab, Macon, Mount, Solicitor General, Thomson, White—12.

Question carried.

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

Address to his Excellency on Weeks' Estate passed.

Agreeably to the order of the day, the address to His Excellency the Lieutenant Governor, on the subject of the estate of the late Mr. Weeks, was read the third time, passed and signed, and is as follows.

Address to His Excellency for information relative to the estate of the late Wm Weeks

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 request Your Excellency to cause to be laid before this House, for its information, a full, true, and particular account of all proceedings had under an act passed in the second year of His late Majesty's Reign, entitled "An act to appoint trustees to the will of William Weeks, late of York, Esquire, deceased, to carry into effect the provisions thereof" by virtue of which the estate of Mr. Weeks became vested in the Rev'd. Dr. Strachan, the Chief Justice, and the Attorney General for the purposes of Education; together with a statement of the condition in which the said Mr. Weeks' real and personal Estate now is, and the causes why the benevolent intentions of the Testator have not been carried into effect

ARCHD. M'CLEAN.

Speaker.

Common's House of Assembly, }
12th, January 1831.

Committee to wait on his Excellency with address.

Mr MacKenzie, seconded by Mr. Buell, moves that Messrs. Ketchum and A. MacDonald be a committee to wait upon His Excellency to ascertain when he will be pleased to receive the address of this House, and to present the same.
Ordered.

Select Committee appointed to draft an address on the subject of lands sold by sheriffs.

Mr. Attorney General, seconded by Mr. Werden, moves that Messrs. W. Wilson and Berczy, be a committee to draft an address to His Excellency pursuant to the resolution of this House respecting the sale of wild lands under the assessment law.
Ordered.

Motion for address to His Excellency for returns from the different courts of this province, of the number of suits commenced, costs incurred &c. &c. in the year 1830.

Agreeably to notice Mr. Attorney General, seconded by Mr. Berczy, moves that an humble address be presented to the Lieutenant Governor praying that His Excellency will cause a return to be laid before this House of the number of suits commenced in the several Courts of this province during the year ending the 31st day of December, 1830, and exhibiting in the King's Bench the sum recovered, the Costs incurred and payable to the Attorney, the counsel, the Clerk of the Crown, the Sheriff, Clerk of Assize, Witnesses and other persons.

In the District Court the sum recovered and the costs incurred—and to whom payable, whether Judge, Attorney, Counsel, Clerk, Sheriff or other officer, or Person.

In the Court of Requests, Exhibiting the number of suits commenced in each division, the sum sought to be recovered, the sum recovered, the costs incurred, and to whom payable, and the number of witnesses examined.

House divided.

On which the House divided, and the yeas and nays being taken, were as follows.

Yeas 17.

YEAS:

Messrs. Att'y. General, Howard, Randal, Beardsley, Jessup, Roblin, Berczy, Jones, Shaver, Buell, Ketchum, Thomson, Cook, Lewis, Werden—17. W. Crooks, Mackenzie,

Nays 21.

NAYS.

Brant, Jarvis, Mount, Burwell, McCull, Robinson, Duncombe, A. McDonald, Samson, Elliott, D. McDonald, Sol'r. General, A. Fraser, McMartin, VanKoughnett, R. Fraser, MacNab, White, Ingersoll, Macon, W. Wilson—21.

Question lost.

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

Clerk to read Journals on petition of S. P. Jarvis.

Agreeably to notice Mr. Samson, seconded by Mr. MacNab, moves that the Clerk read that part of the Journals of last session which relates to the petition of Samuel P. Jarvis, and the report of the committee thereon.

Which was carried and the Journal read accordingly.

Journals read.

Mr. Samson seconded by Mr. MacNab, moves that the subject of the report of the committee on the Petition of Samuel P. Jarvis be referred to a select committee to be composed of Messrs. Berczy and Vankoughnett, with leave to report thereon, by bill or otherwise.

Motion that the subject be referred to select committee.

On which the house divided, and the yeas and nays were taken as follows.

House divides.

YEAS.

Yeas 27.

Messrs. Att'y General, Ingersoll, Macon, Berczy, Jarvis, Mount, Brant, Jessup, Robinson, Burwell, Jones, Roblin, W. Crooks, Lewis, Samson, Duncombe, A. McDonald, Sol'r. General, Elliott, D. McDonald, Thomson, A. Fraser, McMartin, VanKoughnett, R. Fraser, MacNab, Werden—27.

NAYS.

Nays 13.

Messrs. Beardsley, Ketchum, Shaver, Bidwell, McCull, White, Buell, Mackenzie, W. Wilson—13. Cook, Perry, Howard, Randal,

The question was carried in the affirmative by a majority of fourteen, and ordered.

Question carried.

Agreeably to notice Mr. Jarvis, seconded by Mr. Robinson, moves the reading of that portion of the Journal of last session relating to the Petition of Alexander Wood, and Thomas Stoyell, of the Town of York.

Journal on petition of A. Wood and T. Stoyell read.

Which was carried and the Journal was read accordingly.

Mr. Jarvis, seconded by Mr. Robinson, moves for leave to bring in a bill vesting in certain trustees the property in the town of York, known by the name of the Market Square.

York market place bill read.

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

Second reading to-morrow

Mr. Attorney General gives notice that he will, on Friday next, move for leave to bring in a bill for the abolition of all oaths, religious tests, and declarations tending to the exclusion of individuals from any office, trust or Employment on account of their religious sentiments or opinions.

Notice of test abolition bill.

Mr. Attorney General, gives notice that he will, on Friday next move for leave to bring in a bill for defining the power and duty of Justices of the Peace and Coroners upon the commitment or bailment of Prisoners in Criminal cases.

Notice of bill for defining the duty of Justices of the peace &c.

Mr. Attorney General, gives notice that he will, on Friday next, move for leave to bring in a bill to prevent the expense and delay in trials at law by reason of immaterial variances between writings produced in evidence and the setting forth thereof, in any of the proceedings in the trials of causes, and to prevent the necessity of pleading or giving in evidence private acts of Parliament.

Notice of bill to prevent expense and delay at trials at law.

Mr. Jarvis gives notice that he will, on Friday next, move for leave to bring in a bill to attach and make liable for the payment of debts the property of absconding debtors.

Notice of absconding debtor's bill.

Mr. Jarvis gives notice that he will, on Friday next, move for leave to bring in a bill to alter and amend the law now in force for assigning limits to gaols in this province.

Notice of Jail limits amendment bill.

Mr. Jarvis gives notice that he will, on Friday next, move for leave to bring in a bill to compel plaintiffs, in certain cases, to give security for costs.

Notice of Plaintiff's security bill.

Mr. Mackenzie gives notice that he will, on to-morrow, move a resolution for an address to His Excellency, requiring information as to the amount of the fees, salaries, and other perquisites of the several officers of this government from whatsoever source derived.

Notice of Resolution for address to his Excellency for returns of fees, salaries &c.

Mr. Solicitor General gives notice that he will, on Wednesday next, move certain resolutions relating to the improvement of the internal navigation of the province.

Notice of resolutions on improvement of internal navigation.

Mr. Howard gives notice that he will, on to-morrow, move for leave to bring in a bill to alter and amend the existing law of this province relative to the duties on stills.

Notice of still duty bill.

Mr. Howard gives notice that he will, on to-morrow, move for leave to bring in a bill relative to imposing duties on live stock imported into this province from the United States.

Notice of live stock duty bill.

Mr. Jessup gives notice that he will, on Friday next, move for leave to bring in a bill to prevent all persons from retailing drugs and medicines who have not been licensed by the medical board in this province to practice physic and surgery and midwifery, or as apothecaries.

Notice of bill to prevent the sale of drugs and medicines without Licence.

Mr. Samson gives notice that he will, to-morrow, move that it be

Notice of resolution on division of districts.

Resolved, that the extent of certain districts of this province is a serious inconvenience and hardship of the inhabitants:

Notice of resolutions on division of district.

Resolved, that from the number of applications heretofore made, and which will probably be continued, to the legislature, for divisions of districts from various parts of the province, it is necessary that inquiry be made to ascertain if any, and where, and how, such divisions may be formed throughout the province, with the most general and permanent advantage :

Resolved, that the foregoing resolutions be transmitted to the honorable the Legislative Council with a message, requesting a conference on the subject of the same.

Adjourned.

THURSDAY, 13th JANUARY, 1831.

THE House met.

Prayers were read.

The minutes of yesterday were read.

Petition of Jonas Jones, Esq. and six others bro't up.

Mr. Attorney General brought up the petition of Jonas Jones, Esquire, and six others, of Brockville ; which was laid on the table,

Petition of Richard Hare and 187 others bro't up.

Mr. Solicitor General brought up the petition of Richard Hare and one hundred and seven others, of the Township of Haldimand, in the New-castle District, which was laid on the table.

Petition of Singleton Gardiner and 31 others read.

Agreeably to the order of the day the petition of Singleton Gardiner, and thirty-one others, of the Townships of Mosa, Ekfrid, Carradoc, and Delaware, in the London District, praying for a grant of money to be expended on the great road leading from York to Sandwich, where it passes through the aforementioned Townships ; the petition of James Gordon Stobridge, late contractor of the Burlington Bay canal, praying the House to take such measures for ascertaining the justness of his claims against the government, and for giving him relief, in the premises as may seem meet ; the petition of William Deyenish, and three others, a committee appointed by the land holders in the township of Scarborough, in the Home District, to communicate with the House of Assembly, on the suggestion for the improvement of the Highways in this Province, communicated to the public by His Excellency, the Lieutenant Governor, praying that in the event of any proposed change relative to the improvement of roads in this Province, the House will be pleased to give to a resolution, embodied in said petition, all that weight to which it seems entitled ;—the petition of James G. Bethune, and two thousand one hundred and fifty-six others, of the Newcastle District, praying for an act to be passed, authorizing the erection of a new Gaol and Court-House, for the said District, in the village of Cobourg, and the appropriation of the District funds for that purpose, and the petition of Philip Huffman, and one hundred and sixty-seven others, of the county of Hastings, in the Midland District, begging leave to call the attention of this House to a division of the Midland District, and the establishment of a new District to be formed of said county of Hastings, having Bellville for its county town, were read.

Petition of J. G. Stobridge read.

Petition of W. Deyenish and 3 others read.

Petition of J. G. Bethune and 2156 others read.

Petition of Philip Huffman and 167 others read.

Petition of Joseph Ryerson, Esq. and others referred to Select committee.

Mr. McCall, seconded by Mr. Bidwell, moves that the petition of Joseph Ryerson, Esq. and others, be referred to a select committee composed of Messrs. W. Willson, Beardsley, White and Randal, with power to send for persons and papers, and to report by bill or otherwise.

Ordered.

Journals relative to petition of J. G. Stobridge read.

Mr. McNab, seconded by Mr. Samson, moves that the clerk be directed to read that part of the Journal of last session relative to the petition of James Gordon Stobridge, and the report of the committee thereon.

Which was carried, and the Journals were read by the clerk accordingly.

Petition of Stobridge and report of select committee referred to a select committee.

Mr. MacNab, seconded by Mr. Samson, moves that the petition of James G. Stobridge, and the report of the select committee during the last session, be referred to a select committee, to consist of Messrs. John Willson and A. McDonald, and that they have power to send for persons and papers, and to report thereon by bill or otherwise.

Ordered.

Petition of Philip Huffman and others referred to select committee.

Mr. White, seconded by Mr. Roblin, moves that the petition of Philip Huffman, and others, inhabitants of the county of Hastings, respecting the division of the Midland District be referred to a committee, to be composed of Messrs. MacNab and Samson, and that they have leave to report by bill or otherwise.

Ordered.

43rd rule dispensed with and the petition of Jonas Jones, Esq. and others read.

Mr. Attorney General, seconded by Mr. A. Fraser, moves to dispense with the 43d. rule of this House so far as the same relates to the petition of Jonas Jones and others, and that the said petition be now read.

Which was carried, and the petition of Jonas Jones, Esq. and six others, members of a committee appointed at a public meeting held at Brockville, on the 10th November last, for the purpose of adopting measures relative to improving the navigation of the River Saint Lawrence, referring the House to certain documents transmitted to his Excellency the Lieutenant Governor, with the view of being by His Excellency laid before this House, and praying this House to take the subject of improving the Saint Lawrence in-

to its early consideration, and to adopt such measures for removing the difficulties of its navigation as in its wisdom may be deemed meet, was read.

Mr. Attorney General seconded by Mr. Jones moves that the petition of Jonas Jones, and others, be referred to a select committee, to be composed of Messrs Maçon, W. Crooks, and Van-Koughnett, with power to send for persons and papers, and to report by bill or otherwise.

Petition of Jonas Jones & others referred to select committee.

In amendment, Mr. McKenzie, seconded by Mr. White, moves that the name of Mr. Maçon be struck out and that of Mr. Morris inserted.

Mr. Morris' name included in lieu of Mr. Maçon.

Which was carried.

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

Mr. Samson, seconded by Mr. VanKoughnett moves for leave to bring in a bill to regulate the appointment to and holding of the office of Sheriff, in the several districts of this Province.

Sheriff's appointment bill bro't in and read.

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

Second reading to-morrow.

Mr. Thomson, seconded by Mr. Solicitor General, moves that the resolution adopted on Thursday last, relative to the Prince Edward controverted election be rescinded, and that it be resolved that the Speaker be directed to furnish the parties concerned in said 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 papers by such witnesses.

Motion that resolution relative to trying Prince Edward controverted election by commission be rescinded.

On which the House divided, and the yeas and nays were taken as follows :—

House divides.

YEAS.

Yeas 22.

Messrs. Beardsley, Bidwell, Buell, Chisholm, Cook, W. Crooks, Duncombe, Elliott,

Howard, Jones, Ketchum, McCall, A. McDonald, D. McDonald, Mackenzie, Perry,

Randal, Roblin, Shaver, Solicitor General, Thomson, White—22.

NAYS.

Nays 16.

Messrs. Atty General, Berczy, Burwell, A. Fraser, R. Fraser, Ingersoll,

Jarvis, Jessup, Lewis, McMartin, MacNab, Mount,

Robinson, Samson, VanKoughnett, J. Willson—16.

The question was carried in the affirmative by a majority of six.

Question carried.

Mr. Macnab, seconded by Mr. Attorney General, moves that it be resolved that this House will not punish any witness for his non-attendance in obedience to the Speaker's subpoena, unless it be made appear to this House that a reasonable sum has been tendered to said witness to defray his expenses.

Motion for resolution that no witness be punished for non-attendance in obedience to Speaker's summons unless his expenses are tendered him.

On which the House divided, and the yeas and nays were taken as follows :—

House divides.

YEAS.

Yeas 6.

Messrs. Atty General, Burwell,

Jarvis, Jones,

MacNab, VanKoughnett—6.

NAYS.

Nays 30.

Messrs. Beardsley, Berczy, Bidwell, Buell, Chisholm, Cook, W. Crooks, Duncombe, Elliott, A. Fraser,

Howard, Ingersoll, Jessup, Ketchum, Lewis, McCall, A. McDonald, D. McDonald, Mackenzie, Maçon,

Mount, Perry, Randal, Roblin, Samson, Shaver, Thomson, White, J. Willson—30.

The question was decided in the negative by a majority of twenty-four.

Question lost.

Agreeably to notice, Mr. Burwell, seconded by Mr. Mount, moves that the fortieth rule of this House be dispensed with in so far as that he have leave to bring in a bill to repeal the law now in force which requires that the District School for the London District shall be opened and kept at the town of Vittoria, and to enact that the said District School shall in future be opened and kept at the town of London, in the London District.

Motion for dispensing with 40th rule and bringing in bill for establishing London District school in the town of London.

In amendment Mr. McCall, seconded by Mr. White, moves that after the word "leave," in the original motion, the words "this day three months" be inserted.

Amendment to above motion.

On which the House divided, and the yeas and nays were taken as follows :—

House divides on the amendment.

Yeas 13.

YEAS.

Messrs. *Beardsley,* *McCall,* *Shaver,*
W. Crooks, *Mackenzie,* *White,*
A. Fraser, *Perry,* *W. Wilson—13.*
R. Fraser, *Randal,*
Ketchum, *Roblin,*

Nays 15.

NAYS.

Messrs. *Berczy,* *Duncombe,* *Maçon,*
Brant, *Elliott,* *Mount,*
Buell, *Howard,* *Solicitor General,*
Burwell, *Ingersoll,* *Thomson,*
Cook, *A. McDonald,* *VanKoughnett—15.*

Question of amendment lost.

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

Original question lost.

The original question was then put and lost.

Motion for resolution that an address be sent to His Excellency requesting 1st. returns from Treasurer of Niagara District.

Agreeably to notice, Mr. Beardsley, seconded by Mr. McCall, moves that it be resolved—First, that an humble address be presented to His Excellency the Lieutenant Governor requesting that His Excellency will be pleased to direct the treasurer of the District of Niagara to make out (with as little delay as practicable) a statement, in detail, of the amount of money paid him as treasurer, of said District, or paid into the treasury thereof, on account of taxes collected from the inhabitants thereof; or for, or on account of fines and forfeitures, or for, or on any other account whatsoever, and also how the same has been appropriated; and that His Excellency will be pleased to direct the said statement to be laid before this House.—Secondly, that His Excellency will be pleased to direct the clerk of the peace, of the District of Niagara, to make out a statement (with as little delay as practicable) of the amount of the annual emoluments of his office, as clerk since he was appointed to the same—also, a detailed statement for what fees and charges the same has accrued, and if any annual allowance has been made him by the court of Quarter Sessions of said District, or money paid him for services rendered by him as clerk, what has been the amount thereof, and for what services respectively the same has been paid, and that His Excellency will be pleased to direct the said statement to be laid before this House.

And secondly for returns from Clerk of Peace of said District.

The first resolution was then put and carried.

First resolution carried.

The first resolution was then put and carried.

On the second resolution House divided.

On the second resolution being put the House divided, and the yeas and nays were taken as follows:—

Yeas 22.

YEAS.

Messrs. *Beardsley,* *Jessup,* *Samson,*
Brant, *Ketchum,* *Shaver,*
Buell, *McCall,* *Thomson,*
Chisholm, *D. McDonald,* *Werden,*
Cook, *Mackenzie,* *White,*
W. Crooks, *Perry,* *W. Wilson—22.*
R. Fraser, *Randal,*
Howard, *Roblin,*

Nays 18.

NAYS.

Messrs. *Berczy,* *Jarvis,* *Maçon,*
Burwell, *Jones,* *Mount,*
Duncombe, *Lewis,* *Robinson,*
Elliott, *A. McDonald,* *Solicitor General,*
A. Fraser, *McMartin,* *VanKoughnett,*
Ingersoll, *MacNab,* *J. Willson—18.*

Question carried.

The question was carried in the affirmative by a majority of four.

Committee appointed to draft address.

Mr. Beardsley, seconded by Mr. W. Wilson, moves that Messrs. McCall and Buell be a committee to draft and report an address pursuant to the resolutions just adopted.

Ordered.

Draft of address reported, read twice and ordered for a 3rd reading this day.

Mr. McCall, from the committee to draft an address to His Excellency the Lieutenant Governor on the subject of returns from the treasurer and clerk of the peace for the District of Niagara, reported a draft; which was received and read twice, adopted, and ordered to be engrossed and read a third time this day.

Several messages from His Excellency read by the Speaker.

Mr. Secretary Mudge brought down from His Excellency the Lieutenant Governor several messages and documents.

The messages were read by the Speaker as follows:—

J. COLBORNE.

Message with report from Burlington Bay Commissioners.

The Lieutenant Governor transmits, for the information of the House of Assembly, a copy of a report received from the commissioners of the Burlington Bay Canal, under the provisions of an act passed in the last session of the Legislature.

Government House, }
13th January, 1831. }

J. COLBORNE,

Message with statement of debentures.

The Lieutenant Governor transmits, for the information of the House of Assembly, a statement of the Receiver General, shewing the debentures issued under the authority of various Provincial

statutes which are now outstanding, and those also which have been redeemed.

Government House, }
13th January, 1831. }

J. COLBORNE.

The Lieutenant Governor transmits for the information of the House of Assembly, copies of such returns of Rateable property as have been received for the year 1830.

Message with assessment returns.

Government House }
13th January 1831 }

J. COLBORNE.

The Lieutenant Governor transmits for the favorable consideration of the House of Assembly, the accompanying petition and report on the improvement of the Saint Lawrence.

Message with petition and report on improvement of St. Lawrence.

Government House, }
13th January 1831, }

J. COLBORNE.

The Lieutenant Governor in transmitting a return of the principal exports by Coteau du lac, from the 12th April to the 20th December, 1830, takes this opportunity of drawing the attention of the House of Assembly to the accompanying observations respecting the advantage which the province may derive from effecting a change in the present system of constructing roads, and the importance of improving the routes to the Ports on the Lakes.

Message with return from Coteau Du Lac.

Government, House }
13th January, 1831. }

J. COLBORNE,

The Lieutenant Governor transmits to the House of Assembly, the accompanying documents forwarded to him by the Receiver General respecting a negotiation with certain bankers, with a view of obtaining the loan authorized by an act passed in the last session.

Message with documents from Receiver General.

Government House, }
13th January, 1831 }

J. COLBORNE,

The Lieutenant Governor transmits for the information of the House of Assembly, copies of the returns received from the Clerks of the Peace, of the population of the several Districts of this Province for the year, 1830.

Message with population returns.

Government House, }
13th January, 1831. }

(FOR DOCUMENTS SEE APPENDIX)
REPORT OF BURLINGTON BAY CANAL COMMISSIONERS.
STATEMENT OF DEBENTURES.
ASSESSMENT RETURNS.
PETITION AND REPORT ON ST. LAWRENCE NAVIGATION.
EXPORTS BY COTEAU DU LAC AND OBSERVATIONS ON ROADS.
COMMUNICATIONS RELATIVE TO LOAN.
POPULATION RETURNS.

Mr. Mackenzie, seconded by Mr. Randal, moves that it be resolved that this House will not hereafter proceed to audit the contingent accounts of the honorable the Legislative council, which are paid out of the taxes and revenues raised from the People of this province, until a statement in detail containing the items of their accounts shall have been laid before this house.

Motion for resolution that this House will not hereafter audit the accounts of leg. council, unless given in detail.

On which the house divided, and the yeas and nays were taken as follows.

House divides.

YEAS.

Yeas 13.

Messrs. *Beardsley,* *Ketchum,* *Roblin,*
Bidwell, *McCall,* *Shaver,*
Buell, *Mackenzie,* *White—13*
Cook, *Perry,*
Howard, *Randal,*

NAYS.

Nays, 26.

Messrs. *Attorney General,* *Ingersoll,* *Mount,*
Berczy *Jarvis,* *Robinson,*
Brant, *Jessup,* *Sol'r. General,*
Burwell, *Jones,* *Thomson,*
Chisholm, *A. McDonald,* *VanKoughnett,*
W. Crooks, *D. McDonald,* *Werden,*
Duncombe, *McMartin,* *J. Willson,*
A. Fraser, *MacNab,* *W. Wilson—26.*
R. Fraser, *Maçon,*

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

Mr. J Willson, seconded by Mr. Berczy, moves that the message of His Excellency the Lieutenant Governor, on the subject of the Burlington Bay Canal, with the accompanying documents, be referred to a select committee, composed of Messrs. MacNab, Dun-

Message of his Excellency, with documents relative to Burlington

Bay referred combe and Werden, with power to send for persons and papers, and to Select Committee to report thereon.

Ordered.

Notice of resolution for return from Bank Mr. Mackenzie gives notice that he will, on to-morrow, move a resolution requiring from the President and Directors, of the Bank of Upper Canada, a full, and particular account of the present state of that Institution.

Notice of Bill to improve the administration of Justice. Mr. Attorney General gives notice, that he will, on Friday next, move for leave to bring in a bill, for improving the administration of Justice in Criminal Cases.

Adjourned.

FRIDAY, 14th JANUARY, 1831.

THE House met.

Prayers were read.

The minutes of yesterday were read.

Votes to be exhibited daily in the Lobby. Mr. W. Crooks seconded by Mr. Brant moves that the Clerk of this house, be instructed to have a copy of the Journals exhibited daily, in the lobby for the information of the public.

Ordered.

Petition of Thomas Demorest, & others brot. up. Mr. Roblin brought up the petition of Thomas Demorest, and thirty others, of the Midland District; which was laid on the table.

Petition of Jas. Gray brot. up. Mr. Buell brought up the petition of James Gray, of the Town of Brockville; which was laid on the table.

Petition of Philip Ham, and others brot. up. Mr. Perry, brought up the petition of Philip Ham, and twelve others, of the Midland District; which was laid on the table.

Petition of Stephen Niles and others brot. up. Mr. Werden, brought up the petition of Stephen Niles, and sixty-eight others, of the Midland District; which was laid on the table.

Petition of A. McFaul and others brot. up. Mr. Werden, brought up the petition of Archibald McFaul, and fifty others, of the Midland District; which was laid on the table.

Address to His Excellency for returns from Treasurer and clerk of peace district of Niagara, read 3d time. Agreeably to the order of the day the address to his Excellency the Lieutenant Governor, on the subject of returns from the Treasurer and Clerk of the peace, of the District of Niagara, was read the third time.

Address amended. Mr. Beardsley, seconded by Mr. McCall, moves that the address to his Excellency the Lieutenant Governor, be amended by expunging the words "on oath," which was carried.

Which was carried.

Petition of Charles Berczy and others read. Agreeably to the order of the day, the petition of Charles Berczy, and fifteen others of the Town of Amherstburgh, praying that authority may be given by law, for the establishment of a market in the said Town of Amherstburgh, and for levying wharfage, so soon as a public wharf shall be built from the market square of the said town to the channel of the River Detroit, and that the magistrates in quarter sessions assembled, may have power to make rules and regulations, and establish fees for such market and wharf, and fix such fines and penalties, as they may think necessary, and to enforce the same: The petition of Roswell Mount, of the Township of Carrodoc, Esquire, setting forth that an excellent bridge has been built across the Grand River, between the Townships of Delaware and Carrodoc; that petitioner became personally responsible to the contractor for the payment for said bridge—that over and above all the money which could be raised by means of subscription, and obtained from the District funds, there still remained a balance of seventy-five pounds three shillings and one penny, due the contractor; which petitioner was obliged to pay, besides his own subscription of twenty five pounds, and therefore prays that the house will be pleased to grant him the said sum of seventy-five pounds three shillings and one penny. The petition of Gabriel Colver, and three hundred and fifty-six others, of the eastern section of the London District, praying that the District of London may be divided into two separate districts, and that a loan of money may be authorized, for the purpose of building a new court-house and jail, within the District in which petitioners are to be situated; and the petition of Daniel Lobdell, and nineteen others of the Midland District, praying that any application for the establishment of a Bank in the town of Kingston, may receive the sanction of this house, were, read.

Petition of R. Mount read. Mr. Berczy, seconded by Mr. Attorney General, moves that the petition of Roswell Mount, Esq. be referred to a Select Committee, to be composed of Messrs. Samson and Elliott, who shall have power to send for persons, and papers, and to report by bill or otherwise.

Ordered.

Petition of D. Lobdell and others, read. Mr. Macon, seconded by Mr. Elliott, moves for leave to refer the petition of Charles Berczy, Esq. and others, inhabitants of the Town of Amherstburgh, to a select committee, to be composed of Messrs. William Berczy, and McMartin, to report thereon, by bill or otherwise.

Ordered.

Petition of C. Berczy and others referred to select committee.

Ordered.

Mr. VanKoughnett, seconded by Mr. Buell, moves that that part of his Excellency's message of yesterday, which relates to the petition and report on the improvement of the Saint Lawrence, be referred to the committee, to whom was referred the petition of Jonas Jones, and others, upon the same subject.

Ordered.

Mr. A. McDonald, seconded by Mr. Duncombe, moves that the petition of J. G. Bethune, and others, be referred to the committee, appointed on the petition of Walter Boswell, and others, and that Messrs. G. S. Boulton, and Perry, be added to the same, with power to send for persons and papers, and to report by bill or otherwise.

Ordered.

Mr. Jessup, seconded by Mr. R. Fraser, moves that the petition of the Rev. Henry Patton, and others, be referred to the standing committee on roads in this province:

Ordered.

Agreeably to notice Mr. Mackenzie, seconded by Mr. Ketchum, moves that it be resolved that the president and cashier of the Bank of Upper Canada, be requested to make "a full" and true return to this House, under oath, of the affairs of the said Bank, in conformity to the true intent and spirit of the 23d clause of the Bank charter, and in order that the actual state of an institution in the welfare of which the province is so deeply interested may be more fully ascertained and that the said return be in the following form.

State of the affairs of the Bank of Upper Canada February, 1831.

Table with financial data: Capital Stock, Bills in circulation of 5 dollars and upwards not bearing interest, Bills in circulation under 5 dollars, not bearing interest, Bills, or Notes, in circulation, bearing interest, Net profits on hand accrued since the last dividend was declared, Balances due to other Banks, Cash deposited, including all sums whatsoever due from the Bank, not bearing interest, its bills in circulation, profits and balances due to other Banks, excepted, Cash deposited bearing interest, Total amount due from the Bank.

RESOURCES OF THE BANK.

Table with financial data: Gold, silver and other coined metals in the Banking House, Real Estate, Bills of other Banks, Balances due from other Banks, Amount of all debts due, including notes, Bills of exchange and all stocks and funded debts of every description, excepting the balances due from other Banks, Total amount of the resources of the Bank, Rate and amount of the last dividend, Amount of reserved profits at the time of declaring the last dividend, Amount of debts due to the Bank secured by a pledge of its stock, Amount of debts due to the Bank and not paid and considered doubtful, Amount of debts due by the Directors and officers of the Bank, with the aggregate amount for which they are indorsers for others.

In amendment Mr. Robinson, seconded by Mr. John Willson, moves that all after the word "moves" in the original motion be expunged and that the following be inserted: "that the president and directors of the Bank of Upper Canada be required to make a return to this house which shall contain a true and full account under oath of the funds and property of the said Bank, the amount of its capital Stock subscribed and paid, the amount of the debts due to and from the said Bank, the amount of the bills and notes of the said Bank, in circulation, and the amount of specie in the said Bank at the time of making such return."

On which the house divided, and the yeas and nays were taken as follows: House divides on amendment

YEAS.

Table listing names of members: Messrs. Attorney General, Berczy, Boulton, Brewell, Chisholm, W. Crooks, Duncombe, Elliott, Ingersoll, Jarvis, Jessup, Jones, Lewis, McMartin, Macon, Mount, Robinson, Samson, Solicitor General, Thomson, VanKoughnett, White, J. Willson, W. Wilson-24.

Yeas 24.

His Excellency's message and report on improvement of St. Lawrence, referred to committee on petition of Jonas Jones and others.

Petition of J. G. Bethune and others referred to select committee on petition of W. Boswell and others.

Petition of the Rev. H. Patton and others referred to standing committee on roads

Motion for return from Bank

Form of return to be required:

Amendment to foregoing motion.

House divides on amendment

Nays 15.

NAYS.

Messrs.

Beardsley,
Bidwell,
Buell,
Cook,
Howard,

Ketchum,
McCall,
A. McDonald,
D. McDonald,
Mackenzie,

Perry,
Randal,
Roblin,
Shaver,
Werden—15

Question of amendment carried.

The question of amendment was carried in the affirmative by a majority of nine.

Original question as amended carried.

The original question as amended was then put and carried.

Address to His Excellency for returns from Treasurer and Clerk of Peace of Niagara District as amended, read a third time and passed.

The address to his Excellency relative to returns from Treasurer and Clerk of the peace of Niagara district as amended, was then 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, and Major General Commanding His Majesty's Forces therein, &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 may be pleased to direct the treasurer of the District of Niagara to make out (with as little delay as practicable,) a statement in detail, of the amount of money paid him as treasurer of said District, or paid into the Treasury thereof on account of taxes collected from the inhabitants thereof, or for or on account of fines and forfeitures, or for or on any other account whatsoever, and also how the same has been appropriated: also that your Excellency will be pleased to direct the clerk of the peace of the District of Niagara to make out a statement (with as little delay as practicable) of the amount of the annual emoluments of his office as clerk since he was appointed to the same, also a detailed statement for what fees and charges the same has accrued, and if any annual allowance has been made him by the court of quarter sessions of said District, or money paid him for services rendered by him as clerk, what has been the amount thereof and for what services respectively the same has been paid, and that your Excellency will be pleased to direct the said statements to be laid before this house.

ARCHD. McLEAN.

Speaker.

Commons' House of Assembly, }
14th, day of January, 1831. }

Select committee to wait on his Excellency with address appointed.

Mr. Beardsley, seconded by Mr. W. Wilson, moves that Messrs. Jessup, and McCall, be a committee to wait upon His Excellency the Lieutenant Governor, to know when he will be pleased to receive the address of this House and to present the same.

Ordered.

Select committee to draft address relative to lands sold by Sheriffs, reports draft, draft read twice, adopted 3d. reading to-day

Mr. Berzy from the select committee appointed to draft an address to His Excellency the Lieutenant Governor for information relative to lands sold under the wild land assessment act, reported a draft, which was received, read twice, adopted, and ordered to be engrossed and read a third time this day.

Committee to wait on his Excellency with address relative to Mr. Weeks' Estate report answer.

Mr. Ketchum, one of the committee to wait upon His Excellency the Lieutenant Governor with the address of this House for information relative to the estate of the late Mr. Weeks, reported delivering the same, and that His Excellency had been pleased to make thereto the following answer.

Answer.

GENTLEMEN,

I will direct the proceedings mentioned in this address to be forwarded to the House.

Committee appointed to draft address of condolence to His Majesty.

Agreeably to notice Mr. Solicitor General, seconded by Mr. Jarvis, moves that it be resolved, that an humble address of condolence be presented by this House, to His Most Gracious Majesty on the demise of His Majesty's Royal Brother, our late revered Sovereign, Lord George the Fourth, and congratulating His Majesty on His accession to the Throne of His ancestors, and that Messrs. Burwell and Jessup be a committee to draft the same.

Ordered.

Petition of George Simmons and others referred to committee, on petition of Thomas Markland and others.

Mr. Thomson, seconded by Mr. Solicitor General, moves that the petition of George Simmons and others be referred to the committee on the petition of Thomas Markland and others.

Ordered.

Bill to prevent consumption of spirituous Liquor in shops, bro't in and read a first time.

Agreeably to notice Mr. VanKoughnett, seconded by Mr. Roblin, moves for leave to bring in a bill to prevent the consumption of spirituous liquors within shops.

2nd reading to-morrow.

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

Mr. Mackenzie, seconded by Mr. Shaver, moves that the petition of William Devenish and certain others, inhabitants of Scarborough, and the petition of Thomas Whitesides, and others, be referred to a select committee, composed of Messrs. Ketchum and Perry, with power to report by bill or otherwise.

Ordered.

Mr. Berzy, from the select committee to which was referred the petition of Charles Berzy, and fifteen others, of the town of Amherstburgh, 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.

Ordered that the report be received.

The Amherstburgh market bill was then read the first time, and ordered for a second reading to-morrow.

Mr. Jarvis, seconded by Mr. Robinson, moves that that part of the communication of His Excellency the Lieutenant Governor on the exports, through the Coteau du Lac, as respects the improvement of the system of making roads, be referred to the standing committee on roads and bridges.

Ordered.

Agreeably to the order of the day, the Marriage celebration bill was read the second time.

Mr. Attorney General, seconded by Mr. Perry, moves that this House do resolve itself into a committee of the whole, to take into consideration the marriage bill, on Monday next, and that the same be the first on the order of the day, after reading petitions.

Ordered.

Mr. Robinson, seconded by Mr. Solicitor General, moves that a committee be appointed to examine into the manner in which the Parliament House, now building in this town, is going on, and to report to this House what alteration (if any) they deem necessary, and that the said committee be composed of Messrs. Berzy, and Burwell, with power to send for persons and papers.

Ordered.

Agreeably to the order of the day, the imprisonment for debt abolition bill was read the second time and referred to a committee of the whole.

Mr. McMartin was called to the chair.

The house resumed.

Mr. McMartin reported progress and obtained leave to sit again on Tuesday next.

Mr. John Willson, seconded by Mr. White, moves that it be resolved, that an address be presented to His Excellency the Lieutenant Governor thanking him for his several messages of yesterday sent down to this House, and assuring His Excellency that the due attention of this House will be directed to the advantage that may be derived from any improved system of constructing roads. And this House further assures His Excellency, that its most attentive and careful consideration shall be directed to the petition and report on the improvement of the St. Lawrence, and that Messrs. Chisholm and Crooks be a committee to draft and report the same.

Ordered.

Mr. W. Crooks, from the committee to draft an address to His Excellency the Lieutenant Governor, thanking him for His messages of yesterday &c. reported a draft, which was received and read twice, adopted and ordered to be engrossed and read a third time this day.

Mr. Elliott, seconded by Mr. Ingersol, moves that a select committee be appointed to superintend the printing to be done by order of the House during the present session, and that Messrs. Thomson, Duncombe, and John Willson do compose the same.

Ordered.

Agreeably to notice, Mr. Beardsley, seconded by Mr. McCall, moves that he have leave to bring in a bill for the regulation of Juries.

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

Agreeably to the order of the day, the address to His Excellency the Lieutenant Governor, thanking him for his several messages of yesterday, 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, 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

Petitions of W. Devenish and others, and Thomas Whitesides and others referred to select committee.

Committee on petition of Charles Berzy and others make their report by bill.

Amherstburgh Market Bill read.

2nd reading to-morrow

Communication from His Excellency on improvement of roads referred to committee on roads and bridges.

Marriage celebration Bill read 2nd time.

House to go into committee of the whole on the marriage bill on Monday next.

Committee appointed to report on parliament building.

Bill to abolish imprisonment for debt, read 2nd time and committed.

Progress made. Leave to sit again Tuesday.

Address to be sent to his Excellency the Lt. Governor thanking for messages and assuring him of the attention of the House to the same.

Committee reports draft of address which is read twice, adopted and ordered for a third reading this day.

Select committee appointed to superintend the printing during Session.

Jury regulation bill bro't in and read.

Second reading to-morrow

Address to his Excellency, thanking him for messages, &c. read third time and passed.

of Upper Canada, in provincial parliament assembled, beg leave to thank your Excellency for your several messages of yesterday sent down to this House, and we desire to assure Your Excellency that the due attention of this House will be directed to the advantage that may be derived from any improved system of constructing roads.

And this House further assure your Excellency, that its most attentive, and careful consideration shall be directed to the petition and report on the improvement of the Saint Lawrence.

ARCHIBALD McLEAN,
Speaker.

Commons' House of Assembly, }
14th day of January, 1831. }

Committee appointed to carry up address. Mr. J. Willson, seconded by Mr. Beardsley, moves that Messrs. Duncombe and W. Crooks be a committee to wait on His Excellency the Lieutenant Governor with the address of this House, and to present the same.

Ordered.

Bill for registry of births, &c. bro't in and read. Agreeably to notice Mr. Berczy, seconded by Mr. Attorney General, moves for leave to bring in a bill for the Registry of Births, Marriages, and Deaths in this Province.

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

Bill to be printed. Mr. Perry, seconded by Mr. Beardsley, moves that one hundred copies of the bill just read, be printed for the use of members.

Ordered.

Motion for placing the name of A. McDonald on committee in lieu of Mr. Morris. Mr. Boulton, seconded by Mr. Bidwell, moves that the name of Archibald McDonald be placed on the committee to whom was referred the petition of Walter Boswell, and others, in the room of William Morris, Esquire, absent from this House, owing to indisposition.

Lost. Lost.

Notice of Town electors Bill. Mr. Jarvis, gives notice that he will, on to-morrow, move for leave to bring in a bill declaratory of that section of the thirty-first chapter of the act of the Imperial Parliament passed in the 31st year of the reign of the late King, George the third, as relates to the qualification of Electors for members to represent certain towns in this Province.

Notice of Bill to alter the sittings of the Quarter Sessions and District Court in the Home District. Mr. Jarvis gives notice that he will, on to-morrow, move for leave to bring in a bill altering the time for holding the sittings of the Quarter Sessions and District court in the Home District.

Notice of reading journals on petition of W. Thompson and others. Mr. J. Willson gives notice that he will move, on to-morrow, for the reading of that part of the Journals relative to the petition of William Thompson and others, of the Home and Gore Districts, living on the Lake road between York and Burlington.

Notice of Bill to relieve persons claiming lands where the patent is improvidently issued. Mr. VanKoughnett gives notice that he will, on Monday next, move for leave to bring in a bill for the relief of sundry persons claiming lands in this Province in cases where patents have improvidently issued to the original nominees for said lands.

Notice of bill to prevent bulls and boars running at large. Mr. VanKoughnett gives notice that he will, on Monday next, move for leave to bring in a bill to prevent Bulls and Boars from running at large.

Notice of bill for the better preservation of health. Mr. Duncombe gives notice that he will, on Monday next, move for leave to bring in a bill for the better preservation of health in this Province.

Notice of motion for address to His Excellency for return relative to situation & emoluments of Ministers. Mr. Mackenzie gives notice that he will, on to-morrow, move that an humble address be presented to His Excellency the Lieutenant Governor requiring as full a return as it may be in His Excellency's power to render, of the names and places of residence, or places where they officiate, of the several Roman Catholic, Protestant Episcopal, Presbyterian or other Bishops, Archdeacons, Rectors, Vicars, or other Clergymen, Ministers, or other religious teachers within this province, who are in the receipt of monies, salaries, pensions, fees, perquisites, or emoluments, taken or paid them out of the public monies claimed by His Majesty's Government to be at their disposal, or taken, or paid them out of the public Treasury of this colony, or paid them by any officer or officers of this government, out of funds supplied by the society for the propagation of Christian Knowledge, or any other religious society or Institution in Great Britain; distinguishing the sum or sums paid, or to be paid to each of them annually, for the last two years' services, as such religious Teachers or Ministers, and naming the authority, funds and sources out of which such payments have been or are to be made.

Adjourned till Monday at 10 A. M.

MONDAY, 17th JANUARY, 1831:

THE House met.

Prayers were read.

The minutes of Friday were read.

Mr. Morris brought up the petition of Matthew Leech, and six-ty others, of Lanark, in the Brthurst District; which was laid on the table. Petition of M. Leech and others bro't up

Mr. Morris brought up the petition of J. Watson, and sixty-one others, of Perth and its vicinity, in the Bathurst District; which was laid on the table. Petition of J. Watson and others bro't up

Mr. Morris brought up the petition of H. Graham, and one hundred and one others, of the Town and vicinity of Perth; which was laid on the table. Petition of H. Graham and others bro't up

Mr. Thomson brought up the petition of Joseph Ferris, and two hundred and three others, of the county of Frontenac; which was laid on the table. Petition of Joseph Ferris & others bro't up

Mr. McCall brought up the petition of Abraham A. Rapelje, Sheriff of the London District; which was laid on the table. Petition of A. A. Rapelje bro't up.

Mr. Ketchum brought up the petition of Stephen Pherrill, and thirty-five others of the township of Scarborough, in the Home District; which was laid on the table. Petition of S. Pherrill and others bro't up

Mr. McMartin brought up the petition of Mrs. Catharine Campbell, and forty-three others, Inkeepers of the Eastern District; which was laid on the table. Petition of Catharine Campbell and others bro't up

Mr. McMartin brought up the petition of Angus McPherson, and twenty-six others of Glengarry in the Eastern District; which was laid on the table. Petition of A. McPherson & others bro't up

Mr. McMartin brought up the petition of Donald Catanach, and one hundred and forty-three others, of the Township of Lochiel, in the Eastern District; which was laid on the table. Petition of D. Catanach and others bro't up

Mr. Bidwell brought up the petition of John Campbell and three hundred and fifteen others, of Lennox and Addington, in the Midland District; which was laid on the table. Petition of J. Campbell and others bro't up

Mr. Buell brought up the petition of Joel Stone Esq. and seventy seven others, of the townships of Leeds and Landsdown, in the Johnstown District; which was laid on the table. Petition of J. Stone, Esq. & others bro't up

Mr. Mackenzie brought up the Petition of Wait Sweet, and eighty-six others, of the township of Toronto, in the Home District; which was laid on the table. Petition of W. Sweet and others bro't up

Agreeably to the order of the day the petition of Richard Hare and one hundred and seven others, inhabitants of the Township of Haldimand, in the Newcastle District, praying that should any petition be presented during the present session of the provincial Legislature for the establishment of a bank at Kingston by the title of "The commercial bank of Upper Canada" the house will be pleased to sanction the same, was read. Petition of R. Hare and others read.

Mr. Burwell, seconded by Mr. Thomson, moves that the petition of Ira Schofield and others, inhabitants of the District of London, praying for a grant of money to improve the road between the Town of Goderich, on Lake Huron, and Kettle Creek Harbor, on Lake Erie, be referred to the standing Committee on roads. Petition of Ira Schofield and others referred to standing committee on roads

Ordered.

Mr. Mount, seconded by Mr. Ingersoll, moves that the petition of Singleton Gardiner and others, praying for a grant of money to improve the long woods, be referred to the Committee on roads. Petition of S. Gardiner and others referred to committee on roads.

Ordered.

Mr. Jessup from the committee to wait on His Excellency the Lieutenant Governor with the address of this house requesting returns from the Treasurer and Clerk of the peace for the Niagara District, reported delivering the same, and that his Excellency had been pleased to make thereto the following answer. Committee to present address to His Excellency for returns from Treasurer and Clerk of Peace of Niagara district, reports his Excellency's answer.

GENTLEMEN.

The District treasurer's annual accounts will soon be prepared, and shall be laid before the house.

The return required in this address from the clerk of the peace of the Niagara District shall also be forwarded to the house.

Agreeably to the order of the day, the house went into committee of the whole on the marriage bill. House in Committee of whole on Marriage celebration bill.

Mr. Berczy in the chair.

The House resumed.

Mr. Berczy reported progress and obtained leave to sit again to-morrow. Progress made, & leave to sit again to-morrow.

Mr. Perry, seconded by Mr. Bidwell, moves that David Smith, Esq., who acted as returning officer at the last election for the county of Prince Edward, be ordered to attend with his poll book, kept during said election, at the bar of this house, on Wednesday, the 26th day of this present month, at the hour of 12 o'clock noon. Returning Officer for the county of Prince Edward, to attend with his poll book.

Ordered.

Notice of motion for Select Committee on State of Niagara District Schools. Mr. Beardsley gives notice that he will, on to-morrow, move that it be resolved that a committee be appointed to inquire into the state of the Niagara District School, what are the qualifications of its teacher—what branches of learning are taught, in said School, mode of instruction, management and discipline thereof and number of scholars taught therein, with power to send for persons and papers, and that the said committee be composed of Messrs. Bidwell, Morris, Mackenzie, and Jessup.

Notice of Registry of Deeds &c. amendment bill. Mr. Beardsley gives notice that he will, to-morrow move for leave to amend the laws now in force for the registering Deeds, conveyances, wills, &c.

Select committee appointed on court of Requests bill. Agreeably to notice, Mr. Morris, seconded by Mr. A. Fraser, moves that a select committee, composed of Messrs. Samson, Thomson, Chisholm, and Jones, be appointed to consider the laws now in force which regulate the courts of Requests, with power to send for persons and papers and to report thereon by bill or otherwise.

Ordered.

Notice of Physic and Surgery amendment bill. Mr. Morris gives notice that, on Thursday next, he will move for leave to bring in a bill to amend the laws now in force which regulates the practice of physic and surgery within this province.

Notice of Rapelje's relief bill. Mr. McCall gives notice that he will, on to-morrow, move for leave to bring in a bill for the relief of Abraham A. Rapelje Esq. Sheriff of the London District.

Farmers' store house company bill reported. Mr. Jarvis from the select committee to which was referred the petition of John Goessman, of the town of York, 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. Second reading to-morrow. The report was received, and the farmers' store house company incorporation bill was read the first time, and ordered for a second reading to-morrow.

Address to his Excellency for returns from sheriffs of lands sold under assessment act. Agreeably to the order of the day the address to his Excellency the Lieutenant Governor requesting returns from Sheriff's of land sold under the assessment act for taxes, was read the third time passed and signed, and is as follows.

Read a third 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 your Excellency to cause to be laid before this house a return from the several Sheriffs of this province, of the lands which have been sold by them in their respective districts for default of payment of the wild land assessment tax, and remaining unredeemed, specifying the quantity of land sold for the payment of the taxes due upon each lot or parcel of land, the name of the purchaser of each parcel of Land sold, and the amount of taxes and costs received under each sale.

ARCHIBALD McLEAN

Speaker.

Commons' House of Assembly, }
17th day of January, 1831. }

Committee to wait on His Excellency with address. Mr. Attorney General, seconded by Mr. Elliott, moves that Messrs. Thomson and McCall, be a committee to wait upon his Excellency the Lieutenant Governor with the address to his Excellency respecting the wild land assessment tax.

Ordered.

Notice of address to His Excellency for return from Treasurer of Johnstown District. Mr. Howard gives notice that he will, on to-morrow, move that an humble address be presented to his Excellency the Lieutenant Governor requesting his Excellency to direct the treasurer of the Johnstown District to transmit to his Excellency a detailed account of all monies paid into the treasury of said District during the last past year, likewise a detailed account of all the several appropriations that have been made of said monies within that time, and by what authority such appropriations were directed to be made, and for what purpose, and the balance remaining in said treasury of all monies unappropriated, humbly requesting His Excellency to lay the same before this house.

Adjourned.

Mr. Brown brought up the petition of William Munson, and two thousand two hundred and ninety-seven others, of the Newcastle District; which was laid on the table. **Petition of Wm. Munson & others bro't up.**

Mr. Brown brought up the petition of T. Ward, and one thousand two hundred and seventy four others, of the Newcastle District; which was laid on the table. **Petition of T. Ward, and others bro't up.**

Mr. Beardsley brought up the petition of Francis Collins, of the town of York, printer; which was laid on the table. **Petition of F. Collins bro't up.**

Mr. Jarvis brought up the petition of R. C. Horne, Esq. which was laid on the table. **Petition of R. C. Horne Esq. bro't up.**

Mr. Jarvis brought up the petition of James Barnhart, and thirteen others, prisoners in the York gaol of the Home District; which was laid on the table. **Petition of Jas. Barnhart, & others bro't up.**

Agreeably to the order of the day the petition of Thomas Demourest, and thirty others of the Midland District, praying that the capital stock of the bank of Upper Canada may be increased, so as to enable a branch of the same to be established in the town of Kingston with a capital of at least fifty thousand pounds. The petition of James Gray, of the Town of Brockville, claiming the right of representing the said town of Brockville, and praying that commissioners may be appointed to scrutinize the votes taken at the late election for the said town. The petition of Philip Ham, and twelve others, of the Midland District—the petition of Stephen Niles, and sixty-eight others, of the Midland District, and the petition of Archibald McFaul, and fifty others of the said District, praying the same as above relative to the bank of Upper Canada, were read. **Petition of Thomas Demourest & others read.**

The petition of James Gray read. **The petition of James Gray read.**

Petition of Philip Ham and others read. **Petition of Philip Ham and others read.**

Mr. Werden seconded by Mr. W. Wilson, moves that the petition of Archibald McFaul, and others, be referred to the committee to whom was referred the petition of Thomas Markland and others. **Petition of A. McFaul referred to committee on petition of T. Markland and others.**

Ordered.

Mr. Werden, seconded by Mr. W. Wilson, moves that the petition of Stephen Niles and others, be referred to the committee to whom was referred the petition of Thomas Markland and others. **Petition of Stephen Niles and others referred to same committee.**

Ordered.

Mr. Buell, seconded by Mr. Howard, moves that it be resolved that the house will take into consideration the petition of James Gray of Brockville, praying to be allowed to take his seat in this house as having the greatest number of legal votes on the poll book at the late election for the town of Brockville, on Wednesday the second day of February next, at the hour of twelve o'clock noon. **Petition of Jas. Gray, to be taken into consideration on 2nd Feb.**

Ordered.

Mr. Buell handed to the clerk a list of the witnesses required by Mr. Gray in the trial of the Brockville election, on the part of the petitioner; which was read by the clerk. **List of Mr. Gray's witnesses read by the clerk.**

Mr. Jones handed in to the clerk a list of the witnesses required at said trial in his behalf as sitting member; which was also read by the clerk. **List of Mr. Jones' witnesses read by the clerk.**

Mr. Buell, seconded by Mr. Howard, moves that three commissioners be appointed under the hand and seal of the Speaker for the purpose of examining the witnesses in the Brockville contested election; that Adiel Sherwood, Geo. Longley, and David Brackenridge, Esquires, be said commissioners, and that they proceed forthwith to the examination of such witnesses, at Brockville. **Commissioners appointed to examine witnesses relative to the Brockville contested election.**

Ordered.

Mr. Solicitor General from the select committee to which was referred the petition of Thomas Markland, Esq., and others of the Town of Kingston, relative to the establishment of a Bank in that place, informed the House that the committee had agreed to report by bill, a draft of which he was ready to submit when ever the House would be pleased to receive the same. **Kingston Bank bill reported.**

The report was received and the Kingston Bank bill was read the first time and ordered for a second reading to-morrow. **Bill read. Second reading to-morrow.**

Agreeably to the order of the day, the House went into committee of the whole on the marriage celebration bill. **House in committee on marriage celebration bill.**

Mr. Samson was called to the chair.

The House resumed.

Mr. Samson reported progress and obtained leave to sit again on Thursday next. **Progress made leave to sit again on Thursday.**

Mr. Attorney General, seconded by Mr. Berczy, moves that the committee of the whole be dispensed with, and that the marriage bill, as amended in committee, be referred to a select committee, to consist of Messrs. John Willson, Morris and Perry, with power to send for persons and papers, and to report thereon. **Motion for dispensing with committee of whole and referring marriage bill to a select committee.**

Which was lost.

TUESDAY, 18th JANUARY, 1831.

THE House met,

Prayers were read.

The minutes of yesterday were read.

Petition of Chester Hatch & others bro't up. Mr. Solicitor General brought up the petition of Chester Hatch, and two hundred and fifty-nine others, mechanics of Kingston, and the province generally; which was laid on the table.

Committee reports delivered address of thanks. Mr. W. Crooks, from the committee to wait upon His Excellency the Lieutenant Governor with the address of this House, thanking His Excellency for His several messages of the 13th instant, reported delivering the same.

Commissioners' appointment bill brot. in and read. Agreeably to notice Mr. Morris, seconded by Mr. A. Fraser, moves for leave to bring in a bill to appoint commissioners to treat with the commissioners of Lower Canada, on matters of mutual interest to both provinces.

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

Kingston town Council bill read second time, and committed. Agreeably to the order of the day, the Kingston Town council bill was read the second time, and referred to a committee of the whole.

Mr. Shaver was called to the chair.

The House resumed.

Progress reported & leave to sit again granted. Mr. Shaver reported progress and obtained leave to sit again on Monday next.

Sel. committee on parliament building dissolved, and joint committee requested on same subject. Mr. Morris, seconded by Mr. Thomson, moves that the select committee appointed to examine and report on the Parliament buildings be dissolved and that a message be sent to the Honorable the Legislative Council requesting that Honorable House to agree to a joint committee of both Houses on the same subject.

Committee to take up message. Which was carried, and Messrs. Morris and Jones were ordered by the Speaker to carry up the message.

Election bill read second time and committed. Agreeably to the order of the day the Election bill was read the second time and referred to a committee of the whole House.

Mr. Macon was called to the chair.

The House resumed.

Progress reported & leave requested to sit again to-morrow. Mr. Macon reported progress and asked leave to sit again to-morrow.

House divides. On the question for receiving the report, the House divided, and the yeas and nays were taken as follows.

Yeas 11.

YEA'S.

Messrs.

Attorney General,	Jessup,	Warden,
Berczy,	D. McDonald,	White,
Brown,	Macon,	J. Willson—11.
R. Fraser,	Samson,	

Nays 12.

NAYS.

Messrs.

Beardsley,	Ketchum,	Norris,
Buell,	Lyons,	Perry,
Cook,	McCall,	Roblin,
Howard,	Mackenzie,	Shaver—12.

Question Lost. The question was decided in the negative by a majority of one.

The Speaker left the chair.

The chairman resumed the chair of committee.

The House resumed.

Progress reported leave to sit again to-morrow. Mr. Macon reported progress and obtained leave to sit again to-morrow.

Adjourned.

WEDNESDAY, 19th JANUARY, 1831.

THE House met.

Prayers were read.

The minutes of yesterday were read.

Petition of John Stinson & others brot. up. Mr. Werden brought up the petition of John Stinson, J. P., and five hundred and forty-one others; of the county of Prince Edward; which was laid on the table.

Petition of William Simpson and others brot. up. Mr. Robinson brought up the petition of William Simpson, and forty-four others, of Penetanguishine; which was laid on the table.

Petition of John Backhouse and others brot. up. Mr. McCall brought up the petition of John Backhouse, and sixty others, of the county of Norfolk; which was laid on the table.

Petition of A. Manahan & others brot. up. Mr. Samson brought up the petition of A. Manahan, and seventy-five others, of Belleville and vicinity; which was laid on the table.

Petition of James Cummings and others brot. up. Mr. Beardsley brought up the petition of James Cummings, and one hundred and eighty-five others, of the Niagara District; which was laid on the table.

Mr. Jessup brought up the petition of John Christie, and one hundred and three others; which was laid on the table.

Mr. Sanson brought up the petition of Asa Youmans and seventy-six others, of Belleville, and the province generally; which was laid on the table.

Agreeably to the order of the day, the petition of Matthew Leech, and sixty-six others, of the Township of Lanark, in the Bathurst District, praying that the matter of their petition may be taken into the consideration of the House, and that the laws of England in respect to illegitimate children, may be extended to this Province;—the petition of J. Watson and sixty-one others, of Perth and vicinity, praying that should the application for the establishment of a Bank, in the town of Kingston, be renewed during the present session, it may receive the sanction of this House;—The petition of H. Graham, and one hundred and one others, of the town and vicinity of Perth, in the District of Bathurst, praying that a law may be enacted constituting the petitioners, and such other persons, as may feel disposed to undertake the improvement of the navigation of the River Tay, a joint Stock Company, for that purpose, with the usual powers, privileges and conditions;—the petition of Joseph Ferris and two hundred and three others of the county of Frontenac, praying that should the application made at the last session of the Legislature for the establishment of a Bank at Kingston be renewed during the present session, that it may receive the sanction of the House;—The petition of Abraham A. Rapelje, Sheriff of the London District, praying to be indemnified for loss sustained, by the escape from the Gaol of the said District, of one Eathan Woodruff, by authorizing the Magistrates of said District so to do at their discretion, out of the funds of the District;—The petition of Stephen Pherrill and thirty-five others, of the Township of Scarborough, in the Home District, praying for a grant of thirty pounds to enable them to reduce a certain hill on the Kingston road, called Bate's hill in the said Township;—The petition of Catharine Campbell, and forty-three others Inn-keepers of the Eastern District, praying that a law may be passed, authorizing Inn-keepers to collect their debts, incurred by the sale of spirituous liquors by retail;—The petition of Angus McPherson, and twenty-six others of Glengarry, in the Eastern District, praying against the proposed plan of His Excellency the Lieutenant Governor, relative to a commutation for statute labor, and that such amendments may be devised in the existing laws as may render the application of the statute labor more effectual;—The petition of Donald Catanach, and one hundred and forty-three others, of the Township of Lochiel, in the Eastern District, praying that no act may be passed commutating statute labor for cash;—The petition of John Campbell, and three hundred and fifteen others, of the incorporated counties of Lennox and Addington, praying that should an application be renewed for the establishment of a Bank at Kingston, that the House may sanction the same;—The petition of Joel Stone, Esq. and seventy-seven others, of Leeds and Landsdown in the Johnstown District, praying that a law may be passed for the more effectual preservation of Deer, in this Province; and the petition of Wait Sweet and eighty-six others of the Township of Toronto, praying that no alteration may be made in the road laws, but such as may from time to time be found necessary at the town meetings—were read.

Petition of John Christie & others brot. up.

Petition of Asa Youmans & others brot. up.

Petition of Matthew Leech and others read.

Petition of J. Watson and others read.

Petition of H. Graham & others read.

Petition of Jos. Ferris and others read.

Petition of A. A. Rapelje read.

Petition of Stephen Pherrill and others read.

Petition of Catharine Campbell and others read.

Petition of A. McPherson & others reads

Petition of Donald Catanach and others read.

Petition of John Campbell & others read.

Petition of Joel Stone and others read.

Petition of Wait Sweet & others read.

Mr. Morris, seconded by Mr. A. Fraser, moves that the petition of Matthew Leech and others, of the Township of Lanark, be referred to a select committee to be composed of Messrs. Samson and Lewis, with power to report thereon by bill or otherwise.

Ordered.

Mr. A. Fraser, seconded by Mr. Burwell, moves that the petition of Angus McPherson and Donald Catanach, and others, be referred to the committee on roads.

Ordered.

Mr. Buell seconded by Mr. Howard, moves that the petition of Joel Stone and others, of the townships of Leeds and Lansdown, be referred to a select committee to be composed of Messrs. R. D. Fraser and Lyons, with leave to report by bill or otherwise.

Ordered.

Mr. Morris, seconded by Mr. A. Fraser, moves that the petition of Henry Graham and other inhabitants of the town of Perth, praying for an act of Incorporation for the improvement of the River Tay, be referred to a select committee to be composed of Messrs. Lewis and Jones, with power to report by bill or otherwise.

Ordered.

Mr. Solicitor General, seconded by Mr. Jarvis, moves that the petition of Chester Hatch, and others, be referred to a select committee to be composed of Messrs. Morris, W. Crooks, Robinson and Thomson to report by bill or otherwise, and to have power to send for persons and papers.

Ordered.

Mr. Roblin, seconded by Mr. Samson, moves that the petition of Thomas Demorest and others, be referred to the committee to whom is referred the petition of Thomas Makland and others.

Ordered.

Petition of Matthew Leech & others referred to Select committee.

Petitions of McPherson & Catanach referred to committee on roads.

Petition of Joel Stone and others referred to select committee.

Petition of Henry Graham and others referred to select committee.

Petition of Chester Hatch and others referred to a select committee.

Petition of Thomas Demorest & others referred to committee on petition of T. Makland and others.

Felons' counsel bill read a second time & committed. Agreeably to the order of the day, the Felons' counsel bill was read the second time, and committed to the whole house.

Mr. Jarvis was called to the chair.

The house resumed.

Bill amended. 3rd reading to-morrow.

Mr. Jarvis reported the bill as amended,

The report was received and the bill was ordered to be engrossed and read a third time to-morrow.

Rec General's poundage bill, read second time and committed.

Agreeably to the order of the day, the Receiver General's Poundage bill was read the second time, and referred to a Committee of the whole House.

Mr. Jones was called to the chair.

House resumed. Message from Leg. Council.

The House resumed, the Black rod being at the door. The Master in chancery brought down from the Honorable the Legislative Council, a message, which the Speaker read as follows:

Mr. SPEAKER,

Message agreeing to joint committee on Parl. building.

The Legislative Council accedes to the request of the Commons House of Assembly in the appointment of a joint Committee to examine, and to report to their respective Houses, what alteration (if any) they deem to be necessary in the construction and arrangement of the Parliament House now building in this town, and have appointed the Honorable Messrs Wells and Robinson who will be ready to meet a committee on the part of the House of Assembly, to-morrow, at three o'clock P. M. in the Joint Committee Room.

JOHN B. ROBINSON,

Speaker.

Legislative Council }
Chamber, 19th day of }
January 1831. }

The Speaker left the chair.

The Chairman resumed the Chair of Committee.

House again in committee on Rec. General's poundage bill.

The house resumed.

Bill reported amended. House divides.

Mr. Jones reported the bill as amended.

On the question for receiving the report, the House divided, and the yeas and nays were taken as follows:

Messrs.	YEAS.	
Yeas 31.	<i>Berczy, Ingersoll, Mount,</i>	
	<i>Bidwell, Jarvis, Perry,</i>	
	<i>Brant, Jessup, Roblin,</i>	
	<i>Burwell, Jones, Samson,</i>	
	<i>Campbell, Ketchum, Shaver,</i>	
	<i>Cook, Lyons, VanKoughnett,</i>	
	<i>W. Crooks, A. McDonald, Werden,</i>	
	<i>Duncombe, D. McDonald, White,</i>	
	<i>Elliott, Mackenzie, W. Wilson—31.</i>	
	<i>A. Fraser, Macon, Morris,</i>	
	<i>Howard,</i>	
Messrs.	NAYS.	
Nays 5.	<i>McCall, Sol'r. General—5.</i>	
	<i>Beardsley, Buell, Robinson,</i>	

The question was carried in the affirmative by a majority of twenty six, the report was received, and the bill ordered to be engrossed and read a third time to-morrow.

Adjourned.

Question carried. Third reading to-morrow.

THURSDAY, 20th January, 1831.

THE

House met.

Prayers were read.

The minutes of yesterday were read.

Petitions brought up.

Mr. Bidwell brought up the petition of Archibald Fraser, of Amherst, in the District of New Castle; which was laid on the table.

A. Fraser.

Mr. Burwell brought up the petition of Isaac Baldwin, and four hundred and twenty six others, of the county of Middlesex; which was laid on the table.

J. Baldwin and others.

Mr. Berczy brought up the petition of Samuel Dolsen, Esq. and one hundred and forty others, of the county of Kent; which was laid on the table.

S. Dolsen and others.

Mr. Perry brought up the petition of Abraham Fraser, and eighteen others, of the Gore of Fredericksburgh, in the Midland District; which was laid on the table.

A. Fraser and others.

Mr. Solicitor General brought up the petition of Thomas Markland, Esq. and eight others, Magistrates of the Town of Kingston; which was laid on the table.

Tho's Markland, Esquire, and others.

M. Solicitor General brought up the petition of Donald Bethune, and three hundred and ten others of Kingston, in the Midland District; which was laid on the table.

D. Bethune and others

Agreeably to the order of the day, the Felons' council bill was read the third time.

Felons' council bill, read third time.

On the question for passing the bill, the House divided, and the yeas and nays were taken as follows:—

House divides on passing the bill.

Messrs.	YEAS.	
	<i>Beardsley, Ingersoll, Morris,</i>	
	<i>Berczy, Jarvis, Perry,</i>	
	<i>Bidwell, Jessup, Roblin,</i>	
	<i>Brown, Ketchum, Samson,</i>	
	<i>Buell, Lewis, Werden,</i>	
	<i>Burwell, Lyons, White,</i>	
	<i>Cook, A. McDonald, J. Willson,</i>	
	<i>Elliott, Mackenzie, W. Wilson—29.</i>	
	<i>R. Fraser, McMartin,</i>	
	<i>Howard, Macon,</i>	

Yeas 29.

NAYS.

Mr. Solicitor General.

1

Nays 1.

The question was carried in the affirmative, by a majority of twenty-eight, and the bill was signed.

Bill passed.

Mr. Bidwell, seconded by Mr. Perry, moves that the bill be entitled "an act to allow persons tried for Felony the benefit of full defence by counsel, and to regulate in some other respects, the practice in criminal cases."

Title.

Which was carried, and Messrs. Perry and Roblin were ordered by the Speaker, to carry the same up to the Honourable the Legislative Council, and to request their concurrence thereto.

Committee to carry up the bill to L. C.

Agreeably to the order of the day the bill to repeal the laws now in force, granting poundage to the Receiver General, and to give him a salary in lieu thereof, was read the third time.

Rec. General's poundage bill read third time.

On the question for the passing of the bill, Mr. Perry seconded by Mr. Howard, moves in amendment that the bill do not now pass, but that the same be recommitted in order that it may be amended by expunging the words "seven hundred pounds sterling" and inserting a less sum.

Motion for amending bill.

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

House divides.

Messrs.	YEAS.	
	<i>Beardsley, Cook, McCall,</i>	
	<i>Bidwell, Howard, Perry,</i>	
	<i>Buell, Ketchum, Shaver,</i>	
	<i>Campbell, Lyons, White—12.</i>	
Messrs.	NAYS.	
	<i>Berczy, Jarvis, Robinson,</i>	
	<i>Brown, Jessup, Roblin,</i>	
	<i>Burwell, Lewis, Samson,</i>	
	<i>W. Crooks, A. McDonald, Thomson,</i>	
	<i>Duncombe, D. McDonald, VanKoughnett,</i>	
	<i>Elliott, McMartin, Werden,</i>	
	<i>R. Fraser, Macon, J. Willson,</i>	
	<i>Ingersoll, Morris, W. Wilson—24.</i>	

Yeas 12.

Nays 24.

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

Question of amendment lost.

Mr. VanKoughnett, seconded by Mr. Samson, moves the following as a rider, "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 prevent the Receiver General from receiving his usual poundage, upon all monies passing through his hands, from the passing of this act, to the first day of July next, ensuing.

Rider ordered to be attached to the bill.

Ordered.

Agreeably to the order of the day, the petition of Chester Hatch, and two hundred and fifty-nine others, of the town of Kingston, and the province generally, mechanics, praying that means may be devised for stopping the great influx to this Province of manufactured articles from the United States, which so interferes with the industry of petitioners, as nearly to render abortive their utmost efforts to procure an honest livelihood;—The petition of William Munson, and two thousand two hundred and ninety-seven others, of the New Castle District, setting forth that a new building for a Gaoland Court-House for the said District is nearly completed at Amherst, and desiring that this House will pass a bill adopting it as such;—The petition of T. Ward, and one thousand two hundred and seventy-four others, of the District of New Castle, setting forth the unfitness of the present Gaol of the District for the accommodation, comfort, and security of the prisoners confined therein, which circumstance having been frequently presented by Grand Juries at the assizes and Quarter Sessions, induced the building by order of the Magistrates, of a large, handsome, and commodious edifice, immediately adjacent to the old Gaol in the village of Amherst; that doubts having lately arisen respecting the legality of

Petitions read of Chester Hatch and others.

Of William Munson and others.

Of T. Ward & others.

such proceeding, petitioners humbly pray that if the House shall decide that the said new building so recently constructed shall not become the legal gaol and court house of the District, a law may be passed establishing the site for a Gaol and Court House, at Port Hope, as being decidedly the most eligible situation in the District for that purpose;—The petition of Francis Collins of the town of York, Printer, complaining of having been wronged by the false statement of W. P. Patrick, a copying clerk in this House, and an equally false certificate of James FitzGibbon, Esq., clerk of this House, of twenty-two pounds, ten shillings, of his lawful earnings, in work done for the House of Assembly last session, and previously, and of other injustice; and praying for relief;—The petition of Robert Charles Horne, Esq. formerly government Printer, praying that the House will grant a retrospective operation to the existing scale, for the payment of the printing of the statutes of this province, in order that he may be equally remunerated for the labor and expense attending that service, during the time that he was in the performance of the same;—And the petition of Charles Barnhart, and thirteen others, prisoners in the Gaol of the Home District, complaining of the extreme insufficiency of the present allowance of five shillings per week, for a supply of their necessities, especially at this inclement season, when the badness of the roads necessarily renders the articles of fuel and provisions more costly than at a more favorable season, and praying for relief, were read.

Of Francis Collins.

Of R. C. Horne Esq.

Of C. Barnhart and others in Gaol.

Motion for referring petition of R. C. Horne Esq. to a select committee.

Amendment to above motion.

Amendment carried.

Petition of Charles Barnhart and others referred.

Petition of Catherine Campbell, and others referred.

Petition of William Munson, and others, and of T. Ward and others referred.

Petition of Francis Collins referred.

Notices to be given immediately after reading petitions.

Notice.

Notice.

Notice.

Notice.

Notice.

Committee to present address for returns from Sheriff's, reports answer.

Mr. Jarvis, seconded by Mr. Burwell, moves that the petition of Robert Charles Horne, Esq. be referred to a select committee, to be composed of Messrs. Thomson and Robinson, with power to send for persons and papers, and to report by bill or otherwise.

In amendment Mr. Morris, seconded by Mr. Thomson, moves that the whole of the original resolution be expunged, and the following be inserted, "That the petition of R. C. Horne be referred to a committee of the whole House on Monday next.

Ordered.

Mr. Jarvis, seconded by Mr. Burwell, moves that the petition of Charles Barnhart, and other prisoners in the Jail of the Home District, be referred to a select committee to be composed of Messrs. Thomson and Ketchum.

Ordered.

Mr. McMartin, seconded by Mr. A. Fraser, moves that the petition of Mrs. Catharine Campbell, and others, Inn-keepers in the Eastern District, be referred to the select committee on the court of request law, to report by bill or otherwise.

Ordered.

Mr. Brown, seconded by Mr. Samson, moves that the petition of William Munson and others, and also that of Thomas Ward, and others, be referred to the select committee to whom was referred the petition of Walter Boswell and others.

Ordered.

Mr. Beardsley seconded by Mr. McCall, moves that the petition of Francis Collins, be referred to a select committee, to be composed of Messrs. MacNab, McCall, Duncombe and W. Crooks, with power to send for persons and papers and to report thereon.

Ordered.

Mr. Morris, seconded by Mr. Burwell, moves that it be resolved, that in future all notices of the intention of members to introduce bills, motions, or resolutions, other than matters of privilege, shall be given immediately after the reading of petitions.

Ordered.

Mr. Beardsley gives notice that he will, on to-morrow, move that that part of the journals of last session of the house of assembly, that relates to the petition of James Johnston and others, inhabitants of the township of Louth, Niagara District, may be read.

Mr. Jarvis gives notice that he will, to-morrow, move for leave to bring in a bill appropriating funds for the establishment of an asylum for insane and destitute persons, in connection with the York Hospital.

Mr. Morris gives notice that he will move, to-morrow, for an address to his Excellency the Lieutenant Governor, requesting his Excellency to lay before this house copies of all documents which have been received from his Majesty's Government authorizing the survey, reservation and sale, of certain townships of land, called school townships.

Mr. Maçon gives notice that he will, on Saturday next, move for leave to bring in a bill for regulating line fences and water courses.

Mr. Buell gives notice that he will, on to-morrow, move for leave to bring in a bill to alter and amend the laws relating to schools in this province.

Mr. Jessup, from the committee to wait upon his Excellency the Lieutenant Governor with the address of this house relative to lands sold under the assessment act, reported delivering the same, and that his Excellency had been pleased to make thereto the following answer:

Gentlemen.

I will direct the returns required in this address to be laid before the House.

Answer.

Mr. Duncombe gives notice that he will, on to-morrow, move for leave to bring in a bill for the formation of county or district medical societies, and other medical purposes.

Notice.

The Receiver General's salary bill, as amended, was read the third time.

Rec. General's poundage bill as amended read third time

On the question for passing the same, the house divided, and the Yeas and Nays were taken as follows.

House divides on question for passing.

Messrs.

YEAS.

Yeas 23.

Burwell,
W. Crooks,
Duncombe
Elliott,
R. Fraser,
Ingersoll,
Jarvis,
Jones,

Lewis,
A. McDonald,
D. McDonald,
McMartin,
Maçon,
Morris,
Perry,
Roblin,

Samson,
Shaver,
VanKoughnett,
Werden,
White,
J. Willson,
W. Wilson—23.

Messrs.

NAYS.

Nays 12.

Beardsley,
Bidwell,
Buell,
Campbell,

Chisholm,
Cook,
Howard,
Ketchum,

Lyons,
McCall,
Robinson,
Sol'r General.—12.

The question was carried in the affirmative by a majority of eleven, and the bill was signed.

Question carried.

Mr. VanKoughnett, seconded by Mr. Samson, moves that the bill be entitled "an act to repeal the laws now in force granting poundage to the Receiver General, and to provide a salary for that officer in lieu thereof."

Title.

Which was carried, and Messrs. Van Koughnett and Samson 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 to Leg. Council.

Mr. Morris, seconded by Mr. McMartin, moves that Messrs. Robinson, Burwell, Berezy and VanKoughnett be a committee to meet the committee of the Honorable the Legislative council, on the subject of the parliament building, and that a message be sent to inform that honorable house, that this house have appointed a committee of four members who will be ready to meet the committee of that house at the time appointed.

Committee appointed on the part of this House, on joint committee to examine and report on Par. Building.

Which was carried, and Messrs. VanKoughnett and Samson were ordered by the speaker to carry up the message.

Message sent to Leg. Council.

Mr. Morris, seconded by Mr. Burwell, moves that an humble address be presented to his Excellency the Lieutenant Governor, requesting his Excellency to communicate to this house such information as he may have received from different parts of the province respecting the improvement of the roads.

Address to be sent to His Excellency for information relative to roads.

Ordered.

Agreeably to the order of the day, the House went into committee of the whole on the marriage bill.

House in committee on marriage celebration bill.

Mr. Samson in the chair.

The house resumed.

Mr. Samson reported progress and obtained leave to sit again on Monday next.

Progress reported.

Agreeably to the order of the day, the bill to amend the law of libel, was read the second time and referred to a committee of the whole house.

Libel law amendment bill committed.

Mr. A. Fraser was called to the chair.

The house resumed.

Mr. Fraser reported the bill without amendment.

The report was received, and the bill was ordered to be engrossed and read a third time to-morrow.

Bill reported without amendment. Third reading tomorrow.

Mr. Mackenzie, seconded by Mr. Cook, moves that it be resolved that an humble address be presented to his Excellency the Lieutenant Governor requesting his Excellency to cause to be laid before this house at an early period of its present session, a full and particular account of all the fees, salaries, pensions, payments and rewards for extra services, and all other income and emolument derived or to be derived from their several offices, and services, by all the officers, clerks and servants, who have been employed in the civil service of the government of this province for the years 1829 and 1830, during these years whether derived from the ordinary revenue, the hereditary, casual or territorial revenue of the King, so called, the votes of the parliament of the United Kingdom; the authority of provincial enactments, or of the Lords commissioners of the treasury, or under any other authority, or from any other source whatsoever; shewing the authority under which such salaries, fees or other emoluments were granted or paid, or are to be paid, and the nature and description of all fees charged by such public offi-

An address to be sent to His Excellency for returns of fees and emoluments from all persons employed in the Civil Government.

An address to be sent to His Excellency for returns of fees and emoluments from all persons employed in the Civil Government; distinguishing the income of each officer in each year, and also the different offices held by such individuals as hold more than one office, and shewing the several sources of income and profit derived from each office; said return to contain a detailed statement of the salaries, fees, perquisites, and all other emoluments of the collectors of the customs at the several ports, during the said period, exhibiting the number of permits granted on entries and clearances, and the fees charged and received by the officers on each permit, and the fees charged on each schooner, steamboat, barge, or other boat, and the number of permits required on each cargo of goods; also an account of the proportion of seizures, fines and forfeitures, paid to each of these collectors; and the names and number of their deputies where they employ any such; and giving a schedule of the fees and charges made by the clerk of the crown, and the deputy clerks of the crown, with the sum derived by these officers from each item of the said schedule; together with an account of all pensions paid within the said years, to whomsoever paid, or from whatsoever fund; in order that this house may be better enabled to ascertain whether any and, if so, what deductions or other alterations are necessary to be made or practicable in respect to the income of such officers or pensioners, &c. in the enforcement of that system of economy and retrenchment recommended by his Majesty as essential to good government and public prosperity.

Ordered.

Still duty bill bro't in, read. Agreeably to notice Mr. Howard, seconded by Mr. Buell, moves for leave to bring in a bill to amend the present laws relative to fencing stills.

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

Live stock duty bill read, second reading to-morrow. Agreeably to notice Mr. Howard, seconded by Mr. Buell, moves for leave to bring in a bill relative to imposing a duty on live stock.

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

Committee appointed to draft an address to His Excellency on roads. Mr. Morris, seconded by Mr. A. Fraser, moves that Messrs. Burwell and W. Crooks be a committee to draft and report an address to his Excellency on the subject of roads.

Ordered.

Draft reported, adopted, third reading this day. Mr. Burwell, from the committee to draft an address to His Excellency the Lieutenant Governor on the subject of roads, reported a draft, which was received, read twice, adopted, and ordered to be engrossed and read a third time this day.

York Market place bill second time, and committed. Agreeably to the order of the day, the bill relating to the York market place being vested in trustees, was read the second time, and referred to a committee of the whole house.

Mr. Buell was called to the chair.

The house resumed.

A resolution reported. Mr. Buell reported that the committee had agreed to a resolution, which he was directed to submit for the adoption of the house.

Resolution adopted. The resolution was then read, and adopted as follows:

Resolution. Resolved, that the bill for vesting in trustees the York market square, be referred to a select committee to be composed of Messrs. Attorney General, Jarvis, and Ketchum.

Address to His Excellency on roads read third time, and passed. Agreeably to the order of the day, the address to his Excellency the Lieutenant Governor on the subject of roads, 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, 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, respectfully request that your Excellency may be pleased to lay before this House such information as Your Excellency may have received from different parts of this Province respecting the improvement of the Highways.

ARCHD. McLEAN.

Speaker.

Commons' House of Assembly, 20th day of January, 1831.

Committee to present address. Mr. Ingersoll, seconded by Mr. Clark moves, that Messrs. Morris and McMartin 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 and to present the same.

Ordered.

Committee appointed to draft address to His Excellency for returns from public officers. Mr. Mackenzie, seconded by Mr. White: moves that Messrs. Perry and McCall be a committee to draft an address to His Excellency the Lieutenant Governor in conformity to the resolution of this House, of this day, concerning the income of public officers.

Ordered.

Mr. Perry, seconded by Mr. Attorney General, moves that one hundred copies of so much of His Excellency's message of the thirteenth instant, as relates to roads and bridges, be printed for the use of members.

One hundred copies of His Excellency's message on roads, &c. to be printed.

Ordered.

Mr. Perry from the committee to draft an address to His Excellency the Lieutenant Governor on the subject of emoluments and fees to officers employed in the Civil Government of this Province, reported a draft which was received and read twice, adopted, and ordered to be engrossed and read a third time this day.

Committee to draft address on the subject of returns of fees and emoluments report draft, adopted, 3d reading this day.

Mr. Perry from the committee to carry up to the Honorable the Legislative Council, the bill, entitled "an act to allow persons tried for felony the benefit of full defence by counsel and to regulate in some other respects the practice in criminal cases," and to request their concurrence thereto, reported having done so.

Committee to carry up Felton's counsel bill report having done so.

The master in chancery brought down from the Honorable the Legislative Council, a bill entitled an act to remove doubts respecting the Jurisdiction of Commissioners of customs in this Province which that honourable House had passed, and to which they desired the concurrence of this House.

Bill respecting commissioners of customs bro't down from L. C. for concurrence.

The bill entitled, "an act to remove doubts respecting the Jurisdiction of Commissioners of customs in this Province" was then read the first time and ordered for a second reading to-morrow.

Bill bro't down, read, Second reading to-morrow.

Agreeably to notice, Mr. Samson, seconded by Mr. White, moves the following resolutions.

Resolved that the extent of certain Districts of this province is a serious inconvenience to the Inhabitants.

Certain resolutions relative to a division of Districts moved.

Resolved, that from the number of applications heretofore made and which will probably be continued to the Legislature for divisions of Districts from various parts of the Province, it is necessary that enquiry be made to ascertain if any, and where and how, such divisions may be formed throughout the Province, with the most general and permanent advantage.

Resolved, that the foregoing resolutions be transmitted to the Honorable the Legislative Council, with a message, requesting a conference on the subject of the same.

The first resolution was then put and carried as follows:

Resolved, that the extent of certain Districts of this province is a serious inconvenience and hardship to the inhabitants.

1st resolution adopted.

The second resolution was then put and carried as follows:

Resolved, that from the number of applications heretofore made, and which will probably be continued to the Legislature, for divisions of Districts, from various parts of the province, it is necessary that inquiry be made to ascertain if any, and where, and how, such divisions may be formed throughout the province, with the most general and permanent advantage.

Second resolution adopted.

The third resolution was then read as follows:

Resolved, that the foregoing resolutions be transmitted to the Honorable the Legislative Council, with a message requesting a conference on the subject of the same.

Third resolution read.

On which the House divided, and the yeas and nays were taken as follows:—

House divides on 3d resolution.

YEAS.

Messrs.

Attorney General, Berczy, Boulton, Brant, W. Crooks, Elliott, A. Fraser,

R. Fraser, Ingersoll, Jarvis, Lewis, Maçon, Morris, Robinson,

Roblin, Samson, Solicitor General, Werden, White—19.

Yeas 19.

NAYS.

Messrs.

Bidwell, Buell, Campbell, Clark, Cook,

Duncombe, Howard, Ketchum, Lyons, Mackenzie,

Perry, Shaver, VanKoughnett, J. Willson—14.

Nays 14.

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

Adjourned.

FRIDAY, 21st JANUARY, 1831.

THE House met.

Prayers were read.

The minutes of yesterday were read.

Petitions brought up.
Simon Washburn, Esq. Mr. Jarvis brought up the petition of Simon Washburn, Esq. of York, which was laid on the table.

John Decow. Mr. Beardsley brought up the petition of John Decow, of the Niagara District; which was laid on the table.

Samuel Redmond and others. Mr. A. McDonald brought up the petition of Samuel Redmond, and sixty nine others, of the Newcastle District; which was laid on the table.

R. G. Clute and others. Mr. Roblin brought up the petition of R. G. Clute, and ninety-four others, of the county of Prince Edward; which was laid on the table.

D. Watson and others. Mr. A. McDonald brought up the petition of David Watson, and seventy-six others, of the District of Newcastle; which was laid on the table.

Alex. Davidson. Mr. Boulton brought up the petition of Alexander Davidson, of Port Hope; which was laid on the table.

Darby and Wife. Mr. Clark brought up the petition of George Adam Darby and Mary Darby, of Grantham, in the Niagara District; which was laid on the table.

Norman Ballard & others. Mr. Werden brought up the petition of Norman Ballard, and nineteen others, of the town of Kingston, and other parts of the Midland District; which was laid on the table.

Gideon Bourman & others. Mr. Werden brought up the petition of Gideon Bourman and thirty-nine others, of Hallowell; which was laid on the table.

Philip Shook and others. Mr. Howard brought up the petition of Philip Shook, and one hundred and thirty-six others, of the township of Kitley, in the Johnstown District; which was laid on the table.

F. McKay and others. Mr. Lewis brought up the petition of F. McKay, and fifty others, of Bytown; which was laid on the table.

A. Smalley. Mr. Robinson brought up the petition of Arad Smalley, and eighteen others, of North Gwillimbury; which was laid on the table.

Bank petition. Mr. Jarvis brought up the petition of the president, directors and company, of the Bank of Upper Canada; which was laid on the table.

Libel bill read a third time. Agreeably to the order of the day, the bill to amend the law of Libel was read the third time.

On passing House divides. On the question for passing the same, the house divided, and the yeas and nays were taken as follows.

Yeas 22.	Messrs.	YEAS.	
	Beardsley,	Howard,	Roblin,
	Bidwell,	Ketchum,	Samson,
	Boulton,	Lewis,	Shaver,
	Brown,	Lyons,	Thomson,
	Buell,	McCall,	Werden,
	Campbell,	A. McDonald,	White—22.
	Clark,	Mackenzie,	
	Cook,	Perry,	

Nays 23.	Messrs.	NAYS.	
	Attorney General,	R. Fraser,	Mount,
	Berczy,	Ingersoll,	Robinson,
	Branst,	Jarvis,	Solicitor General,
	Burwell,	Jessup,	VanKoughnett,
	Chisholm,	D. McDonald,	J. Willson,
	W. Crooks,	McMartin,	W. Willson.—22.
	Elliott,	Maçon,	
	A. Fraser,	Morris,	

Lost by Speaker. The question was decided in the negative, by the casting vote of the speaker.

Agreeably to the order of the day, the address to his Excellency the Lieutenant Governor, requesting a return of all fees &c. &c. of officers serving in the civil Government of the province, 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, 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 request that Your Excellency may be pleased to cause to be laid before this house at an early period of its present session, a full and particular account of all the fees, salaries, pensions, payments and rewards for extra services, and all other income and emoluments derived or to be derived from their several offices, and services, by all officers, clerks and servants, who have been employed in the civil service of the government of this province for the years 1829 and 1830, during these years whether derived from the ordinary revenue, the hereditary, casual or territorial revenue of the King, so called, the votes of the parliament of the United Kingdom; the authority of provincial enactments, or of the Lords commissioners of the treasury, or under any other authority, or from any other source whatsoever; shewing the authority under which such salaries, fees or other emoluments were granted or paid, or are to be paid, and

An address to His Excellency for returns of fees and emoluments from all persons employed in the Civil Government.

the nature and description of all fees charged by such public officers; distinguishing the income of each officer in each year, and also the different offices held by such individuals as hold more than one office, and shewing the several sources of income and profit derived from each office; said return to contain a detailed statement of the salaries, fees, perquisites, and all other emoluments of the collectors of customs at the several ports, during the said period, exhibiting the number of permits granted on entries and clearances, and the fees charged and received by the officers on each permit, and the fees charged on each schooner, steam-boat, barge, or other boat, and the number of permits required on each cargo of goods; also an account of the proportion of seizures, fines and forfeitures, paid to each of these collectors; and the names and number of their deputies where they employ any such; and giving a schedule of the fees and charges made by the clerk of the crown, and the deputy clerks of the crown, with the sum derived by these officers from each item of the said schedule; together with an account of all pensions paid within the said years, to whomsoever paid, or from whatsoever fund; in order that this house may be the better enabled to ascertain whether any and, if so, what deductions or other alterations are necessary to be made or practicable in respect to the income of such officers or pensioners, &c. in the enforcement of that system of economy and retrenchment recommended by his Majesty as essential to good government, and public prosperity:

ARCHD. McLEAN.
Speaker:

Commons' House of }
Assembly, 21st, day of }
January, 1831.

Mr. Mackenzie, seconded by Mr. White, moves that Messrs. Howard and Buell be a committee to wait on His Excellency to learn when he will be pleased to receive the address of this House, concerning the fees of public officers, and to present the said address.

Committee appointed to present address.

Ordered.

Agreeably to the order of the day, the petition of John Stinson, J. P. and five hundred and forty-one others, of the county of Prince Edward, setting forth many inconveniences, and privations suffered by petitioners and others residing in the said county, in consequence of its incorporation with the counties of Frontenac and Hastings, which three counties form the Midland District, and praying that authority may be given by law, for the Governor, Lieutenant Governor, or person administering the Government by proclamation, to establish and erect the county of Prince Edward into a separate District, so soon as satisfactory evidence is given of the erection and completion of a good and sufficient Gaol and Court-house in the village of Hollowell;—The petition of William Simpson, and forty-four others of Penetanguishine, praying for pecuniary aid to improve the road leading from Kempenfelt bay to the village of Penetanguishine;—The petition of John Backhouse, and sixty others, of the county of Norfolk, setting forth the great inconvenience suffered by a part of the inhabitants of the London District, by the removal of the courts of justice, to so remote a part of the said District, and praying that, so soon as the inhabitants shall re-build the Court-house and Gaol at Vittoria, the Lieutenant Governor, or person administering the Government may be authorized by law to declare the county of Norfolk, as originally constituted with such other parts of the District, as it may seem meet to this House to annex, a separate and distinct District, by such name as the Lieutenant Governor, or person administering the Government, may be pleased to affix;—The petition of A. Manahan and seventy-five others, of Belleville and vicinity, praying that should the application for the establishment of a Bank, at Kingston, be renewed during the present session, the House will be pleased to sanction the same;—The petition of James Cummings, and one hundred and eighty-five others of the Niagara District, complaining of the destruction of a certain bridge across the Welland River, and praying that the Welland Canal Company may not be permitted to build another bridge, higher up the river, in lieu of the one broken down, but that the old bridge may be repaired and petitioners may be protected and preserved in the enjoyment of the same;—The petition of John Christie, and one hundred and three others, returning their grateful acknowledgements for aid granted them toward perfecting a road between Johnstown and the river Rideau, and praying for further assistance. to enable them to complete the undertaking; and the petition of Asa Youmans, and seventy-six others, mechanics of Belleville, and generally through the Province; complaining of the great influx of manufactured articles from the United States, and praying that a law may be passed which will ensure the collection of the duties already imposed by requiring every article entered at the custom-house, to be officially stamped, and at all times subject to seizure, in the absence of such stamp, were read.

Petition of John Stinson & others read.

Petition of William Simpson and others read.

Petition of John Backhouse and others read.

Petition of A. Manahan & others read.

Petition of James Cummings & others read.

Petition of John Christie & others read.

Petition of Asa Youmans & others read.

Mr. Werden, seconded by Mr. Roblin, moves that the petition of John Stinson, and others, inhabitants of the county of Prince Edward, praying to be set off into a separate District, be referred to a select committee, composed of Messrs. Solicitor General, Burwell and Thomson to report thereon by bill or otherwise.

Petition of John Stinson and others referred.

Ordered.

Mr. McCall, seconded by Mr. W. Willson, moves that the petition of John Backhouse, and others, be referred to the committee, to whom was referred the petition of Joseph Ryerson, Esq.

Petition of John Backhouse and others referred.

Ordered.

Petition of James Cummings and others referred.

Mr. Beardsley, seconded by Mr. McCall, moves that the petition of James, Cummings and others, be referred to a select committee, to be composed of Messrs. W. Crooks, Attorney General, John Willson, and Brant.

Ordered.

Petition of W. Simpson and others referred.

Mr. Robinson, seconded by Mr. Burwell, moves that the petition of William Simpson, and others, of Penetanguishine, be referred to the standing committee on roads and bridges.

Ordered.

Petition of J. Christie and others referred.

Mr. Jessup, seconded by Mr. R. D. Fraser, moves that the petition of John Christie, and others, be referred to the committee on roads.

Ordered.

Notice.

Mr. Attorney General gives notice that he will move, on Monday next, that an humble address be presented to the Lieutenant Governor, praying that his Excellency will cause a return to be laid before this house of the number of suits commenced in the several courts of this province during the year ending the 31st day of December, 1830, and exhibiting in the King's Bench, the sum recovered, the costs incurred and payable to the attorney, the counsel, the clerk of the crown, the sheriff, clerk of Assize, witnesses and other persons.

In the District court, the sums recovered, and the costs incurred, and to whom payable, whether Judge, Attorney, Counsel, Clerk, Sheriff, or other officer or person.

In the court of requests, exhibiting the number of suits commenced in each division, the sums sought to be recovered, the sums recovered, the costs incurred and to whom payable, and the number of witnesses examined.

Notice.

Mr. Samson gives notice that he will, on to-morrow, move for leave to bring in a bill to prevent the examination of prisoners taken before a magistrate being given in evidence against the person accused on his trial.

Notice

Mr. Berczy gives notice that he will, to-morrow, move for the appointment of a select committee to take into consideration the settlement and improvement of the province.

An address to be sent to His Excellency for documents relating to School Townships.

Agreeably to notice, Mr. Morris, seconded by Mr. A. Fraser, moves that an address be presented to his Excellency the Lieutenant Governor, praying that his Excellency may be pleased to lay before this house copies of such documents as may at any time have been received from his Majesty's Government authorizing the survey, reservation, sale and appropriation of certain townships called school townships.

Ordered.

Committee to draft address.

Mr. Morris seconded by Mr. A. Fraser, moves that Messrs. McMartin and Clark be a committee to draft and report the said address.

Ordered.

Draft of address on school Townships adopted. 3rd reading to day.

Mr. McMartin from the committee appointed to draft an address to his Excellency the Lieutenant Governor, for documents relative to School reserve townships, reported a draft which was received and read twice, adopted and ordered to be engrossed and read a third time this day.

Journals relating to William Thompson and others read.

Agreeably to notice, Mr. John Willson, seconded by Mr. Berczy, moves that such part of the journals relating to the petition of William Thompson, and others, of the Home and Gore Districts, living on the lake road between York and Burlington bay, be now read.

Which was carried and that part of the journal of the last session relative to said petition was read.

And referred to select committee

Mr. John Willson, seconded by Mr. Berczy, moves that the consideration of so much of the journals as have been now read, relative to the petition of William Thompson, and others, of the Home and Gore Districts, living on the lake road, between York and Burlington bay, be referred to a select committee, consisting of Messrs. Clisholm and Ketchum, with power to send for persons and papers, and to report by bill or otherwise.

Ordered.

Journals relating to petition of Thomas Johnston and others read.

Agreeably to notice Mr. Beardsley, seconded by Mr. W. Crooks, moves that that part of the journals of the last session of the house of Assembly that relates to the petition of James Johnston and others, inhabitants of the township of Louth, Niagara District, may be read.

Which was carried and that part of the journals of the last session relative to said petition, was read.

Address for information relative to school lands.

Agreeably to the order of the day the address to his Excellency for information relative to lands reserved for school purposes, 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, 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 on school land.

We His majesty's dutiful and Loyal subjects the commons of Upper Canada, in provincial parliament assembled, most respectfully request that Your Excellency may be pleased to communicate to

this House copies of all such documents as Your Excellency may be possessed of, which authorize the survey reservation, sale or appropriation of certain lands in this Province, called school townships.

ARCHD. McLEAN,
Speaker.

Commons' House of Assembly, }
21st day of January, 1831. }

Mr. A. Frazer, seconded by Mr. Clark, moves that Messrs. Morris and McMartin, be a committee to wait on his Excellency the Lieutenant Governor, to know when we will be pleased to receive the address of this House, on the subject of school Townships; and to present the same.

Committee to present address.

Ordered.

Mr. Beardsley, seconded by Mr. W. Wilson moves that the fortieth rule of this House may be dispensed with, so far as it relates to the subject of the petition of James Johnson and others, inhabitants of Louth, Niagara District, and that that subject be referred to a select committee to be composed of Messrs. W. Crooks and the Attorney General.

Motion for referring petition of J. Johnson and others.

On which the House divided, and the yeas and nays were taken as follows.

House divides.

Messrs.

YEAS.

Yeas 7.

Beardsley,
Campbell,
Clark

W. Crooks,
D. McDonald,
Perry,

W. Wilson—7.

Messrs.

NAYS.

Nays 29.

Brant,
Buell,
Burwell,
Cook,
Duncombe
Elliott,
A. Fraser,
R. Fraser,
Howard,
Ingersoll,

Jessup,
Jones,
Ketchum,
Lewis,
Lyons,
McCall,
A. McDonald,
Mackenzie,
McMartin,
Maçon,

Morris,
Mount,
Robinson,
Roblin,
Shaver,
Solicitor General,
Van Koughnett,
Werden,
White—29.

The question was decided in the negative, by a majority of twenty-two.

Question lost.

Agreeably to notice, Mr. Attorney General, seconded by Mr. W. Wilson, moves for leave to bring in a bill to abolish all oaths, religious tests, and declarations, tending to the exclusion of individuals from any office, trust, or employment, on account of their religious sentiments or opinions.

Bill to abolish Religious Tests &c. read 1st time.

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

2nd reading to-morrow.

Agreeably to notice, Mr. Attorney General, seconded by Mr. White, moves for leave to bring in a bill for defining the power and duty of Justices of the Peace, and Coroners, upon commitment or bail of prisoners in criminal cases.

Bill to define the power of Justices &c. read a first time.

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

Second reading to-morrow.

Agreeably to notice, Mr. Attorney General, seconded by Mr. White, moves for leave to bring in a bill to prevent a failure of justice, by reason of variances in legal proceedings, in certain cases, and to require courts of justice to take judicial notice of all private acts without their being specially pleaded or given in evidence.

Bill to prevent the failure of Justice &c. read a first time.

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

Second reading to-morrow.

Agreeably to notice, Mr. Jarvis, seconded by Mr. Robinson, moves for leave to bring in a bill altering and amending the law now in force, assigning limits to certain Gaols in this province.

Bill to amend the law relative to Jail limits read.

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

Second reading to-morrow.

Mr. Beardsley, seconded by Mr. Perry, moves that one hundred copies of the bill for the defining the power and duty of Justices of the peace, be printed for the use of members.

100 Copies of the bill defining the power of Justices to be printed.

Ordered.

Agreeably to notice, Mr. Jarvis, seconded by Mr. Robinson, moves for leave to bring in a bill, compelling Plaintiffs in certain cases, to give security for costs.

Plaintiffs' security bill brought in and read.

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

Second reading to-morrow.

Agreeably to the order of the day, the Sheriffs' appointment bill was read the second time, and referred to a committee of the whole House.

Sheriffs' appointment bill committed.

Mr. Ingersoll was called to the chair.

The House resumed.

Mr. Ingersoll reported that the committee had agreed to a resolution, which he was directed to submit for the adoption of the House.

Committee reports a resolution.

Resolution adopted. The report was received, and the resolution was adopted as follows:

Resolution. Resolved that the Chairman be instructed to move that the bill be referred to a select committee, with power to report thereon by amendments or otherwise.

Seeriff's appointment bill referred to select committee. Mr. Ingersoll, seconded by Mr. Boulton, moves that the sheriff's appointment and security bill be referred to a select committee, composed of Messrs. Attorney General, Solicitor General, Beardsley, Bidwell and Samson, with power to report thereon by amendments or otherwise.

Bill for the improvement of administration of Justice read. Ordered. Agreeably to notice, Mr. Attorney General, seconded by Mr. Beardsley, moves for leave to bring in a bill for the improvement of the administration of justice in criminal cases.

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

Motion for appointing a committee on representation. Agreeably to notice, Mr. Mackenzie, seconded by Mr. Perry, moves that a select committee be appointed to enquire into the state of the representation of the people in this House, with power to send for persons, and papers, and records, and leave to report by bill, address, or otherwise.

House divides. On which the House divided, and the yeas and nays were taken as follows:

Yeas 28

Messrs.	YEAS.	
Berczy,	Howard,	Morris,
Bidwell,	Ingersoll,	Mount,
Buell,	Jones,	Perry,
Burwell,	Ketchum,	Roblin,
Campbell,	Lyons,	Shaver,
Clark,	McCall,	Thomson,
Cook,	A. McDonald,	Werden,
W. Crooks,	D. McDonald,	White—28
Duncombe,	Mackenzie,	
A. Fraser,	McMartin,	

Nays 11

Messrs.	NAYS.	
Brown,	Lewis,	Sol ^r . General,
Elliott,	Maçon,	VanKoughnett,
Jarvis,	Robinson,	W. Wilson—11.
Jessup,	Samson,	

Question carried. The question was carried in the affirmative, by a majority of seventeen.

Motion for appointment of committee. Mr. Mackenzie, seconded by Mr. Shaver, moves that Messrs. Clark, Buell, Perry and Howard, be such committee.

Amendment that the house adjourn till Monday. In amendment, Mr. John Willson, seconded by Mr. Solicitor General, moves, that all the original motion after the word "moves" be expunged, and the following words be inserted "that the House do adjourn until Monday next."

Amendment carried. Which was carried, and the House adjourned accordingly.

MONDAY, 24th JANUARY 1831.

THE House met,

Prayers were read.

Petitions brought up of John Brant & John Chisholm. The minutes of Friday were read.

Mr. McNab brought up the petition of John Brant, and John Chisholm; which was laid on the table.

Michael Aikman and others. Mr. McNab brought up the petition of Michael Aikman, and thirty-nine others, of the Gore District; which was laid on the table.

Mrs. Mary Ridout. Mr. Burwell brought up the petition of Mary Ridout, widow of the late honorable Thomas Ridout; which was laid on the table.

B. B. Brigham and others. Mr. Mount brought up the petition of B. B. Brigham and seventy-one others, of the townships of Mosa, Ekfrid, Carradoc and Delaware; which was laid on the table.

Jedediah Jackson and others. Mr. J. Willson brought up the petition of Jedediah Jackson, and fifteen others, of Brantford in the Gore District; which was laid on the table.

Wm. Todd and others. Mr. J. Willson brought up the petition of William Todd Junior, and two hundred and five others, members and friends of the Canadian Wesleyan Methodists; which was laid on the table.

Thos. McMoyl, and others. Mr. R. Fraser brought up the petition of Thomas McMoyl and forty-four others, of the township of Edwardsburg, in the county of Grenville which was laid on the table.

Geo. Malloch and others. Mr. Jones brought up the petition of George Malloch, and sixty others, of the town of Brockville; which was laid on the table.

Edward Howard and others. Mr. Buell brought up the petition of Edward Howard, and two hundred and two others, of the District of Johnstown; which was laid on the table.

James Matthewson and others. Mr. Thomson brought up the petition of James Matthewson, and twenty others, of the townships of Pittsburg, Leeds, and Lansdown; which was laid on the table.

Mr. Thomson brought up the petition of Philo Hicok, and seventy-nine others, of Pittsburg, Leeds, and Lansdown; which was laid on the table. Petition of P. Hicok and others.

Mr. Solicitor General brought up the petition of George O'Kill Stuart, and sixteen others, of the town of Kingston; which was laid on the table. Of the Rev. d. G. O. Stewart and others.

Agreeably to the order of the day, the petition of Archibald Fraser of Amherst, in the Newcastle district, setting forth that he had contracted with the magistrates of the Newcastle district for the building of a gaol and court house in the said district; that after he had proceeded far on with the building, and laid out a great share of the money for materials necessary for its completion, he was informed that the magistrates had it not in their power to order any more money to be paid on account of the said building, and praying the house to consider his case, and to make some provision for relieving him from his embarrassed situation. The petition of Isaac Baldwin, and four hundred and twenty-six others, of the county of Middlesex, praying for authority to construct a harbour at the mouth of Big Otter Creek, on Lake Erie. The petition of Daniel Dolsen, Esq. and one hundred and forty others, of the county of Kent, in the Western district, praying for a division of the said district. The petition of Abraham Fraser, and eighteen others, of the Gore of Fredericksburgh, praying to confirm a certain survey in said Gore, and the petition of Thomas Markland, Esq. and eight others, magistrates of the town of Kingston, praying that measures may be devised to prevent Orange processions, were read. Petition read of Archibald Fraser of Amherst.

Isaac Baldwin and 426 others.

Daniel Dolsen Esq. & 140 others. A. Frazer and others. T. Markland and others.

Mr. Berczy, seconded by Mr. John Willson, moves that the petition of Daniel Dolsen, and others, inhabitants of the county of Kent, praying for a division of the Western district, be referred to a select committee, to be composed of Messrs Burwell and Elliot, to report thereon by bill or otherwise. Petition of D. Dolsen and others referred.

Ordered.

Mr. Burwell, seconded by Mr. Thompson, moves that the petition of Isaac Baldwin and sundry other inhabitants of the district of London, praying for the construction of a harbor at the mouth of Big Otter Creek, on Lake Erie, be referred to a select committee, and that Messrs. Ingersoll, Duncombe and Mount, do constitute the said committee and report thereon. Petition of I. Baldwin and others referred.

Ordered.

Mr. Bidwell, seconded by Mr. Brown, moves that the petition of A. Fraser, be referred to the select committee, to whom was referred the petition of Walter Boswell, and others, respecting the Newcastle gaol and court-house. Petition of A. Fraser referred.

Ordered.

Mr. Buell, seconded by Mr. Cook, moves that the petition of Philip Shook, and others, be referred to the standing committee on roads and bridges. Petition of P. Shook and others referred.

Ordered.

Mr. Morris gives notice, that he will, on Thursday next, move for leave to bring in a bill to repeal the heir and devisee laws of this province, and to make other provision for the relief of persons claiming lands as the heirs and devisees of the original nominees of the crown. Notice.

Mr. J. Willson, seconded by Mr. Berczy, moves that the forty third rule of this House be dispensed with, so far as relates to the petition of Todd, Anderson, and others, praying for a law to be passed in favor of the Canadian Wesleyan Methodists; and that the same be now read. Notice for reading petition of Todd and others.

Which was carried, and the petition of William Todd, Junior, and two hundred and five others, members and friends of the Canadian Wesleyan Methodists, praying that a law may be passed, authorizing the Canadian Wesleyan Methodists to celebrate matrimony within this province, was read. Carried and petition read and referred to committee of whole on marriage bill.

Mr. John Willson, seconded by Mr. Burwell moves that the petition of Todd Anderson, and others, be referred to the committee of the whole house on the marriage bill. Petition of Todd Anderson and others referred.

Ordered.

Mr. Morris, from the committee to wait on his Excellency the Lieutenant Governor with the address of this house relative to school townships, reported delivering the same, and that his Excellency had been pleased to make thereto the following answer, Committee to present address on school lands, reports answer.

Gentlemen. The documents required in this address shall be laid before the House of Assembly. Answer.

Mr. Morris, from the committee to wait on his Excellency the Lieutenant Governor with the address of this house, requesting information on the subject of the roads, reported delivering the same, and that his Excellency had been pleased to make thereto the following answer. Committee to present address for information on roads, reports answer.

Gentlemen. The information which I have received from different parts of the province is contained in these documents. Answer.

(For documents see appendix.)

Mr. Berczy from the select committee to which was referred the petition of Roswell Mount, Esq. informed the house that the reports. Select Com. on Petition of R. Mount, Esq. reports.

committee had agreed to a first report, which he was ready to submit whenever the house would be pleased to receive the same.

The report was received and read by the clerk, and is as follows:

The select committee to whom was referred the petition of Roswell Mount, Esq. beg leave to make their first report.

Report on petition of R. Mount.

Your committee has carefully examined the papers produced in proof of the allegations set forth in the petition, by which it appears that the petitioner had, jointly, with James Fisher and James Tomlinson, made himself responsible for a sum of four hundred and forty-five pounds, for the erection of a bridge across the river Thames, from Delaware to Carradoc, on the great road from York to Sandwich; that this bridge was, in part, to have been completed by subscription; but that, notwithstanding great exertions were made to collect the amount subscribed, a considerable part thereof could not be realized, owing to which the petitioner over and above his liberal, personal subscription has been obliged to make good to the contractor the sum of seventy five pounds three shillings and one penny.

Your committee from the great utility and necessity of the work completed through the exertions of the petitioner, considers itself fully justified to recommend the petitioner to the favorable consideration of this house, particularly as the principle has been admitted during the last session of Parliament, that money upon the plea of urgent necessity or public improvement, will in some cases be made good.

W. BERCZY
Chairman.

Committee room, Commons' house of Assembly, 24th Jan'y, 1831.

Petition of Donald Bethune and others referred.

Mr. Solicitor General, seconded by Mr. Burwell, moves that the petition of Donald Bethune, and others, be referred to a select committee to be composed of Messrs. J. Willson, Morris, Thomson and Werden, with power to send for persons and papers.

Ordered.

Notice.

Mr. Solicitor General, gives notice that he will, on to-morrow, move for leave to bring in a bill to protect merchants and others, from embezzlement by clerks, and other persons, in their employment.

Notice.

Mr. Solicitor General gives notice that he will, on to-morrow, move for leave to bring in a bill to amend the laws now in force regulating the evidence in actions on bills of exchange, and promissory notes in this province.

Notice.

Mr. Solicitor General gives notice that he will, on to-morrow, move for leave to bring in a bill to amend the law and practice in actions of ejectment in this province.

Notice.

Mr. Solicitor General gives notice that he will, on to-morrow, move for leave to bring in a bill to protect the bona fide holders of negotiable securities from loss in respect of the same.

Orange Society bill read; 2nd reading to-morrow.

Mr. Solicitor General, seconded by Mr. Thomson, moves for leave to bring in a bill to suppress certain public processions in this province.

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

Committee to carry up message to Legislative council.

Messrs. Samson and Jarvis were ordered by the speaker to carry up to the honorable the Legislative council the message of this house requesting a conference on the division of Districts; and communicating certain resolutions on that subject.

Committee to present address on salaries &c. reports answer.

Mr. Buell, from the select committee to wait on his Excellency the Lieutenant Governor, with the address of this house relative to the salaries and emoluments of officers and servants, employed in the civil government of the province, reported delivering the same, and that his Excellency had been pleased to make thereto the following answer:

Answer.

GENTLEMEN,

Such part of the information requested in this address as may not be contained in the annual public accounts laid before the Legislature, shall be transmitted to the House of Assembly when it can be procured.

Statement of Clerk's office laid on the table & read by Clerk.

The statement ordered by the House on the 10th Instant, of the affairs of the clerk's office, was laid on the table, and agreeably to the order of the House, the clerk read the same.

(For statement, see appendix.)

One Hundred copies to be printed.

Mr. MacNab, seconded by Berczy, moves that one hundred copies of the clerk's statement, be printed for the use of members.

Ordered.

Statement referred to committee on printing Journals.

Mr. MacNab, seconded by Mr. VanKoughnett, moves that the statement of the clerk's office, be referred to the committee on his report on the printing of the journals of last session; and that the said committee have power to send for persons and papers, and to report thereon.

Ordered.

Intestate estate bill read second time & committed.

Agreeably to the order of the day, the intestate estate bill was read the second time, and referred to a committee of the whole House.

Mr. Clark was called to the chair.

The House resumed, the black rod being at the door.

The master in chancery brought down from the Hon. the Legislative council, a bill entitled "an act for the discharge of debtors, in execution for small debts, from imprisonment, in certain cases," which that honorable House had passed, and to which the concurrence of this House was requested; also a message, which the Speaker read as follows:

A bill bro't down from Legislative Council for discharge of prisoners for debt in certain cases.

Mr. SPEAKER,

The Legislative council accedes to a conference as desired by the Commons House of Assembly, on the subject of the resolutions communicated by their message of this day, and have appointed the honorable Messrs. Dickson and Allan on the part of this House, who will be ready to meet a committee of the Commons' House of Assembly for that purpose, in the joint committee room, at 3 of the clock, P. M. to-morrow.

Message from Legislative Council appointing committee of conference on division of Districts.

JOHN B. ROBINSON,
Speaker.

Legislative Council Chamber, }
24th day of January, 1831. }

The bill sent down from the honorable the Legislative council, entitled "an act for the discharge of debtors in execution for small debts from imprisonment in certain cases" was read the first time, and ordered for a second reading to-morrow.

Bill from Legislative council read and ordered for a second reading to-morrow.

The Speaker left the chair.

The chairman resumed the chair of committee.

The House resumed.

The chairman reported progress, and asked leave to sit again this day three months.

House in committee on Intestate estate bill.

Progress and leave to sit again this day 3 months.

On the question for receiving the report, the House divided, and the yeas and nays were taken as follows:

House divides,

Messrs.	YEAS.	Yeas 20.
Attorney General, Boulton, Brant, Brown, Burwell, Elliott, A. Fraser,	R. Fraser, Ingersol, Jarvis, Jessup, Lewis, McMartin, MacNab,	Maçon, Morris, Mount, Samson, Sol'r General. VanKoughnett—20.

Messrs.	NAYS.	Nays 20.
Berczy, Bidwell, Buell, Campbell, Clark, Cook, Duncombe,	Jones, Ketchum, Lyons, McCall, A. McDonald, Mackenzie, Perry,	Randal, Roblin, Shaver, Werden, White, J. Willson—20.

The question was carried in the affirmative, by the casting vote of the Speaker.

Question carried by Speaker.

Mr. John Willson from the committee, to which was referred the petition of James G. Strowbridge, 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 J.G. Strowbridge report by bill.

The report was received, and the bill for the relief of James G. Strowbridge was read a first time, and ordered for a second reading to-morrow.

Strowbridge relief bill read. 2nd reading to-morrow.

Mr. Morris, seconded by Mr. A. Fraser, moves that Messrs. Samson, McCall, Berczy and Elliott be a committee to confer with the conferees of the honorable the Legislative Council on the subject of the resolutions of this House, relative to the division of the Province.

Committee of conference appointed on division of districts.

Ordered.

Mr. Morris, seconded by Mr. Burwell, moves that the documents received from His Excellency the Lieutenant Governor on the subject of roads, be referred to the committee on roads and bridges.

Documents on roads referred.

Ordered.

Agreeably to notice, Mr. McCall, seconded by Mr. W. Willson, moves for leave to bring in a bill for to indemnify Abraham A. Rapelje, Esq. Sheriff of the London District.

Rapelje relief bill bro't in & read.

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

Second reading to-morrow

Mr. Perry seconded by Mr. Roblin, moves that one hundred copies of the bill brought down this day from the honorable the Legislative council, entitled "an act for the discharge of debtors in execution for small debts from imprisonment, in certain cases," be printed for the use of members,

One hundred copies of bill from legislative council to be printed.

Which was ordered.

One hundred copies of bill for improvement of administration of Justice to be printed.

Mr. Duncombe, seconded by Mr. Cook, moves that one hundred copies of the bill, for the improvement of the administration of criminal justice, be printed.

Ordered.

Select Committee appointed on settlement and improvement of Province.

Agreeably to notice, Mr. Berczy, seconded by Mr. Jarvis, moves that a select committee be appointed to take into consideration the settlement and improvement of the province, consisting of Messrs. Morris, Burwell, A. Fraser and Samson, with power to send for persons and papers, and to report thereon.

Ordered.

Adjourned.

the advantage of the community, and praying that such measures may be devised for the improvement of roads as may be to the interest of the province generally. The petition of T. McKay and fifty others, of Bytown, praying that should an application be renewed during the present session for the establishment of a Bank at Kingston, the house may be pleased to sanction the same. The petition of Arad Smalley, and eighteen others, of North Gwillimbury, praying that certain side lines may be established as originally surveyed. And the petition of the president and directors of the Bank of Upper Canada, praying for an increase of their capital, were read.

Of T. McKay and 50 others.

Of Arad Smalley & 18 others.

Of the president and directors of the Bank of U. C.

Mr. Morris, seconded by Mr. Samson, moves that the petition of Henry Graham, and other inhabitants of the town of Perth, be referred to a select committee, to be composed of Messrs. Lewis and Buell, with power to report thereon by bill or otherwise.

Petition of Henry Graham and others referred.

Ordered.

Mr. Mackenzie, seconded by Mr. Shaver, moves that the petition of John Judge, Wait Sweet and others, of Toronto, be referred to the select committee, to which was referred the petition of Thomas Whitesides and others.

Petition of Judge Sweet, and others, referred.

Ordered.

Mr. Clark, seconded by Mr. W. Wilson, moves that the petition of George Adam Darby be referred to a select committee to be composed of Messrs. John Willson, Randal and Ingersoll, with power to send for persons and papers, and to report thereon by bill or otherwise.

Petition of Geo. A. Darby referred.

Ordered.

Mr. Robinson, seconded by Mr. Lewis, moves that the petition of Arad Smalley, and others of north Gwillimbury, be referred to a select committee, consisting of Messrs. Boulton and Ketchum, and to report by bill or otherwise.

Petition of Arad Smalley and others referred.

Ordered.

Mr. Perry, seconded by Mr. Lyons, moves that the petition of Abraham Fraser, and others, freeholders of the Gore of the township of Fredericksburgh, be referred to a select committee, with power to send for persons and papers, and leave to report thereon, by bill or otherwise, and that Messrs. Campbell, Cook, Howard and McCall, do compose said committee.

Petition of Abraham Fraser and others referred.

Ordered.

Mr. Roblin, seconded by Mr. Werden, moves that the petition of R. G. Clute and others, be referred to the select committee, to whom is referred the petition of Thomas Markland and others.

Petition of R. G. Clute and others referred.

Ordered.

Mr. Jarvis, seconded by Mr. Robinson, moves that a select committee be appointed to enquire into the practice of issuing the writs of Election for the county of York, and how far the same is conformable to law, and to report the same to this House, and that Messrs. Attorney General, Solicitor General and John Willson, be such committee, with power to send for persons and papers.

Select committee appointed to enquire into the practice of issuing writs of election for county of York.

Ordered.

Mr. Boulton, seconded by Mr. Chisholm, moves that the petition of Charles Clark and others, be referred to the committee, on the petition of Walter Boswell and others, with power to send for persons and papers.

Petition of Charles Clark and others referred.

Ordered.

Mr. Boulton, seconded by Mr. Chisholm, moves that the petition of Alexander Davidson, be referred to a committee of Messrs. Thomson and Elliott, with power to send for persons and papers, and to report thereon by bill or otherwise.

Petition of Alexander Davidson referred.

Ordered.

Mr. Boulton, seconded by Mr. Chisholm, moves that the petition of Samuel Redmond, and others, be referred to the committee, on the petition of Walter Boswell and others, with power to send for persons and papers, and report thereon by bill or otherwise.

Petition of Samuel Redmond and others referred.

Ordered.

Mr. Jarvis, seconded by Mr. Robinson, moves that the petition of the President Directors and Company of the Bank of Upper Canada, be referred to a select committee, consisting of Messrs. Attorney General, MacNab, W. Crooks and Chisholm, with power to send for persons and papers, and to report by bill, or otherwise.

Motion for referring Petition of President and directors of Bank of U. C. to select committee.

In amendment, Mr. Ketchum, seconded by Mr. Shaver, moves that the names of Messrs. Chisholm and MacNab, be expunged, and the names of Messrs. Mackenzie and Perry, be inserted.

Amendment to foregoing motion.

Which was lost.

Amen ment lost.

In amendment Mr. Perry, seconded by Mr. Lyons, moves that after the word "moves" in the original, the whole be expunged, and the following inserted, "that the petition of the President, and Directors of the Bank of Upper Canada, be referred to a committee of seven members, to be chosen by Ballot forthwith."

Second amendment proposed.

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

House divides.

TUESDAY, 25th JANUARY, 1831.

THE House met.

Prayers were read.

The minutes of yesterday were read.

Petition bro't up of John Holme and others. Of James Clarke and others.

Mr. Boulton brought up the petition of John Holme, and thirty-nine others, of Cobourg, in the Newcastle District; which was laid on the table.

Of Samuel McAfee and others.

Mr. Clark brought up the petition of James Clarke, and three others, trustees of the Grantham Academy; which was laid on the table.

Of James Black and others.

Mr. Randal brought up the petition of Samuel McAfee, and eighty five others, of the township of Bertie, in the Niagara District; which was laid on the table.

Of Thomas Wallis and others.

Mr. Chisholm brought up the petition of James Black, and sixty-five others, of the township of Eramosa, in the Gore District; which was laid on the table.

Of James Cullen & others.

Mr. Jarvis brought up the petition of Thomas Wallis and four others, mechanics of the town of York; which was laid on the table.

Petition read of Donald Bethune and 310 others.

Mr. Lewis brought up the petition of James Cullen, and three hundred and nineteen others, of the township of Golbourn, in the Bathurst District; which was laid on the table.

Agreeably to the order of the day, the petition of Donald Bethune, and three hundred and ten others of Kingston, setting forth their alarm at the daily increasing influence of a foreign priesthood. The peril in which is placed the supremacy of Great Britain, from the swarm of preachers from the United States of America, which infest this province, and representing the necessity of a law being passed, prohibiting any exercise of the functions of a priest, or exhorter, or elder, of any sect or denomination in this province, except by British subjects, and also to prevent the assembling therein of any religious society or societies, in conference, who shall be in society or conference with any foreign body calling themselves a religious society or conference, or otherwise, under severely restrictive penalties, and preventing the raising of money within this province, by any religious, or pretended religious person, or body; for any pretended charity, mission or fund, the objects of which are not strictly British, under pain of fine and imprisonment.

Of Simon Washburn, Esq.

The petition of Simon Washburn, Esq. a freeholder of the east and west ridings of the county of York, complaining of the informality of the writ issued for the return of members to serve for said ridings at the late general election, and praying the house to take the same into consideration, and if upon investigation the said writ should be found to have been illegal that the election for the said ridings may be declared void. The petition of John Decow of Thorald, in the Niagara District, complaining of the injury done him by the Welland canal company, by drawing the water from its natural course which supplied his mills, and praying for redress. The petition of Samuel Redmond and sixty-nine others, of the Newcastle District, praying that a new gaol and court-house may be erected for said district, in the village of Cobourg. The petition of R. G. Clute and ninety-four others, of the county of Prince Edward, praying that should an application be made to the legislature during its present session for the establishment of a Bank at Kingston, it may be favourably entertained.

Of John Decow.

Of Samuel Redmond and 69 others.

Of R. G. Clute and 94 others.

Of David Watson and 76 others.

The petition of David Watson and seventy six others, of the District of Newcastle, complaining of some of the magistrates of the said District, having illegally expended the District funds in the erection of a gaol and court-house in a situation suitable to their particular interest, and praying an investigation in the matter, and that should the matter prove to be as complained of by the petitioners, the erection of the present building may not interfere with the appointment of a site for gaol and court-house for said District. The petition of Alexander Davidson of Port Hope, praying for protection in the publication of a provincial spelling book in such way, and for such period, as to the house may appear reasonable and proper. The petition of Adam and Mary Darby praying that an act may be passed to enable them to traverse a certain acquisition. The petition of Norman Ballard, and nineteen others of the town of Kingston, praying for the establishment of a branch of the Upper Canada Bank, at Kingston. The petition of Gideon Bourman, and thirty-nine others, of Hollowell, praying the same as last. The petition of Philip Shook, J. P. and one hundred and thirty-six others, of the township of Kitley, in the Johnstown District, setting forth their belief that the measures proposed by his Excellency for the commutation of Statute labor will not prove to

Of Alexander Davidson.

Of Adam & Mary Darby.

Of Norman Ballard and 19 others.

Of Gideon Bourman and 39 others.

Of Philip Shook, J. P. & 136 others.

Yeas. 18.	Messrs.	YEAS.	Messrs.	YEAS.	Yeas 19.
	Bidwell, Buell, Campbell, Clark, Cook, Howard,	Ketchum, Lyons, McCall, D. McDonald, Mackenzie, Perry,	Randal, Roblin, Samson, Shaver, Werden, White—18.	Attorney General, Berczy, Brown, Burwell, Elliott, A. Fraser, Ingersoll,	Jarvis, Jones, Macon, Morris, Mount, Robinson, Samson, Solicitor General, Thomson, VanKoughnett, J. Willson, W. Wilson—19.
Nays 22.	Messrs.	NAYS.	Messrs.	NAYS.	Nays 20.
	Att'y General, Berczy, Boulton, Brown, Burwell, Chisholm, Duncombe, Elliott,	R. Fraser, Ingersoll, Jarvis, Jessup, Jones, Lewis, A. McDonald, Macon,	Morris, Robinson, Thomson, VanKoughnett, J. Willson, W. Wilson—22.	Bidwell, Buell, Campbell, Chisholm, Clark, Cook, R. Frazer,	Howard, Ketchum, Lewis, Lyons, McCall, A. McDonald, Mackenzie, Perry, Randal, Roblin, Shaver, Werden, White—20.
Second amendment lost	The question was decided in the negative, by a majority of four.			The question of amendment was decided in the negative by a majority of one.	
Third amendment.	In amendment, Mr. Robinson, seconded by Mr. Lewis, moves that the names of Messrs. Attorney General, MacNab, W. Crooks and Chisholm, be expunged, and the following inserted, "Messrs. Solicitor General, J. Willson, Morris and Berczy."			In amendment, Mr. Attorney General, seconded by Mr. Berczy, moves that the names in the original motion be expunged, and that the names of Messrs. Burwell, Morris, Lyons and McMartin, be inserted.	
Carried.	Ordered.			On which the house divided, and the yeas and nays were taken as follows.	
Mr. Jarvis taken from above committee, and Mr. Perry put on.	Mr. Mackenzie, seconded by Mr. Ketchum, moves that the name of Mr. Jarvis be taken from the select committee, on the petition of the Bank, and that of Mr. Perry inserted.			Messrs. YEAS.	
Notice of married women's real estate bill	Mr. Shaver gives notice, that he will, on Monday next, move for leave to bring in a bill to allow married women to dispose of their real estate by will.			Attorney General, Berczy, Brown, Burwell, Elliott, A. Fraser,	
Notice of an address to his Excellency for despatch relative to lands to militiamen.	Mr. Perry gives notice that he will, to-morrow, move that an humble address be presented to His Excellency, praying that His Excellency will be pleased to cause to be laid before this House, the several despatches of His Majesty's government on the subject of granting lands to the militia of this province, who served as such during the late war with the United States of America, and the several proceedings and proclamations of the executive government of this province, on the same subject.			Ingersoll, Jarvis, Jones, Macon, Morris, Mount, Robinson, Samson, Solicitor General, VanKoughnett, J. Willson—17.	
Committee on petition of J. Stinson and others report by bill.	Mr. Werden, from the select committee, to which was referred the petition of John Stinson, and others, of the county of Prince Edward, 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.			Messrs. NAYS.	
Prince Edward separation bill read 1st time; second reading to-morrow.	The report was received, and the Prince Edward separation bill was read the first time, and ordered for a second reading to-morrow.			Bidwell, Buell, Campbell, Clark, Cook, Howard, Ketchum,	
Select committee on petition of Roswell Mount, make a second report by bill.	Mr. Berczy from the select committee to which was referred the petition of Roswell Mount, Esq. informed the house that the committee had agreed to a second report by bill, a draft of which he was ready to submit whenever the house would be pleased to receive the same.			Lewis, Lyons, McCall, A. McDonald, Mackenzie, Perry, Randal,	
Bill read. Second reading to-morrow.	The report was received, and the bill to remunerate Roswell Mount, Esq. was read the first time, and ordered to be read a second time to-morrow.			The question of amendment was decided in the negative by a majority of two.	
Select committee on petition of S. P. Jarvis, Esq. report by bill.	Mr. VanKoughnett from the select committee to which was referred that part of the journals of the last session, which refers to the petition of Samuel P. Jarvis, Esq. clerk of the crown, in chancery, 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.			In amendment, Mr. Jarvis, seconded by Mr. VanKoughnett, moves that after the word "moves" in original motion, the whole be expunged, and the following inserted, "that this house do now proceed to ballot for a committee of five persons, to take into consideration the representation of this province."	
Bill read.	The report was received and the clerk of the crown in chancery's salary bill, was read the first time.			On which the house divided, and the yeas and nays were taken as follows.	
Debate on question for second reading adjourned till to-morrow and House to go into committee of the whole, to take the same into consideration.	On the question of the second reading of the bill being put.			Messrs. YEAS.	
Motion for appointment of select committee, on representation.	Mr. Mackenzie, seconded by Mr. Ketchum, moves that the select committee to enquire into the state of the representation of the people of this province, in this house, agreeably to the resolution of Friday last, do consist of Messrs. Shaver, Howard, Buell and Lyons.			Burwell, Duncombe, Ingersoll, Jarvis, Jones, Macon, Morris, Mount, Robinson, Samson, Solicitor General, VanKoughnett, J. Willson—13.	
Amendment proposed.	In amendment, Mr. John Willson, seconded by Mr. Attorney General, moves that the whole of the original motion after the word "moves" be expunged, and the following be inserted, "that the house do resolve itself into a committee of the whole, on Monday next, to take into consideration the representation of the province in this house."			Messrs. NAYS.	
House divides on amendment.	On which the house divided and the yeas and nays being taken, were as follows.			Att'y General, Berczy, Bidwell, Brown, Buell, Campbell, Clark, Cook, Elliott,	
				A. Fraser, Howard, Lewis, Lyons, McCall, A. McDonald, D. McDonald, Mackenzie, McMartin, Perry, Randal, Roblin, Shaver, Thomson, Werden, White, W. Wilson—26.	
				The question was decided in the negative, by a majority of thirteen.	
				The original question was then put, and carried as follows.	
				Mr. Mackenzie, seconded by Mr. Ketchum, moves that the select committee to enquire into the state of the representation of the people of this province, in this house, agreeably to the resolution of Friday last, do consist of Messrs. Shaver, Howard, Buell and Lyons.	
				Mr. John Willson, seconded by Mr. Solicitor General, moves that this house do, on Thursday next, resolve itself into a committee of supply and that the thirty second rule of this house be dispensed with so far as relates thereto.	
				Ordered.	
				Mr. Buell from the committee to which was referred the petition of H. Graham, and others, of the town and vicinity of Perth, 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.

Tay navigation bill read 1st time. Second reading to-morrow

The report was received and the bill was read a first time.

Mr. Morris, seconded by Mr. A. Frazer, moves that the forty-first rule of this house be dispensed with so far as relates to this bill, and that it be read a second time to-morrow.

Ordered.

Committee on petition of Arad Smalley and others, report by bill.

Mr. Boulton from the committee to which was referred the petition of Arad Smalley, 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.

Gwillimbury survey bill read first time. Second reading to-morrow

The report was received, and the Gwillimbury survey bill was read the first time, and ordered for a second reading to-morrow.

Bill sent down from Leg. Council for dispensing with certain oaths and declarations.

The Master in Chancery brought down from the honorable, the Legislative Council, a bill entitled, "An act to dispense with the necessity of taking certain oaths and making certain declarations in the cases therein mentioned, and also to render it unnecessary to receive the sacrament of the Lord's supper as a qualification for offices, or for other temporal purposes," which that honorable house had passed, and to which they requested the concurrence of this house.

Bill sent down from Leg. Council read. Second reading to-morrow.

The bill sent down from the honorable the Legislative Council, entitled, "An act to dispense with the necessity of taking certain oaths, and making certain declarations in cases therein mentioned, and also to render it unnecessary to receive the sacrament of the Lord's supper as a qualification for offices, or for other temporal purposes," was then read the first time, and ordered for a second reading to-morrow.

Sergeant at arms lay on the table on Monday next, a statement of the affairs of his office.

Mr. MacNab, seconded by Mr. Brant, moves that it be resolved, that the Serjeant at arms do, on Monday next, lay upon the table a statement of the affairs of his office, shewing the various items of expense, and whether any, and if so, what increase has taken place in the expenses of the several sessions during the last two parliaments and the number and names of the several persons employed by him, the dates of their appointments, the order in which they now stand, and who, and for what time each of them have been employed during the recess, and the sum paid to each for their respective services during each session and recess.

Ordered.

Parish and town officers' bill bro't in and read.

Agreeably to notice, Mr. Perry, seconded by Mr. Lyons, moves for leave to bring in a bill to repeal the several laws now in force for the appointment, and defining the duties of parish and town officers, and to embody the same in one act with amendments.

Second reading to-morrow.

Which was granted and the bill read, and ordered to be read a second time to-morrow.

Joint tenants bill bro't in and read.

Agreeably to notice, Mr. Elliott, seconded by Mr. Maçon, moves for leave to bring in a bill to authorize persons holding estates in joint tenancy, tenancy in common, or coparcenary, to obtain a division thereof.

Second reading to-morrow.

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

Bill to prevent consumption of liquor in shops, read second time & committed.

Agreeably to the order of the day, the bill to prevent the consumption of spirituous liquors in shops, was read the second time, and referred to a committee of the whole house.

Mr. Burwell was called to the chair.

The house resumed.

Bill amended.

Mr. Burwell reported the bill as amended.

Third reading to-morrow.

The report was received, and the bill was ordered to be engrossed and read a third time to-morrow.

Adjourned.

WEDNESDAY, 26th JANUARY, 1831.

THE House met.

Prayers were read.

The minutes of yesterday were read.

House goes into consideration of Prince Edward contested election.

Previous to reading the order of the day for consideration of the petition of Arthur Youmans, and others, freeholders of the county of Prince Edward, complaining of the undue election and return of Asa Werden, Esq. as a member to represent the said county, in the present parliament, the Serjeant at arms was sent to summon the members as required by law.

Names drawn from which to strike a select committee.

At 12 o'clock the house was counted, and forty-six members being present, the order of the day was read, the door was locked, and the draft, as directed by statute, of twenty-three members, from which to strike a select committee, was proceeded in, and the following names were drawn:

Perry,
Chisholm,
Samson,

W. Crooks,
Buell,
Thomson,
White,
Boulton,
Berezy,
Mackenzie,
Ingersoll,
Mount,
Randal,
Morris,
Roblin,
MacNab.

On Mr. MacNab's name being drawn, he stated that from indisposition, he apprehended he could not perform the duty required on the committee; whereupon he was sworn by the Clerk to make true answers to such questions as should be put to him touching his indisposition, and being questioned as to the same, he stated that he had been, occasionally, so indisposed that he verily believed he would not be able to attend to duty every day."

Mr. MacNab makes oath of indisposition.

Mr. Attorney General, seconded by Mr. Berezy, moves that it be resolved, that Allan Napier MacNab, Esquire, cannot, without great and manifest detriment, serve upon the select committee for the trial of the petition of Arthur Youmans, and others, complaining of the undue election and return of Asa Werden, Esquire, on account of the ill health of the said Allan N. MacNab, verified upon oath, to the satisfaction of this house, and that he be therefore excused.

Motion for excusing Mr. MacNab from serving on select committee.

Which was carried, and Mr. MacNab was accordingly excused from serving on said committee.

Carried.

The ballot was then further proceeded in, and the following names were drawn:

Ballot proceeded in.

Campbell,
Cook,
Ketchum,
VanKoughnett,
Jarvis,
Clark,
Attorney General,
Maçon 23.

The following members were respectively chosen nominees by the parties.

Nominees chosen who with Clerk & retire.

For the petitioners, Marshall Spring Bidwell, Esq.

For the sitting member, Christopher Alexander Hagerman, Esq. Solicitor General.

At one o'clock, the agent for the petitioners, and the sitting member together with Mr. John M. A. Cameron, clerk to the committee, retired.

Mr. Mackenzie brought up the petition of Henry Crosby and one hundred and forty-one others, of the township of Markham, in the Home district; which was laid on the table.

Petitions bro't up of Henry Crosby and others.

Mr. Mackenzie brought up the petition of Silas Fletcher, and twenty others, of East Gwillimbury, in the Home District; which was laid on the table.

Silas Fletcher and others.

Mr. Mackenzie brought up the petition of John Lewis, and ninety-three others, of the counties of York and Simcoe; which was laid on the table.

John Lewis and others.

Mr. Mackenzie brought up the petition of William Robertshaw, and forty-five others, of the counties of York and Simcoe; which was laid on the table.

William Robertshaw and others.

Mr. Duncombe brought up the petition of Finlay Malcolm, and thirteen others, of the townships of Townsend and Oakland, in the London District; which was laid on the table.

Finlay Malcolm and others.

Mr. Jones brought up the petition of Alexander Morris, and twenty-six others, of the town of Brockville; which was laid on the table.

Alexander Morris and others.

Mr. Burwell brought up the petition of Dugald Campbell, the elder, and one hundred and three others, members of the regular calvanistic Baptist church, in the townships of Dunwich and Aldborough, in the London District; which was laid on the table.

Dugald Campbell and others.

Mr. Clark brought up the petition of Duncan Buchanan; which was laid on the table.

Duncan Buchanan.

Mr. Attorney General brought up the petition of J. Muirhead, and sixty-eight others, of the town of Niagara; which was laid on the table.

J. Muirhead and others.

Mr. Berezy brought up the petition of Henry Jones, gentleman, of the county of Kent; which was laid on the table.

Henry Jones

Mr. Jarvis brought up the petition of Rowland Burr, contractor for levelling the blue hill, on Yonge street; which was laid on the table.

Rowland Burr.

Mr. Howard brought up the petition of Allan Sweet, and eighty-two others, of the township of Lansdown in the Johnstown District; which was laid on the table.

Allan Sweet and others.

Mr. White from the select committee, to which was referred the petition of Philip Huffman, and others, of the county of Hastings, 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 P. Huffman report by bill.

Hastings separation bill read.

The report was received, and the bill for the erection of the county of Hastings into a separate District, was read the first time, and ordered for a second reading to-morrow.

At a quarter past one o'clock the clerk to the select committee, for the trial of the Prince Edward contested election, delivered to the clerk of the House a return of the names of the nine members remaining, as follows:

Names of members returned to serve on Prince Edward contested election.

Names of members remaining on the committee for the trial of the Prince Edward contested election.

1. Chisholm,
2. Thomson,
3. White,
4. G. S. Boulton,
5. Berezy,
6. Mount,
7. Roblin,
8. Clark,
9. Magon.

JOHN M. A. CAMERON,

Clerk to committee.

Members & nominees sworn.

The said nine members and the nominees were then severally sworn, at the table by the clerk, according to law.

Select Committee to meet at 10 A.M. to-morrow.

Mr. Bidwell, seconded by Mr. Thomson, moves that it be ordered that the select committee on the petition of Arthur Youmans, and others, complaining of the undue election and return of Asa Werden, Esquire, do meet at ten o'clock to-morrow morning, in the committee room of this House.

Ordered.

Bill to prevent consumption of Spirituous Liquor in shops passed.

Agreeably to the order of the day, the bill to prevent the consumption of spirituous liquors in shops, was read the third time, passed and signed.

Title.

Mr. Vankoughnett, seconded by Mr. Campbell, moves that the bill be entitled "An act to prevent the consumption of wine, brandy, rum, and other spirituous liquors within shops."

Committee to carry Bill to Legislative Council.

Which was carried, and Messrs. Vankoughnett and MacNab were ordered by the Speaker to carry the same up to the honorable the Legislative Council, and to request their concurrence thereto.

Petitions read of John Chisholm and John Brant, Michael Aikman and thirty nine others.

Agreeably to the order of the day, the petition of John Chisholm and John Brant, of the township of East Flamboro', praying to be remunerated for loss sustained by the formation of the canal at Burlington bay;—The petition of Michael Aikman, and thirty-nine others, of the Gore District, praying that measures may be taken for opening a road through the Indian lands from Crawford's on the Grand River, in the most direct course and suitable route, to intersect the seventh concession of Walpole, at or near the tenth lot, thence to follow the road allowance between concessions ten and eleven of Walpole, to Townsend, thence on the same line, through Townsend, to Talbot road;—The petition of Mrs. Mary Ridout, widow of the late Hon. Thomas Ridout, praying for a support;—The petition of B. B. Brigham, and seventy-one others, of the townships of Mosa, Ekfrid, Carradoc and Delaware, praying that a sum of money may be granted to be expended in the improvement of the main road running through said townships;—The petition of Jedediah Jackson, and fifteen others, of Brantford, in the Gore district, praying for aid to erect a bridge over the Grand River at the said village, the old bridge being in so delapidated a state as to be only supported by the present ice in the river;—The petition of Thomas Meilmoyl, and forty-four others, of the township of Edwardsburg, in the county of Grenville, praying that a monument may be erected on the true line between the townships of Matilda and Edwardsburg, and said line permanently established;—The petition of George Malloch, and sixty others, of the town of Brockville, praying for the establishment of an elective police for the regulation and good government of the said town;—The petition of Edward Howard, and two hundred and two others, of the District of Johnstown, praying against the proposed measures of commutation of statute labor;—The petition of James Matthewson, and twenty others, of the townships of Pittsburg, Leeds and Lansdown, and the petition of Philo Hicok, and seventy-nine others of the same townships, praying for aid to improve the road leading from Kingston, through Pittsburg to Perth, and that the whole means of the province at the disposal of the Legislature, may be devoted to the general improvement of the public roads;—and the petition of the Reverend George O'Kill Stuart, and sixteen others of the town of Kingston, praying that the capital stock of the Bank of Upper Canada may be enlarged, and its charter extended, so as to enable branches and offices of discount to be established at different parts of the province, and that a branch of the same may be established in Kingston, with a capital of at least fifty thousand pounds, which establishment would supersede the necessity of another chartered institution, were read.

Mrs. Mary Ridout.

B. B. Brigham and seventy one others.

J. Jackson & fifteen others.

Thos. Meilmoyl and forty four others.

George Milloch and Sixty others, Edward Howard & two hundred and two others.

James Matthewson and 20 others.

Philo Hicok and 79 others.

Rev'd. G. O. K. Stuart and 16 others.

Petition of J. Jackson and others referred

Mr. J. Willson, seconded by Mr. W. Crooks, moves that the petition of Jedediah Jackson, and others, inhabitants of Brantford, in the county of Wentworth, Gore District, praying for aid to build a bridge across the Grand River, at Brantford, be referred to the committee of supply.

Ordered.

Petition of Mary Ridout referred.

Mr. Burwell, seconded by Mr. Ketchum, moves that the petition of Mary Ridout, widow of the late Surveyor General of this province, be referred to the committee of supply.

Ordered.

Mr. Jones, seconded by Mr. Thomson, moves that the petition of George Malloch and others, be referred to a select committee composed of Messrs. Morris, and Jessup, to report thereon by bill or otherwise.

Ordered.

Mr. Buell, seconded by Mr. Howard, moves that the petition of Edward Howard, and others relating to roads, be referred to the standing committee on roads and bridges.

Ordered.

Mr. MacNab, seconded by Mr. Werden, moves that the petition of Michael Aikman, and others, be referred to a select committee to consist of Messrs. John Willson, Solicitor General and W. Crooks, and that they have power to send for persons and papers, and to report thereon by bill or otherwise.

Ordered.

Mr. Mount, seconded by Mr. Elliot, moves that the petition of B. B. Brigham, and others, praying for a grant of money to improve the road through the long woods, in the London District, be referred to the committee on roads and bridges.

Ordered.

Mr. MacNab, seconded by Mr. Chisholm, moves that the petition of Messrs. John Chisholm and John Brant, be referred to the committee of supply.

Ordered.

Mr. Elliott gives notice that he will, on Monday next, move for leave to bring in a bill to restrain Sheriffs in certain cases from executing deeds to purchasers under the wild land assessment law.

Agreeably to the order of the day, the house went into committee of the whole, on the marriage bill.

Mr. Berezy was called to the chair.

The house resumed to receive a message.

Mr. Secretary Mudge brought down from his Excellency, the Lieutenant Governor, several messages and documents.

The Speaker read the messages as follows.

J. COLBORNE,

The Lieutenant Governor transmits for the information of the house of assembly a copy of a despatch from his Majesty's Secretary of state for the Colonies, with an order of his Majesty in council, and a letter from the Lords of the committee of Privy council for trade, respecting the commercial relations between the British colonies, and the United States of America.

The Lieutenant Governor acquaints the house that the secretary of state has not yet been enabled to forward the schedule of protecting duties which it may be deemed fit to establish, as the result of the correspondence which has recently taken place between his Majesty's Government, and the minister of the United States, upon the subject of the intercourse of that country and his Majesty's colonial possessions; but the secretary of state, has informed the Lieutenant Governor that this subject will receive the earnest and most attentive consideration of his Majesty's Government, and that he shall lose no time in apprising him of the decision which may be adopted on this important point.

Government house 26th }
January 1831. }

J. COLBORNE,

The Lieutenant Governor transmits to the house of Assembly the accompanying documents respecting the present mode of holding elections in the county of Lincoln.

Government house, 26th }
January 1831. }

J. COLBORNE.

The Lieutenant Governor transmits to the house of Assembly, a copy of a despatch from his Majesty's secretary of state for the colonies in reply to an address of the house at the last session.

Government House, 26th }
January, 1831. }

J. COLBORNE.

The Lieutenant Governor transmits to the house of assembly the annual report of the York Hospital and Dispensary, and trusts that this institution will continue to receive the support of the Legislature.

Government House, 26th }
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J. COLBORNE.

The Lieutenant Governor transmits to the house of assembly the report of the commissioner of the Welland canal, appointed by Legislative enactment.

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Petition of G. Malloch and others referred

Petition of E. Howard and others referred.

Petition of B. B. Brigham and others referred.

Petition of Chisholm and Brant referred.

Notice.

Committee on marriage Bill.

Secretary brings down several messages.

Message from His Excellency respecting colonial trade with U. S.

Message from His Excellency. Lincoln Election.

Message from His Excellency with a copy of dispatch.

Message from His Excellency, York Hospital.

Message from His Excellency with Canal Report.

Message from His Excellency with Treasurer's accounts.

J. COLBORNE.

The Lieutenant Governor transmits to the house of assembly, copies of such annual accounts of the District treasurers as have been prepared.

Government House, 26th }
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J. COLBORNE.

Message from His Excellency with road commissioners reports.

The Lieutenant Governor transmits to the house of assembly, the accounts which have been received from the commissioners appointed by an act passed at the last session of the Legislature for expending a sum of money for the improvement of roads and bridges.

Government House, 26th }
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For Documents, (see appendix.)

The Speaker left the chair.

The chairman resumed the chair of Committee.

The House resumed.

Committee on marriage bill resumes.

Mr. Berczy reported progress and obtained leave to sit again to-morrow.

Progress reported.

Speaker reports returns from W. Canal company and Bank of U. C.

The Speaker reported that, in obedience to the orders of the House, the returns required from the President and directors of the Welland Canal Company, and also from the President and Cashier of the Bank of Upper Canada, were communicated to him; which returns were laid on the table.

For returns, (see Appendix.)

Adjourned.

THURSDAY, 27th JANUARY 1831.

THE House met,

Prayers were read.

The minutes of yesterday were read.

House goes into consideration of the Haldimand contested election.

Previously to reading the order of the day for consideration of the petition of John Warren, Esquire, complaining of the undue election and return of John Brant, Esq. as a member to represent the county of Haldimand, in the present parliament, the Serjeant at arms was sent to summon the members as required by law.

At one o'clock the house was counted, and, forty seven members being present, the order of the day was read; the door was locked, and the draft, as directed by statute, of twenty three members, from which to strike a select committee, was proceeded in, and the following names were drawn:

Names drawn from which to strike a select committee:

- Buell,
- Duncombe,
- Howard,
- Robinson,
- Shaver,
- VanKoughnett,
- W. Wilson,
- John Willson,
- Mackenzie,
- Randal,
- Ingersoll,
- Lewis,
- McMartin,
- Jessup,
- Elliott,
- Campbell,
- A. Frazer,
- Cook,
- Perry,
- R. Frazer,
- Brown,
- A. McDonald,
- Burwell,

The following members were respectively chosen as nominees by the parties.

For the petitioner,

James H. Samson, Esquire.

For the sitting member,

Henry John Boulton, Esquire, Attorney General.

Nominees chosen who with Clerk &c. retire.

At two o'clock, the counsel for the petitioner and the sitting member, together with Thomas Vaux, clerk to the committee, retired.

Petitions brought up of E. Malcolm and others.

Mr. Randal brought up the petition of Eliakim Malcolm, and four hundred and ninety two others, of the eastern part of the district of London; which was laid on the table.

J. Muirhead, Esq.

Mr. Boulton brought up the petition of James Muirhead, Esq. of Niagara; which was laid on the table.

Mr. Elliott brought up the petition of William McCormick, and thirty six others, of the London and Western districts; which was laid on the table.

W. McCormick and others.

Mr. Campbell brought up the petition of Francis D. Cochrane and ninety three others, of the county of Frontenac; which was laid on the table.

F. D. Cochrane and others.

Mr. Attorney General brought up the petition of the President and Directors of the Welland Canal Company; which was laid on the table.

President and directors of the Welland Canal Company.

Agreeably to the order of the day, the petition of John Helm, and thirty nine others, mechanics of Cobourg, in the Newcastle district, complaining of the influx of manufactured articles of furniture from the United States, and praying that the house will take the subject into their serious consideration and grant such relief as to their wisdom may seem meet. The petition of James Clark and three others, trustees to the Grantham Academy, soliciting this House to take the subject of said Academy into consideration, and vest such endowments therein for its continued support, as to its wisdom may seem meet. The petition of Samuel McAfee, and eighty-five others, landholders, residing in the township of Bertie, in the Niagara District, praying that no measures may be adopted for commuting statute labor for money. The petition of James Black, and sixty-five others, of the township of Eramosa, in the district of Gore, stating that the appropriation made last year for making a road from Moses McCoy's in Nelson, to the rear of the township of Eramosa, has proved inadequate to the purpose, and praying that a further grant of three hundred pounds may be made to accomplish said object. The petition of Thomas Wallis, and four others, mechanics of the town of York, praying that the duty upon manufactured articles of wood, imported from the United States, may be raised so as to enable mechanics in this province to compete with those in the neighboring country, and the petition of James Cullen and three hundred and nineteen others, of the township of Goulbourn, complaining of the expenditure of the appropriation made for roads and bridges at the last session of the legislature, and praying for the interference of the house in their behalf, were read.

Petitions read of J. Helm and 39 others.

James Clark and 3 others.

Samuel McAfee and 86 others.

Jas. Black & 65 others.

Thomas Wallis and 4 others.

James Cullen and 319 others.

Mr. Randal, seconded by Mr. Clark, moves that the petition of Samuel McAfee and others, of the district of Niagara, be referred to the standing committee on roads and bridges; to report on the same.

Petition of S McAfee and others referred.

Ordered.

Mr. Clark, seconded by Mr. J. Willson, moves that the petition of the Reverend James Clarke, and others, trustees of the Grantham Academy, be referred to the committee of supply.

Petition of the Reverend J. Clarke and others referred.

Ordered.

Mr. Jarvis, seconded by Mr. Burwell, moves that the petition of Thomas Wallis, and others, mechanics of the town of York, be referred to the select committee, to whom is referred the petition of Chester Hatch, and others.

Petition of Thomas Wallis and others referred.

Ordered.

Mr. Boulton, seconded by Mr. A. McDonald, moves that the petition of John Helm, and others, be referred to the committee on the petition of Chester Hatch, and others, with power to send for persons and papers.

Petition of John Helm & others referred.

Ordered.

Mr. Ingersoll gives notice that he will, on Monday next, move for leave to bring in a bill to improve the navigation of the Grand River.

Notice.

Mr. W. Crooks gives notice that he will, to-morrow, move for the reading of the journals of last session, on the petition of James Johnston, and others, of the township of Louth, in the Niagara district.

Notice.

Mr. Solicitor General gives notice that he will, on to-morrow, move that it be resolved that an humble address be presented to His Excellency the Lieutenant Governor praying His Excellency to direct a new edition of the statutes, of the Province, now in force to be printed forthwith, and that such laws of the Imperial Parliament as immediately relate to the province, be embodied therein.

Notice.

At half past two of the clock, the clerk to the select committee for the trial of the Haldimand county contested election, delivered to the clerk of the House a return of the names of the nine members remaining as follows:

List of the names remaining of the select committee on the contested election for the county of Haldimand.

1. Robinson,
2. VanKoughnett
3. J. Willson,
4. Lewis,
5. McMartin,
6. Jessup,
7. Elliott,
8. A. McDonald,
9. Burwell.

Names of Members remaining on committee for the trial of Haldimand contested election.

THOMAS VAUX,
Clerk to committee.

Members & Nominees sworn. The said nine members and the nominees were then severally sworn, at the table, by the clerk according to law.

Address to be sent to His Excellency thanking him for messages. Mr. Morris, seconded by Mr. Solicitor General, moves that an address be presented to His Excellency the Lieutenant Governor, thanking his Excellency for his several messages of yesterday, and that Messrs. A. Fraser and McMartin be a committee to draft and report the same.

Ordered.

Address reported and 3d. reading this day. Mr. A. Fraser 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 and read twice, adapted, and ordered to be engrossed and read a third time this day.

Haldimand Election committee to meet at 2 P M. Mr. Samson, seconded by Mr. VanKoughnett, moves that it be resolved that the committee on the petition of John Warren, Esq. against the return of John Brant, Esq. do meet this day at two o'clock.

Ordered.

The speaker left the chair

The Speaker resumed the chair.

Chairman of Haldimand Election committee makes 1st report. Mr. Burwell, chairman of the select committee, appointed to try the merits of the petition of John Warren, Esquire, complaining of the undue election and return of John Brant, Esq. as a member to represent the county of Haldimand, reported a first report, which was read as follows:

First report of select committee appointed to try the merits of the Haldimand contested election. The select committee appointed to try the matter of the petition of John Warren, Esq. complaining of the undue election and return of John Brant, Esq. to serve as a member for the county of Haldimand in this present parliament, beg leave to make this their first report to the House.

That it has been proved to the satisfaction of your committee that the usual summonses from the Speaker have been received by Warner Nelles, Esq. the returning officer, Warner Nelles, Junior, the poll clerk, and Walter Butler Sheehan, witnesses, on behalf of the petitioner John Warren, Esq. requiring the said Warner Nelles, Junior, to attend at the bar of your honorable House with the poll book, at the hour of one o'clock, P. M. this day, and requiring the said Warner Nelles, the returning officer, and the said W. B. Sheehan to appear in their proper persons at the bar of your honorable house, at the same day and hour, to testify what they may know in the premises; that the said Warner Nelles, junior, the poll clerk, hath appeared before the committee, but hath not produced the poll book, alledging that he considered a copy thereof would be sufficient which he was ready to produce, and that the original he had left at his residence in the county of Haldimand; and the said Warner Nelles, the returning officer, and the said W. B. Sheehan have not attended in obedience to the said summonses, and that your committee cannot proceed without the said poll book, and without the testimony of the said witnesses.

M. BURWELL,
Chairman.

Committee room, }
27th January, 1831. }

Warner Nelles Esq. Returning officer W.B. Sheehan a witness and Warner Nelles Junior Poll Clerk, at the late election for the county of Haldimand, declared Guilty of a breach of privilege of this House. Mr. Burwell, seconded by the Attorney General, moves that it be resolved, that Warner Nelles, Esq. the returning officer at the late election, for the county of Haldimand, and Walter Butler Sheehan, having disobeyed the summonses issued by the Speaker of this House, requiring their attendance at the bar of this House at one o'clock this day, and Warner Nelles, junior, the poll clerk, at the said election, having disobeyed the summons of the Speaker, requiring his attendance at the bar of this House with the poll book, at the same day and hour, are severally guilty of a breach of the privileges of this House.

On which the house, divided, and the yeas and nays were taken as follows.

Yeas 36.	Messrs.	YEAS.	
		Attorney General,	Jessup,
		Berczy,	Lewis,
		Bidwell,	Lyons,
		Brown,	McCall,
		Buell,	A. McDonald,
		Burwell,	D. McDonald,
		Campbell,	Mackenzie,
		Clark,	McMartin,
		Cook,	MacNab,
		W. Crooks,	Maçon,
		Elliott,	Morris,
		Howard,	Mount,
		Ingersoll,	Perry,
			Randal,
			Robinson,
			Roblin,
			Shaver,
			Sol'r. General,
			Werden,
			White,
			J. Willson,
			W. Wilson—26

Nays 7.	Messrs.	NAYS.	
		Brant,	Jones,
		R. Fraser,	Ketchum,
		Jarvis,	Sol'r. General
			White—7.

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

Mr. Burwell, seconded by Mr. Samson, moves that it be resolved that the speaker do direct the sergeant at arms to proceed forthwith and bring before this house, Walter B. Sheehan, a witness, and Warner Nelles, Esq. returning officer at the late election, for the county of Haldimand, with the poll book kept by him upon that occasion, in order that the select committee appointed to try the validity of the return, made by the said returning officer may proceed thereon.

Walter Butler Sheehan and W. Nelles Esq. Returning officer to be taken into custody and bro't to the bar with the poll book.

On which the house divided, and the yeas and nays were taken as follows.

Messrs.	YEAS.	Yeas 37.
Att'y General,	Ingersoll,	Perry,
Berczy,	Jessup,	Randal,
Bidwell,	Ketchum,	Robinson,
Brown,	Lewis,	Roblin,
Buell,	Lyons,	Samson,
Burwell,	McCall,	Shacer,
Campbell,	A. McDonald,	Thomson,
Chisholm,	Mackenzie,	VanKoughnett,
Clark,	McMartin,	Werden,
Cook,	MacNab,	J. Willson,
W. Crooks,	Maçon,	W. Wilson—37.
Elliott,	Morris,	
Howard,	Mount,	

Messrs.	NAYS.	Nays 6.
Brant,	Jarvis,	Solicitor General,
R. Fruser,	Jones,	White—6.

The question was carried in the affirmative by a majority of thirty-one; and it was resolved accordingly.

Mr. Burwell, seconded by Mr. Attorney General, moves that it be resolved, that Warner Nelles, Junior, poll clerk at the late election, for the county of Haldimand be committed to the custody of the sergeant at arms, until he shall comply with the summons of the speaker of this house, in bringing before it the poll book kept by him upon that occasion.

Motion for commitment of W. Nelles Junr.

In amendment, Mr. John Willson, seconded by Mr. W. Willson, moves that the original after the word "moves" be expunged, and the following inserted "that Warner Nelles, Junior, one of the poll clerks of the late election, for the county of Haldimand, be directed by the speaker to attend on the committee appointed to try the validity of the said election on Monday next at the hour of 10 o'clock A. M. and that he have the poll book taken at said election with him."

In amendment to above that Mr. Nelles do attend the select committee on Monday next with the Poll book.

On which the house divided, and the yeas and nays were taken as follows.

Messrs.	YEAS.	Yeas 26.
Berczy,	Jessup,	Robinson,
Brant,	Ketchum,	Roblin,
Burwell,	Lewis,	Shaver,
Chisholm,	McCall,	Sol'r. General,
Cook,	A. McDonald,	Werden,
W. Crooks,	MacNab,	White,
R. Fraser,	Maçon,	J. Willson,
Ingersoll,	Morris,	W. Wilson.—26
Jarvis,	Mount,	
Messrs.	NAYS.	Nays 15.
Attorney General,	Clark,	McMartin,
Bidwell,	Elliott,	Perry,
Brown,	Howard,	Randal,
Buell,	Lyons,	Samson,
Campbell,	Mackenzie,	VanKoughnett—15

The question of amendment was carried in the affirmative by a majority of eleven.

The original question as amended was then put and carried.

Mr. John Willson, seconded by Mr. Attorney General, moves that the select committee appointed to try the contested election between John Warren, Esq. and John Brant, Esq. not being able to proceed in trying the said contested election, by reason of the non attendance of the returning officer for the county of Haldimand, and one of the poll clerks, who having appeared, not having with him the poll book, the committee be permitted to adjourn until Monday next, at the hour of 10 o'clock A. M.

Committee on Haldimand contested Election adjourns till Monday next 10 A. M.

Ordered.

Mr. Samson, seconded by Mr. Attorney General, moves that it be resolved that the speaker do issue his warrant to the Sergeant at arms authorizing him to carry into effect the resolution of this house, to take into custody Walter B. Sheehan and Warner Nelles, Esquires, and to bring them to the bar of this house.

Speaker to issue his warrant for apprehension of Sheehan and Nelles Esq.

Ordered.
Adjourned.

FRIDAY, 28th JANUARY, 1831.

THE House met.

Prayers were read.

The minutes of yesterday were read.

The speaker left the chair.

The speaker resumed the chair.

Address of thanks for messages passed.

Agreeably to the order of the day, the address to his Excellency the Lieutenant Governor thanking him for his messages of the 26th instant, 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, 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 most dutiful and loyal subjects, the commons of Upper Canada in Provincial Parliament assembled, most respectfully beg leave to thank your Excellency for your several messages of the 26th instant.

ARCHD. McLEAN, Speaker.

Commons' House of Assembly, 28th January, 1831.

Committee to present address.

Mr. Morris seconded by Mr. A. Fraser, moves that Messrs. Macon and McMartin, be a committee to wait upon his Excellency the Lieutenant Governor, to know when he will be pleased to receive the address of this house, and to present the same.

Ordered.

Petitions read of Henry Crosby and 141 others.

Agreeably to the order of the day, the petition of Henry Crosby and one hundred and forty-one others, of the township of Markham, in the Home district, setting forth the many difficulties as likely to arise among the inhabitants of this province, should the system of performing statute labor be altered agreeably to the proposed plan of His Excellency the Lieutenant Governor, in his circulars on that subject, and praying the house to oppose any such measure, should it be brought forward: The petition of Silas Fletcher, and twenty others, of east Gwillimbury, in the Home district, relative to a boundary line between Whitechurch and East Gwillimbury, and praying the house to consider the matter of their petition, and to legislate accordingly: The petition of John Lewis and ninety-three others, of the counties of York and Simcoe, praying that any project for levying an additional tax upon them, or altering the present mode of Statute labor, may be defeated: The petition of William Robertshaw, and forty-five others, of the counties of York and Simcoe, praying same as last: The petition of Finlay Malcolm, and thirteen others, of the townships of Townsend and Oakland, in the London district, complaining of the want of allowance for road between the said townships, and praying that a law may be passed, directing such allowance to be made, the one half of which to be taken off each township: The petition of Alexander Morris and twenty-six others, of the town of Brockville, praying for a law authorizing the establishment of a bank in the said town: The petition of Dugald Campbell, the elder, and one hundred and three others, members of the regular calvanist Baptist Church, in the townships of Dunwich and Aldborough in the London District, praying that a law may be passed authorising their regularly ordained elders to celebrate matrimony: The petition of Duncan Buchanan stating his attempt to introduce the business of manufacturing woollen cloths into this country, and the various difficulties he has had to contend with in the execution of his purpose; and praying the house to take his case into consideration, and to grant him such premium as the house in its wisdom may deem meet: The petition of James Muirhead, and sixty eight others, of the town of Niagara, praying that some more sure method may be adopted for liquidating the claims of the sufferers during the late war: The petition of Henry Jones, of the county of Kent, gentlemen, praying for a grant of one hundred and fifty dollars for the purpose of building a bridge over the river Aux Perches: The petition of Rowland Burr, contractor for levelling the blue hill, on Yonge street, praying to be remunerated for expenses incurred in the said undertaking, over and above the means in the hands of the commissioners appointed to superintend said work—and the petition of Allan Sweet, and eighty-two others, of the township of Lansdown, in the Johnstown district, praying against the proposed system of commuting for statute labor, were read.

Silas Fletcher and 20 others.

John Lewis and 93 others.

William Robertshaw and 45 others.

Finlay Malcolm and 13 others.

Alexander Morris and 26 others.

Dugald Campbell and 103 others.

Duncan Buchanan.

James Muirhead and 68 others.

Henry Jones.

Rowland Burr, & Allan Sweet and 82 others.

Petition of D. Campbell and others referred.

Mr. Burwell, seconded by Mr. Mount, moves that the petition of Dugald Campbell, and others, of the regular Calvinist Baptist Church, be referred to the committee of the whole on the marriage bill.

Ordered.

Petition of D. Buchanan referred.

Mr. Clark, seconded by Mr. Randal, moves that the petition of Duncan Buchanan be referred to a select committee, to be composed of Messrs. Ingersoll and W. Wilson, to report thereon by bill or otherwise.

Ordered.

Petition of R. Burr referred.

Mr. Jarvis, seconded by Mr. Robinson, moves that the petition of Rowland Burr, be referred to the committee on roads and bridges.

Ordered.

Mr. Attorney General, seconded by Mr. Brown, moves that the petition of J. Muirhead, and sixty-eight others, of the town of Niagara, respecting war losses, be referred to a select committee, to be composed of Messrs. Beardsley and W. Crooks, with power to send for persons and papers, and to report by bill or otherwise.

Petition of J. Muirhead and others referred.

Ordered.

Mr. Howard, seconded by Mr. Buell, moves that the petition of Allan Sweet, and others, of the townships of Leeds and Lausdown, be referred to the committee on roads and bridges.

Petition of A Sweet and others referred

Ordered.

Mr. R. Fraser, seconded by Mr. Shaver, moves that a committee be appointed to take into consideration the petition of Thomas McIlmoyl, and others, and that Messrs. Jessup, A. Fraser and McMartin, do constitute the same, to have power to send for persons and papers, and to report to this honorable house by bill or otherwise.

Petition of T. McIlmoyl and others referred.

Ordered.

Mr. Lewis, seconded Mr. Robinson, moves that the petition of James Cullen, and others, of the Township of Goulborn, be referred to a select committee to be composed of Messrs. Attorney General and Morris, with power to report thereon by bill or otherwise.

Petition of James Cullen and others referred.

Ordered.

Mr. Samson gives notice that he will, on to-morrow, move for leave to bring in a bill to disqualify from a seat in the honorable the Legislative council, any minister, clergyman, preacher, or teacher

Notice.

Mr. VanKoughnet gives notice that he will, on to-morrow, move for leave to bring in a bill to amend and extend the provisions of an act passed in the eight year of His late Majesty's reign entitled "An act to provide for the erection of a gaol and court house in the Eastern district."

Notice.

Mr. Jarvis from the select committee to which was referred the York market ground bill, informed the house that the committee had agreed to a report which he was directed to submit whenever the house would be pleased to receive the same.

Committee on York Market place bill reports.

The report was received and read.

For report, (see appendix.)

The communication from the President and Cashier of the bank of Upper Canada, reported by the Speaker yesterday, was read as follows:

Communication from Bank of Upper Canada read.

BANK OF UPPER CANADA, York, 25th Jan. 1831.

Sir—

In obedience to the order of the Honorable the house of Assembly, dated 14th January, which was conveyed in your letter of the 21st instant, we have the honor to transmit herewith a statement of the affairs of this bank, made up to the present time, agreeably to the 23d clause of the act of incorporation.

Letter.

We have the honor to be,

Sir,

Your obedient servants,

W. ALLAN,

President,

THOS. G. RIDOUT,

Cashier.

To the Hon. the Speaker

of the Commons' house of Assembly, &c. &c. &c.

GENERAL STATEMENT of the affairs of the Bank of Upper Canada, on Tuesday the 25th day of January, 1831, pursuant to the 23d clause of the act of incorporation, furnished in obedience to the order of the honorable the Commons' house of Assembly:

Table with 4 columns: Funds and Property, Funds, Capital Stock paid in, Debts due to the bank, Debts due by the bank, Bank notes in circulation, Specie in the vault. Includes monetary values in pounds, shillings, and pence.

We the undersigned make oath and swear, that the above statement is true and correct to the best of our knowledge and belief.

W. ALLAN,

President.

THOS. G. RIDOUT,

Cashier.

Sworn before me at York, U: C.)

this 25th day of January, 1831,)

JNO. B. ROBINSON, C. J.

Mr. Jarvis, seconded by Mr. Robinson, moves that the return from the Bank of Upper Canada relative to the state of their affairs, be referred to the select committee on the petition of the said bank.

Statement referred to committee.

Ordered.

Agreeably to the order of the day the marriage celebration bill was committed to the whole house.

Marriage bill committed.

Mr. Berczy was called to the chair.

Black Rod. The house resumed the Black rod being at the door.

Bill from L. C. to protect Justices. The Master in Chancery brought down from the honorable the Legislative council a bill, entitled, "An act to facilitate summary proceedings before Justices of the peace, and to afford to such Justices reasonable protection in the discharge of their duty," which that honorable house had passed, and to which the concurrence of this house was requested.

Bill read. The bill entitled "An act to facilitate summary proceedings before Justices of the Peace, and to afford to such Justices reasonable protection in the discharge of their duty," was read a first time, and ordered for a second reading to-morrow.

Committee on petition of Arthur Youmans & others reports. Mr. Thomson, chairman of the select committee to try the merits of the petition of Arthur Youmans and others, complaining of the undue election and return of Asa Werden, Esq. as a member to serve in the present parliament, presented the following final report.

To the Honorable the House of Assembly :

Final report of select committee on Prince Edward election. The select committee appointed to try the matters contained in the petition of Arthur Youmans and others, freeholders of the county of Prince Edward, complaining of the undue election and return of Asa Werden, Esq. sitting member for said county, have come to the following final determination, viz :

1st. Resolved—That, in the opinion of this committee, by the provincial act of the 4th George the 4th, chap. 4th, all elections must be closed at the end of six days, and that no scrutiny of votes entered on the poll book, can take place after the expiration of that period, before a returning officer.

2nd. Resolved, that, from the irregular manner in which the late election for the county of Prince Edward appears to this committee to have been conducted, as well as the uncertainty as to which of the candidates had a majority of legal votes, it is the opinion of this committee that the said election be declared void, so far as respects the return of Asa Werden, Esq. the sitting member, and that a new writ be issued for the election and return of another member to serve in the present provincial parliament, in place of the said Asa Werden.

3rd. Resolved—That no charge of corruption or of wilful misconduct is proved against the returning officer.

4. Resolved—That the petition of Arthur Youmans and others, complaining of the undue election and return of Asa Werden, Esq. does not appear to this committee to have been frivolous or vexatious.

5. Resolved—That the defence of Asa Werden, Esq. does not appear to this committee to have been frivolous or vexatious.

H. C. THOMSON,
Chairman.

Committee room, House of
Assembly, 28th day of
January, 1831.

New writ to issue for P. Edward. Mr. Thomson, seconded by Mr. Chisholm, moves that it be resolved that the Speaker do direct the proper officer to issue a writ of election for the return of another member for the county of Prince Edward, in the place of Asa Werden, Esq. whose election has been declared void.

Ordered.

Committee again on marriage bill. The House went again into committee on the marriage celebration bill.

Mr. Berczy in the chair.

The House resumed.

Progress. Mr. Berczy reported progress and obtained leave to sit again to-morrow.

300 copies to be printed. Mr. Samson, seconded by Mr. Robinson, moves that five hundred copies of the marriage bill, as amended, in committee of the whole, be printed for the use of members.

Ordered.

Adjourned.

SATURDAY, 29th JANUARY, 1831.

THE House met.

Prayers were read.

The minutes of yesterday were read.

Petitions brought up. E. C. Crutenden. Mr. Thomson brought up the petition of E. Courtenay Crutenden, barrister &c. &c. of Lower Canada; which was laid on the table.

Col A. Lloyd and others. Mr. Lewis brought up the petition of Col. A. Lloyd, and sixty-seven others, of the township of March; which was laid on the table.

Thomas Choat and others. Mr. Jarvis brought up the petition of Thomas Choat, and thirty-six others, of Port Hope; which was laid on the table.

Hiram Adams and others. Mr. R. Fraser brought up the petition of Hiram Adams, and twenty others, of Edwardsburg; which was laid on the table.

M. Monk and others. Mr. R. Fraser brought up the petition of M. Monk, and twenty-eight others of Edwardsburg, in the Johnstown district; which was laid on the table.

Mr. Perry brought up the petition of Samuel Detlor, and forty-five others, of Fredericksburg, in the Midland district; which was laid on the table. **Samuel Detlor and others.**

Mr. Perry brought up the petition of David Shibley, and three hundred and seventy-one others, of Earnest-town; which was laid on the table. **D. Shibley and others.**

Agreeably to the order of the day, the petition of Eliakim Malcolm, and four hundred and ninety-two others, of the eastern part of the district of London, complaining of the trouble and expense they are put to in consequence of the district town being at such a distance from them, and praying for a division of the district; that the townships of Rainham, Walpole, Woodhouse, Charlotteville, Walsingham, Houghton, Middleton, Norwich, Oxford (East) Blandford, Blenheim, Binbrook, Windham, Townsend and Oakland, may compose a new district; that the district town may be established on lot number one, in the 13th concession of the township of Burford, and that a loan may be authorized for the purpose of erecting a Gaol and Court-house therein:—The petition of James Muirhead, Esq. of Niagara, praying for relief in the premises:—The petition of W. McCormick, and thirty-six others, of the London and Western districts, praying for a grant of twelve hundred and fifty pounds to be expended in the improvement of the river Thames up as high as Oxford:—The petition of Francis D. Cockrae and ninety-three others, mechanics, of the county of Frontenac complaining of the influx of manufactures into this province from the United States, and praying that all articles imported from the United States may be officially stamped at the custom-house, and be subject to seizure in absence of such stamp; and the petition of the Welland canal company praying that an act may be passed authorizing them to build a dam across the mouth of the Welland river; that the fifteenth and sixteenth clauses of the act which give to the government a right to assume the canal after a certain period, and the clause in the last act preventing the company making a canal to Lake Erie, may be repealed; that three persons may be appointed to settle the claims for lands and other property taken and appropriated by the company, and that a further loan of thirty thousand pounds may be made to the company, were read. **Petitions read Eliakim Malcolm and 492 others.**

Mr. Thomson, seconded by Mr. Jarvis, moves that the petition of James Matthewson, and others, and also the petition of Philo Hicok, and others, be referred to the committee on roads and bridges. **J. Muirhead Esq. Mr. McCormick and others.**

Ordered.

Mr. Randal, seconded by Mr. McCall, moves that the petition of Eliakim Malcolm, and others, of the district of London, be referred to the select committee to whom has been referred the petition of Joseph Ryerson, Esq. and others. **F. D. Cockrae and others.**

Ordered.

Mr. Boulton, seconded by Mr. Brown, moves that the petition of James Muirhead, Esq. be referred to the Attorney General and Mr. Clark to report thereon by bill or otherwise. **Welland Canal Company.**

Ordered.

Mr. Chisholm, seconded by Mr. W. Crooks, moves that the petition of James Black and others of Erramosa, be referred to the committee on roads and bridges. **Petition of J. Matthewson and others and P. Hicok and others referred.**

Ordered.

Mr. Berczy, seconded by Mr. John Willson, moves that the petition of H. Jones, of Maxwell, Western district, be referred to the committee of supply. **Petition of J. Muirhead Esq. referred.**

Ordered.

Mr. Burwell gives notice that he will, on Monday next, move for leave to bring in a bill, to alter and amend the laws now in force, for the encouragement of common schools in this province. **Petition of Jas Black and others referred.**

Ordered.

Mr. Berczy, seconded by Mr. John Willson, moves that the petition of H. Jones, of Maxwell, Western district, be referred to the committee of supply. **Petition of H. Jones, referred.**

Ordered.

Mr. Burwell gives notice that he will, on Monday next, move for leave to bring in a bill, to alter and amend the laws now in force, for the encouragement of common schools in this province. **Notice.**

Agreeably to notice, Mr. Thomson, seconded by Mr. Morris, moves that a select committee be appointed to take into consideration the propriety of establishing a penitentiary within this province, and that the Solicitor General and Donald McDonald, do compose the said committee. **Select committee appointed on establishing Penitentiary.**

Ordered.

Agreeably to the order of the day, the Tay navigation bill was read the second time, and referred to a committee of the whole house. **Tay navigation bill committed.**

Mr. D. McDonald was called to the chair.

The house resumed.

Mr. McDonald reported the bill as amended.

The report was received, and the bill was ordered to be engrossed and read a third time on Monday next. **3rd reading Monday.**

Mr. Jarvis, seconded by Mr. Ketchum, moves that the York market bill, as reported by the select committee, be referred to a committee of the whole house on Monday next. **York Market place bill to be committed on Monday.**

Ordered.

Mr. Attorney General, seconded by Mr. Berczy, moves that the petition of the president and directors of the Welland canal company be referred to a select committee to be composed of Messrs. J. Willson, Bidwell, Elliott, and Ketchum, with power to send for persons and papers and to report thereon by bill or otherwise. **Petition of Welland Canal Company referred.**

Ordered.

Strobridge's relief bill referred to committee of supply. Mr. J. Willson seconded by Mr. Berczy, moves that the bill for the relief of James G. Strobridge be referred to the committee of supply, and that that part of the order of the day, for the second reading of the said bill, be discharged.

Ordered.

Mount's relief bill referred to supply. Mr. Berczy, seconded by Mr. John Willson, moves that the second reading of the bill to indemnify Roswell Mount Esq. be discharged from the order of the day, and that the said bill be referred to the committee of supply.

Ordered.

Pet. of Alexander Morris and others referred. Mr. Jarvis, seconded by Mr. D. McDonald, moves that the petition of Alexander Morris, and others, be referred to a select committee, composed of Messrs. Buell and Jessup, to report thereon by bill or otherwise.

Ordered.

Petition of Finlay Malcolm and others referred. Mr. Duncombe, seconded by Mr. Ingersoll, moves that the petition of Finlay Malcolm, and others, inhabitants of the townships of Oakland and Townsend, praying for the establishing a road between the said townships of Oakland and Townsend, be referred to a select committee, composed of Messrs. McCall and Willson, of Norfolk.

Ordered.

Address to be sent to His Excellency for information on York and Lincoln Elections. Mr. Jarvis, seconded by Mr. Robinson, moves that it be resolved that an address be presented to his Excellency the Lieutenant Governor requesting his Excellency will be pleased to inform this house if there be any further information in his power which his Excellency can communicate to this house, respecting the manner of holding the elections for the counties of York and Lincoln, and that Messrs. Robinson and Lewis, be a committee to draft an address pursuant to the foregoing resolution.

Ordered.

Address reported. Mr. Robinson, from the select committee appointed to draft an address to his Excellency the Lieutenant Governor for information relative to the York and Lincoln elections, presented a draft which was received, and read twice, adopted, and ordered to be engrossed, and read a third time this day.

Clerk of Crown in Chancery's bill referred to supply. Mr. VanKoughnett, seconded by Mr. McNab, moves that that part of the order of the day relative to the clerk of the crown in chancery, be discharged, and that the same be referred to the committee of supply.

Ordered.

Committee on Petition of W. Thompson and others, reports bill. Mr. J. Willson from the select committee to which was referred that part of the Journals of the last session relating to the petition of William Thompson, and others, of the Lake road, between York and Burlington Beach, 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.

Lake road Turnpike Bill read. The report was received, and the Lake road turnpike bill was read the first time, and ordered for a second reading on Monday next.

Motion for referring back the Report relative to York market bill to the Committee. Mr. Mackenzie, seconded by Mr. Shaver, moves that the report of the select committee to which was referred the York market bill, be referred back again to the same committee, and that it be instructed to enquire who are the lessees of the market lots; what rents they pay, or have agreed to pay, and to whom their rents have been hitherto paid, also to enquire into the duration of their leases, and the principle or condition of their respective obligations, and into the expenditure and receipt of the revenue arising from the market block during the last two years; and report to this house; and that the order of this house for taking the York market bill into consideration, on Monday next, be discharged.

Which was lost.

Lost. Amherstburgh market bill committed. Agreeably to the order of the day, the Amherstburgh market bill was read a second time, and referred to a committee of the whole house.

Mr. Jarvis was called to the chair.

The house resumed.

Mr. Jarvis reported the bill without amendment.

On the question for receiving the report, the house divided, and the yeas and nays were taken as follows:

Yeas 20. Messrs. Berczy, Brown, Burwell, Chisholm, Cook, W. Crooks, Duncombe. YEAS. Elliott, A. Fraser, Ingersoll, Jarvis, Jessup, Jones, Lewis. McMartin, Macon, Robinson, Solicitor General, VanKoughnett, W. Wilson—20.

Nays 15. Messrs. Bidwell, Buell, Clark, R. Frazer, Howard, Ketchum. NAYS. Lyons, D. McDonald, Morris, Mount, Perry, Randal, Shaver, White, J. Willson—15.

The question was carried in the affirmative by a majority of five, and the report was received, and the bill was ordered to be engrossed and read a third time, on Monday next. Question carried. 3d reading Monday.

Mr. McMartin, from the committee to wait upon his Excellency the Lieutenant Governor, with the address of this house, thanking his Excellency for his several messages of the 27th instant, reported delivering the same. Committee reports delivering address.

Mr. McMartin, from the select committee appointed to examine and report upon the laws which have expired or which are about to expire, presented a report which was received and read as follows: Committee on expiring laws reports

To the honorable the Commons' House of Assembly:

Your select committee appointed to examine and report to your honorable house what laws have expired and are about to expire, Report of select committee on expiring laws.

Respectfully submit the following report:

That an act passed in the fourth year of his late Majesty's reign, entitled "An act further to regulate by law the commercial intercourse of the province of Upper Canada with the United States of America," expired on the 6th March, 1830.

Also an act passed in the seventh year of his late Majesty's reign, entitled "An act to impose a tax upon dogs in certain towns in this province," and an act passed in the seventh year of his late Majesty's reign, entitled "An act to continue for a limited time, an act passed in the fourth year of his Majesty's reign, entitled, "An act to restrain the selling of beer, ale, cider and other liquors, not spirituous, in certain towns and villages in this province, and to regulate the manner of licensing ale houses within the same," will expire at the end of the present session.

Also an act passed in the 4th year of his late Majesty's reign, entitled "An act to continue and amend an act passed in the fifty-eight year of His late Majesty's reign, entitled "An act to continue the laws now in force for granting an additional duty on shop licences and to require persons selling spirituous liquors by wholesale to take out a licence for that purpose," expired 20th March, 1829.

ALEX. McMARTIN, Chairman.

House of Assembly, Committee Room, } 28th January, 1831.

Agreeably to notice Mr. Mackenzie, seconded by Mr. Randal, moves for leave to bring in a bill for the relief of Quakers, Menonists and Tunkards, Quakers' relief bill brought in.

Which was granted and the bill read, and ordered for a second reading on Monday next.

Agreeably to notice, Mr. Perry, seconded by Mr. Solicitor General, moves that it be resolved that an humble address be presented to his Excellency, praying his Excellency will be pleased to lay before this house what (if any) impediment exists preventing persons who did duty in the militia during the late war with the United States of America, from obtaining lands as a compensation for such services; and that Messrs. Lyons and Shaver be a committee to draft and report the address. An address to be sent to His Excellency relative to lands to militia men.

Carried.

Mr. Shaver from the committee to draft and report an address on the subject of militia lands, reported a draft which was received and read twice, adopted, and ordered to be engrossed and read a third time on Monday next. Address reported.

Agreeably to the order of the day the address to his Excellency the Lieutenant Governor, on the subject of the York and Lincoln elections, was read the third time, passed and signed, and is as follows: Address on York and Lincoln elections 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 request that Your Excellency will be pleased to communicate to this house any further information which may be in your Excellency's possession respecting the manner of holding the Elections in the counties of Lincoln and York. Address to His Excellency for information on York and Lincoln elections.

ARCHD. McLEAN, Speaker.

Commons' House of Assembly, } 29th January, 1831.

Mr. W. Crooks, seconded by Mr. Chisholm, moves that the journals of last session respecting the petition of James Johnston, and others of the township of Louth, in the Niagara district, be now read. Journals relating to petition of James Johnston and others read.

Which was carried, and the journals were read accordingly.

Mr. W. Crooks, seconded by Mr. Chisholm, moves that an humble address be presented to His Excellency the Lieutenant Governor, praying His Excellency would be pleased to lay before this House what information, if any, that he may possess, in regard to the address of last session, on the petition of James Johnston and others, of the township of Louth in the Niagara district. An address to be sent to His Excellency for information on the same.

Ordered.

Committee to present address.

Mr. Jarvis, seconded by Mr. Berezy, moves that Messrs. J. Willson and Robinson be a committee to wait on His Excellency the Lieutenant Governor, with the address for information as to the manner of holding the election for the counties of Lincoln and York, to enquire when His Excellency will be pleased to receive the said address and to present the same.

Ordered.

Adjourned.

MONDAY, 31st JANUARY, 1831.



THE House met.

Prayers were read.

The minutes of Saturday were read.

Warner Nelles, Esq. brought to the bar.

The Serjeant at Arms reported that in obedience to the order of the House, he had taken into custody Warner Nelles, Esq. returning officer for the county of Haldimand at the late general election, and that he was then at the bar.

Speaker reads resolution of House to W. Nelles.

The Speaker then addressing himself to Mr. Nelles, read the resolution of the House of the 27th instant, and asked him if he were aware that any process had been issued, by order of the House, against him.

W. Nelles' defence.

The returning officer, addressing himself to the Speaker, then said "Mr. Speaker, nothing could have been farther from my intention than to violate the privileges of this honourable House or any other branch of the constitutional authority of the country and government; in vindication of which myself, my family, and my forefathers, have manifested our most entire devotion; the only cause preventing my attendance was my ill health, and I have now presented myself without knowing that any steps had been taken by your honorable House against me, or that any process had been issued or summary proceedings ordered to be had thereon.

Mr. Nelles discharged, but must attend select committee.

Mr. John Willson, seconded by Mr. Berezy, moves that it be resolved, that Warner Nelles, Esq. returning officer for the county of Haldimand, having satisfied this House that he had no intention of disobeying its orders, be discharged.

Which was carried, and the Speaker informed Mr. Nelles that he was discharged, but that his attendance on the select committee for the trial of the controverted election for the county of Haldimand, was still required.

The Speaker left the chair.

The Speaker resumed the chair.

Petitions brought up. Of D. Jardine and others.

Mr. Ketchum brought up the petition of David Jardine, and three hundred and forty-seven others, of the townships of York, Etobicoke, Vaughan, Albion, Caledon, Gore of Toronto, &c. &c. which was laid on the table.

Captain Pautosh and others.

The Attorney General brought up the petition of Captain Pautosh, and fifty others, natives of the forest; which was laid on the table.

Peter Howard Esq. and others.

Mr. Howard brought up the petition of Peter Howard, Esq. and one hundred and fifty-two others, of the township of Young, in the Johnstown district; which was laid on the table.

Notice.

Mr. Howard gives notice that he will, on to-morrow, move that a humble address be presented to his Excellency the Lieutenant Governor, praying that his Excellency will be pleased to inform this house what articles, [on being imported from the United States into this province,] are liable to duty, the rate of the duty thereof, what articles can be admitted duty free, and also on what articles this Legislature is restricted from imposing duties, and to what extent.

Notice.

Mr. Ingersoll gives notice that he will, on to-morrow, move for reading so much of the journals, as relates to the improvement of the Grand River navigation.

On the order of the day, for the third reading of the Tay navigation bill being read,

Tay navigation bill re-committed.

Mr. Morris seconded by Mr. McMartin, moves that the bill for the improvement of the river Tay be not now read a third time, but that it be re-committed forthwith.

Which was carried, and Mr. D. McDonald was called to the chair.

The house resumed

Bill amended.

Mr. McDonald reported the bill amended.

3d reading to-day.

The report was received, and the bill was ordered to be engrossed, and read a third time this day.

Amherstburg Market bill passed.

Agreeably to the order of the day, the bill to establish a market in the town of Amherstburg, in the Western district, was read a third time, and passed.

Title.

Mr. Berezy, seconded by Mr. McMartin, moves that the bill be entitled "an act to establish a market, and to establish wharfage fees in the town of Amherstburg, in the Western district."

Sent to Legislative Council.

Which was carried and Messrs. Berezy and Elliott were ordered by the Speaker to carry the same up to the honorable the Legislative council, and to request their concurrence thereto.

Agreeably to the order of the day, the Tay navigation bill was read the third time and passed.

Tay navigation bill passed.

Mr. Morris, seconded by Mr. Thomson, moves that the bill be entitled "An act to incorporate certain persons therein mentioned, under the style and title of The Tay navigation company."

Title.

Which was carried, and Messrs. Morris and Lewis were ordered by the Speaker to carry the same up to the honorable the Legislative council, and to request their concurrence thereto.

Sent to Legislative Council.

Mr. Burwell, from the select committee to which was referred the petition of Isaac Baldwin, and others, of the county of Middlesex, 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.

Otter Creek Harbor bill reported.

The report was received and the Otter creek harbor bill was read a first time.

Mr. Burwell, seconded by Mr. Ingersoll, moves that the bill for the construction of a harbor at the mouth of Big Otter Creek on Lake Erie, be referred to the committee of supply.

Bill referred to committee of supply.

Ordered.

Mr. Jones, from the select committee to which was referred the petition of George Malloch, 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.

Brockville Police bill reported & read.

The report was received, and the bill for the establishment of a police and market, in the town of Brockville, was read the first time, and ordered for a second reading to-morrow.

Second reading to-morrow.

Mr. McMartin gives notice that he will, on Thursday next move for leave to bring in a bill to impose an additional duty on shop keepers, for retailing wine, brandy, and other spirituous liquors, and to require persons keeping stores, or shops for the sale of hardware, or dry goods, or for the sale of drugs and medicines, not the growth, produce, or manufacture of this province, and who do not take out licenses for the retail of spirituous liquors, to take out license to keep such store or shop.

Notice.

Mr. Mackenzie gives notice that, on to-morrow, he will move for leave to bring in a bill to regulate the price of official notices, published in newspapers.

Notice.

Mr. Berezy, gives notice that he will, on Monday next, move for leave to bring in a bill to renew the tax upon dogs in the several towns in this province.

Notice.

Agreeably to the order of the day the Kingston bank bill was read the second time, and referred to a committee of the whole house.

Kingston Bank Bill committed.

Mr. Robinson was called to the chair.

Progress made.

The house resumed.

Mr. Robinson reported progress and obtained leave to sit again to-morrow.

Adjourned.

TUESDAY, 1st FEBRUARY, 1831.

THE House met,

Prayers were read.

The minutes of yesterday were read.

Mr. Buell brought up the petition of James Gray and eighty-two others, of the town of Brockville; which was laid on the table.

Petitions brought up. Of James Gray and others.

Mr. Samson brought up the petition of Thomas Hetherington, John McGill, and A. Manahan; which was laid on the table.

Thos. Hetherington and others.

Mr. McKenzie, brought up the petition of James Boyes and four hundred and thirty-seven others residing along the Dundas road leading from York to Sandwich; which was laid on the table.

James Boyes and others.

Mr. Mackenzie brought up the petition of Charles McIntosh and one hundred and thirty-four others, of the town of York; which was laid on the table.

Charles McIntosh and others.

Mr. Mackenzie brought up the petition of George Barckley, and twenty others, of the township of Pickering; which was laid on the table.

Geo. Barckley and others.

Mr. Mackenzie brought up the petition of John Leflar, and one hundred and sixteen others; which was laid on the table.

John Leflar and others.

Mr. Burwell gives notice that he will, on to-morrow, move that a standing committee be appointed on the subject of education generally in this Province, and to report thereon from time to time, as in the course of their enquiries they may find it necessary; that it be a principal duty and business of the said committee to inquire whether an appropriation of 500,000 acres of land was not made in virtue of a joint address of both Houses of the provincial parliament adopted at their session of 1797, or 1798, and whether the same is not subject to the control of the legislature of this province, to inquire if any thing and what has been done with the said lands or any part of them, and what is their present situation; that the said committee do inquire in what way the several district schools of this province, can best be endowed with portions of the said lands, so as to render them more efficient and fitting for the

Notice.

improvement of the rising generation than they are at present, and that the said committee have power to send for persons and papers.

Notice. Mr. Morris gives notice that he will, on to-morrow, move the House into a committee of the whole, on subject of the timber trade of this province.

W. B. Sheehan brought to the Bar. The Serjeant at Arms reported that in obedience to the orders of the House, of the 27th instant, he had taken into custody Walter Butler Sheehan, and that he was at the bar.

Resolution of the House read to Mr. Sheehan. The Speaker then addressing Mr. Sheehan, read to him the resolution of the House, declaring him guilty of a breach of its privileges, and demanded of him what he had to offer in his defence.

Mr. Sheehan's defence. Mr. Sheehan then said, "Mr. Speaker, I was in a bad state of health, but I beg leave to assure this honorable House, that I have the most profound respect for its authority, and nothing less than the great danger I apprehended, from exposure to cold, in the then ill state of my health, could have prevented my obeying your summons."

Mr. Sheehan to be discharged and directed to attend Select committee. Mr. Burwell, seconded by Mr. J. Willson, moves that it be resolved, that Walter Butler Sheehan, a witness in the contested election for the county of Haldimand, having explained at the bar of this House that his not appearing in obedience to the summons of the Speaker, was occasioned by illness, the same is satisfactory, and that he be discharged.

Which was carried, and the Speaker informed Mr. Sheehan that he was discharged from custody, but that his attendance was still required before the select committee appointed to try the merits of the Haldimand contested election, and directed him to attend the said committee.

The Speaker left the chair. The Speaker resumed the chair.

Select committee on Haldimand Election make their final report. Mr. Burwell, chairman of the select committee, for the trial of the matters contained in the petition of John Warren, Esq. complaining of the undue election and return of John Brant, Esq. as a member to represent the county of Haldimand, in the present Parliament, presented their final report; which was read and is as follows:

Report of Select committee on Haldimand contested election. The select committee appointed to try the matter of the petition of John Warren, Esq. complaining of the undue election and return of John Brant, Esq. to serve as a member for the county of Haldimand in this present parliament, beg leave to make this their final report to this House.

1st. Resolved, that John Brant, Esq. is not duly elected to serve as a member to represent the county of Haldimand in this present parliament.

2nd. Resolved, that John Warren, Esq. the petitioner, had a majority of legal votes, and ought to have been returned a member to serve in this present parliament for the said county of Haldimand.

3d Resolved, that John Warren, Esq. is duly elected a member to serve in this present parliament for the said county of Haldimand.

4th Resolved, that the opposition of John Brant, Esq. the sitting member for the county of Haldimand, to the petition of John Warren, Esq. complaining of the undue election and return of the said John Brant, is neither frivolous nor vexatious.

5th Resolved, that the petition of the said John Warren, Esq. does not appear to the said select committee to be frivolous or vexatious.

6th Resolved, that Warner Nelles, the younger, poll clerk at the last election for the county of Haldimand, prevaricated in his evidence before this committee in stating that his reason for not bringing with him the poll book kept at the said election in obedience to the summons of the Speaker, was, because "the same was too large to be brought with him in his trunk" whereas upon production of the said poll book, it appears to this committee that such excuse was frivolous and in-correct, and that the said poll book, containing only one quire of paper, is from its size very easily carried.

7th Resolved, that it is the opinion of this committee, that Warner Nelles, Esq. returning officer at the late election for the county of Haldimand, in returning John Brant, Esq. as member to serve in the present Parliament for the said county, instead of John Warren, Esq. in whose favor a majority of legal votes appeared upon the poll book, did not make such return from corrupt motives, but from ignorance and misunderstanding of the law.

M. BURWELL Chairman.

Committee Room, } 1st February, 1831.

Clerk of the Crown in chancery, to erase Mr. Brant's name from return & insert Mr. Warren's in lieu thereof. Mr. Attorney General, seconded by Mr. Berczy moves that it be resolved that the select committee appointed to try the matter of the petition of John Warren, Esq. complaining of the undue election and return of John Brant, Esq. returned as a member to represent the county of Haldimand, in the present parliament, having adjudged the said John Warren to have been duly elected as a member to represent the said county of Haldimand in this present parliament, the clerk of the crown in chancery be directed to attend forthwith at the bar of this house, with the writ of election for the said county, and the return thereto, and that the Speaker do direct him to amend the said return by striking out the name of

John Brant and inserting that of John Warren, Esq. instead thereof.

Which was carried and the clerk of the crown in chancery attended forthwith at the bar, and erased from the return the name of John Brant, and inserted that of John Warren.

Mr. Elliott, seconded by Mr. Jessup, moves that it be resolved that Warner Nelles the younger, poll clerk at the last election for the county of Haldimand, having prevaricated in his testimony before the select committee appointed to try the contested election for the said county of Haldimand, on the petition of John Warren, Esq. be brought to the bar of this house by the Sergeant at arms, and be reprimanded by the Speaker.

Warner Nelles, Junior, brought to the bar and is reprimanded.

Which was ordered and Mr. Nelles was accordingly brought to the bar.

Agreeably to the order of the house the Speaker reprimanded Mr. Nelles, and ordered him to be discharged.

Mr. Bidwell, seconded by Mr. Buell, moves that an humble address be presented to his Excellency, requesting his Excellency to inform this house whether he has been authorized and directed by His Majesty, by an instrument under his sign manuel, to summon to the Legislative council of this province, any person now a member of this house, and if so whether such person has been notified thereof, and has signified his acceptance or refusal of such appointment, and that Messrs. Perry and Lyons be a committee to draft and report the said address.

Motion for address relative to appointment of Legislative councillors.

On which the house divided, and the yeas and nays were taken as follows.

House divided.

Messrs. YEAS. Year 17. Bidwell, Lyons, Roblin, Buell, McCall, Samson, Campbell, A. McDonald, Shaver, Howard, D. McDonald, White, Ketchum, Mackenzie, W. Wilson.—17 Lewis, Perry.

Messrs. NAYS. Nays 24. Atty General, Duncombe, MacMartin, Berczy, Elliott, MacNab, Boulton, A. Fraser, Morris, Burwell, R. Fraser, Mount, Chisholm, Ingersoll, Robinson, Clark, Jarvis, Solicitor General, Cook, Jessup, Thomson, W. Crooks, Jones, VanKoughnett—24.

The question was decided in the negative by a majority of seven. Question lost.

Agreeably to the order of the day, the address for information relative to militia men for services during the late war, was read the third time, passed and signed, and is as follows: Address on the subject of lands to the Militia.

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 request that your Excellency will be pleased to inform this House, what (if any) impediment exists preventing persons who did duty in the militia during the late war, With the United States of America, from obtaining lands as compensation for such services.

ARCHD. McLEAN.

Commons' House of Assembly, } Speaker. 1st day of February, 1831. }

Mr. Perry, seconded by Mr. Lyons, moves that Messrs. Buell and Campbell be a committee to wait on his Excellency to know when he will be pleased to receive the address and to present the same. Committee to present address.

Ordered.

Agreeably to the order of the day, the House went into committee of the whole on the York market bill.

Committee of whole on York market place bill.

Mr. Buell was called to the chair.

The House resumed.

Mr. Buell reported that the committee had agreed to a resolution which he was directed to submit for the adoption of the House, and asked leave to sit again to-morrow.

The report was received, and leave was granted accordingly, and the resolution adopted as follows:

Resolved—That the report of the select committee, to which was referred the York market bill, be referred back again to the same committee, and that it be instructed, to enquire on what footing the School lot stands; to report to this House the names of the lessees of the market lots, what rents they pay or have agreed to pay, and to whom their rents have been paid hitherto; also to enquire and report concerning the durations of the leases, and the principle or condition of their respective obligations; also the expenditure and receipt of the revenue arising from the market block, during the last year.

Resolution reported and adopted. Resolution.

Adjourned.

WEDNESDAY, 2ND FEBRUARY, 1831.

THE House met.

Public accounts bro't to the bar.

Mr. Secretary Cameron came to the bar of the House and, agreeably to the commands of His Excellency, the Lieutenant Governor, delivered the public accounts for 1830.

The minutes of yesterday were read.

Mr. Warren takes his seat.

Mr. Warren, member for the county of Haldimand, was introduced to the House by Messrs. Burwell and VanKoughnett, and took his seat.

House proceeds in the consideration of the Brockville election.

Previous to reading the order of the day for the consideration of the petition of James Grey, Esq. complaining of the undue election and return of Henry Jones, Esq. as a member to represent the town of Brockville, in the present parliament, the Serjeant at Arms was sent to summon the members as required by law.

At twelve o'clock the House was counted, and thirty eight members being present, the order of the day was read, the door was locked, and the draft, as directed by statute of twenty-three members, from which to strike a select committee was proceeded in, and the following names were drawn :

Names drawn from which to strike a select committee.

- Clark,
- VanKoughnett,
- Lyons,
- Burwell,
- D. McDonald,
- Robinson,
- Mackenzie,
- Jarvis,
- R. D. Fraser,
- White,
- MacNab,
- John Willson,
- Thomson,
- Mount,
- McCall,
- Warren,
- Shaver,
- Howard,
- J. Crooks,
- A. McDonald,
- Duncombe,
- Morris,
- Solicitor General. 23.

Nominees chosen with Counsel &c. retire.

The following members were then respectively chosen, as nominees by the parties.

For the petitioner, *Peter Perry, Esq.*

For the sitting member, *H. J. Boulton, Esq.*

Attorney General.

At one o'clock, the counsel for the petitioner and the sitting member, together with Mr. John M. A. Cameron, clerk to the committee, retired.

Speaker reports public accounts.

Mr. Speaker reported that Mr. Secretary Cameron, had, by the commands of His Excellency the Lieutenant Governor, delivered at the bar of the House, the public accounts for 1830, and the schedule was read as follows :

UPPER CANADA.

Schedule of accounts laid before the House.

Schedule of accounts, prepared to be laid before the first session of the eleventh provincial parliament.

- No. 1 Statement of monies paid to the Receiver General of Lower Canada, between the 1st January and the 1st July, 1830, arising from duties collected at the port of Quebec.
- 2 Statement of monies paid to the Receiver General of Lower Canada, between the 1st July, 1830, and the 1st January, 1831, arising from duties collected at the Port of Quebec.
- 3 Abstract of warrants issued on the Receiver General under the several Provincial enactments from first January to 30th June, 1830, inclusive.
- 4 Abstract of warrants issued on the Receiver General under the several provincial Enactments from the 1st July to 31st December, 1830, inclusive.
- 5 Statement of the Receiver General's receipts and payments of Provincial Revenue from the first January to 30th June, 1830, inclusive.
- 6 Statement of the Receiver General's receipts and payments of the Provincial Revenue, from the 1st July to 31st December, 1830, inclusive.
- 7 Statement of receipts and payments on account of the appropriation of £2,500 annually by statute 56 Geo. 3d, Chap. 26, with an abstract of warrants annexed.
- 8 Abstract of warrants issued on the Receiver General on account of the administration of justice, and support of the civil government, for the year 1829.
- 9 Abstract of Warrants issued on the Receiver General on account of the administration of justice and support of the civil government, for the year 1830.
- 10 Account of revenue from shop, tavern and still licences, from the 5th January, 1830, to the 5th January, 1831.

- 11 Account of revenue from duties on merchandize imported from the United States of America from 1st January to 31st December, 1830.
- 12 Account of revenue from licences issued to Hawkers and peddlers, from the 1st January to 31st December, 1830.
- 13 Account of revenue from licences issued to auctioneers, and on sales at auction from the 1st January to the 31st December, 1830.
- 14 Account of revenue arising from light-house tonnage duties from 1st January to 31st December, 1830.
- 15 Estimate for the year 1831, for the administration of justice and support of the civil government.
- 16 Account of revenue arising from the duty upon salt imported from the United States of America, from 1st January to 31st December, 1830.
- 17 General estimate of the expenditure and resources of the Province for the year 1831.
- 18 Account of monies outstanding in the hands of Collectors and Inspectors on 31st December, 1830.
- 19 Account of monies paid to the Receiver General by Collectors and Inspectors, since the 31st December, 1830.

J. BABY,
Inspector General.

*Inspector General's Office, }
7th January, 1831. }*

For accounts, (see appendix.)

Mr. Morris, seconded by Mr. A. Frazer, moves that the House do, on to-morrow, at 12 o'clock, proceed to appoint by ballot, a committee of seven members to consider and report on the public accounts.

Committee of Finance to be chosen.

Ordered.

Mr. Cook brought up the petition of William Bower, and one hundred and eight others, of the townships of Mountain and Matilda, in the Eastern district ; which was laid on the table.

Petitions brought up. Of William Bower and others.

Mr. Duncombe brought up the petition of Horatio Fowler, and three hundred and ninety others, of the county of Oxford, in the London district ; which was laid on the table.

Of Horatio Fowler and others.

Mr. Elliott brought up the petition of William McCrac, and thirty eight others, of the Western district ; which was laid on the table.

Of William McCrac and others.

Mr. Jessup brought up the petition of Elijah Brown, and one hundred and thirty nine others, of the townships of Edwardsburgh and South Gower, in the Johnstown district ; which was laid on the table.

Of Elijah Brown and others.

Mr. Solicitor General brought up the petition of Edward Hicks ; which was laid on the table.

Of Edward Hicks.

Mr. Lewis brought up the petition of Archibald MacNab, J. P. and thirty-nine others, of the districts of Bathurst and Ottawa ; which was laid on the table.

of Archibald MacNab and others.

Agreeably to the order of the day, the following petitions were read. Of David Jardine, and three hundred and forty-seven others, of the townships of York, Etobicoke, Vaughan, Albion, Caledon, Gore of Toronto, &c. &c. praying for aid to build a bridge across the Humber, on a road leading from the town of York to the township of Albion, and so on to its extremity, and such further aid for finishing said road as the House, after mature consideration of the matters set forth in their petition, may in their wisdom, deem expedient and proper to grant. Of Capt. Pautosh, and fifty others, natives of the forest, praying to be protected in their rights in their hunting grounds, and of Peter Howard, Esq., and one hundred and fifty-two others of the township of Yonge, in the Johnstown district, objecting to the proposed plan by His Excellency the Lieutenant Governor, for commuting the statute labor, and praying that no alteration may be made in the present mode of performing statute labor, except the increasing of the same.

Petitions read. of D. Jardine and 347 others

Captain Pautosh & 50 others natives of the Forest.

Peter Howard Esq. and 152 others.

Mr. Ketchum, seconded by Mr. R. Fraser, moves that the petition of David Jardine, and others, of the townships of York, Etobicoke, Albion, Caledon, and the Gore of Toronto, with the petition of Stephen Pherill, and others, of Scarborough, praying for aid on roads, be referred to the committee to whom the petition of Thomas Whitesides and others, was referred.

Petition of D. Jardine & others. and S. Pherill and others, referred.

Ordered.

Mr. Mackenzie, seconded by Ketchum, moves that the petition of Henry Crosby, and others, of Markham : The petition of Silas Fletcher, and others, of East Gwillimbury : The petition of John Lewis, and others, of Whitechurch and the Gwillimburies : and the petition of William Rotherhaw, and others, of the Gwillimburies, be referred to the select committee, to which was referred the petition of Thomas Whitesides and others.

Petition of Silas Fletcher and others, John Lewis & others referred.

Ordered.

Mr. Burwell gives notice that he will, on to-morrow, move that it be resolved that an humble address be presented to his Excellency the Lieutenant Governor, praying that his Excellency will be pleased to direct the proper officer to lay before this house a copy of a letter from his Grace the Duke of Portland, one of his Majesty's principal secretaries of state, to his Excellency Major general John Graves Simcoe, late Lieutenant Governor of this province, in the year 1796, on the subject of schools and education within the same, and a copy of a joint address of both houses of the provincial parliament in the year 1797, to his Excellency Lieutenant Governor Simcoe, and a copy of a joint address of both houses, to his late Majesty King George the 3d by which it was accompanied,

Notice.

praying that his Majesty would be graciously pleased to direct the Executive government of this province to appropriate a portion of the waste lands of the crown, for the establishment and support of *respectable Grammar schools in each District*, and a college for the instruction of youth in the different branches of liberal knowledge, and a copy of his Grace the Duke of Portland's despatch of, November 1797, communicating to the then Lieutenant Governor, HIS MAJESTY'S GRACIOUS COMPLIANCE WITH THE WISHES OF THE LEGISLATURE OF THIS PROVINCE in regard to the endowment of schools, and the support of education, and also copies of the report of the honorable the Executive Council, the Judges and law officers of the crown on that subject, and the resolutions entered into by them in reference thereto.

Notice. Mr. Morris, gives notice that he will, on to-morrow, move for an address to his Excellency the Lieutenant Governor, requesting his Excellency to communicate to this house a statement on detail of all monies collected in this province by the leasing and sale of the clergy reserves, also a particular account of the expenditure of such monies and the balance now on hand, the number of acres of these reserves sold in each district up to the first day of January, 1831, together with the average price per acre.

Notice. Mr. J. Willson, gives notice that he will, on to-morrow, move for leave to bring in a bill to enable married women, having real estate, more conveniently to alien and convey the same.

Notice. Mr. Duncombe gives notice that he will, to-morrow, move for leave to bring in a bill for increasing the bounty for the destruction of wolves in this province.

Notice. Mr. Thomson gives notice that he will, on to-morrow, move for leave to bring in a bill to provide for the admission of persons to practice the law in this province who may be articled to the clerk of the crown and pleas.

Notice. Mr. James Crooks, gives notice that he will, on Friday next, move for leave to bring in a bill to extend the provisions of the second clause of the act to secure and confer upon certain inhabitants of this province, the civil and political rights of natural born British subjects.

Notice. Mr. James Crooks gives notice that he will, on Monday next, move for the appointment of a select committee (to be appointed by ballot) to take into consideration the financial concerns of this province with the province of Lower Canada.

Notice. Mr. Berczy gives notice that he will, on to-morrow, move an humble address to his Excellency the Lieutenant Governor, praying his Excellency to lay before this house a statement of the number of acres of land sold by the commissioner of crown lands, during each year since the appointment of that officer, and shewing the quantity in each district, together with the average prices thereon, and whether in their valuation they have been rated in proportion to the improvements made by the occupiers, and also a statement of the number of acres sold at public sale, in pursuance of the instructions of that officer, dated White Hall, Treasury chambers, 18th July, 1827, laid before this house by order of his Excellency, and that his Excellency may be pleased to communicate what further instructions, if any, that officer may have received from his Majesty's government since that period.

Clerk to select committee makes return of members remaining for the trial of the Brockville election. At a quarter past one o'clock, the clerk to the select committee for the trial of the Brockville contested election, delivered to the clerk of the house, a return of the names of the nine members remaining, which is as follows.

Committee room, House of assembly
Wednesday, 2d February, 1831.

The names of the members remaining of the select committee to try the election of Henry Jones, Esq. sitting member for the town of Brockville.

Names of Members composing select committee.

1. Messrs. Clark,
2. John Willson,
3. Thomson,
4. Mount,
5. Warren,
6. J. Crooks,
7. A. McDonald,
8. Duncombe,
9. Morris,

J. M. A. CAMERON,
Clerk of committee.

Members and nominees sworn. The said nine members and the nominees were then severally sworn at the table, by the clerk, according to law.

Committee to meet at ten o'clock A. M. to-morrow. Mr. Attorney General, seconded by Mr. John Willson, moves that the select committee appointed to try the matter of the petition of James Gray, Esq. complaining of the undue election and return of Henry Jones, Esq. as a member to serve for the town of Brockville in the present parliament, do meet in the committee room, to-morrow morning, at 10 o'clock.

Ordered.

Bill relative to jurisdiction on Lakes sent down from L. C. for concurrence. The master in chancery brought down from the honorable the Legislative council a bill entitled, "An act to remove doubts respecting the jurisdiction over offences committed upon the lakes and rivers in this province," 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 remove doubts respecting the jurisdiction over offences committed upon the lakes and rivers in this province" was

then read the first time, and ordered for a second reading to-morrow.

Mr. Attorney General, seconded by Mr. Elliott, moves that an humble address be presented to the Lieutenant Governor, requesting his Excellency to cause to be transmitted to this house a return of the number of suits commenced in the several courts of this province, during the year ending 31st December, 1830, and exhibiting, in the King's Bench, the number of writs issued, the number and amount of Judgments recovered, the costs incurred and payable to the Attorney, the Counsel, the Clerk of the Crown, Sheriff Clerk of Assize, Crier, witnesses and other persons.

Address to be sent to His Excellency for return from the several courts, of suits, fees &c. during the past year.

IN THE DISTRICT COURT:

The number of writs issued; the sums recovered; the costs incurred; and to whom payable, whether Judge, Clerk, Attorney, Counsel, Sheriff, Witnesses or other persons.

IN THE COURT OF REQUESTS:

Exhibiting the number of divisions in each district; the number of suits commenced in each division; the sum sought to be recovered; the sum recovered; the costs incurred, and to whom payable; whether to the commissioners, constables, witnesses, or other persons; the number of witnesses subpoenaed or examined.

In amendment Mr. J. Crooks, seconded by Mr. White, moves that the following be added to the original motion.

Amendment proposed and carried.

IN THE QUARTER SESSIONS.

The number of bills found; indictments tried; offences charged; costs incurred, and to what officer or person payable.

IN THE SURROGATE COURT;

Number of suits instituted; wills proved, and administrations granted; with the costs incurred, and to whom payable; and the days whereon the said courts sit, during the year, for the ordinary despatch of business.

Which was carried.

On the original question as amended, being put, the House divided, and the yeas and nays were taken as follows:

House divided on question as amended. Yeas 39.

Messrs.	YEAS.	
Attorney General,	R. Fraser,	MacNab,
Berczy,	Howard,	Morris,
Bidwell,	Ingersoll,	Mount,
Buell,	Jessup,	Perry,
Burwell,	Jones,	Randal,
Campbell,	Ketchum,	Robinson,
Chisholm,	Lewis,	Roblin,
Cook,	Lyons,	Shaver,
J. Crooks,	McCall,	Thomson,
W. Crooks,	A. McDonald,	VanKoughnett,
Duncombe,	D. McDonald,	Warren,
Elliott,	Mackenzie,	White,
A. Fraser,	McMartin,	J. Wilson—39.

Messrs.	NAYS.	
Boulton,	Jarvis,	Sol'r. General—3.

Nays 3.

The question was carried in the affirmative by a majority of thirty-six, and ordered.

Agreeably to the order of the day, the House went into committee on the Kingston Bank bill.

House in committee on Kingston Bank bill.

Mr. Robinson was called to the chair

The House resumed to receive a message.

Mr. Secretary Mudge brought down from His Excellency the Lieutenant Governor, several messages and documents.

The Speaker read the messages as follows:

J. COLBORNE.

The Lieutenant Governor transmits to the House of Assembly, copies of authorities for reserving the school townships, and also such documents as will afford information to the House respecting the measures which have been proposed to secure endowments for the district and for township schools.

Message from His Excellency relative to school lands.

Government House, 2nd }
February, 1831. }

J. COLBORNE.

The Lieutenant Governor transmits to the House of Assembly, an account of the Trustees, of the estate of the late Mr. Weeks.

Message relative to Mr. Week's Estate

Government House, 2nd }
February, 1831. }

J. COLBORNE,

The Lieutenant Governor, in compliance with an address of the House of Assembly, transmits an account of timber cut on the waste lands of the crown, during the years 1828 and 1829.

Message relative to crown timber.

Government house, 2nd }
February, 1831. }

J. COLBORNE,

The Lieutenant Governor transmits to the House of Assembly, the report of the commissioners of Kettle Creek Harbour, with their statement of the expenditure of the sum granted by the Legislature, Creek.

Message with return from Kettle Creek.

and of the exports and imports at Port Stanley, for the years 1827, 1828 and 1829.

Government house, 2nd. }
February, 1831. }

For Documents, (see appendix.)

House in Committee on Kingston bank bill.

The House went again into committee on the Kingston Bank bill.

Mr. Robinson in the chair.

The House resumed.

Mr. Robinson reported progress and obtained leave to sit again to-morrow.

Documents relating to School lands referred.

Mr. Morris, seconded by Mr. Solicitor General, moves that the documents sent to this House by His Excellency the Lieutenant Governor, on the subject of the school lands of this province, be referred to a select committee, composed of Messrs. Burwell, and Berezy, with power to send for persons and papers and to report thereon by bill or otherwise.

Messrs. Buell and Campbell added to committee.

In amendment, Mr. Perry, seconded by Mr. Bidwell, moves that the names of Messrs. Buell and Campbell be inserted after the name of Berezy.

Which was carried.

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

200 Copies of documents on school lands to be printed.

Mr. Morris, seconded by Mr. Burwell, moves that two hundred copies of the documents sent to this house by his Excellency the Lieutenant Governor relative to the school lands of this province, be printed for the use of members.

Ordered.

Adjourned.

THURSDAY, 3d FEBRUARY, 1831.

THE House met,

Prayers were read.

The minutes of yesterday were read.

Rev. Mr. Cartwright to officiate in room of Chaplain.

The Speaker reported that he had consented to the Rev. Mr. Cartwright's officiating in the house for a few days, in the place of the Reverend Chaplain.

Petitions brought up. Of P.S. Campbell and others.

Mr. Beardsley brought up the petition of Peter S. Campbell, and three others, owners of mills, in the Niagara district; which was laid on the table.

Truman Raymond.

Mr. Beardsley brought up the petition of Truman Raymond, of the town of Niagara; which was laid on the table.

James Price and others.

Mr. Berezy, brought up the petition of James Price, and thirty-nine others, of the townships of Romney, Tilbury, and Raleigh, on the Talbot road; which was laid on the table.

Isaac Bell & others.

Mr. Berezy, brought up the petition of Isaac Bell, and sixty-one others, of the townships of Oxford, and Howard, in the Western District; which was laid on the table.

J. Muirhead and others.

Mr. Attorney General brought up the petition of J. Muirhead, and forty-three others, of the town of Niagara; which was laid on the table.

The Speaker left the chair.

The Speaker resumed the chair.

Select committee on Brockville election makes a first report.

Mr. John Willson, chairman of the select committee appointed to try the merits of the petition of James Gray, Esq. complaining of the undue election and return of Henry Jones, Esq. presented a first report; which was read as follows:

Report.

The select committee appointed to try the matter of the petition of James Gray, Esq. complaining of the undue election and return of Henry Jones, Esq. as a member for the town of Brockville, to serve in this present parliament, beg leave to make this their first report to your honorable house.

That the commission issued by order of your honorable house for taking the examination of the witnesses upon the matter of the said petition, has not yet been returned, and that they are satisfied from the representation of the petitioner's counsel, as well as of the sitting member, that the said commission cannot be reasonably expected before the middle of next week, therefore they are unable to proceed in the matter of the said petition.

JOHN WILLSON,
Chairman.

Committee room, House of Assembly }
3d February, 1831. }

Select committee adjourn till Wednesday next.

Mr. Attorney General, seconded by Mr. White, moves that the select committee appointed to try the matter of the petition of James Gray, Esq. complaining of the undue election and return of Henry Jones, Esq. have leave to adjourn until Wednesday next.

Ordered.

Report on Kettle Creek Harbour referred to supply.

Mr. Burwell, seconded by Mr. Ingersoll, moves that the report of the commissioners of Kettle Creek harbor transmitted to this house, with the message of his Excellency the Lieutenant Governor, of yesterday, be referred to a committee of the whole house on the supply.

Ordered.

Agreeably to the order of the day, the following petitions were read. Of James Gray, and eighty two others, of Brockville, praying the house to take into its consideration certain resolutions relative to an elective police in the said town of Brockville, and stating their wishes to be, rather to remain without any police, than not to have one which shall be so elective. Of Thomas Hetherington, Peter McGill, and A. Manahan, praying that a company may be incorporated under the style and title of "The Marmora Foundry Company." Of James Boyes, and four hundred and thirty-seven others, residing on the Dundas street, leading from York to Sandwich, praying that should any measure be proposed to the house for expending money upon what is called the lake, or front road, between York and Burlington Beach, it may not be sanctioned, but that all monies to be expended for repairing roads leading from York to Dundas, may be laid out, as heretofore, upon the Dundas street. Of Charles McIntosh, and one hundred and thirty four others, of the town of York, praying that the practice of levying market fees upon persons bringing their produce to market, and not occupying any stall within the market house, may be abolished, and that a salary may be paid to the Clerk of the market out of the monies arising from the rents of the market ground. Of George Barclay, and twenty others, inhabitants of Pickering, in the Home district, praying that an act may be passed, authorising a connecting line to be run from the front of the 7th concession to the rear of the said township; and of John Leflar, and one hundred and sixteen others, praying for pecuniary aid to enable them to open the town line between Chinguacousy and Toronto.

Petitions read. Of James Gray and 82 others.

Of Thomas Hetherington, and 2 others.

Of James Boyes and 437 others.

Of Charles McIntosh and 134 others.

Of George Barclay and 20 others.

Of John Leflar & 116 others.

Mr. Thomson, seconded by Mr. D. McDonald, moves that the petition of Thomas Hetherington, and others, be referred to a select committee to consist of Messrs. Solicitor General and Samson, with power to send for persons and papers and to report thereon by bill or otherwise.

Petition of Thomas Hetherington and others referred.

Ordered.

Mr. Mackenzie, seconded by Mr. Ketchum, moves that the petition of the people of York, be referred to the select committee on the York market bill.

Petition of Charles MacIntosh and others referred.

Ordered.

Mr. Mackenzie, seconded by Mr. Ketchum, moves that the petition of James Boyes, and four hundred and thirty-seven others, the petition of George Barclay and twenty others, and the petition of John Leflar and one hundred and sixteen others, be referred to the select committee to which was referred the petition of Thomas Whitesides and others.

Petition of James Boyes and others referred.

Ordered.

Mr. Attorney General, seconded by Mr. Berezy, moves that the petition of Captain Pautosh, and other Indian inhabitants, be referred to a select committee to be composed of Messrs. A. McDonald and Lyons, with power to send for persons and papers and to report by bill or otherwise.

Petition of Captain Pautosh, and others, natives referred.

Ordered.

Mr. Howard, seconded by Mr. Buell, moves that the petition of Peter Howard and others, be referred to the committee on roads and bridges.

Petition of Peter Howard and others referred.

Ordered.

Mr. VanKoughnett gives notice that he will, on to-morrow, move for leave to bring in a bill to prevent the circulation of small bank notes, issued out of the province.

Notice.

Mr. Dunbombe gives notice that he will, on to-morrow, move for leave to bring in a bill to regulate banking in this province.

Notice.

Mr. W. Crooks, seconded by Mr. Chisholm, moves that Messrs. VanKoughnett and Roblin be a committee to draft an address to His Excellency the Lieutenant Governor, pursuant to a resolution of this House, of Saturday last, relative to such information as His Excellency may have in his possession respecting the petition of James Johnston and others, of the township of Louth, in the Niagara district.

Committee to draft an address on Louth Survey.

Ordered.

Mr. Attorney General, seconded by Mr. Berezy, moves that Messrs. Beardsley, and Warren, be a select committee to draft an address to the Lieutenant Governor pursuant to the resolution of this House, for a return from the several courts of justice in this province.

Committee to draft an address for returns from courts.

Ordered.

Mr. VanKoughnett from the select committee to draft an address to His Excellency the Lieutenant Governor, on the subject of information relative to the petition of James Johnston and others, of Louth, informed the House that the committee had agreed to a draft, which he was directed to submit whenever the House would be pleased to receive the same.

Address to His Excellency on Louth survey reported.

The draft was received, and read twice, adopted, and ordered to be engrossed and read a third time this day.

3rd reading this day.

Mr. Morris, seconded by Mr. Thomson, moves that an address be presented to His Excellency the Lieutenant Governor, thanking His Excellency for his several messages of yesterday, and that Messrs. Burwell and A. Fraser, be a committee to draft and report the same.

Address of thanks to be sent to His Excellency.

Ordered.

Mr. Burwell from the committee to draft an address to His Excellency the Lieutenant Governor, thanking him for his messages of yesterday, reported a draft which was received and read twice, adopted, and ordered to be engrossed and read a third time this day.

3rd reading this day.

Address to be sent to His Excellency for sundry documents relative to school lands.

Mr. Morris, chairman of the select committee on school lands, seconded by Mr. A. Fraser, moves that an address be presented to His Excellency the Lieutenant Governor, requesting His Excellency to lay before this House copies of the following documents, referred to in the paper sent to this House by His Excellency on the second instant, respecting school lands, viz.

The joint address to His Majesty, of the Legislative Council and House of Assembly, referred to in the despatch of the Duke of Portland.

The report of the executive council, and the opinion of the Judges and law officers of the crown, in Upper Canada, on the same subject.

Papers, numbers one and two, referred to in the letter of Mr. Secretary Hillier, dated, Government house, May 13th. 1823.

So much of the despatch to Sir Peregrine Maitland, by the Earl Bathurst, as relates to the school lands, together with all such documents and proceedings as relate to their appropriation, transfer or sale; and also an account of the number of acres of these lands sold in each district; the average price per acre; the amount of money received by their sale, and an account in detail of its application, and the expense of collection, and that Messrs. Burwell and Berczy be a committee to draft and report the same.

Ordered.

Address reported.

Mr. Burwell, from the committee to draft an address to His Excellency the Lieutenant Governor for certain documents and information relative to school lands, reported a draft which was received and read twice, adopted, and ordered to be engrossed and read a third time this day.

3d reading this day.

An address to be sent to His Excellency for information relative to proceeds of Clergy reserves.

Mr. Morris, seconded by Mr. A. Fraser, moves that an humble address be presented to His Excellency the Lieutenant Governor, requesting His Excellency to communicate to this House a statement in detail of all monies collected in this province by the leasing and sale of the clergy reserves, also a particular account of the expenditure of such monies, and the balance now on hand, the number of acres of these reserves sold in each district, up to the first day of January 1831, together with the average price per acre, and that Messrs. Thomson and McMartin be a committee to draft and report the same.

Ordered.

Address reported.

Mr. Thomson, from the committee to draft an address to his Excellency the Lieutenant Governor, relative to receipts and expenditures of monies arising from clergy reserves, reported a draft; which was received and read twice, adopted, and ordered to be engrossed and read a third time this day.

3rd reading this day.

Address for returns from courts reported.

Mr. Beardsley from the committee to draft an address to his Excellency the Lieutenant Governor for return of suits, costs, &c. &c. from the different courts in this province, reported a draft; which was received, and read twice, adopted and ordered to be engrossed and read a third time this day.

3d. reading this day.

Address to be sent to His Excellency for information relative to lands sold by Crown land commissioner.

Mr. Berczy, seconded by Mr. Attorney General, moves that it be resolved, that an humble address be presented to his Excellency the Lieutenant Governor, requesting that his Excellency will cause to be laid before this house a statement of the number of acres of land sold by the commissioner of crown lands, during each year since his appointment; those sold at public sale, in pursuance of the instructions of that officer, dated, White Hall, Treasury chambers, 18th July, 1827, laid before this house by order of his Excellency, shewing the quantity in every district, together with the average prices thereon, and whether in their valuation they have been rated in proportion to the improvements made by the occupiers; and also that his Excellency may be pleased to communicate what further instructions, if any, the commissioner of crown lands may have received from his Majesty's government, since those already laid before this house; and that Messrs. A. Fraser, and McMartin be a select committee to draft the said address, and report the same.

Ordered.

Address reported.

Mr. McMartin, from the select committee to draft an address to his Excellency the Lieutenant Governor for a statement of lands sold by the crown land commissioner, prices thereof, &c. reported a draft, which was received, and read twice, adopted and ordered to be engrossed and read a third time this day.

3rd. reading this day.

Finance committee chosen.

Agreeably to the order of the day, the house proceeded to ballot for a committee of finance, when the following members were chosen.

- Messrs. Berczy, Morris, J. Crooks, Ingersoll, VanKoughnett, Duncombe, Mackenzie,

Names composing Finance committee.

House in Committee on Kingston bank bill.

Agreeably to the order of the day, the house went into committee of the whole on the Kingston bank bill.

Mr. MacNab was called to the chair.

The house resumed.

Mr. MacNab reported the bill as amended.

3d. reading to-morrow.

The report was received, and the bill was ordered to be engrossed and read a third time on to-morrow.

Mr. J. Willson, from the committee to wait upon his Excellency the Lieutenant Governor with the address of this house for

further information relative to the manner of conducting elections in the ridings of Lincoln and York, reported delivering the same, and that his Excellency had been pleased to make thereto the following answer.

Answer to address for information relative to Elections reported.

GENTLEMEN.

These documents contain the only information, which is in my possession respecting the elections for the counties of York and Lincoln.

Answer.

For Documents, (see appendix.)

The master in chancery brought down, from the honorable the Legislative Council, a message, which was read by the Speaker as follows.

Mr. Speaker.

The Legislative council requests a conference with the house of assembly on the subject matter of the bill sent from that house entitled "An act to repeal the laws now in force, granting poundage to the Receiver General, and to provide a salary for that officer in lieu thereof."

Message from Legislative Council requesting conference on Receiver General's bill.

JOHN B. ROBINSON,
Speaker.

Legislative Council Chamber, }
3d day of February, 1831. }

Mr. Jarvis, seconded by Mr. VanKoughnett, moves that the message of His Excellency the Lieutenant Governor on the subject of the manner of holding the election for the county of Lincoln, together with the information this day received upon the same subject, be referred to the committee, to whom was referred the inquiry into the state of the representation of the county of York.

Messages &c. from His Excellency on elections referred.

Ordered.

Mr. Samson, from the select committee to which was referred the petition of Thomas Hetherington 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.

Marmora Incorporation company bill reported.

The report was received, and the Marmora company incorporation bill was read the first time and ordered for a second reading to-morrow.

Second reading to-morrow.

Mr. Buell, from the committee to wait upon His Excellency the Lieutenant Governor with the address of this House on the subject of lands to militia men, for their services during the late war with the United States of America, reported delivering the same, and that His Excellency had been pleased to make the following answer:

Answer to address on Militia lands.

GENTLEMEN,

From these documents the House of Assembly will perceive the authority by which grants of land were extended to certain corps of militia.

Answer.

For documents (see appendix.)

Mr. Attorney General, seconded by Mr. W. Crooks, moves that his name be struck out of the committee to whom is referred the petition of Simon Washburn, Esq. respecting the election for the county of York, and that the name of Mr. Samson be inserted in lieu thereof.

Attorney General removed from committee on petition of Simon Washburn, & Mr. Samson put on.

Ordered.

Mr. VanKoughnett, seconded by Mr. Samson, moves that the request of the honorable the Legislative Council for a conference on the bill entitled "An act to repeal the laws now in force granting poundage to the Receiver General, and to provide a salary for that officer in lieu thereof?" be acceded to; and that a message be sent to that honorable House, informing them thereof.

Request for conference on Receiver General's Bill by Legislative Council, acceded to.

Which was carried, and Messrs. VanKoughnett and Samson were ordered by the Speaker to carry up the message.

Mr. Samson, seconded by Mr. VanKoughnett, moves that it be resolved that the name of the Solicitor General be struck out of the committee, to whom was referred the petition of Simon Washburn, Esq. and that the name of Allan MacNab, Esq. be inserted instead thereof.

Solicitor General removed from committee on petition of S. Washburn; Mr. MacNab put on.

Which was carried.

Agreeably to the order of the day, the address to His Excellency the Lieutenant Governor on the subject of lands for school purposes, 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, 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 documents relating to lands set apart for School purposes.

MAY IT PLEASE YOUR EXCELLENCY

We, His Majesty's dutiful and loyal subjects, the Commons of Upper Canada in provincial Parliament assembled, humbly request your Excellency to lay before this house copies of the following documents referred to in the paper sent to this house by your Excellency on the second instant, respecting school lands, viz.

The joint address to his Majesty, of the Legislative council and house of Assembly, referred to in the despatch of the Duke of Portland.

The report of the Executive council, and the opinion of the Judges and law officers of the crown, in Upper Canada, on the same subject.

Address to His Excellency for documents relating to lands set apart for School purposes.

Papers, numbers one and two, referred to in the letter of Mr. Secretary Hillier, dated Government house, May 13th, 1823.

So much of the despatch to Sir Peregrine Maitland by the Earl Bathurst as relates to the school lands, together with all such documents and proceedings as relate to their appropriation, transfer or sale, and also an account of the number of acres of these lands sold in each district, the average price per acre, the amount of money received by their sale, and an account in detail of its application, and the expense of collection.

ARCHD. McLEAN,
Speaker.

Commons' House of Assembly, }
3d February, 1831. }

Agreeably to the order of the day, the address to his Excellency the Lieutenant Governor, for information relative to the petition of James Johnston, and others, for a survey in the township of Louth, 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, 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, beg leave to request your Excellency will be pleased to lay before this house, such information, if any, as may be in your Excellency's possession, in regard to the address of the last session of the provincial parliament, on the petition of James Johnston and others, of the township of Louth, in the Niagara District.

ARCHD. McLEAN,
Speaker.

Commons' House of Assembly, }
3d February, 1831. }

Agreeably to the order of the day, the address to his Excellency the Lieutenant Governor for return of suits, costs, &c. &c. from the several courts in this province, instituted during the past year, 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, 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 request that your Excellency will cause to be transmitted to this house, a return of the number of suits commenced in the several Courts of this Province, during the year ending 31st December, 1830, and exhibiting,

IN THE KING'S BENCH,

The number of writs issued, the number and amount of judgments recovered, the costs incurred, and payable to the Attorney, the Counsel, the Clerk of the Crown, Sheriff, Clerk of Assize, Crier, witnesses, and other persons.

IN THE DISTRICT COURT,

The number of writs issued, the sums recovered, the costs incurred, and to whom payable, whether Judge, Clerk, Attorney, Counsel, Sheriff, Witnesses or other persons.

IN THE COURT OF REQUESTS,

Exhibiting the number of divisions in each district, the number of suits commenced in each division, the sum sought to be recovered, the sum recovered, the costs incurred, and to whom payable, whether to the Commissioners, Constables, Witnesses or other persons, and the number of witnesses subpoenaed or examined.

IN THE QUARTER SESSIONS,

The number of bills found, indictments tried, offences charged, costs incurred, and to what officer or person payable.

IN THE SURROGATE COURT,

The number of suits instituted, wills proved, and administrations granted, with the costs incurred, and to whom payable, and the days whereon the said Courts sit during the year, for the ordinary despatch of business.

ARCHD. McLEAN,
Speaker.

Commons' house of Assembly, }
3d February, 1831. }

Agreeably to the order of the day, the address to His Excellency the Lieutenant Governor, thanking him for his several messages of yesterday, 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, 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

Address to His Excellency for information relative to Louth Survey.

Address to His Excellency for returns from the several courts.

Address to His Excellency thanking him for messages.

respectfully beg leave to thank your Excellency for your several messages of yesterday.

ARCHD. McLEAN,
Speaker.

Common's house of Assembly, }
3d day of February, 1831. }

Agreeably to the order of the day, the address, to his Excellency, the Lieutenant Governor, for information relative to lands sold by the commissioner of crown lands, 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, 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 request your Excellency to cause to be laid before this house a statement of the number of acres of land sold by the commissioner of crown lands, during each year since his appointment, distinguishing those sold at public sale, in pursuance of the instruction of that officer, dated White Hall, Treasury Chambers, 18th July, 1827, laid before this House by order of your Excellency, shewing the quantity in every district, together with the average prices thereon, and whether, in their valuation, they have been rated in proportion to the improvements made by the occupiers. And also, that your Excellency may be pleased to communicate what further instructions, if any, the commissioner of crown lands may have received from his Majesty's Government since those already laid before this House.

ARCHD. McCLEAN,
Speaker.

Commons' house of Assembly, }
3d February, 1831. }

Agreeably to the order of the day the address to His Excellency the Lieutenant Governor for information as to sales and leasing of clergy reserves, 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, 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 most dutiful and loyal subjects, the commons of Upper Canada in Provincial Parliament assembled, most respectfully request that Your Excellency may be pleased to communicate to this house a statement in detail of all monies collected in this Province by the leasing and sale of the clergy reserves, and also a particular account of the expenditure of such monies and the balance now on hand, the number of acres of these reserves sold in each District, up to the 1st. day of January, 1831, together with the average price per acre.

ARCHD. McLEAN,
Speaker.

Commons' House of Assembly, }
3d day of February, 1831. }

Mr. Morris, seconded by Mr. McMartin, moves that Messrs. Chisholm and Ingersoll be a committee to wait on His Excellency the Lieutenant Governor, to know when he will be pleased to receive the addresses of this house on the subject of school Townships, the sales by the commissioner of Crown lands, and the monies raised by the leasing and sale of Clergy reserves, and to present the same.

Ordered.

Mr. Attorney General, seconded by Mr. Warren, moves that Messrs. Ingersoll and Beardsley be a committee to wait upon the Lieutenant Governor with the address from this house respecting the costs of law proceedings, and other matters connected with the administration of justice, and to know when his Excellency will be pleased to receive the said address and to present the same.

Ordered.

Agreeably to the order of the day, the Brockville Police bill was read a second time, and referred to a committee of the whole House.

Mr. Chisholm was called to the chair.

The house resumed, the Black rod being at the door.

The master in chancery brought down from the Honorable the Legislative Council a message, which the speaker read as follows.

Mr. Speaker.

The Legislative council have appointed the honorable Messrs. Wells and Markland to manage the conference on their part, on the subject matter of the bill entitled "An act to repeal the laws now in force granting poundage to the Receiver General, and to provide a salary for that officer in lieu thereof," who will be ready to meet the conferees on the part of the Commons' house of assembly in the joint committee room, to-morrow, at four of the clock, P. M. for that purpose.

JOHN B. ROBINSON,
Speaker.

Legislative Council Chamber, 3d day }
of February, 1831. }

Address to His Excellency for information relative to crown lands sold by Commissioner.

Address to His Excellency for information relative to proceeds of Clergy reserves.

Committee to present addresses.

Committee to present addresses.

Brockville police bill committed.

Message from Legislative Council.

Appointing Committee of conference on Receiver Generals bill.

Committee appointed on part of this House.

Mr. VanKoughnett, seconded by Mr. W. Crooks, moves that Messrs. Burwell, Morris, Samson, and McMartin, be a committee on the part of this house to meet the conferees on the part of the honorable the Legislative council, on the bill entitled "An act to repeal the laws now in force granting poundage to the Receiver General, and to provide a salary for that officer in lieu thereof," at the time and place appointed.

Mr. Jessup brought up the petition of Michael Woolery, and thirty-seven others, of Oxford, in the Johnstown district; which was laid on the table. Of Michael Woolery and others.

Mr. Jessup brought up the petition of Thomas McCargar, and thirty-nine others, of Oxford, in the Johnstown district; which was laid on the table. Of Thomas McCargar and others.

In amendment Mr. Morris, seconded by Mr. A Fraser, moves that the name of Morris, in the original motion, be expunged, and that of VanKoughnett be inserted instead thereof.

Agreeably to the order of the day, the following petitions were read. Of William Bower and one hundred and eight others, of the townships of Mountain and Matilda, praying for pecuniary aid to open a road of communication between the rivers Saint Lawrence and Rideau, on the line between the counties of Dundass and Grenville.

Which was carried.

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

Of Horatia Fowler, and three hundred and ninety others, of the county of Oxford, in the London District, praying that the district court and quarter sessions may be held alternately in the counties of Norfolk, Middlesex and Oxford: that the court-house for Oxford may be built in the town plot for said county, at the general expense of the district; and that no alterations may be made in the limits to the said county of Oxford. Of William McCrae, and thirty-eight others, of the Western district, praying that a law may be passed to enable tenants in common, joint-tenants, and coparceners to make partition of their property according to law. Of Elijah Brown, and one hundred and thirty-nine others, of the townships of Edwardsburg and South Gower, in the Johnstown district, praying for pecuniary aid to open a road between the rivers Saint Lawrence and Rideau. Of Edward Hicks, an old revolutionary soldier, praying for remuneration for his services. And of Archibald McNab, J. P. and thirty-nine others, of the districts of Bathurst and Ottawa, praying that the townships of Horton, McNab, Fitzroy, Pakenham, Torbolton, March, Huntley, Goulbourne, Nepean, Gloucester, Cumberland and Osgoode, may be erected into a separate District, to be called the district of Wellington, having By-town for its county-town. Of William McCrae and others. Of Edward Hicks. Of A. McNab, J. P. and others.

House in committee on Brockville police bill.

The house went again into committee on the Brockville police bill.

Mr. Chisholm in the chair.

The house resumed.

Progress.

Mr. Chisholm reported progress, and obtained leave to sit again to-morrow.

Motion for message to Legislative Council for Joint committee on division of Province.

Mr. Samson, seconded by Mr. McCall, moves that it be resolved that a message be sent to the honorable the Legislative council, requesting a joint committee of both houses to enquire and report on the subject of the resolution of this house, relative to the division of this province into districts.

House divides.

On which the house divided, and the yeas and nays were taken as follows.

Yeas 7, Messrs. Berczy, A. Fraser, McCall, Morris, Robinson, Samson, Sol'r. General—7. YEAS.

Nays 19, Messrs. Beardsley, Bidwell, Buell, Burwell, Campbell, Chisholm, Clark, Cook, W. Crooks, Duncombe, Howard, Jarvis, Lyons, Mackenzie, Perry, Roblin, Shaver, VanKoughnett, Warren—19. NAYS.

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

Documents sent down on the subject of Militia lands, referred.

Mr. Perry, seconded by Mr. Lyons, moves that the several documents reported to this House by the committee appointed to present to His Excellency the address of this House on the subject of militia lands, be referred to a select committee, with power to send for persons and papers and leave to report thereon, and that Messrs. Solicitor General, Chisholm, Mount and Shaver, do compose said committee.

Which was carried.

London district division bill reported.

Mr. McCall, from the select committee to which was referred the petition of Joseph Ryerson, 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 London District division bill was read a first time, and ordered for a second reading to-morrow.

House adjourns for want of Quorum.

Present, Messrs. Berczy, Burwell, Campbell, Chisholm, Clark, Cook, W. Crooks, Duncombe, Howard, Jarvis, McCall, A. McDonald, Mackenzie, Morris, Perry, Roblin, Shaver, VanKoughnett and Warren. 19.

At 5 of the clock, P. M. the Speaker declared the House adjourned for want of a quorum.

FRIDAY, 4th FEBRUARY, 1831.

THE House met.

Prayers were read.

The minutes of yesterday were read.

Petitions brought up. Of Daniel Power, and others.

Mr. Samson brought up the petition of Daniel Power, and fifty-five others, of Tyendinaga, in the Midland district; which was laid on the table.

Of Burleigh Hunt and others.

Mr. Burwell brought up the petition of Burleigh Hunt, and one hundred and six others, of Middlesex; which was laid on the table.

Of William Swaine and others.

Mr. Cook brought up the petition of William Swaine, and seventy-eight others, of the township of Williamsburg, in the Eastern District; which was laid on the table.

Of Hugh Freel and others.

Mr. Beardsley brought up the petition of Hugh Freel, and sixty-three others, of the Niagara district; which was laid on the table.

Of Jacob Langs and others.

Mr. Burwell brought up the petition of Jacob Langs, Sen'r. and forty-seven others, of the tenth concession of Windham, in the London district; which was laid on the table.

Of Adam Goodfellow & others.

Mr. Robinson brought up the petition of Adam Goodfellow, and forty-eight others, of the township of West Gwillimbury, in the county of Simcoe; which was laid on the table.

Mr. Attorney General, seconded by Mr. Berczy, moves that the forty-third rule of this House be dispensed with, so far as the same relates to the petition of sundry inhabitants of the town of Niagara, praying to be incorporated as a harbor and dock company, and that the same be now read. Rule suspended, & the petition of J. Muirhead and others read.

Which was carried; and the petition of J. Muirhead, and forty-three others, of the town of Niagara, praying to be incorporated as a joint stock company, for the purpose of erecting a wet dock, and marine railway, at the Harbor of Fort George, was read.

Mr. Attorney General, seconded by Mr. Berczy, moves that the petition of sundry inhabitants of the town of Niagara, praying for the incorporation of a harbour and dock company, be referred to a select committee, to be composed of Messrs. Beardsley and James Crooks, with power to send for persons and papers, and to report thereon by bill or otherwise. Petition of J. Muirhead and others referred.

Ordered.

Mr. Duncombe, seconded by Mr. Ingersoll, moves that the petition of Horatio Fowler, and three hundred and ninety-three others, inhabitants of the county of Oxford, be referred to a select committee, to be composed of Messrs. Burwell and Ingersoll, with power to report by bill or otherwise. Petition of Horatio Fowler and others, referred.

Ordered.

Mr. Cook, seconded by Mr. Howard, moves that the petition of William Bowers, and others, of the township of Mountain, be referred to the committee on roads and bridges. Petition of William Bowers and others referred.

Ordered.

Mr. Beardsley gives notice, that he will, on to-morrow, move for the appointment of a select committee, to enquire into the operation of the laws establishing a police in the town of Niagara; the sums of money that have been annually raised by virtue of those laws, and how expended; with power to send for persons and papers, and report by bill or otherwise. Notice.

Mr. Jarvis gives notice, that he will, on Monday next, move for leave to bring in a bill to repeal part of and amend the laws now in force, for preventing the sale of spirituous liquors, by retail, without license. Notice.

Mr. Mackenzie gives notice, that he will, on to-morrow, move that that part of the journals of last session which contains the second report of the select committee on the currency, be read. Notice.

Mr. Clark, from the select committee to which was referred the petition of George Adam Darby and Mary Darby, 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 George A. Darby and wife, report by bill.

The report was received, and the bill was read a first time, and ordered for a second reading to-morrow. Bill read.

Agreeably to the order of the day, the Kingston Bank bill was read the third time. Kingston Bank bill read a third time.

Mr. William Crooks, seconded by Mr. Warren, moves that Messrs. Jessup and Mount be a committee to wait upon His Excellency, to know when His Excellency will be pleased to receive the address on the petition of James Johnston and others, and to present the same. Committee to present address on Louth survey.

Ordered.

On the question for passing the Kingston Bank bill, Mr. McKenzie, seconded by Mr. Howard, moves that the Bank bill do not now pass, but that it be recommitted. On Question for recommitting Kingston bank bill.

The House divides, On which the House divided, and the yeas and nays being taken, were as follows:

Yeas 8. Messrs. YEAS.
 Buell, Duncombe, Mackenzie,
 Clark, Howard, Shaver—5.
 Cook, Lyons,

Nays 22. Messrs. NAYS.
 Bidwell, Jones, Robinson,
 Boulton, Lewis, Roblin,
 Burwell, A. McDonald, Samsen,
 J. Crooks, D. McDonald, Solicitor General,
 A. Fraser, McMartin, Thomson,
 R. Fraser, Morris, VanKoughnett,
 Jarvis, Mount, White—23.
 Jessup, Perry,

Lost. The question was decided in the negative by a majority of fifteen.

On Question for passing the bill the House divides. On the question for passing the bill, the House divided, and the yeas and nays were taken as follows:

Yeas 29. Messrs. YEAS.
 Berczy, A. Fraser, Mount,
 Bidwell, R. Fraser, Perry,
 Boulton, Jarvis, Robinson,
 Buell, Jessup, Roblin,
 Burwell, Jones, Samsen,
 Campbell, Lewis, Solicitor General,
 Clark, A. McDonald, Thomson,
 J. Crooks, D. McDonald, White,
 Duncombe, McMartin, J. Willson—29.
 Elliott, Morris,

Nays 9. Messrs. NAYS.
 Cook, Lyons, Shaver,
 Howard, Mackenzie, VanKoughnett,
 Ketchum, Randal, Warren—9.

Bill passed. The question was carried in the affirmative by a majority of twenty, and the bill was passed and signed.

Title. Mr. Solicitor General, seconded by Mr. Thomson, moves that the bill be entitled, "An act to incorporate certain persons under the style and title of the President, Directors, and Company of the commercial Bank of Upper Canada."

Sent up to Legislative council. Which was carried, and Messrs. Solicitor General and Jarvis were ordered by the Speaker to carry the same up to the honorable the Legislative council, and to request their concurrence thereto.

House to adjourn till Monday. Mr. Solicitor General, seconded by Mr. Perry, moves that when this house adjourns, (this day) it do stand adjourned until Monday next.

House in committee on timber trade. Ordered. Mr. Morris, seconded by Mr. Robinson, moves that the house do now resolve itself into a committee of the whole on the timber trade.

Which was carried, and Mr. Burwell was called to the chair. The house resumed.

Several resolutions reported. Mr. Burwell 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 read, put, and carried as follows.

Resolved, that by the latest accounts from England, the imperial parliament contemplated some material alteration and reduction in the present duties on timber and deals imported into Great Britain and Ireland from the north of Europe.

The second resolution was read, put, and carried as follows.

Resolved, that the timber trade of Upper and Lower Canada, in consequence of the protecting duty imposed on timber imported into Great Britain from the north of Europe, has, of late years, induced capitalists to invest large sums of money in the construction of expensive saw-mills and other works necessary to ensure a regular and extensive supply of all kind of Timber, Deals, and Staves, for the British and West India markets.

The third resolution was read, put, and carried as follows.

Resolved, that any material diminution of these duties will wholly exclude Canada timber from consumption in the British market, in consequence of the more expensive voyage to North America, and the higher rate of wages paid for labor in these Colonies, as well as to British seamen.

The fourth resolution was read, put, and carried as follows.

Resolved, that the employment of many hundred ships, manned with British subjects, is of itself a consideration, which, in the opinion of this house, ought to induce the imperial parliament to continue a regulation so important to the welfare of the people of his Majesty's North American colonies, and the shipping interests of the Empire; especially as the nature of that trade enables the co-

lonists to consume vast quantities of the manufactures of the mother country, while, at the same time, the redundant population of the kingdom find an easy method of being conveyed to a country where industrious families have a certain opportunity of earning a livelihood, and thus relieve the nation of a most alarming burthen besides the expense of their removal as a national measure.

The fifth resolution was read, put, and carried as follows.

Resolved, that besides the long and expensive voyage and the high rate of wages which operate so injuriously against the Canadian timber, the recent regulation, which imposes a duty of one penny per foot on timber cut from the waste lands of the crown, in this Province, is not the least of the many discouragements which fetter and blight the efforts of those who prosecute this interesting trade.

The sixth resolution was read, put, and carried, nem. con. as follows.

Resolved, that an humble address be presented to his Majesty in pursuance of the foregoing resolutions, and beseeching his Majesty to continue such duty on timber imported into Great Britain from the north of Europe as may be thought sufficient to protect the timber trade of his Majesty's faithful Canadian subjects; and also to remit the duty charged on timber cut from the waste lands of the crown in this province.

PRESENT, Attorney General, Beardsley, Berczy, Buell, Burwell, Chisholm, Clark, Cook, J. Crooks, Duncombe, Elliott, A. Fraser, R. Fraser, Howard, Ingersoll, Jessup, Jones, Ketchum, Lewis, Lyons, A. McDonald, D. McDonald, Mackenzie, McMartin, McNab, Morris, Mount, Randal, Robinson, Shaver, Thomson, VanKoughnett, Warren, White and J. Willson.

Mr. Morris, seconded by Mr. Berczy, moves that the resolutions of this house on the subject of the timber trade be communicated to the honorable the Legislative council for their concurrence, with a request that that honorable house will agree to a joint address to his Majesty on the subject of them, and that this house do send a message with the said resolutions.

Foregoing resolutions to be communicated to Legislative Council,

Ordered;

And Messrs. Morris and Chisholm were ordered by the Speaker to carry up the message.

Mr. Ingersoll, from the committee to wait upon his Excellency the Lieutenant Governor with the address of this house for certain documents relative to school townships and lands set apart for the purposes of education, &c. reported delivering the same, and that his Excellency had been pleased to make thereto the following answer.

Committee to present address on school lands, reports answer.

GENTLEMEN.

I will direct the information for which you apply in this address to be laid before the house of assembly.

Answer.

Mr. Ingersoll, from the committee to wait upon his Excellency the Lieutenant Governor with the address of this house for information relative to sales of crown lands, reported delivering the same, and that his Excellency had been pleased to make thereto the following answer.

Committee to present address on crown lands, reports answer.

GENTLEMEN.

I will direct the returns for which you apply in this address to be procured for the information of the house of assembly.

Answer.

Mr. Ingersoll, from the committee to wait upon his Excellency the Lieutenant Governor with the address of this house for information relative to the proceeds arising from sales and leasing of clergy reserves, reported delivering the same, and that his Excellency had been pleased to make thereto the following answer.

Committee to present address on proceeds from clergy reserves reports answer

GENTLEMEN,

I will direct the statements for which you apply in this address to be laid before the House of Assembly.

Answer.

Mr. Ingersoll, from the committee to wait upon his Excellency the Lieutenant Governor with the address of this house for returns of suits, costs, &c. from the different courts in this province, instituted during the last year, reported delivering the same, and that his Excellency had been pleased to make thereto the following answer.

Committee to present address for returns from courts, reports answer.

GENTLEMEN.

Such part of the information applied for in this address as can be procured, shall be forwarded to the house of Assembly.

Answer.

Mr. Mount, from the committee to wait on his Excellency the Lieutenant Governor with the address of this house for information relating to Louth survey, reported delivering the same, and that his Excellency had been pleased to make thereto the following answer.

Committee to present address on Louth Survey, reports answer.

GENTLEMEN,

The house of Assembly will perceive from this copy of a letter written by the Surveyor General, the steps that have been taken to comply with the address of the house: No answer has been received to this communication.

Answer.

(COPY.)

Surveyor General's Office, }
 York, 15th September, 1830. }

SIR—

In obedience to his Excellency's, the Lieutenant Governor's commands of the 14th instant, in consequence of your application

Letter from Surveyor General relative to Louth Survey,

to his Excellency of the 6th inst. to have Mr. Chewett and Mr. Rykert, Deputy Surveyors, conjointly appointed to examine the difficulties which have arisen in the concession lines of the township of Louth, and which his Excellency has been pleased to approve of, on condition that the expense thereof shall be defrayed by the individuals interested therein.

I have therefore to request that you will have the goodness to draw up a statement for the persons who are interested in the said survey of examination, that they will pay for the same, whatever the amount may be, for carrying it into execution; which statement is to be signed, sealed, witnessed, and delivered to you, to be transmitted to this office, so that it may be put into the hands of Mr. James G. Chewett, before he leaves the said office, in order that he may know who the persons are who are to pay for the said survey.

I have the honor to be, &c. &c.

(Signed)

WM. CHEWETT,

Acting Surveyor General.

JOHN CLARK, Esq.,
Township of Louth.

Committee on petition of J. Muirhead and others, reports by bill.

Mr. James Crooks, from the committee to which was referred the petition of J. Muirhead, and others, of the town of Niagara, 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 Niagara Dock Incorporation Company bill was read a first time, and ordered for a second reading to-morrow.

Bill to enable Married women to convey lands, read.

Mr. John Willson, seconded by Mr. James Crooks, moves that he have leave to bring in a bill to enable married women, having real estate, the more conveniently to alien and convey the same.

Which was granted, and the bill read, and ordered for a second reading on Monday.

Civil rights extension bill brot in & read.

Agreeably to notice, Mr. James Crooks, seconded by Mr. White, moves for leave to bring in a bill to extend the time for taking the oath prescribed by a certain act passed the ninth year of his late Majesty's reign, entitled, "An act to secure and confer upon certain inhabitants of this province the civil and political rights of British subjects."

Second reading monday.

Which was granted, and the bill read, and ordered for a second on Monday next.

Second reading commissioners' appointment bill, 1st thing on Monday.

Mr. Morris, seconded by Mr. Robinson, moves that the second reading of the commissioners bill, be the first thing on the order of the day for Monday, after the third reading of bills.

Physick and surgery amendment bill brought in and read.

Ordered.
Agreeably to notice, Mr. Morris, seconded by Mr. Jones, moves for leave to bring in a bill to amend the physic and surgery laws of this province.

Second reading monday. Committee on York Market place bill reports a second time.

Which was granted, and the bill read, and ordered for a second reading on Monday next.

Mr. Jarvis, from the select committee to which was referred back the report on the York market place bill, informed the house that the committee had agreed to a report which he was ready to submit whenever the house would be pleased to receive the same.

The report was received, and read.

Report on York Market-place bill, (see Appendix.)

York market place bill put on the order of the day.

Mr. Jarvis, seconded by Mr. Ketchum, moves that the York market place bill be placed on the order of the day for Monday.

Ordered.

Motion for rescinding resolution for adjournment. Lost.

Mr. Attorney General, seconded by Mr. Mount, moves that the resolution of this day for adjournment to Monday next, be rescinded.

Which was lost.

Town election bill brot in and read.

Agreeably to notice, Mr. Jarvis seconded by Mr. Robinson, moves for leave to bring in a bill declaratory of the laws for the election of representatives for certain towns in this province.

Which was granted, and the bill read, and ordered for a second reading on Monday next.

Agreeably to order the House adjourned till 10 A. M. on Monday next.

MONDAY, 7th FEBRUARY, 1831.

THE House met.

Prayers were read.

Petitions brought up. Of James Gray, Esq.

The minutes of Friday were read.
Mr. Buell brought up the petition of James Gray, Esq. of the town of Brockville; which was laid on the table.

Of Thomas Hetherington and others.

Mr. D. McDonald brought up the petition of Thomas Hetherington, and others, of the county of Hastings, in the Midland district; which was laid on the table.

Of Nathan Pawling and others.

Mr. Clark brought up the petition of Nathan Pawling, and thirty-four others, living on the lake shore in the Niagara district; which was laid on the table.

Mr. James Crooks brought up the petition of William Scollick, and two hundred and twenty-four others, of the townships of Waterloo, Dumfries and Beverly; which was laid on the table.

Of William Scollick and others.

Mr. James Crooks brought up the petition of William Scollick, and two hundred and twenty-five others, of the townships of Waterloo, Dumfries and Beverly, in the district of Gore; which was laid on the table.

Of William Scollick and others.

Mr. Buell, seconded by Mr. Howard, moves that the forty-third rule of the House be dispensed with, as far as relates to the petition of James Gray, and that the same be now read.

Motion for reading Petition of James Gray, Esq.

Which was carried; and the petition of James Gray, Esq. of the town of Brockville, praying that the annexed list of persons possessing important information in relation to the contested election, now pending between the petitioner and Henry Jones, Esq. might be summoned to give testimony before the commissioners appointed by the House to take evidence in the matter of the Brockville contested election, was read.

Petition of James Gray, Esq. read.

Mr. Clark, seconded by Mr. Berczy, moves that two hundred copies of His Excellency's message relative to the Welland canal, together with the commissioner's report, be printed for the use of members.

Welland Canal commissioners' report to be printed.

Ordered.

Agreeably to the order of the day, the commissioners appointment bill was read the second time, and referred to a committee of the whole House.

Commissioners appointment bill committed.

Mr. Lyons was called to the chair.

The House resumed, the black rod being at the door.

Black Rod.

The master in chancery brought down from the honorable the Legislative Council, a message which the Speaker read as follows:

Message from Legislative Council.

Mr. Speaker.

The Legislative council has passed the bill sent up from the house of assembly, entitled, "An act to establish a market, and to establish wharfage fees in the town of Amherstburg in the Western district," without amendment.

Message read.

JOHN B. ROBINSON,
Speaker.

Legislative Council Chamber,
7th February, 1831.

The Speaker left the chair.

The chairman resumed the chair of the committee.

Committee resumes.

The house resumed.

Mr. Lyons reported the bill as amended.

Bill amended.

The report was ordered to be received, and the bill to be engrossed and read a third time to-morrow.

Third reading to-morrow.

Mr. Jarvis, seconded by Mr. VanKoughnett, moves that the name "Solicitor General" be struck off the select committee on the petition of the president, directors and company of the bank of Upper Canada, and the name "James Crooks" be inserted.

Solicitor General taken from Committee on Bank petition, and Mr. James Crooks put on.

Ordered.

Mr. James Crooks, seconded by Mr. Jarvis, moves that it be resolved, that a message be sent to the honorable the Legislative council, requesting permission for the honorable William Allan, a member of that house, to attend and give evidence before the select committee to whom has been referred the petition of the president, directors and company of the Bank of Upper Canada:

Message to be sent to Legislative council for permission to Hon. W. Allan to attend select committee. Message sent.

Which was carried; and Messrs. Jarvis and Robinson, were ordered by the Speaker to carry up the message.

Agreeably to the order of the day, the following petitions were read. Of Peter S. Campbell, Stephen Thomas, Amos B. Thomas, and Samuel Beckett, owners of mills in the Niagara district, praying to be remunerated for losses sustained by the Welland canal company. Of James Price and thirty-nine others, of the townships of Romney, Tilbury and Raleigh on the Talbot road, praying for a grant of money to enable them to improve the road through the five mile wood, in the said township of Romney. And of Isaac Bell, and sixty-one others, of the townships of Oxford and Howard, in the Western district, praying for three hundred pounds to be expended between the eastern boundary of the Western district and the township line between Howard and Harwich.

Petitions read of Peter S. Campbell and others.

Of James Price and others.

Of Isaac Bell.

Mr. Campbell, seconded by Mr. White, moves that the petition of Francis D. Cochrane, and others, inhabitants of Frontenac, be referred to a select committee to be composed of Messrs. Perry, Howard, Vankoughnett and Buell, with leave to report by bill or otherwise.

Petition of Francis D. Cochrane and others referred.

Ordered.

Mr. Beardsley, seconded by Mr. McCall, moves that the several petitions of John Decow, and Peter S. Campbell and others, of the district of Niagara, be referred to a committee, to be composed of Messrs. Clark and James Crooks, with power to send for persons and papers, and report thereon by bill or otherwise.

Petition of Decow and Campbell and others referred.

Ordered.

Mr. Berczy, seconded by Mr. Attorney General, moves that the petitions of Isaac Bell, and others, and James Price, and others, be referred to the committee of supply.

Petition of Bell and others, and Price and others referred.

Ordered.

Mr. Shaver gives notice, that he will, on Monday next, move for leave to bring in a bill for the repeal of 56th Geo. 3rd. chap.

Notice.

Notice. 26, permanently granting the sum of two thousand five hundred pounds towards the civil government of this province.

Notice. Mr. Beardsley gives notice, that he will, on to-morrow, move for leave to bring in a bill defining the duties of magistrates in the appropriation of district funds.

Notice. Mr. Mackenzie gives notice that, on to-morrow, he will move a series of resolutions on the trade to India and China.

Marmora bill committed. Agreeably to the order of the day, the Marmora Foundry incorporation bill was read the second time, and referred to a committee of the whole House.

Mr. Beardsley was called to the chair.

The House resumed to receive a message.

Message from His Excellency. Mr. Secretary Mudge brought down from His Excellency the Lieutenant Governor, a message, which the Speaker read as follows:

J. COLBORNE,

Message relative to school lands. The Lieutenant Governor, in compliance with an address respecting the school townships, transmits the accompanying documents, and acquaints the House of Assembly, that the joint address referred to, cannot be found; but that this document appears unnecessary to establish, under whose charge the reserves were placed; as the substance of the address is quoted in the Duke of Portland's despatch, and the intention of His Majesty communicated to authorize the Governor in council to set apart a portion of the crown lands towards the formation of a school fund, "out of which His Majesty may allot such salaries as he shall judge proper." The reports of the Executive council on this subject are annexed, on the framing of which it will be perceived, the judges and law officers of the crown, were consulted.

The document No. 1, referred to in the letter of the 13th of May, 1823, is an extract of Sir Peregrine Maitland's despatch, respecting school lands and the organization of schools, and the document No. 2, referred to, has been laid before the House,—It is an extract from Lord Bathurst's despatch in answer to the suggestions of Sir Peregrine Maitland.

The account of the board of education to the end of the year 1829, including the expense of collection of proceeds of sale of school lands, and their application has been laid before the House of Assembly at the last session.—The detailed account of the number of acres sold in each township, and the account of the board to the end of 1830, shall be forwarded to the House.

The Lieutenant Governor acquaints the House, that the arrangements for the endowment of the Upper Canada college, are not yet completed, and that he has suggested the expediency of dividing and exchanging part of the land of the school townships, for the purpose of raising the value of the school lots, and transferring an equal number of acres in other townships to the board of education.

The report of the Executive Council on this subject is annexed.

Government House, 7th. }
February, 1831. }

For documents (see appendix.)

The Speaker left the chair.

Committee on Marmora bill resumes. The chairman resumed the chair of the committee.

The house resumed.

Bill amended. Mr. Beardsley reported the bill amended.

3d reading to-morrow. The report was received, and the bill was ordered to be engrossed and read a third time to-morrow.

Committee of conference on Receiver General's salary bill reports. Mr. VanKoughnett, from the committee of conference with the honorable the Legislative Council, on the subject matter of the bill entitled, "An act to repeal the laws now in force, granting poundage to the Receiver General, and to provide a salary for that officer in lieu thereof," presented a report, which was received and read as follows:

Report. "The Legislative Council have desired this conference upon the bill sent up from the House of Assembly, entitled, "An act to repeal the laws now in force, granting poundage to the Receiver General, and to provide a salary for that officer in lieu thereof," for the purpose of acquainting the House of Assembly, that they are strongly impressed with the improvidence of leaving the office of Receiver General upon its present footing, and are desirous to concur in supplying the defect in the act of 1802, which assures to the Receiver General a certain sum per centum on all provincial monies passing through his hands, without affixing any limit to the total amount of such per centage.

Report of committee of Conference on Receiver General's salary bill. In now affixing a limit, the Legislative council has no difficulty, so far as it may respect any Receiver General to be hereafter appointed, in acceding to that salary which the bill proposes; being confident that if experience shall shew it to be not well proportioned to the service, the Legislature will make any alteration which the public interest may require. The giving the measure a present effect, such as to reduce the actual emoluments of the incumbent who accepted the office on other terms, is the point which alone occasions hesitation in the Legislative council. The act of this province which assured to him a certain per centage on all provincial revenue passing through his hands was not limited either as to time or amount, and without entering upon the consideration of any claim which the Receiver General may conceive he has, to be secured against any alteration of this act, (which claim it will be in his power to urge in any measure he may think fit,) the Legislative council is willing to concur with the house of assembly in such a modification of the act of 1802, as will prevent the further

increase of the emoluments of the Receiver General's office, without reducing his income below that which he has been several years receiving, and is now receiving under An act of the Legislature.

It appears to the Legislative council that a measure upon this principle will be subject to no reasonable exception, while it will insure a great advantage, by preventing the emoluments of the Receiver General from reaching to an extravagant amount during the incumbency of the present officer, and by rendering it at once certain that the Legislature will be saved from any embarrassment, and the office placed on a moderate footing upon the accession of the next incumbent.

It being inconsistent with parliamentary usage, that the Legislative council should make amendments to a bill of this description, they have desired this conference in order to explain their view of a subject which has engaged much of the attention of the Legislature on former occasions, and which the Legislative council are desirous to see finally and satisfactorily settled.

Mr. VanKoughnett, seconded by Mr. Burwell, moves that the house do, on to-morrow, resolve itself into a committee of the whole upon the report of the committee of conference on the bill entitled, "An act to repeal the laws now in force granting poundage to the Receiver General, and to provide a salary to that officer in lieu thereof."

House to go into committee on foregoing report on to-morrow.

Ordered.

Mr. Morris, seconded by Mr. Burwell, moves that the message of his Excellency the Lieutenant Governor on the subject of school lands together with the accompanying documents sent down by his Excellency this day, be referred to the select committee on school lands.

Documents relating to school lands, referred to select committee.

Ordered.

Mr. Morris, seconded by Mr. Burwell, moves that two hundred copies of the message of his Excellency and the documents accompanying it, be printed for the use of members.

Documents on school lands to be printed

Ordered.

Mr. Beardsley, seconded by Mr. McCall, moves to refer the petition of Hugh Freel, and others, to a committee to be composed of Messrs. Mackenzie and Clark, with power to send for persons and papers, and to report thereon by bill or otherwise.

Petition of Hugh Freel & others referred.

Ordered.

Mr. Perry seconded by Mr. R. D. Frazer, moves that one hundred copies of the report of the committee appointed by this house, to meet the committee of the honorable the Legislative Council on the subject of the bill, entitled, "An act to repeal the laws now in force, granting poundage to the Receiver General, and to provide a salary for that officer in lieu thereof," be printed for the use of members.

Report of Conference on Receiver General's, Salary bill to be printed.

Ordered.

Mr. McNab, seconded by Mr. Samson, moves that this house do adjourn till two o'clock on to-morrow.

House adjourns till 2 o'clock, P. M. to-morrow.

Ordered.

Adjourned accordingly.

TUESDAY, 8th FEBRUARY, 1831.

THE House met, pursuant to adjournment.

Prayers were read.

The minutes of yesterday were read.

Mr. Warren brought up the petition of Abner Decow, and thirty-four others, of the county of Haldimand; which was laid on the table.

Petitions brought up. Of Abner Decow and others.

Mr. Jarvis brought up the petition of Michael Curts, and thirty others, inhabitants of York and Vaughan; which was laid on the table.

Of Michael Curts and others.

Mr. Robinson brought up the petition of George Dunwoody, and fourteen others, of the townships of Innisfil and Essa in the county of Simcoe; which was laid on the table.

Of George Dunwoody & others.

Agreeably to the order of the day, the commissioners' appointment bill was read the third time, passed, and signed.

Commissioners' appointment bill passed.

Mr. Morris, seconded by Mr. A. Fraser, moves that the bill be entitled, "An act to appoint commissioners to treat with commissioners appointed, or to be appointed on the part of the Province of Lower Canada, for the purposes therein mentioned."

Title.

Which was carried; and Messrs. Morris and Thomson were ordered by the Speaker to carry the same up to the honorable the Legislative Council, and to request their concurrence thereto.

Agreeably to the order of the day, the Marmora Foundry Company bill was read the third time, passed, and signed.

Marmora bill passed.

Mr. Samson, seconded by Mr. White, moves that the bill be entitled, "An act to incorporate certain persons under the style and title of 'The Marmora Foundry Company.'"

Title.

Which was carried, and Messrs. Samson and Thomson were ordered by the Speaker to carry the same up to the honorable the Legislative Council, and to request their concurrence thereto.

Sent to Legislative Council.

Agreeably to the order of the day, the following petitions were read. Of Daniel Power, and fifty-five others, of the township of Tyendinaga, in the Midland District, praying for a grant of one

Petitions read. Of Daniel Power and others.

Of Burleigh Hunt and others.

Of William Swayne and others.

Of Hugh Freel and others.

Of Jacob Langs Senior, and others.

Of Adam Goodfellow & others.

Of Michael Woolery and others.

Of Thomas McCargar and others.

Petition of Burleigh Hunt referred.

Petition of Jacob Langs & others referred.

Petition of Wm. Swaine and others referred.

Petition of Daniel, Power and others referred.

Petition of Hugh Freel & others referred.

Petition of Adam Goodfellow and others referred.

Select committee appointed to enquire into the police Law of the town of Niagara.

Motion for Standing order relative to third reading of Bills.

Petition of David Shibley and others referred.

Committee of whole on Marriage bill.

Black Rod. Message from Legislative council.

thousand pounds to complete a certain road through said township, leading from the Nappanee to Bellville. Of Burleigh Hunt, and one hundred six others, of the county of Middlesex, praying for aid to improve the harbor at Kettle Creek, on Lake Erie. Of William Swayne, and seventy-eight others, of Williamsburg, in the Eastern district, praying for pecuniary aid to repair a road in said township. Of Hugh Freel, and sixty three others, of the Niagara district, praying that a difficulty existing relative to a certain line for road may be adjusted. Of Jacob Langs, Senior, and forty-seven others, of the tenth concession, of the township of Windham, in the London district, praying that an act may be passed, authorising a new survey of the said tenth concession. Of Adam Goodfellow and 48 others, of West Gwillimbury, county of Simcoe, praying for pecuniary assistance to construct a crossway over a certain swamp. Of Michael Woolery and thirty-seven others, of Oxford in the Johnstown district, praying that an act may be passed, setting aside a certain erroneous line, and authorising a correct survey to be made of the same. And of Thomas McCargar and thirty-nine others, of Oxford, in the Johnstown district, praying the same as last.

Mr. Burwell, seconded by Mr. Ingersoll, moves that the petition of Burleigh Hunt, and others, praying for aid to lengthen the piers of Kettle Creek harbor, with its accompanying report, and sketch of said harbor by the engineer, and the statement of exports and imports by John Bostwick, Esq. deputy collector, and James Hamilton, Esq. president of the commission for constructing the harbor, be referred to the committee of supply.

Ordered.

Mr. Burwell, seconded by Mr. Jarvis, moves that the petition of Jacob Langs, and others, praying that a law may be passed to authorise a resurvey of the tenth concession of the township of Windham in the London District, be referred to a select committee, consisting of Messrs. McCall and Warren, with power to report by bill or otherwise.

Ordered.

Mr. Cook, seconded by Mr. Shaver, moves that the petition of William Swaine, and others of Williamsburg, be referred to the committee of supply.

Ordered.

Mr. Samson, seconded by Mr. White, moves that the petition of Daniel Power and other inhabitants of the township of Tyendinaga, be referred to the committee of supply.

Ordered.

Mr. Beardsley, seconded by Mr. McCall, moves that the petition of Hugh Freel, and others, be referred to a committee, to be composed of Messrs. Clark and Mackenzie, with power to send for persons and papers, and to report thereon by bill or otherwise.

Ordered.

Mr. Robinson, seconded by Mr. Jarvis, moves that the petition of Adam Goodfellow, and others of the county of Simcoe, be referred to the standing committee on roads and bridges.

Ordered.

Agreeably to notice Mr. Beardsley, seconded by Mr. McCall, moves that a select committee be appointed to enquire into the operation of the laws establishing a police in the town of Niagara; the sums of money that have been annually raised by virtue of those laws, and how expended, also, how the Trustees to whom a tract of land in said town was granted by the government for the erection of a market-house upon, and other purposes, have disposed of the same; what parts of the same have been leased; to whom, and for what rents; what amount of money has been realized therefrom, and how appropriated, and what is still due thereon, and by whom; with power to send for persons and papers and report thereon by bill or otherwise, and that the said committee be composed of Messrs. Mackenzie, McCall, Buell and Perry.

Ordered.

Mr. Mackenzie, seconded by Mr. Lyons, moves that it be a standing order of this House, that all bills ordered to be read a third time be not read on the ensuing day, as is now the practice, but be deferred till two days after that on which they are so ordered, in order to give sufficient time for engrossing.

Which was lost.

Mr. Perry, seconded by Mr. Roblin, moves that the petition of David Shibley and others, inhabitants of Ernestown, be referred to the committee on roads and bridges.

Ordered.

Agreeably to the order of the day, the House went into committee of the whole on the marriage celebration bill.

Mr. Samson was called to the chair.

The House resumed; the 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:

Mr. Speaker.

The honorable William Allan 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.

JOHN B. ROBINSON,
Speaker.

Legislative Council Chamber,
8th day of February, 1831.

The house went again into committee on the marriage celebration bill.

Committee again on Marriage bill.

Mr. Samson in the chair.

The house resumed to receive a message.

Mr. Secretary Mudge brought down from his Excellency the Lieutenant Governor several messages and documents.

Message from His Excellency.

The Speaker read the messages as follows:

J. COLBORNE,

The Lieutenant Governor, in compliance with an address, transmits to the House of Assembly, returns containing accounts of the income of public officers employed in the departments at the seat of government, and also a statement of salaries and pensions paid from the casual and territorial revenue of the crown, and such returns of emoluments of district officers as have been received.

Message from His Excellency with statement of salaries &c. of public officers.

Government house, 8th. }
February, 1831. }

For documents (see appendix.)

J. COLBORNE.

The Lieutenant Governor transmits to the House of Assembly, the second report of the commissioner employed to inspect the Welland canal, and the accompanying accounts, vouchers and estimates.

Message with 2nd report on Welland Canal.

Government House, 8th. }
February, 1831. }

For Documents, (see appendix.)

J. COLBORNE.

The Lieutenant Governor transmits to the House of Assembly, the accompanying papers respecting the contingent expenses of the Legislative council and House of Assembly of the last session, and a letter from the clerk of assembly, in which is explained the mistake which occurred in soliciting the usual warrants.

Message relating to contingencies of the last session.

Government house, 8th. }
February, 1831. }

For Documents, (see appendix.)

The house went again into committee on the marriage celebration bill.

Committee on Marriage Bill resumes.

Mr. Samson in the chair.

The house resumed.

Mr. Samson reported progress and obtained leave to sit again to-morrow.

Progress.

Mr. Burwell, seconded by Mr. Duncombe, moves that two hundred copies of the second report of the Welland canal commissioner, communicated to this house by message, from his Excellency the Lieutenant Governor, of this day, be printed.

2nd Report on Welland Canal to be printed.

Ordered.

Adjourned.

WEDNESDAY, 9th FEBRUARY, 1831.

THE House met.

Prayers were read.

The minutes of yesterday were read.

Mr. Clark brought up the petition of John Martindale, of the township of Grantham, in the Niagara District; which was laid on the table.

Petitions brought up. Of John Martindale.

Mr. A. Fraser brought up the petition of H. McGillis, J. P. and fourteen others of the county of Glengarry; which was laid on the table.

H. McGillis and others.

Mr. D. McDonald brought up the petition of A. McDonell, Esq. Sheriff of the Ottawa district, and one hundred and eleven others; which was laid on the table.

A. McDonell, Esq. and 111 others.

Mr. Thomson brought up the petition of Henry Wood, and seventeen others, of Loughborough, in the Midland district; which was laid on the table.

Henry Wood and 17 others.

Mr. Chisholm brought up the petition of Levi Willson, and one hundred and thirty-one others, of the county of Halton; which was laid on the table.

Levi Willson, and 131 others.

Mr. Chisholm brought up the petition of Peter P. McKinney, and one hundred and fourteen others, of the townships of Trafalgar, Esquesing and Erin; which was laid on the table.

Peter P. McKinney, and 114 others.

Mr. Buell brought up the petition of Ziba Marcus Phillips, and fifteen others, debtors confined in the Gaol of the Johnstown district; which was laid on the table.

Ziba M. Phillips.

Agreeably to the order of the day, the following petitions were read. Of Thomas Hetherington, proprietor of the Marmora iron works, and others, praying for pecuniary aid for defraying the expense of making a road from the said iron works to the bay of Quinte, and the building of a bridge over the Crow river. Of Nathan Pawling and thirty-four others, living on the lake shore, in the Niagara district, praying for pecuniary aid for roads and bridges. Of William Scollick, and two hundred and twenty-four others, of the townships of Waterloo, Dumfries and Beverly, praying that a grant of five hundred and eighty one pounds fifteen shillings may be made to Mr. Absalom Shade, to reimburse him for so much ex-

Petitions read. Thomas Hetherington.

Nathan Pawling, and 34 others. William Scollick and 224 others.

William Scollieck, and 225 others. depended in the building and rebuilding of a substantial bridge across the Grand river, at Galt. And of William Scollieck, and two hundred and twenty-five others of the same townships, praying for a grant of money to enable them to repair the swamp road leading from Waterloo aforesaid, through Dumfries and Beverley.

Petition of Thomas Hetherington referred. Mr. D. McDonald, seconded by Mr. Thomson, moves that the petition of Thomas Hetherington, Esq. and others, be referred to the committee of supply.

Ordered.

Petition of Nathan Pawling and others referred. Mr. Clark, seconded by Mr. W. Crooks, moves that the petition of Nathan Pawling, and others, be referred to the committee of supply.

Ordered.

Petition of Wm. Scollieck and others referred. Mr. James Crooks, seconded by Mr. Chisholm, moves that the petition of William Scollieck, and others, be referred to the committee of supply.

Ordered.

Notice. Mr. James Crooks gives notice that he will, on to-morrow, move for leave to bring in a bill to repeal an act passed in the tenth year of his late Majesty's reign, entitled, "An act to incorporate certain persons for the purpose of making a turnpike road in the county of Halton, under the name of 'THE DUNDAS AND WATERLOO TURNPIKE COMPANY.'"

Journals read of report on currency. Agreeably to notice Mr. Mackenzie, seconded by Mr. Perry, moves that that part of the journal of last session, which contains the second report on the state of the currency be now read.

Which was carried, and the journal was read accordingly.

Second report of select committee on currency referred. Mr. Mackenzie, seconded by Mr. Perry, moves that the second report of the select committee on the state of the currency of last session, be referred to a select committee to be composed of Messrs. Duncombe, Beardsley, Lyons, and Randal, with power to report by bill or otherwise.

Ordered.

Address of thanks to be sent to His Excellency. Mr. Morris, seconded by Mr. D. McDonald, moves that an address be presented to his Excellency the Lieutenant Governor, thanking his Excellency for his several messages of the 7th and 8th instants, and that Messrs. Ingersoll and Mount be a committee to draft and report the said address.

Ordered.

Address reported. Mr. Ingersoll, from the select committee appointed to draft an address to his Excellency the Lieutenant Governor, thanking his Excellency for his messages of the 7th and 8th instants, reported a draft which was received and read twice, adopted and ordered to be engrossed and read a third time this day.

An address to be sent to His Excellency on subject of losses. Mr. Attorney General, seconded by Mr. W. Crooks, moves that it be resolved that an humble address be presented to the Lieutenant Governor praying that his Excellency will be pleased to lay before this house any information which he may be in possession of, or may have received, since the last session of the Legislature upon the subject of the losses sustained by sundry inhabitants of this province during the late war with the United States of America.

Ordered.

Committee to draft address. Mr. Attorney General, seconded by Mr. Warren, moves that Messrs. W. Crooks and Roblin be a committee to draft an address to the Lieutenant Governor on the subject of losses sustained by sundry inhabitants of the province during the last war, in pursuance of a resolution of this house.

Ordered.

Address reported. Mr. W. Crooks, from the committee appointed to draft an address to his Excellency, the Lieutenant Governor, upon the subject of the losses sustained during the late war, reported a draft which was received and read twice, adopted and ordered to be engrossed and read a third time this day.

Registry bill brought in and read. Agreeably to notice Mr. Beardsley, seconded by Mr. McCall, moves for leave to bring in a bill to amend the laws now in force, for the registering of deeds, conveyances, wills, &c.

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

Committee of whole on Marriage bill. Agreeably to the order of the day, the house went into committee of the whole on the marriage celebration bill.

Mr. Jarvis was called to the chair.

Black rod. The house resumed, the black rod being at the door.

Resolutions on timber trade brought down from Legislative council, amended. The master in chancery brought down from the honorable the Legislative council, the resolutions sent up from this house on the subject of the timber trade of this country and Great Britain, which that honorable house had adopted with some amendments, to which they requested the concurrence of this house.

Amendments. The amendments were read as follows:

In the first resolution after the word "England," insert "there is reason to apprehend."

In the 4th resolution, expunge the words "ought to" and insert "might."

Expunge the fifth resolution.

In the 6th resolution, after the word "subjects" expunge the remainder.

The house went again into committee on the marriage celebration bill. Committee resumes.

Mr. Jarvis in the chair.

The house resumed.

Mr. Jarvis reported the bill as amended.

On the question for receiving the report the house divided, and the yeas and nays were taken as follows:

Bill amended. House divides on receiving report. Yeas. 40.

Messrs.

YEAS.

Attorney General,
Beardsley,
Bulwell,
Brown,
Buell,
Burdwell,
Campbell,
Chisholm,
Clark,
Cook,
J. Crooks,
W. Crooks,
Duncombe,
Elliott,

A. Fraser,
Howard,
Ingersoll,
Jarvis,
Jessup,
Jones,
Ketchum,
Lewis,
Lyons,
McCall,
A. McDonald,
D. McDonald,
Mackenzie,
McMartin,

MacNab,
Morris,
Mount,
Perry,
Randal,
Robinson,
Roblin,
Shaver,
VanKoughnett,
Warren,
White,
J. Wilson—10.

NAY.

Nay 1.

Mr. Solicitor General—1.

The question was carried in the affirmative by a majority of thirty nine, and the report was received.

The bill was ordered to be engrossed, and read a third time to-morrow.

3d. reading to-morrow.

Mr. John Willson, chairman of the select committee for the trial of the Brockville contested election, reported as follows:

Committee on Brockville election makes 2nd report.

MR. SPEAKER—

I am directed by the select committee appointed to try the merits of the Brockville contested election, to report that the committee met pursuant to the adjournment of Thursday last, and after waiting one hour for the attendance of its members, was unable to proceed on account of the absence of James Crooks, Esq. and Charles Duncombe, Esq. two of the members constituting the said committee, and that the committee has adjourned until ten of the clock A. M. to-morrow.

JOHN WILLSON,
Chairman.

Committee room, House of Assembly, }
9th day of February, 1831. }

Mr. Duncombe read in his place a statement in explanation of his absence from the committee, to the truth of which he was sworn by the clerk, at the table; which statement is as follows:

Mr. Duncombe's excuse for absence.

Charles Duncombe, a member of this honorable house, maketh oath and saith, that his absence from this honorable house at the time to which the committee chosen to try the contested election of Henry Jones, Esq. the sitting member, was adjourned, was owing to his having accidentally forgotten the time appointed at such adjournment, and, having understood that some more time would elapse before the committee could proceed to business, he was engaged in his room until the hour had elapsed for the meeting of said committee.

CHARLES DUNCOMBE.

Sworn before me at York, this }
9th February, 1831. }

JAMES FITZGIBBON,
Clerk of Assembly.

Mr. James Crooks read in his place a statement in explanation of his absence from the committee, to the truth of which he was sworn by the clerk at the table, which statement is as follows:

Mr. Crooks' excuse for absence.

James Crooks, a member of this house, maketh oath and saith, that having understood a day or two ago, that some further time would elapse before the evidence in the Brockville election would be received, and knowing that the committee thereon of which he is a member could not proceed thereon till it was received, he, this deponent, had forgotten the necessity there was for the committee to meet pro forma, until the hour had elapsed to which said committee had adjourned.

JAMES CROOKS.

Sworn before me this }
9th day of February, 1831. }

JAMES FITZGIBBON,
Clerk of Assembly.

Mr. Jarvis, seconded by Mr. McNab, moves that the foregoing reasons be received as a sufficient excuse for such non-attendance.

Excuses received.

Which was carried.

Mr. Morris, seconded by Mr. D. McDonald, moves that the amendments made by the Honorable the Legislative council to the resolutions sent up from this house on the subject of the timber trade, be referred to a committee of the whole house to-morrow.

Amendments to Timber trade resolutions to be committed to-morrow.

Ordered.

Agreeably to notice Mr. Jessup seconded by Mr. McMartin, moves for leave to bring in a bill to prevent the sale of drugs and

Sale of medicine bill brought in and read.

medicines within this Province, by persons not legally authorized. Which was granted, and the bill read and ordered for a second reading on Monday next.

Address on Losses passed. Agreeably to the order of the day, the address to his Excellency the Lieutenant Governor on the subject of the losses sustained during the late war, 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, Lieutenant Governor of the Province of Upper Canada, Major General Commanding his Majesty's forces therein, &c. &c. &c.

Address on losses. MAY IT PLEASE YOUR EXCELLENCY,

We, His Majesty's dutiful and loyal subjects, the commons of Upper Canada in provincial parliament assembled, respectfully request your Excellency would be pleased to lay before this House such information as your Excellency may possess, in regard to two several acts of the last session of the provincial parliament concerning the war losses, and also such information as your Excellency may possess as to the determination of His Majesty's government thereon.

ARCHD. McLEAN,
Speaker.

Commons' house of Assembly, }
9th February, 1831. }

Address of thanks passed. Agreeably to the order of the day, the address to His Excellency the Lieutenant Governor, thanking him for his messages of the 7th and 8th instants, 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, Lieutenant Governor of the Province of Upper Canada, 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, most respectfully beg leave to thank your Excellency for your several messages of the seventh and eighth instants.

ARCHD. McLEAN,
Speaker.

Commons' House of Assembly, }
9th February, 1831. }

Committee to present address. Mr. Attorney General, seconded by Mr. Elliott, moves that Messrs. Roblin and Warren be a committee to wait upon the Lieutenant Governor, with the addresses of this House, and to ascertain when his Excellency will be pleased to receive them, and to present the same.

Ordered.
Adjourned.

THURSDAY, 10th FEBRUARY, 1831.

THE House met.

Prayers were read.
The minutes of yesterday were read.

Committee on Brockville Election make 3d report. Mr. John Willson, chairman of the select committee, appointed to try the merits of the petition of James Gray, Esq. complaining of the undue election and return of Henry Jones, Esq. as a member to represent the town of Brockville, in the present parliament, reported as follows:

3d report of select committee on Brockville election. The select committee appointed to try the matter of the petition of James Gray, Esq. complaining of the undue election and return of Henry Jones, Esq. as a member for the town of Brockville to serve in the present parliament, beg leave to make this their third report.

That your committee having met, pursuant to adjournment of yesterday, and no communication from the commissioners appointed to take the evidence having been received, and Henry Jones, Esq. the sitting member, and the counsel or agent for the petitioner, stating that they are not in the expectation of the commission for taking the evidence being closed and transmitted in less than a week hence, your committee therefore request they may be permitted to adjourn until Wednesday next.

JOHN WILLSON,
Chairman.

Committee Room, House of Assembly, }
10th day of February, 1831. }

Committee to meet on Wednesday next. Mr. Attorney General, seconded by Mr. Warren, moves that the select committee appointed to try the matter of the petition of James Gray, Esq. have leave to adjourn until Wednesday next.

Which was carried.

Petitions brought up. Of Martin Styles. Mr. Ketchum brought up the petition of Martin Styles, of East Gwillimbury, in the county of York; which was laid on the table.

Of Samson Howell and others. Mr. Chisholm brought up the petition of Samson Howell, and ninety-one others, of the county of Halton; which was laid on the table.

Colonel A. Lloyd and others. Mr. Lewis brought up the petition of Colonel A. Lloyd, and eleven others, of the county of Carleton; which was laid on the table.

Agreeably to the order of the day, the marriage celebration bill was read the third time. Marriage bill read 3d time.

Mr. Attorney General, seconded by Mr. Warren, moves that the words "cause the said banns to" be expunged immediately preceding the words "be posted up for three weeks" in the fifth clause of the marriage bill. Bill amended.

Which was carried and the words were accordingly expunged

Mr. Beardsley, seconded by Mr. Perry, moves in amendment, that the following be added to the first enacting clause, "but if such persons shall not have cohabited and continued to live together as husband and wife in manner aforesaid, the marriage shall nevertheless be deemed to have been good and valid, so far as may respect the children of such marriage, who shall be deemed and taken to be true, lawful and legitimate issue of the persons having so contracted matrimony, as fully in all respects and to all intents, constructions and purposes, as if such marriages at the time they were so contracted had been lawfully solemnized." Further amendment proposed.

On which the house divided, and the yeas and nays were taken as follows. House divides.

Messrs. YEAS.

Beardsley,
Bidwell,
Buell,
Campbell,

Clark,
Cook,
Howard,
Lyons,

Mackenzie,
Perry,
Roblin,
Shaver—12.

Yeas 12.

Messrs. NAYS.

Att'y General,
Boulton,
Brown,
Burwell,
Chisholm,
J. Crooks,
W. Crooks,
Duncombe,
Elliott,
A. Fraser,
R. Fraser,

Ingersoll,
Jessup,
Jones,
Ketchum,
Lewis,
McCall,
A. McDonald,
D. McDonald,
McMartin,
MacNab,
Morris,

Mount,
Randal,
Robinson,
Samson,
Solicitor General,
Thomson,
Van Koughnett,
Warren,
White,
J. Willson—32.

Nays 32.

The question was decided in the negative by a majority of twenty. Amendment Lost.

On the question for passing the bill the house divided, and the yeas and nays were taken as follows. House divides on passing bill.

Messrs. YEAS.

Att'y General,
Beardsley,
Berczy,
Bidwell,
Boulton,
Buell,
Burwell,
Campbell,
Chisholm,
Clark,
Cook,
J. Crooks,
W. Crooks,
Duncombe,
Elliott,

A. Fraser,
R. Fraser,
Howard,
Ingersoll,
Jarvis,
Jessup,
Jones,
Ketchum,
Lewis,
Lyons,
McCall,
A. McDonald,
D. McDonald,
Mackenzie,
McMartin,

MacNab,
Morris,
Mount,
Perry,
Randal,
Robinson,
Roblin,
Samson,
Shaver,
Thomson,
Van Koughnett,
Warren,
White,
J. Willson—41.

Yeas 41.

Messrs. NAYS.

Brown,

Sol'r. General—2.

Nays 2.

The question was carried in the affirmative by a majority of forty-two, and the bill was signed. Bill passed.

Mr. Attorney General, seconded by Mr. Samson, moves that the bill be entitled, "An act for rendering valid certain marriages heretofore solemnized, and for amending the laws respecting the solemnization of marriages in this province." Title.

Which was carried, and Messrs. Attorney General and Samson were ordered by the Speaker to carry up the same to the honorable the Legislative council, and to request their concurrence thereto. Bill sent to Legislative council.

Mr. John Willson, from the committee to which was referred the report of the clerk, relative to the printing of the journals of the last session, informed the House that the committee had agreed to a report which he was ready to submit whenever the House would be pleased to receive the same. Select committee on report of Clerk on printing Journals, reports.

The report was received and read.

Report, (see Appendix.)

Mr. MacNab, seconded by Mr. Samson, moves that it having appeared upon the report of the select committee, to whom was referred the resolution of this House, and the report of the clerk on the subject of printing the journals of the last session of the House of Assembly, that William Lyon Mackenzie, printer, of this town, who was employed to print the said journals, had abused the trust reposed in him by publishing portions of the said journals, and distributing the same for political purposes, among individuals not entitled to copies thereof, thereby committing a breach of the privileges of this House. Motion for declaring W. L. Mackenzie Guilty of a breach of the privileges of this House.

In amendment Mr. Burwell, seconded by Mr. Morris, moves, that after the words "the said journals" in the original motion, the Amendment proposed.

remainder be expunged, and the words "and by distributing the same in different parts of the province, before he had fulfilled his contract with the clerk, has thereby been guilty of a breach of the privileges of this House," be inserted.

House divides on amendment. On which the House divided, and the yeas and nays were taken as follows:

Yeas 11. Messrs. YEAS.
 Burwell, Jones, Samson,
 J. Crooks, McMartin, Solicitor General,
 A. Fraser, Morris, J. Willson—11.
 Ingersoll, Robinson,

Nays 21. Messrs. NAYS.
 Attorney General, W. Crooks, MacNab,
 Beardsley, Elliott, Mount,
 Bidwell, Howard, Perry,
 Boulton, Jarvis, Randal,
 Buell, Jessup, Roblin,
 Campbell, Ketchum, Shaver,
 Clark, Lyons, VanKoughnett,
 Cook, McCall, White—24.

Amendment lost. The question of amendment was decided in the negative, by a majority of thirteen.

Further amendment proposed. In amendment to the original motion, Mr. Perry, seconded by Mr. Bidwell, moves that after the word "moves" in the original, the whole be expunged, and the following inserted, "that two hundred copies of the report of the select committee to examine relative to the printing of the Journals of last session with the accompanying documents and evidence, be printed for the use of members."

House divides on second amendment. On which the house divided, and the yeas and nays were taken as follows:

Yeas 11. Messrs. YEAS.
 Beardsley, Clark, Perry,
 Bidwell, Howard, Randal,
 Buell, Lyons, Roblin—11.
 Campbell, McCall,

Nays 25. Messrs. NAYS.
 Attorney General, Jarvis, Robinson,
 Boulton, Jessup, Samson,
 Burwell, Jones, Shaver,
 Cook, Ketchum, Sol'r General.
 J. Crooks, Mackenzie, VanKoughnett,
 W. Crooks, McMartin, White,
 Elliott, MacNab, J. Willson—25.
 A. Fraser, Morris, Mount,

Amendment lost. The question was decided in the negative by a majority of fourteen.

House divides on Original Question. On the original question the house divided, and the yeas and nays were taken as follows.

Yeas 15. Messrs. YEAS.
 Attorney General Elliott, Robinson,
 Boulton, Ingersoll, Samson,
 Burwell, Jones, Sol'r General.
 J. Crooks, McNab, VanKoughnett,
 W. Crooks, Morris, J. Willson—15.

Nays 20. Messrs. NAYS.
 Beardsley, Howard, Mount,
 Bidwell, Jarvis, Perry,
 Buell, Jessup, Randal,
 Campbell, Ketchum, Roblin,
 Clark, Lyons, Shaver,
 Cook, McCall, White—20.
 A. Fraser, McMartin,

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

Motion for printing 500 copies of report. Mr. Perry, seconded by Mr. Lyons, moves that five hundred copies of the report of the select committee appointed to examine relative to the printing of the journals of last session, and the accompanying documents and evidence, with the subsequent resolutions and yeas and nays, be printed for the use of members.

House divides. On which the house divided, and the yeas and nays were taken as follows.

Yeas 17. Messrs. YEAS.
 Beardsley, Howard, Perry,
 Bidwell, Jarvis, Randal,
 Buell, Lyons, Roblin,
 Campbell, McCall, Shaver,
 Clark, Mackenzie, White—17.
 Cook, MacNab,

Messrs. NAYS. Nays 9.
 Boulton, A. Fraser, Robinson,
 J. Crooks, Jessup, Solicitor General,
 W. Crooks, McMartin, VanKoughnett—9

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

Adjourned.

FRIDAY, 11th FEBRUARY, 1831.

THE House met,

Prayers were read.

The minutes of yesterday were read.

Mr. Mackenzie brought up the petition of Christopher Thomson, and thirty-nine others, of the township of Scarborough, in the Home District; which was laid on the table. Petitions brought up. Of Christopher Thomson and others.

Mr. Samson brought up the petition of W. Faulkner, Esq. chairman of the Quarter sessions in the district of Newcastle, in behalf of the Magistrates of said district; which was laid on the table. Of W. Faulkner, Esq.

Agreeably to the order of the day, the following petitions were read:—Of A. McDonell, Esq. Sheriff of the Ottawa District, and one hundred and eleven others, praying for an appropriation of three hundred pounds, for the purpose of removing obstructions in the Petite nation river, which causes an overflow of certain lands adjacent thereto; and the appointment of commissioners to carry the same into effect. Of Henry Wood, and seventeen others, of the township of Loughborough, in the Midland district, praying for the establishment of a bank at Kingston. Of Levi Willson, and one hundred and thirty-one others, of the county of Halton, praying for a grant of two hundred and fifty pounds, to repair the road leading northerly through the townships of Trafalgar, Esquesing and Erin. Of Peter P. Kinney, and one hundred and fourteen others, of the townships of Trafalgar, Esquesing and Erin, praying for a grant of three hundred pounds to repair the road leading from Oakville through said townships. Of Ziba Marcus Phillips, and 15 others, debtors confined in the gaol of the District of Johnstown, praying that their petition may receive the consideration of the House, and that the law department of said district may be investigated. Of Abner Decow, and thirty-four others, of the county of Haldimand, complaining of damages sustained from the damming of the Grand river by the Welland canal company, and praying for redress. Of Michael Curts, and thirty others, inhabitants of York and Vaughan, praying for Legislative aid for the purpose of opening a certain road. Of George Dunwoody, and fourteen others, of the townships of Innisfil and Essa, in the county of Simcoe, praying for aid to causeway a swamp. Of John Martindale, of the township of Grantham, in the Niagara district, complaining of damages sustained by him from the operations of the Welland canal company, and praying for redress. And of Hugh McGillis, and fourteen others, of the county of Glengarry, praying that a grant of three hundred pounds may be made to David Thompson, Hugh McGillis and John McGillivray, Esquires, or such other commissioners as the House may think proper, for the purpose of rendering practicable the navigation of boats from Lancaster to Williams-town in the said county.

Of Henry Wood and others. Of Levi Willson and others.

Of Peter P. Kinney and others. Of Ziba M. Phillips and others.

Of Abner Decow and others. Of Michael Curts and others.

Of George Dunwoody & others.

Of John Martindale, & of Hugh McGillis and others.

Mr. Clark, seconded by Mr. Warren, moves that the petition of John Martindale be referred to the select committee, to whom was referred the petition of John Decow. Petition of John Martindale referred.

Ordered.

Mr. Warren, seconded by Mr. Clark, moves that the petition of Abner Decow, and others, of the county of Haldimand be referred to the committee, to whom was referred the petition of John Decow. Of Abner Decow and others, referred.

Ordered.

Mr. A. Fraser, seconded by Mr. McMartin, moves that the petition of Hugh McGillis, Esq. and others of the county of Glengarry, be referred to the committee of supply. Of Hugh McGillis and others, referred.

Ordered.

Mr. Lewis, seconded by Mr. Jones, moves that the petition of Colonel A. Lloyd, and other freeholders of the township of March, be referred to the committee of supply. Of Col. A. Lloyd and others, referred.

Ordered.

Mr. Jarvis, seconded by Mr. Ketchum, moves that the petition of Michael Curts and other inhabitants of York and Vaughan, be referred to the committee of supply. Of Michael Curts and others, referred.

Ordered.

Mr. Jarvis gives notice, that he will on Monday next, move for leave to bring in a bill to compel venders of flour to have the same inspected upon the request of the purchasers. Notice.

Mr. McMartin gives notice, that he will, on Monday next, move for a select committee to take into consideration the expediency of addressing his Excellency the Lieutenant Governor relative to the land communication in our sister province adjacent to the province line, and to report by address or otherwise. Notice.

Mr. McKenzie gives notice that he will, on to-morrow, move for the reading of that part of the journals which contains the report on the improvement of the river Credit. Notice.

Sheriffs' security bill, reported as amended. Mr. Samson, from the select committee to which was referred the sheriffs' security bill, reported the same as amended.

Bill read. The report was received, and the bill was read a first time and ordered for a second reading on Monday next.

Committee on petition of Lawrence Baker reports. Mr. R. Fraser, from the select committee to which was referred the petition of Lawrence Baker, informed the house that the committee had agreed to a report, 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.)

Committee on petition of Welland Canal company reports. Mr. Attorney General, from the committee to which was referred the petition of the president and directors of the Welland canal company, 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.

The report was received and read.

For report, (see Appendix.)

Welland Canal Loan bill read. The Welland canal loan bill was read a first time.

Report on petition of Lawrence Baker referred. Mr. R. Fraser, seconded by Mr. Jessup, moves that the report of the select committee on the petition of Lawrence Baker be referred to the committee of supply.

Ordered.

Report on Welland Canal petition referred. Mr. Attorney General, seconded by Mr. Randal, moves that the bill and report from the committee, on the petition of the Welland canal company, be referred to the committee of supply.

Ordered.

Address for accounts of casual and territorial revenue &c. moved. Agreeably to notice, Mr. Mackenzie, seconded by Mr. Perry, moves that it be resolved, that an humble address be presented to the Lieutenant Governor, requesting that his Excellency would be pleased to lay before this house, an account in detail of the receipts and expenditure of the casual and territorial revenue for the years 1826, 1827, 1828, 1829, and 1830; that is to say, from and after the period included in the documents sent down to the house of assembly, accompanying a message of Sir Peregrine Maitland of the 8th of November 1825, until the present time; also any information which it may be in his Excellency's power to communicate, respecting the views of his Majesty's government as to the appropriation by the house of the assembly of the revenue of the province.

Ordered.

Committee to draft address. Mr. Mackenzie, seconded by Mr. Perry, moves that Messrs. Ketchum and Beardsley be a committee to draft an address to his Excellency in conformity to the resolution of this day.

Ordered.

Committee on financial concerns between this Province and Lower Canada, balloted for. Agreeably to notice, Mr. James Crooks, seconded by Mr. Clark, moves that a select committee of seven members be appointed by ballot, to take into consideration our financial concerns with Lower Canada, with power to send for persons and papers, and to report by address or otherwise.

Which was carried, and the ballot was proceeded in and the following names drawn.

J. Crooks,
Morris,
Berczy,
Attorney General,
J. Willson,
Burwell,
Mackenzie.

Bill brought in for surrender of patents in certain cases. Agreeably to notice, Mr. Vankoughnett seconded by Mr. Jessup, moves for leave to bring in a bill for the relief of persons claiming lands in this province, in cases where patents have improvidently issued to the original nominees for such lands.

Which was granted; and the bill read a first time, and ordered for a second reading on Monday next.

180 copies of Welland Canal Loan bill &c. to be printed. Mr. Berczy, seconded by Mr. John Willson, moves that one hundred copies of the report and bill introduced by the committee to whom was referred the petition of the Welland canal company, be printed for the use of members.

Ordered.

Brockville Police bill committed. Agreeably to the order of the day, the house went into committee on the Brockville police bill.

Mr. Ingersoll was called to the chair.

The house resumed, the black rod being at the door.

Message from the Hon. Legislative council. The master in chancery brought down from the honorable the Legislative council, a bill entitled; An act to prevent the operation within this province of An act of parliament made in England in the 21st year of the reign of King James the first, entitled, "An act to prevent the destroying and murdering of bastard children" and to make other provision for the prevention and punishment of infanticide," which that honorable house had passed, and to which they requested the concurrence of this house.

Bill read first time, second reading, on Monday. The bill entitled "An act to prevent the operation within this province of an act of parliament made in England, in the 21st year of the reign of King James the first, entitled 'An act to prevent the destroying and murdering of bastard children,' and to make other provision for the prevention and punishment of infanticide," was read a first time, and ordered for a second reading on Monday next.

The Speaker left the chair.

The chairman resumed the chair of committee.

The house resumed.

Mr. Ingersoll reported the bill as amended.

Mr. A McDonald, seconded by Mr. Cook, moves that the report of the Brockville police bill be received this day three months.

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

Messrs.	YEAS.		Motion for receiving report this day 3 months. House divides. Yeas 15.
Bidwell,	Howard,	D. McDonald,	
Buell,	Ketchum,	Mackenzie,	
Campbell,	Lyons,	Perry,	
Clark,	McCall,	Randal,	
Cook,	A. McDonald,	Shaver—15.	

Messrs.	NAYS.		
Attorney General,	A Fraser,	Mount,	
Beardsley,	R. Fraser,	Robinson,	Nay 29.
Berczy,	Ingersoll,	Roblin,	
Boulton,	Jarvis,	Samson,	
Brown,	Jessup,	Solicitor General,	
Burwell,	Jones,	Thomson,	
J. Crooks,	Lewis,	VanKoughnett,	
W. Crooks,	McMartin,	Warren,	
Duncombe,	MacNab,	White—29.	
Elliott,	Morris,		

The question was decided in the negative by a majority of fourteen. Question Lost.

Mr. Buell, seconded by Mr. Howard, moves that the report be not now received, but that the bill be re-committed for the purpose of amending it by inserting in the first enacting clause, "or such other place as the first town council elected under the provisions of this bill shall select," and also the words "by ballot" in the clause.

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

Messrs.	YEAS.		House divides. Yeas 15.
Beardsley,	Duncombe,	Mackenzie,	
Bidwell,	Howard,	Perry,	
Buell,	Ketchum,	Randal,	
Campbell,	Lyons,	Roblin,	
Cook,	McCall,	Shaver—15.	

Messrs.	NAYS.		Nays 29.
Attorney General,	Ingersoll,	Mount,	
Berczy,	Jarvis,	Robinson,	
Brown,	Jessup,	Samson,	
Burwell,	Jones,	Solicitor General,	
J. Crooks,	Lewis,	Thomson,	
W. Crooks,	D. McDonald,	VanKoughnett,	
Elliott,	McMartin,	Warren,	
A. Fraser,	MacNab,	White,	
R. Fraser,	Morris,	J. Willson—27.	

The question was decided in the negative by a majority of twelve, the report was received, and the bill ordered to be engrossed and read a third time on Monday next. Question lost.

Mr. Beardsley, from the committee to draft an address to His Excellency the Lieutenant Governor, on the subject of casual and territorial revenue accounts, reported a draft which was received and read twice, adopted, and ordered to be engrossed and read a third time this day. Address on casual and territorial revenue reported. 3d. reading this day.

Mr. Roblin, from the committee to wait upon His Excellency the Lieutenant Governor with the address of this House, requesting information on the subject of losses sustained during the late war with the United States of America, reported delivering the same, and that his Excellency had been pleased to make thereto the following answer. Committee to present address on losses, reports answer.

GENTLEMEN,

No information has been communicated to me respecting the acts of the last session, which were passed with the intention of settling the claims allowed for losses sustained during the war, nor am I in possession of any determination made by His majesty's government since the last session, on the subject of the war losses. Answer to address on war losses.

Mr. Mackenzie, from the select committee, to which was referred the matter of the second report of the select committee of last session on the currency, 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 please to receive the same. Committee on 2d report of select committee on currency, (of last session) reports.

The report was received and read.

For report, (see appendix.)

The banking bill was then read the first time. Banking bill read 1st time. On question for second reading. Amendment moved.

Mr. Attorney General, in amendment, seconded by Mr. Samson, moves that the report of the committee on currency, and the bill accompanying it, be laid upon the table.

On which the house divided, and the yeas and nays were taken as follows. Division on amendment.

Messrs.	YEAS.		Yeas 11.
Att'y General,	Jones,	Solicitor General,	
Boulton,	Lewis,	Warren,	
Elliott,	MacNab,	J. Willson—11.	
Jarvis,	Samson,		

Nays 29.

Messrs.

NAYS.

Beardsley,	R. Fraser,	McMartin,
Berczy,	Howard,	Morris,
Bidwell,	Ingersoll,	Mount,
Buell,	Jessup,	Perry,
Burwell,	Ketchum,	Randal,
Campbell,	Lyons,	Robinson,
Clark,	McCall,	Roblin,
Cook,	A. McDonald,	VanKoughnett,
Duncombe,	D. McDonald,	White—29.
A. Fraser,	Mackenzie,	

Question lost 2d reading on Monday.

The question was decided in the negative by a majority of eighteen, and the bill was ordered for a second reading on Monday next.

Adjourned.

SATURDAY, 12th FEBRUARY, 1831.

THE House met.

Prayers were read.

The minutes of yesterday were read.

Petitions brought up. Of Johnson Burritt and others.

Mr. John Willson brought up the petition of Johnson Burritt, and two hundred and twenty-seven others, ministers, members and friends of the Canadian Wesleyan Methodist Church in Upper Canada; which was laid on the table.

Of widow Frances Fish.

Mr. Warren brought up the petition of Frances Fish, widow of the late Lieutenant Fish, provincial navy; which was laid on the table.

Address for casual and territorial revenue accounts, passed.

Agreeably to the order of the day, the address to his Excellency the Lieutenant Governor requesting his Excellency to be pleased to lay before this house certain revenue accounts, 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, 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 will be pleased to lay before this house, an account in detail of the receipts and expenditure of the casual and territorial revenue for the years 1826, 1827, 1828, 1829, and 1830, that is to say, from and after the period included in the documents sent down to the house of assembly accompanying a message of Sir Peregrine Maitland of the 8th November 1825, until the present time; also any information which it may be in your Excellency's power to communicate, respecting the views of his Majesty's government, as to the appropriation by the house of assembly, of the revenue of the province.

ARCHD. MCLEAN.

Speaker.

Commons' House of Assembly, }
12th February, 1831. }

Committee to present address.

Mr. Perry, seconded by Mr. Howard, moves that Messrs. Mackenzie and Cook, be a committee to wait upon his Excellency to know when he will be pleased to receive the said address, and to present the same.

Ordered.

Petitions read. Of Martin Styles of East Guilimbury.

Agreeably to the order of the day, the following petitions were read. Of Martin Styles of East Guilimbury in the county of York, praying that if the prayer of the petition of Arad Smalley and others is answered, that petitioner may be protected from injury in his property, or receive remuneration for any damage that he may sustain by the measure. Of Samson Howell and ninety-one others, of the county of Halton, praying for a grant of one thousand pounds to complete the bridge and hill at the sixteen mile creek in Trafalgar. And of Colonel A. Lloyd and eleven others, of the county of Carleton, praying for an increase in the representation of said county.

Of Samson Howell and others county of Halton.

Petition of Z. M. Phillips and others referred.

Mr. Buell, seconded by Mr. Howard, moves that the petition of Ziba M. Phillips, and others, confined in the gaol of the district of Johnstown, be referred to a select committee, to be composed of Messrs. Beardsley and Samson.

Ordered.

Of Michael Woolery, referred.

Mr. Jessup, seconded by Mr. R. Fraser, moves that the petition of Michael Woolery, of the township of Oxford, be referred to the committee on roads.

Ordered.

Notice.

Mr. Mount gives notice that he will, on Monday next, move that it be resolved, that this House do address His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to direct the Sheriff, the judge of the district court, and the Clerk of the peace for the district of London, to remove their respective offices to the town-plot of London, in the said district.

Notice.

Mr. VanKoughnett 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 transmit to this House, a copy of the bill which passed the two branches of the Legislature during the second session of the eighth provincial parliament, and reserved for His Majesty's assent.

sent, entitled, "An act to repeal the laws now in force, granting poundage to the Receiver General of this province, and to provide a salary for that officer in lieu thereof," together with such communication as may have been made and received by the then Lieutenant Governor, to and from His Majesty's government, upon that subject.

Mr. Attorney General, from the select committee, to which was referred the petition of Jonas Jones, Esq. and others; and the message and communication from His Excellency, on the subject of the improvement of the river Saint Lawrence, 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.

The report and bill were received and read.

For report, (see appendix.)

Mr. Attorney General, seconded by Mr. Chisholm, moves that the report on the navigation of the Saint Lawrence be referred to the committee of supply.

Ordered.

Mr. Morris, from the standing committee on roads and bridges, informed the House that the committee had agreed to a first report which he was ready to submit, whenever the House would be pleased to receive the same.

The report was received and read.

For report, (see appendix.)

Mr. Morris, seconded by Mr. Burwell, moves that two hundred copies of the first report of the standing committee on roads be printed.

Ordered.

Agreeably to the order of the day, the Prince Edward separation bill was read the second time, and referred to a committee of the whole House.

Mr. Duncombe was called to the chair.

The House resumed.

Mr. Duncombe reported progress and obtained leave to sit again on Monday next.

Adjourned till 10 A. M. on Monday next.

MONDAY, 14th FEBRUARY, 1831.

THE House met.

Prayers were read.

The minutes of Saturday were read.

The Speaker reported having received from the clerk, a letter from the clerk of the Assembly of Nova Scotia, which was read as follows:

Clerk of Assembly's Office,
Halifax, Nova-Scotia,
22d January, 1831.

SIR—

I have to acknowledge the receipt of your favor of the 15th December last, with a copy of a resolution of the house of Assembly of Upper Canada, relative to their Journals.

In return, I have the honor to transmit to you, a copy of a resolution passed in the house of Assembly of this province; and have to state, that the Journals and Laws would have been forwarded for your house of Assembly, pursuant to said resolution, but for the dissolution of the house. As soon as practicable, they will be sent, together with the journals and laws of the session which has lately closed.

I have the honor to be, Sir,

Your most obed't serv't,

JOHN WIDDEN,

Clerk of Assembly, N. S.

To

JAMES FITZGIBBON, ESQ.

Clerk of Assembly, York, U. C.

In the house of Assembly,

24th February, 1830.

Mr. Stewart moved that the house do come to a resolution as follows: viz.

Whereas, an interchange of the laws passed in the several colonial Legislatures, and of the journals of the proceedings of the houses of assembly thereof may be attended with mutual advantage.—Resolved, that hereafter, the Speaker of this house do take the most convenient means to transmit to the house of assembly of Lower Canada, Upper Canada, New Brunswick and Prince Edward Island, a copy of the laws which may be passed during the present and subsequent sessions of the Legislature of this province, and that the same be accompanied with copies of the journals of the proceedings of this house, which being seconded and put, was agreed to by the house.

Mr. Solicitor General brought up the petition of Thomas Dalton, of Kingston; which was laid on the table.

On the order of the day for the third reading of the Brockville police bill being called.

Mr. Buell, seconded by Mr. Howard, moves that the Brockville police bill be not now read, but that it be re-committed for the purpose of adding a clause, to provide for securing a title to the

Select committee on petition of Jonas Jones, Esq. & others, and message of His Excellency on Saint Lawrence navigation reports bill. Report and bill read.

Report referred to supply

Committee on roads make their first report.

Report on roads to be printed.

Prince Edward Separation bill referred.

Speaker reports letter from Clerk.

Letter from clerk of Assembly, Nova Scotia relative to Laws and Journals.

Resolution of Assembly of Nova Scotia relative to Journals and laws.

Petition of Thomas Dalton brought up.

Motion for recommitting Brockville police bill

land intended to be appropriated for a market, and also to reduce the amount of the rate authorised to be levied on the inhabitants by the town council.

In amendment to above, that after the word "re-committed in the original, the whole be expunged and the following inserted "this day three months."

House divides. On which the house divided and the yeas and nays were taken as follows:

Yeas 14.	Messrs.	YEAS.	
	Bidwell,	Ketchum,	Mackenzie,
	Buell,	Lyons,	Perry,
	Cook,	McCall,	Shaver,
	Duncombe,	A. McDonald,	Warren—14.
	Howard,	D. McDonald,	

Nays 25.	Messrs.	NAYS.	
	Attorney General,	R. Fraser,	Robinson,
	Berczy,	Ingersoll,	Roblin,
	Boulton,	Jarvis,	Samson,
	Burwell,	Jessup,	Solicitor General,
	Chisholm,	Jones,	Thomson,
	Clark,	Lewis,	VanKoughnett,
	W. Crooks,	MacNab,	W. Wilson—25.
	Elliott,	Morris,	
	A. Fraser,	Mount,	

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

Further amendment. In amendment to the original motion, Mr. Attorney General, seconded by Mr. Berczy, moves that after the word "moves" in the original motion, the whole be expunged, and that the following proviso be added to the first enacting clause of the bill.

Proposal provide. Provided always and be it further enacted, that unless the site of the said market shall be gratuitously conveyed to the president and board of police of Brockville and their successors, in fee simple for the use of the said town, within three months from the passing of this act, it shall and may be lawful for the board of police to select such other place for the site of the market for the said town as they shall think proper.

House divides. On which the house divided and the yeas and nays were taken as follows:

Yeas 26.	Messrs.	YEAS.	
	Attorney General,	A. Fraser,	Mount,
	Berczy,	R. Fraser,	Robinson,
	Boulton,	Ingersoll,	Roblin,
	Burwell,	Jarvis,	Samson,
	Chisholm,	Jessup,	Sol'r. General.
	Clark,	Jones,	VanKoughnett,
	W. Crooks,	Lewis,	Warren,
	Duncombe,	MacNab,	W. Wilson—26.
	Elliott,	Morris,	

Nays 12.	Messrs.	NAYS.	
	Bidwell,	Ketchum,	D. McDonald,
	Buell,	Lyons,	Mackenzie,
	Cook,	McCall,	Perry,
	Howard,	A. McDonald,	Shaver—12.

The question of amendment was carried in the affirmative by a majority of fourteen.

The original question as amended was then put and carried.

Petitions read. Of Christopher Thomson and others. Agreeably to the order of the day, the following petitions were read, Of Christopher Thompson and thirty-nine others of the township of Scarborough in the Home district, praying for a grant of fifty pounds to repair the road from the four mile tree, running between lots thirty-four and thirty-five; and of William Faulkner, Esq. chairman of the Quarter sessions in the Newcastle District, in behalf of the magistrates of said district, stating that the funds of the said district are insufficient to meet the demands of the contractor for building a new gaol and court house; and praying that a law may be passed, authorising the magistrates of the said district to loan a sum of money not exceeding two thousand five hundred pounds, to be paid out of the funds of the said district.

Sundry petition referred. Mr. Chisholm, seconded by Mr. William Crooks, moves that the petition of Peter P. Kinney, Levi Wilson and Samson Howell be referred to the committee of supply.

Ordered.

Petition of W. Falkner, Esq. referred. Mr. Samsons, seconded by Mr. McNab, moves that the petition of the Magistrates of the district of Newcastle, be referred to the committee, to whom was referred the petition of Walter Boswell and others.

Ordered.

Notice. Mr. McNab gives notice, that he will, on Monday next, move for leave to bring in a bill to repeal part of an act passed in the second year of the reign of his late Majesty King George the Fourth, establishing the fees to be taken by the judges of the district courts, and to grant salaries in lieu thereof.

House in Committee on Prince Edward separation bill. Agreeably to the order of the day, the House went into committee on the Prince Edward separation bill.

Mr. Duncombe was called to the chair.

The House resumed.

Bill amended. Mr. Duncombe reported the bill as amended.

3d reading to-morrow. The report was received, and the bill was ordered to be engrossed and read a third time to-morrow.

Mr. Mackenzie, from the committee, to wait on His Excellency the Lieutenant Governor with the address of this House, requesting His Excellency to cause to be laid before this House, accounts of the receipts and expenditure of the casual and territorial revenue, for the years 1826, 1827, 1828, 1829 and 1830, reported delivering the same; and that His Excellency had been pleased to make thereto the following answer:

GENTLEMEN,

I will direct the accounts of the casual and territorial revenue which have not been laid before the House of Assembly, to be prepared and forwarded.

On the subject of the latter part of this address, I have received no information.

Agreeably to the order of the day, the Brockville police bill was read the third time.

On the question for passing the same, the House divided, and the yeas and nays were taken as follows:

Messrs.	YEAS.		Yeas 24.
Att'y General,	Duncombe,	Morris,	
Beardsley,	Elliott,	Mount,	
Berczy,	A. Fraser,	Roblin,	
Boulton,	R. Fraser,	Samson,	
Burwell,	Ingersoll,	Sol'r General.	
Chisholm,	Jessup,	VanKoughnett,	
Clark,	Jones,	Warren.	
W. Crooks,	Lewis,	W. Wilson—24.	

Messrs.	NAYS.		Nays 13.
Bidwell,	Jarvis,	Perry,	
Buell,	Lyons,	Randal,	
Campbell,	McCall,	Shaver—13.	
Cook,	A. McDonald,		
Howard,	Mackenzie,		

The question was carried in the affirmative by a majority of eleven, and the bill was signed.

Mr. Jones, seconded by Mr. Elliott, moves that the bill be entitled, "An act for incorporating the president and board of police of Brockville, and for establishing a market in the said town."

Which was carried, and Messrs. Jones and Morris were ordered by the Speaker to carry the same up to the honorable the Legislative council, and to request their concurrence thereto.

Agreeably to the order of the day, the House went into committee of the whole on supply.

Mr. Clark was called to the chair.

The House resumed.

Mr. Clark reported progress and obtained leave to sit again to-morrow.

Adjourned.

TUESDAY, 15th FEBRUARY, 1831.

THE House met,

Prayers were read.

The minutes of yesterday were read.

Mr. Burwell brought up the petition of Peter Ostrander, and two hundred and sixty-one others, of the London district, which was laid on the table.

Agreeably to the order of the day, the Prince Edward separation bill was read the third time.

On the question for passing the bill the house divided and the yeas and nays were taken as follows:

Messrs.	YEAS.		Yeas 30.
Attorney General,	Elliott,	MacNab,	
Beardsley,	A. Fraser,	Morris,	
Berczy,	R. Fraser,	Mount,	
Boulton,	Ingersoll,	Robinson,	
Burwell,	Jessup,	Roblin,	
Chisholm,	Jones,	Samson,	
Clark,	Lewis,	Thomson,	
J. Crooks,	McCall,	VanKoughnett,	
W. Crooks,	D. McDonald,	J. Willson,	
Duncombe,	MacNab,	W. Wilson—30.	

Messrs.	NAYS.		Nays 14.
Bidwell,	Jarvis,	Perry,	
Buell,	Ketchum,	Shaver,	
Campbell,	Lyons,	Sol'r. General,	
Cook,	A. McDonald,	White—14.	
Howard,	Mackenzie,		

The question was carried in the affirmative by a majority of sixteen, and the bill was signed.

Mr. Roblin, seconded by Mr. John Willson, moves that the bill be entitled "an act to erect the county of Prince Edward into a separate district."

Which was carried, and Messrs. Roblin and W. Wilson were ordered by the Speaker to carry the same up to the honorable the Legislative council and to request their concurrence thereto:

Agreeably to the order of the day the following petitions were read: Of Johnson Burritt and two hundred and twenty-seven others, ministers, members, and friends of the Canadian Wesleyan Methodist Church in Upper Canada, praying to be allowed the

Committee to present address for revenue accounts reports answer.

Answer.

Brockville Police bill read third time

On passing house divides,

Yeas 24.

Nays 13.

Carried and bill signed,

Title.

Committee to carry up the bill,

Committee of Supply.

Petition of Peter Ostrander brought up.

House divides on question for passing Prince Edward bill.

Nays 14.

Title.

Petitions read. Of John Burritt and others.

Of Frances Fish. privilege of solemnizing matrimony by their ministers. And of Frances Fish, widow of the late Lieutenant Fish, of the provincial marine, praying to be recommended to His majesty's government for a pension.

Court of requests bill reported and read. Mr. Morris from the select committee to which was referred the laws relative to the court of requests, 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 court of requests bill was read a first time and ordered for a second reading to-morrow.

Bill to be printed. Mr. Perry, seconded by Mr. Shaver, moves that one hundred copies of the court of requests bill, be printed for the use of members.

Ordered.

Notice. Mr. Attorney General gives notice that he will, on Thursday next, move for leave to bring in a bill to punish disorderly conduct by any persons frequenting places set apart for religious worship during the hours of divine service.

Notice. Mr. James Crooks gives notice that he will, on to-morrow, move for leave to bring in a bill appointing a commission (to set during the prorogation) to investigate the expenditure on the Welland canal, with power to send for persons and papers, and to report to this Legislature at its next session.

Notice. Mr. Jarvis gives notice that he will, on to-morrow, move for leave to bring in a bill to revive an act passed in the 4th year of the late King Geo. 4th. entitled, "An act further to regulate by law, the commercial intercourse of the province of Upper Canada, with the United States of America."

Mr. Jones, seconded by Mr. Lewis, moves that two hundred copies of the report of the committee, to whom was referred the petition of Alexander McMillan and others, for the improvement of the Saint Lawrence, be printed.

Ordered.

Committee of Supply. Agreeably to the order of the day, the House went into committee of supply.

Mr. Clark was called to the chair.

The House resumed.

Resolution reported. Mr. Clark reported that the committee had agreed to a resolution, which he was directed to submit for the adoption of the House, and asked leave to sit again to-morrow.

The report was received, and leave was granted accordingly.

The resolution was then put.

House divides on Resolution. On which the House divided, and the yeas and nays were taken as follows:

Yeas 24.	Messrs.	YEAS.	
	Attorney General,	A. Fraser,	Mount,
	Berczy,	R. Fraser,	Randal,
	Boulton,	Ingersoll,	Robinson,
	Burwell,	Jarvis,	Samson,
	Chisholm,	Jones,	Solicitor General,
	Clark,	Ketchum,	Warren,
	Duncombe,	McNab,	J. Willson—24.
	Elliott,	Maçon,	

Nays 19.	Messrs.	NAYS.	
	Beardsley,	Howard,	Perry,
	Bidwell,	Lewis,	Shaver,
	Buell,	Lyons,	Thomson,
	Campbell,	McCall,	VanKoughnett,
	Cook,	D McDonald,	White—19.
	J. Crooks,	Muckenzie,	
	W. Crooks,	Morris,	

The question was carried in the affirmative by a majority of five, and the resolution adopted as follows:

Resolution adopted. Resolved, that the report of the select committee to whom was referred the petition of the president and directors of the Welland canal company, be adopted.

Adjourned.

WEDNESDAY, 16th FEBRUARY, 1831.

THE House met.

Prayers were read.

The minutes of yesterday were read.

The Speaker left the chair.

The Speaker resumed the chair.

Petitions brought up. Mr. Warren brought up the petition of Samuel Street, and thirty others, of the village of Chippewa; which was laid on the table.

Of President and directors of Welland canal. Mr. MacNab brought up the petition of the President and Directors of "the Des Jardins canal company;" which was laid on the table.

Petition of Thomas Dalton read. Agreeably to the order of the day, the petition of Thomas Dalton, of the town of Kingston, praying that the sum of five hundred pounds may be placed in the hands of His Excellency the Lieutenant Governor, to be appropriated for the purpose of bringing from the sea, stores of oysters, crabs, lobsters, codfish, turbot and

soles, to be placed in such convenient parts of our waters as may seem best adapted to their preservation and increase, was read.

Mr. Solicitor General, seconded by Mr. Thomson, moves that the petition of Thomas Dalton, be referred to the committee on the improvement of the province. Petition of Thomas Dalton referred.

Ordered.

Mr. Solicitor General, from the committee to which was referred the petition of Donald Bethune, and others, informed the house that the committee had agreed to a report which he was ready to submit whenever the house would be pleased to receive the same. Committee on petition of D. Bethune and others reports.

The report was received and read.

Report, (see Appendix.)

Mr. John Willson, from the select committee to try the merits of the petition of James Gray, Esq. complaining of the undue election and return of Henry Jones, Esq. as a member to represent the town of Brockville, in the present parliament, presented their fourth report, which was read as follows. Committee on Brockville election makes its 4th report.

The select committee appointed to try the matter of the petition of James Gray, Esq. complaining of the undue election and return of Henry Jones, Esq. as a member for the town of Brockville to serve in this present parliament, beg leave to make this their fourth report, to this house. Report.

That the commission issued by order of this house for taking the examination of the witnesses upon the matter of the said petition, has not yet been returned, and that they are satisfied from the representation of the petitioner's counsel as well as of the sitting member, that the said commission cannot yet be reasonably expected before Wednesday next, therefore they are unable to proceed in the matter of the said petition.

JOHN WILLSON,
Chairman.

Committee room house of Assembly }
16th February 1831. }

Mr. John Willson, seconded by Mr. Attorney General, moves that the committee appointed to try the merits of the petition of James Gray, Esq. complaining of the undue election and return of Henry Jones, Esq. sitting member for the town of Brockville, be permitted to adjourn until Wednesday next, at the hour of ten o'clock A. M. Committee to adjourn till Wednesday next.

Ordered.

Agreeably to notice, Mr. VanKoughnett, seconded by Mr. Shaver, moves that an humble address be presented to his Excellency the Lieutenant Governor, praying his Excellency will be pleased to transmit to this house a copy of the bill which passed the two branches of the Legislature during the second session of the eighth provincial parliament, and reserved for his majesty's assent, entitled "An act to repeal the laws now in force granting poundage to the Receiver General, and to provide a salary for that officer in lieu thereof" together with such communication as may have been made and received by the then Lieutenant Governor to and from his Majesty's government upon that subject, and that Messrs. Burwell and Mount be a committee to draft and report said address. An address to be presented to the Lieutenant Governor for copy of bill passed in 8th Provincial Parliament providing a salary for receiver General.

Ordered.

Mr. Burwell from the select committee to draft an address to His Excellency the Lieutenant Governor for Copy of a bill which passed both houses of the Legislative providing a salary for the Receiver General of this province in lieu of poundage, and reserved for the pleasure of His Majesty thereon, reported a draft which was received and read twice, adopted and ordered to be engrossed and read a third time this day. Draft of address reported. 3d. reading this day.

Mr. Jarvis, seconded by Mr. VanKoughnett, moves that the forty third rule of this House be dispensed with, so far as respects the petition of John Armstrong and others, (upon the subject of the Welland Canal) that he have leave to bring up said Petition, and that the same be now read. Motion for reading petition of John Armstrong.

Which was carried, and the petition of John Armstrong, and twenty-seven others, of the town of York, praying the House to proceed no further in matters relating to the petition of the President and Directors of the Welland canal Company, until the opinion of the people of the province, can be had on the subject, or petitioners be heard at the bar of the House, was brought up and read. Petition read.

Mr. Jarvis, seconded by Mr. VanKoughnett, moves that the petition of John Armstrong, and others, be referred to the committee of supply. Petition referred to committee of supply.

Ordered.

Agreeably to notice, Mr. McMartin, seconded by Mr. A. Fraser, moves for leave to bring in a bill for imposing an additional duty on shop-keepers for retailing Wine, Brandy, and other spirituous liquors, and for causing persons keeping-shops, or stores for selling hardware or dry goods, not being the growth produce or manufacture of this province, to take out a license. Shop licence bill brot in and read.

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

Agreeably to the order of the day, the house went into committee of the whole on the resolutions relative to the timber trade between this province and the mother country, as amended by the honorable the legislative council. House in committee on resolution timber trade.

Mr. Robinson was called to the chair.

The house resumed.

Mr. Robinson reported the resolutions as amended.

Resolution adopted.

The report was received, and the resolutions were adopted as follows :

Resolutions on Timber trade.

Resolved, that by the latest accounts from England, there is reason to apprehend the Imperial Parliament contemplate some material alteration and reduction in the present duties on timber and deals imported into Great Britain and Ireland, from the north of Europe.

Resolved that the timber trade of Upper and Lower Canada, in consequence of the protecting duty imposed on timber imported into Great Britain from the north of Europe, has, of late years, induced capitalists to invest large sums of money in the construction of expensive saw mills and other works necessary to ensure a regular and extensive supply of all kinds of timber, deals and staves for the British and West India markets.

Resolved, that any material diminution of these duties will wholly exclude Canada timber from consumption in the British market, in consequence of the more expensive voyage to north America, and the higher rate of wages paid for labour in these colonies as well as to British seamen.

Resolved, that the employment of many hundred ships manned with British subjects, is of itself a consideration which, in the opinion of this house, might induce the Imperial parliament to continue a regulation so important to the welfare of the people of his Majesty's north American colonies, and the shipping interests of the empire, especially as the nature of that trade enables the colonists to consume vast quantities of the manufactures of the mother country, while, at the same time, the redundant population of the Kingdom find an easy method of being conveyed to a country where industrious families have a certain opportunity of earning a livelihood, and thus relieve the nation of a most alarming burthen, besides the expense of their removal, as a national measure.

Resolved, that an humble address be presented to His Majesty in pursuance of the foregoing resolutions and beseeching his Majesty to continue such duty on timber imported into Great Britain from the north of Europe as may be thought sufficient to protect the timber trade of his Majesty's faithful Canadian subjects.

Address to His Majesty reported.

Mr. Robinson, as chairman of the committee of the whole on the foregoing resolutions, reported the draft of an address to his Majesty founded thereon.

Address referred to committee of whole.

The report was received, and the address was read twice and referred to a committee of the whole House.

Mr. Mount was called to the chair.

The House resumed.

Mr. Mount reported the address as amended.

3d reading this day.

The report was received, and the address was ordered to be engrossed and read a third time this day.

Sheriffs' security bill referred to committee of whole.

Agreeably to the order of the day, the Sheriffs' security bill was read the second time, and referred to a committee of the whole House.

Mr. A. McDonald was called to the chair.

The House resumed.

Bill amended.

Mr. McDonald reported the bill as amended.

3rd reading on Monday.

The report was received, and the bill was ordered to be engrossed and read a third time on Monday next.

Married Women's estate bill committed.

Agreeably to the order of the day, the bill to enable married women to convey real estate, was read the second time, and referred to a committee of the whole House.

Mr. VanKoughnett was called to the chair.

The House resumed.

Bill amended.

Mr. VanKoughnett reported the bill as amended.

3d reading to-morrow.

The report was received, and the bill was ordered to be engrossed and read a third time to-morrow.

Report on petition of Donald Bethune and others to be printed.

Mr. Solicitor General, seconded by Mr. Burwell, moves that five hundred copies of the report of the committee to whom was referred the petition of Donald Bethune, and others, together with the documents thereto annexed, be printed.

Ordered.

Address to His Excellency for Receiver General's poundage bill &c. passed.

Agreeably to the order of the day, the address to His Excellency the Lieutenant Governor for copy of the Receiver General's salary bill, 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, 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 pray your Excellency will be pleased to transmit to this House, a copy of the bill which passed the two branches of the Legislature during the 2nd session of the eighth provincial parliament, and reserved for His Majesty's assent, entitled, "An act to repeal the laws now in force, granting poundage to the Receiver General, and to provide a salary for that officer in lieu thereof," together with such communication as may have been made and received by the then

Lieutenant Governor to and from His Majesty's government upon that subject.

ARCHD. McLEAN,
Speaker.

Commons' House of Assembly, }
16th February, 1831. }

Mr. Burwell, seconded by Mr. W. Crooks, moves that Messrs. VanKoughnett and Mount be a committee to wait upon His Excellency the Lieutenant Governor, to know when he will receive the address of this House, relative to the Receiver General's poundage bill, and to present the same.

Committee to present address.

Ordered.

Adjourned.

THURSDAY, 17th FEBRUARY, 1831.

THE House met.

Prayers were read.

The minutes of yesterday were read.

Mr. Brown brought up the petition of Isaac Abbee of the township of Hope, in the district of Newcastle; which was laid on the table.

Petition of Isaac Abbee, brought up.

Agreeably to the order of the day, the bill to enable married women to convey real estate in this province, was read the third time, passed and signed.

Bill for conveying women's estate passed.

Mr. John Willson, seconded by Mr. McNab, moves that the bill be entitled, "An act to enable married women more conveniently to alien and convey their real estate."

Title.

Which was carried, and Messrs. J. Willson and McNab were ordered by the Speaker to carry the same up to the honorable the Legislative council and to request their concurrence thereto.

Sent to the council.

Agreeably to the order of the day, the address to his Majesty on the subject of the timber trade, was read the third time, passed and signed, and is as follows:

Address on Timber trade passed.

To the King's Most Excellent Majesty,—

Most Gracious Sovereign,

We your Majesty's most dutiful and loyal subjects the and house of assembly of Upper Canada in provincial parliament assembled, most humbly beg leave to approach your Majesty, with expressions of deep concern at the accounts which have reached this colony, of an intention on the part of your Majesty's government to reduce the present duty on timber and deals imported into Great Britain and Ireland from the north of Europe.

Address to His Majesty on the timber trade.

We would humbly impress upon your Majesty's attention, that the timber trade of Upper and Lower Canada, in consequence of the protecting duty imposed on timber imported into your Majesty's Kingdom from the north of Europe, has, of late years, induced capitalists to invest large sums of money in the construction of expensive saw-mills, and other works necessary to ensure a regular and extensive supply of all kinds of timber, deals and staves, for the British and West India market; and that any material diminution of these duties will wholly exclude Canada timber from consumption in the British market in consequence of the more expensive voyage to north America, and the higher rate of wages paid for labor in these colonies, as well as to British seamen.

We would further represent to your Majesty, that the employment of many hundred ships, manned with your Majesty's subjects, is, of itself a consideration, which, in our opinion, must afford an inducement to your Majesty's parliament to continue a regulation so important to the welfare of the people of your Majesty's north American colonies, and the shipping interests of the empire, especially as the nature of that trade enables the colonists to consume vast quantities of the manufactures of the mother country, while, at the same time, the redundant population of the kingdom find an easy method of being conveyed to a country where industrious families have a certain opportunity of earning a livelihood, and thus relieve the nation of a most alarming burthen, besides the expense of their removal to the colonies, as a national measure.

We therefore earnestly beseech your Majesty to take this our humble address into consideration, and recommend to the Imperial Parliament a continuance of such duty on Baltic timber, deals and staves, as will protect the timber trade of these Provinces, and thereby avert the utter ruin of your Majesty's faithful Canadian subjects.

ARCHD. McLEAN,
Speaker.

Commons' house of Assembly, }
17th February, 1831. }

Mr. Morris, seconded by Mr. McMartin, moves that the address to his Majesty be sent to the honorable the legislative council for the concurrence of that honorable house.

Address sent to Legislative Council for concurrence.

Which was carried, and Messrs. Morris and McMartin were ordered by the Speaker to carry up the same.

Agreeably to the order of the day, the petition of Peter Ostrander, and two hundred and sixty one others, of the London district, praying that encouragement may be given to the hunters of wolves by raising the present bounty on scalps to forty shilling currency, each, was read.

Petition of Peter Ostrander and others read.

Petition of P. Ostrander referred. Mr. Burwell, seconded by Mr. Mount, moves that the petition of Peter Ostrander and others, praying that an additional bounty may be granted for the destruction of wolves in this Province, be referred to the committee of supply.

Ordered.

Petition of George Dunwoody & others referred. Mr. Robinson, seconded by Mr. Lewis, moves that the petition of George Dunwoody, and others, praying for assistance to complete a certain road in the county of Simcoe, be referred to the committee of supply.

Ordered.

Niagara dock company bill committed. Agreeably to the order of the day, the Niagara dock company incorporation bill, was read a second time, and referred to a committee of the whole House.

Mr. Warren was called to the chair.

The house resumed.

Mr. Warren reported the bill without amendment.

3d reading on Monday. The report was received, and the bill ordered to be engrossed and read a third time on Monday next.

Committee to present address for copy of Receiver General's Salary bill reports answer. Mr. Vankoughnet, from the select committee to wait upon his Excellency the Lieutenant Governor with the address of this house, requesting copy of the Receiver General's salary bill, which passed the two branches of the legislature, and was reserved for the signification of his Majesty's pleasure thereon, as well as any information which it might be in his Excellency's power to communicate on the subject of the same, reported delivering the address, and that his Excellency had been pleased to make thereto the following answer:

Answer. GENTLEMEN—

The documents requested in this address shall be laid before the house of Assembly.

House in Committee on Kingston town Council bill. Agreeably to the order of the day, the house went into committee of the whole on the Kingston town council bill.

Mr. Shaver was called to the chair.

The house resumed.

Mr. Shaver reported the bill without amendment.

3d reading tomorrow. The report was received, and the bill was ordered to be engrossed and read a third time to-morrow.

York Market place bill referred to committee of whole. Agreeably to the order of the day, the York market place bill was read a second time and referred to a committee of the whole House.

Mr. A. Fraser was called to the chair.

The House resumed.

Mr. Fraser reported the bill as amended.

Bill amended. 3d. reading to-morrow. The report was received, and was ordered to be engrossed and read a third time to-morrow.

Committee on petition of Walter Boswell, Esq. and others report. Mr. Samson from the select committee, to which was referred the petition of Walter Boswell, Esq. and others, relating to the building of a new Gaol and court-house in the district of Newcastle, 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.

The report was received and read.

Report, (see Appendix.)

100 Copies to be printed. Mr. A. McDonald, seconded by Mr. Campbell, moves that one hundred copies of the report and evidence relative to the Newcastle Gaol and Court-house, be printed for the use of members.

Ordered.

Newcastle Gaol & Court House bill read. The Newcastle district Gaol and Court-house bill was read the first time, and ordered for a second reading on Monday next.

Eastern district Gaol and Court House bill brought in & read. Agreeably to notice, Mr. VanKoughnet, seconded by Mr. Shaver, moves for leave to bring in a bill to amend and extend the provisions of an act passed in the eighth year of his late majesty's reign, entitled, "An act to provide for the erection of a Gaol and court-house in the Eastern district.

2d. reading to-morrow. Which was granted, and the bill read and ordered for a second reading to-morrow.

Committee reports taking bill to Legislative Council. Mr. John Willson, from the committee to carry up to the honorable the Legislative council, the bill entitled, "An act to enable married women more conveniently to alien and convey their real estate," and to request their concurrence thereto, reported having done so.

Bulls and Boars restraint bill brought in. Agreeably to notice, Mr. VanKoughnet, seconded by Mr. R. Fraser, moves for leave to bring in a bill to restrain Bulls and Boars from running at large.

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

Bill to enable married women to devise real estate brought in. Agreeably to notice, Mr. Shaver, seconded by Mr. Bidwell, moves for leave to bring in a bill to empower married women to dispose of real estate by will.

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

Bill from Legislative Council relative to dispensing with oaths and declarations committed. Agreeably to the order of the day, the bill sent down from the honorable the legislative council, entitled "An act to dispense with the necessity of taking certain oaths and making certain declarations in the cases therein mentioned; and also to render it unnecessary to receive the sacrament of the Lord's supper as a qualification for offices, or for other temporal purposes," was read a second time, and referred to a committee of the whole house.

Mr. Perry was called to the chair.

The house resumed, the black rod being at the door.

Black rod.

The Master in Chancery brought down from the honorable the legislative council, a message, and the bill sent up from this house, entitled "An act to appoint commissioners to treat with commissioners appointed on the part of the province of Lower Canada, for the purposes therein mentioned," which that honorable house had passed with some amendments, to which the concurrence of this house was requested. And a bill entitled "An act for vesting the estates which were of the late Laurent Quetton, St. George, deceased in this province, in William Warren Baldwin, and for declaring the trusts upon which certain other estates are held by the said William Warren Baldwin, for the purpose of enabling the said William Warren Baldwin the better to carry into effect the will of the said Laurent Quetton Saint George, and for other purposes relating to the real and personal estates which were of the said Laurent Quetton Saint George, in this province," which that honorable house had passed, and to which they requested the concurrence of this house.

Message from Legislative Council. Commissioners appointment bill amended, and Saint George relief bill.

The Speaker read the message as follows:

MR. SPEAKER—

The legislative council have passed the bill, entitled "An act to incorporate certain persons under the style and title of the Marmora Foundry Company," without amendment.

Marmora bill passed by Legislative Council.

JOHN B. ROBINSON,

Speaker.

Legislative Council Chamber, }
17th day of February, 1831. }

The amendments made by the honorable the Legislative council in and to the bill sent up from this house, entitled "An act to appoint commissioners to treat with commissioners appointed on the part of the province of Lower Canada for the purposes therein mentioned" were read the first time as follows.

Amendments to commissioners bill read.

In the title, line 1. Expunge "appoint" and insert "provide for the appointment of."

Press 1. Line 1. After "that" insert "provision be made for the appointment of" and expunge "be appointed."

Amendments.

Press 1. line 2. After the word "same" expunge the remainder of the clause, and insert "that it shall and may be lawful for the Governor, Lieutenant Governor, or person administering the government, in this province, from time to time by letters patent under the great seal of the province to commission, authorize and empower three able and discreet persons, two of whom shall be a quorum, to treat, consult, and agree with the persons duly authorized or to be authorized for that purpose, by a power granted, by An act of the Legislature of his Majesty's province of Lower Canada, which said commissioner so appointed for Upper Canada shall have power and authority to enter into any regulations, provisions, matters and things which may regard the commerce navigation and roads of either province, and from time to time to report their proceedings to the Lieutenant Governor or person administering the government, to be laid before the Legislature of this province."

Press 2. After the third clause, insert "provided always nevertheless, and it is hereby declared and enacted that the commissioners to be appointed under the authority of this act, shall have no power to annul, alter, or in any manner interfere with any thing done, or to be done under the authority of a certain act of the parliament of the united kingdom of Great Britain and Ireland, made in the third year of the reign of his late Majesty King George the fourth, entitled "An act to regulate the trade of the provinces of Lower and Upper Canada, and for other purposes relating to the said provinces" respecting the appointment and payment of duties on merchandize imported into the port of Quebec."

On the question for reading the amendments a second time to-morrow.

In amendment, Mr. Perry, seconded by Mr. Mackenzie, moves that the amendments made by the honorable the Legislative council, in and to the bill, entitled "An act to appoint commissioners to treat with commissioners appointed on the part of the province of Lower Canada for the purposes therein mentioned," be read a second time this day three months.

On Question for 2d reading, an amendment moved.

On which the house divided and the yeas and nays were taken as follows.

Messrs.	YEAS.
Bidwell,	Howard,
Buell,	Jessup,
Campbell,	Ketchum,
	D McDonald,
	Mackenzie,
	Perry,
	VanKoughnet,
	White—17.

House divides on amendment.

Yeas 17.

Nays 26. Cook, Lyons, Shaver, Roblin, Van Koughnett, White, W. Wilson—31.
 R. Fraser, McCull, Thomson, Shaver, Warren, J. Willson,
 Messrs. NAYS.
 Att'y General, A. Fraser, MacNab, Samson,
 Boulton, Ingersoll, Maçon, Solicitor Gen'l,
 Brown, Jarvis, Morris, Warren,
 Burwell, Jones, Mount, J. Willson,
 Clark, Lewis, Randal, W. Wilson—26.
 W. Crooks, A. McDonald, Robinson,
 Elliott, McMartin, Roblin,

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

Message from His Excellency. Mr. Secretary Mudge brought down from his Excellency the Lieutenant Governor, several messages and documents.

The messages were read by the Speaker as follows:

Message with district treasurers accounts. J. COLBORNE,
 The Lieutenant Governor, transmits to the house of Assembly, such accounts of District Treasurers as have been received.
 Government House, 17th }
 February, 1831. }

Message with communication from Post master General. J. COLBORNE,
 The Lieutenant Governor, transmits for the information of the house of Assembly, a copy of a correspondence between the Deputy Post master General in Canada, and the Post Master General of the United States, which has been communicated to him by the former, on the subject of arrangements for facilitating the communication by post, between the two countries.
 Government House, 17th }
 February, 1831. }

Message with Kingston Bank commissioners report. J. COLBORNE,
 The Lieutenant Governor, transmits to the house of Assembly, the report and accompanying papers, received from the commissioners of the late bank at Kingston, for the year 1830.
 Government House, 17th }
 February, 1831. }

Message with arbitrators letter. J. COLBORNE,
 The Lieutenant Governor, transmits, for the favorable consideration of the house of Assembly, a letter from the commissioner sent in the year 1828 to Lower Canada, to establish the proportion of the revenue to be paid to this province.
 Government House, 17th }
 February, 1831. }

Message. Marmora road. J. COLBORNE,
 The Lieutenant Governor, transmits to the house of Assembly, the accompanying communication respecting a road from the Marmora Iron Works to the Bay of Quinte.
 Government House, 17th }
 February, 1831. }

Message school reports. J. COLBORNE,
 The Lieutenant Governor, transmits to the house of Assembly, copies of such reports respecting district and common schools as have been received from the trustees, and boards of education, respectively, for the past year.
 Government House, 17th }
 February, 1831. }

Message. Officers emoluments. J. COLBORNE,
 The Lieutenant Governor, transmits to the house of Assembly, such statements of emoluments of public officers as have been received since the last communication to the house upon this subject.
 Government House, 17th }
 February, 1831. }

Message. Sheriffs' returns of lands sold for assessments. J. COLBORNE,
 The Lieutenant Governor, transmits to the house of Assembly, in compliance with an address, such returns as have been received from Sheriffs, of wild land sold for arrears of taxes.
 Government House, 17th }
 February, 1831. }

Documents, (see appendix.)

Amendment to question for 2nd reading amendments to commissioners appointment bill. In amendment, Mr. Morris, seconded by Mr. Maçon, moves that the amendments made by the honorable the Legislative council, in and to the bill entitled, "An act to appoint commissioners to treat with commissioners appointed on the part of the province of Lower Canada, for the purposes therein mentioned," sent up from this House, be laid on the table.

House divides. On which the House divided, and the yeas and nays were taken as follows:

Yeas 11. Messrs. YEAS.
 Elliott, Jones, Maçon, Sol'r General.
 A. Fraser, D. McDonald, Morris, Thomson—11.
 Jessup, McMartin, Samson,

Nays 31. Messrs. NAYS.
 Att'y General, Campbell, Howard, A. McDonald,
 Buell, Chisholm, Ingersoll, Mackenzie,
 Bidwell, Clark, Jarvis, McNab,
 Boulton, Cook, Lewis, Mount,
 Brown, W. Crooks, Lyons, Perry,
 Burwell, H. Fraser, McCall, Robinson,

The question of amendment was decided in the negative, by a majority of twenty, and the amendments made by the honorable the Legislative council, in and to the bill entitled, "An act to appoint commissioners to treat with commissioners appointed on the part of the province of Lower Canada, for the purposes therein mentioned" were ordered to be read a second time to-morrow.

The bill sent down from the honorable the Legislative council, entitled "An act for vesting the estates which were of the late Laurent Quetton Saint George, deceased, in this province, in William Warren Baldwin, and for declaring the trusts upon which certain other estates are held by the said William Warren Baldwin, for the purpose of enabling the said William Warren Baldwin the better to carry into effect the will of the said Laurent Quetton Saint George, and for other purposes relating to the real and personal estates, which were of the said Laurent Quetton Saint George, in this province," was then read the first time.

Mr. Attorney General, seconded by Mr. W. Wilson, moves that the bill sent down from the honorable the Legislative council, entitled "An act for vesting the estates which were of the late Laurent Quetton Saint George, deceased, in this province, in William Warren Baldwin, and for declaring the trusts, upon which certain other estates are held by the said William Warren Baldwin, for the purpose of enabling the said William Warren Baldwin the better to carry into effect the will of the said Laurent Quetton Saint George, and for other purposes relating to the real and personal estates, which were of the said Laurent Quetton Saint George in this province," be referred to a select committee, to consist of Messrs. MacNab and Samson, with power to send for persons and papers, and to report thereon to this House.

Ordered.

The House went again into committee on the bill sent down from the honorable the Legislative council, entitled "An act to dispense with the necessity of taking certain oaths and making certain declarations in the cases therein mentioned, and also to render it unnecessary to receive the sacrament of the Lord's supper as a qualification for offices, or for other temporal purposes."

Mr. Perry in the chair.

The House resumed.

Mr. Perry reported the committee had risen.

Adjourned.

FRIDAY, 18th FEBRUARY, 1831.

THE House met,
 Prayers were read.

The minutes of yesterday were read.

Mr. Mackenzie brought up the petition of John Bagwell, Esq. and twenty-seven others, inhabitants of the Home district; which was laid on the table.

Mr. McMartin brought up the petition of Lemuel Daniels, and nineteen others, of Cornwall, in the Eastern district; which was laid on the table.

Mr. Attorney General brought up the petition of William Lawrence and twenty-six others; which was laid on the table.

Mr. Attorney General brought up the petition of William Bergin, and five others, creditors of Daniel Pindar, late of York, innkeeper; which was laid on the table.

Mr. Ketchum brought up the petition of Thomas Walton, and sixty-one others, of the townships of Scarborough and Markman in the Home district; which was laid on the table.

On the order of the day, for the third reading of the York market place bill being called, Mr. Jarvis seconded by Mr. Ketchum, moves that the York market bill be not now read, but that the same be re-committed.

Which was carried and Mr. A. Fraser was called to the chair.

The house resumed.

Mr. Fraser reported the bill as amended.

On the question for receiving the report, the house divided, and the yeas and nays were taken as follows:

Messrs. YEAS.
 Att'y General, Ingersoll, MacNab, Sol'r General,
 Boulton, Jarvis, Maçon, Thomson,
 Burwell, Jessup, Morris, Van Koughnett,
 Chisholm, Jones, Mount, Warren,
 Clark, Lewis, Robinson, White,
 Elliott, D. McDonald, Roblin, J. Willson,
 A. Fraser, McMartin, Samson, W. Wilson—28.

Messrs. NAYS.
 Beardsley, Cook, McCall, Randal,
 Bidwell, Howard, A. McDonald, Shaver—14.
 Buell, Ketchum, Mackenzie,
 Campbell, Lyons, Perry,

The question was carried in the affirmative by a majority of fourteen, and the bill was ordered to be engrossed and read a third time to-morrow.

Kingston town Council bill read 3d time. Agreeably to the order of the day, the Kingston town council bill was read the third time.

Proposed amendment. On the question for the passing of the bill, Mr. Bidwell, seconded by Mr. Perry, moves in amendment, that the following words be added to the fourth clause of the bill: "and in all these elections, the manner of voting shall be by ballot."

House divides on proposed amendment. On which the House divided, and the yeas and nays were taken as follows:

Yeas 13. Messrs. **BEARDSLEY, Cook, McCall, Shaver—13.**
Bidwell, Howard, Mackenzie,
Buell, Ketchum, Perry,
Campbell, Lyons, Roblin,

Nays 33. Messrs. **NAIFS.**
Att'y General, Elliott, D. McDonald, Thomson,
Berczy, A. Fraser, McMartin, VanKoughnett,
Boulton, R. Fraser, MacNab, Warren,
Brown, Ingersoll, Macon, White,
Burwell, Jarvis, Morris, J. Willson,
Chisholm, Jessup, Mount, W. Wilson—33.
Clark, Jones, Robinson,
J. Crooks, Lewis, Samson,
W. Crooks, A. McDonald, Sol'r General,

Amendment lost. The question of amendment was decided in the negative by a majority of twenty.

House divides on passing bill. On the original question, viz. "shall the bill now pass?" the House divided, and the yeas and nays were taken as follows:

Yeas 44. Messrs. **YEAS.**
Att'y General, J. Crooks, Lyons, Robinson,
Beardsley, W. Crooks, McCall, Roblin,
Berczy, Elliott, A. McDonald, Samson,
Bidwell, A. Fraser, D. McDonald, Shaver,
Boulton, R. Fraser, Mackenzie, Sol'r General,
Brown, Howard, McMartin, Thomson,
Buell, Ingersoll, MacNab, VanKoughnett,
Burcell, Jessup, Macon, Warren,
Campbell, Jones, Morris, White,
Chisholm, Ketchum, Mount, J. Willson,
Clark, Lewis, Perry, W. Wilson—44.

Nays 2. Messrs. **NAIFS.**
Cook, Jarvis—2.

Bill passed. The question was carried in the affirmative by a majority of forty-two, and the bill was signed.

Title. Mr. Solicitor General, seconded by Mr. Thomson, moves that the bill be entitled "An act to repeal part of and amend the laws now in force, establishing a police in the town of Kingston, and to provide for the election of a council to regulate the police, of the said town."

Bill sent to council. Which was carried; and Messrs. Solicitor General and Thomson were ordered by the Speaker to carry the same up to the honorable the Legislative council, and to request their concurrence thereto.

Petitions read. Agreeably to the order of the day, the following petitions were read. Of Samuel Street, and thirty others, of Chippewa, praying that no dam may be erected across the mouth of the river Welland, and that persons having claims on the Welland canal company for damages sustained by the making of the said canal, may be allowed the privilege of appointing an equal number of arbitrators with the company for the purpose of settling such claims. And of the president and directors of the Des Jardins' canal company, praying for a loan of three thousand pounds, to enable them to complete the said canal; to be secured upon its tolls, and redeemable in fifteen years.

Message &c. relative to Marmora road referred to supply. Mr. Samson, seconded by Mr. White, moves that the message of his Excellency on the subject of the improvement of the road from Marmora to the bay of Quinte, with the documents which accompany the same, be referred to the committee of supply.

Message and return of land sold for taxes referred to committee. Mr. Attorney General, seconded by Mr. Robinson, moves that the message of the Lieutenant Governor upon the subject of the wild land sold for arrears of taxes, with the returns accompanying the same, be referred to a select committee, to be composed of Messrs. James Crooks and Ketchum; with power to send for persons and papers, and to report thereon by bill or otherwise.

Desjardins' Canal Petition referred. Mr. W. Crooks, seconded by Mr. W. Wilson, moves that the petition of the President and Directors of the Des Jardins' canal company, be referred to the committee of supply.

Petition of Samuel Street & others referred. Mr. W. Crooks, seconded by Mr. VanKoughnett, moves that the petition of Samuel Street, and others, be referred to the committee of supply.

Petition of Thomas McCargar & others referred. Mr. Jessup, seconded by Mr. Ketchum, moves that the petition of Thomas McCargar, and others, of the township of Oxford, in the Johnstown district, be referred to a select committee, to be composed of Messrs. R. D. Fraser, Brown and Shaver.

Mr. Lewis, seconded by Mr. Jones, moves that the petition of Archibald McNabb, and others, of the Bathurst district, be referred to a select committee, to be composed of Messrs. Berczy and D. McDonald, with power to report thereon by bill or otherwise.

Mr. Lewis, seconded by Mr. Jones, moves that the petition of Colonel Lloyd, and others, be referred to a select committee, to be composed of Messrs. Morris and Solicitor General, with power to report thereon by bill or otherwise.

Mr. W. Crooks gives notice that he will, on Monday next, move for leave to bring in a bill to restrain the magistrates in the several districts of this province, from appropriating their funds in certain cases.

Agreeably to notice, Mr. Attorney General, seconded by Mr. White, moves for leave to bring in a bill to punish disorderly conduct during the performance of divine service in any church or meeting in this province.

Which was granted, and the bill read, and ordered for a second reading on Monday next.

Mr. Robinson, as chairman of the committee of the whole House on the amended resolutions on the subject of the timber trade of this province, reported an address to His Excellency the Lieutenant Governor, relative to remitting the fees charged on timber cut on the waste lands of the crown; which was read twice, adopted, and ordered to be engrossed and read a third time on this day.

Mr. Attorney General, seconded by Mr. Warren, moves that Messrs. Samson, Ingersoll and McNab be a committee to examine and report upon the contingencies of this House.

In amendment, Mr. Perry, seconded by Mr. Lyons, moves that after the name "Ingersoll," in the original motion, the whole be expunged, and the following inserted; Berczy and Buell be a select committee to examine and report upon the contingencies of this House.

The original question as amended was then put and carried as follows:

Mr. Attorney General, seconded by Mr. Warren, moves that Messrs. Samson, Ingersoll, Berczy and Buell be a select committee to examine and report upon the contingencies of this House.

Agreeably to notice, Mr. Elliott, seconded by Mr. Macon, moves for leave to bring in a bill to restrain Sheriff's from completing titles to lands sold under the wild land assessment law in certain cases.

Which was granted; and the bill read and ordered for a second reading on Monday next.

Mr. Morris, from the select committee to which was referred the petition of Colonel A. Lloyd, 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 Bathurst representation bill was read the first time and ordered for a second reading on Monday next.

Agreeably to notice, Mr. Macon, seconded by Mr. Elliott, moves for leave to bring in a bill to regulate line fences and water courses.

Which was granted, and the bill read, and ordered for a second reading on Monday next.

Mr. McNab, from the select committee to which was referred the petition of D. K. Servos, 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 Salt-fleet and Binbrook survey bill was read the first time, and ordered for a second reading on Monday next.

Agreeably to the order of the day, the bill to abolish oaths and tests, &c. tending to exclude from office, was read the second time, and referred to a committee of the whole house.

Mr. Jessup was called to the chair. The house resumed.

Mr. Jessup reported progress, and obtained leave to sit again on Monday next.

Mr. Attorney General, seconded by Mr. Berczy, moves that the bill from the Legislative council, entitled, "An act to dispense with the necessity of taking certain oaths, and making certain declarations in the cases therein mentioned, and also to render it unnecessary to receive the sacrament of the Lord's supper as a qualification for offices, or for other temporal purposes," be placed upon the order of the day, for Monday next.

Agreeably to the order of the day, the address to his Excellency the Lieutenant Governor, relative to fees on crown timber, 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, Lieutenant Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein, &c. &c. &c.

Petition of Archibald McNabb and others referred.

Petition of Col A. Lloyd and others referred.

Notice.

Bill to protect divine worship brot in.

Bill read.

Address on timber trade reported.

3d reading to-day.

Committee on contingencies proposed.

Amendments.

Amended Question carried.

Committee on contingencies.

Bill to stay proceedings on lands sold for taxes, brot in.

Bill read.

Committee on Petition of Col. Lloyd & others report by bill.

Bathurst representation bill read.

Line fence bill brot in.

Bill read.

Committee on Petition of D. K. Servos and others report by bill.

Binbrook survey bill read.

Bill to abolish oaths and tests, &c. referred to committee of whole.

Sit again on Monday next.

Bill from Legislative council relative to dispensing with oaths and declarations to be put on the order of the day.

Address to His Excellency on Crown timber brot in.

Address.

Address. **MAY IT PLEASE YOUR EXCELLENCY.**

We his Majesty's dutiful and loyal subjects, the commons of Upper Canada in provincial parliament assembled, most respectfully beg leave to represent to your Excellency, that the depressed state of the timber trade of this province, renders it exceedingly inconvenient for the persons engaged in it to pay the duty which is collected from them for timber cut on the waste lands of the crown.

We therefore entreat your Excellency to take their case into consideration, and allow them to cut timber on his Majesty's waste lands free from duty, and thereby enable the timber merchants to furnish a regular supply of all kinds of timber at the port of Quebec, without involving them in great pecuniary difficulty and loss.

ARCHD. McCLEAN
Speaker.

Commons' house of Assembly, }
18th February, 1831. }

Committee to present address.

Mr. Morris, seconded by Mr. McMartin, moves that Messrs. Chisholm and Lewis be a committee to wait upon his Excellency the Lieutenant Governor with the address of this house and to present the same.

Ordered.

Committee appointed to report on land communication with Lower Canada.

Agreeably to notice, Mr. McMartin, seconded by Mr. Jessup, moves that Messrs. VanKoughnett and A. Fraser be a committee to take into consideration the expediency of addressing his Excellency the Lieutenant Governor, relative to the land communication in our sister province, adjacent to the province line, and to report by address or otherwise.

Ordered.

Draft of Address reported.

Mr. VanKoughnett, from the select committee to draft an address to his Excellency, the Lieutenant Governor, on the subject of roads of communication between this province and Lower Canada, presented a draft which was received and read, and ordered for a second reading to-morrow.

Motion for adjourning till Monday.

Mr. Perry, seconded by Mr. Lyons, moves that this house do now adjourn until Monday next, at ten o'clock.

House divides.

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

Yeas 13.

Messrs.
Berczy, Howard, A. McDonald, White—13.
Bidwell, Jarvis, Mackenzie,
Campbell, Lyons, Perry,
Cook, McCall, Roblin,

Nays 20

Messrs.
Attorney General, W. Crooks, Lewis, Robinson,
Beardsley, Elliott, D. McDonald, Samson,
Brown, A. Fraser, McMartin, Sol'r General,
Buell, R. Fraser, MacNab, VanKoughnett,
Burwell, Ingersoll, Macon, Warren,
Chisholm, Jessup, Morris, J. Wilson—30.
Clark, Jones, Mount,
J. Crooks, Ketchum, Randal,

Question lost.

The question was decided in the negative by a majority of seventeen.
Adjourned.

SATURDAY, 19th FEBRUARY, 1831.

THE House met.

Prayers were read.

The minutes of yesterday were read.

Petitions brought up of A. Shade and others.

Mr. James Crooks brought up the petition of Absalom Shade, and sixty three others, of the township of Waterloo, in the Gore district; which was laid on the table.

Of J. Erb, sen.

Mr. James Crooks brought up the petition of John Erb, senior, of the township of Waterloo, in the Gore district; which was laid on the table.

Of Benjamin Knott.

Mr. Jarvis brought up the petition of Benjamin Knott, of the town of York; which was laid on the table.

Agreeably to the order of the day, the York market place bill was read a third time.

York Market place bill read 3d time.

Mr. Mackenzie, seconded by Mr. Ketchum, moves that the following clauses be added as a rider to the bill.

Rider proposed.

"And be it further enacted, by the authority aforesaid, that from and after the first day of July next, all fees, commonly called market fees, and all fees for weighing provisions, hay, and other produce, and which have been heretofore payable to the clerk of the market in the said town, under a police regulation of the said town, shall cease and be no more levied or taken by the said clerk or any other person for him, on any pretence whatsoever. Provided always, nevertheless, that the treasurer of the said district shall pay to the said clerk of the said market for the time being, the sum of seventy pounds per annum, payable half yearly, in lieu of all such fees; which amount the said treasurer shall be allowed in his account with the said district, as for any other district disbursement, and that nothing in this act contained, shall be understood to prevent farmers or other persons (not being butchers) from exposing and selling all kinds of butcher's meat, grain, poultry, and other provisions, hay, straw and merchandize, in carts, waggons, sleighs, or other carriages, properly arranged, as the clerk of the market may from time to time direct, so as not to interfere with the

public convenience, and without being obliged to pay any fee to the said clerk, or other person, by reason of the exposure for sale of any produce, provisions or merchandize, in their carriages, carts or waggons, nor for the weighing thereof.

Proposed rider to York Market place bill.

And be it further enacted, by the authority aforesaid, that the clerk of the said market, shall be appointed annually, at the township meeting of the township of York, at the same time, in the same manner, and by the same persons, as other parish and town officers. And the said clerk of the market, thus chosen, shall, before entering on the duties of the said office, take the same oath, or affirmation, (as the case may be,) as other parish or town officers, and be liable to the same penalties in case of neglect or refusal to perform his duty; and if any vacancy or vacancies shall happen in said office; between one town meeting and another, by reason of death, resignation, removal or sickness, the same may be supplied, in the same manner as other parish and town officers are now by law provided for.

And be it further enacted by the authority aforesaid, that the said town warden and church warden, and the magistrates of the Home district, shall not possess any power or authority to borrow money on the pledge of the rents, leases, and other income of the said market square lots, without an express enactment for that purpose.

And be it further enacted by the authority aforesaid, that whenever an elective police shall be established in the said town of York, the said church warden and town warden, and the said magistrates shall cease to possess any power and authority over the said market square block. And the said block and lots thereon shall, from thenceforth, be vested in the incorporation so to be established, by whatever name the same may be called, for public purposes, under such conditions, provisions and regulations as may be hereafter made by the legislature.

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

House divides.

Messrs.
Beardsley, Cook, Lyons, Randal,
Bidwell, Howard, McCall, W. Wilson—11
Buell, Ketchum, Mackenzie,

Yeas 11.

Messrs.
At'y General, W. Crooks, A. McDonald, Samson,
Berczy, Elliott, D. McDonald, Sol'r General,
Boulton, A. Fraser, McMartin, Thomson,
Brown, Ingersoll, MacNab, VanKoughnett,
Burwell, Jarvis, Macon, Warren,
Clark, Jones, Morris, White—27.
J. Crooks, Lewis, Mount,

Nays 27.

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

On the question for passing the bill the house divided and the yeas and nays were taken as follows:

On passing bill House divides.

Messrs.
Beardsley, W. Crooks, A. McDonald, Samson,
Berczy, Elliott, D. McDonald, Solicitor Gen'l,
Boulton, A. Fraser, McMartin, Thomson,
Brown, Ingersoll, MacNab, VanKoughnett,
Burwell, Jarvis, Macon, Warren,
Chisholm, Jones, Morris, White,
Clark, Lewis, Mount, W. Wilson—31.
J. Crooks, McCall, Randal,

Yeas 31.

Messrs.
Bidwell, Cook, Ketchum, Mackenzie—7.
Buell, Howard, Lyons,

Nays 7.

The question was carried in the affirmative by a majority of twenty-four, and the bill was signed.

Mr. Jarvis, seconded by Mr. Ingersoll, moves that the bill be entitled, "An act for vesting in trustees the market square in the town of York, for the benefit of the inhabitants of the said town."

Title.

Which was carried, and Messrs. Jarvis and Ingersoll 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.

Agreeably to the order of the day, the civil rights extension bill was read the third time, passed and signed.

Civil rights extension bill passed.

Mr. James Crooks, seconded by Mr. Randal, moves that the bill be entitled, "An act to extend the time for taking the oaths prescribed by a certain act passed the 6th year of his late Majesty's reign, entitled, "An act to secure and confer upon certain inhabitants of this province, the civil and political rights of natural born British subjects."

Title.

Which was carried; and Messrs. James Crooks and Boulton 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.

Agreeably to the order of the day, the petition of Isaac Abbee of the township of Hope in the Newcastle district, was read, praying that a pension may be allowed him, as from a wound received at the battle of Lundy's lane, during the late war with the United States of America, his health has been gradually declining, and unless relieved, he must, with his wife and two children, become objects of public charity.

Petition of Isaac Abbee read.

Mr. Brown, seconded by Mr. Lyons, moves that the petition of Isaac Abbee be referred to a select committee to be composed

Petition of Isaac Abbee referred.

of Messrs. Boulton and Lewis, with power to send for persons and papers, and to report thereon by bill or otherwise.

Ordered.

Committee of Supply.

Agreeably to the order of the day, the house went into committee of supply

Mr. Maçon was called to the chair,

The house resumed on a question of order.

The Speaker left the chair.

The Chairman resumed the chair of committee.

The house resumed.

Mr. Maçon reported progress and obtained leave to sit again on Monday next.

Adjourned.

MONDAY, 21st FEBRUARY, 1831.

THE House met.

Prayers were read.

The minutes of Saturday were read.

Sheriffs' security bill read 3d time.

Agreeably to the order of the day, the Sheriffs' security bill was read the third time.

Niagara dock company bill read 3d time.

Agreeably to the order of the day, the Niagara dock company bill was read the third time.

Sheriffs' bill passed.

The question for passing the Sheriffs' security bill was put and carried, and the bill was signed by the Speaker.

Title.

Mr. Samson, seconded by Mr. MacNab, moves that the bill be entitled, "An act to make certain regulations relating to the office of Sheriff, and to require the several Sheriffs of this province to give security for the due fulfilment of the duties of their office."

Bill sent to Legislative Council.

Which was carried, and Messrs. Samson and MacNab were ordered by the Speaker to carry the same up to the honorable the Legislative council, and to request their concurrence thereto.

Niagara bill passed.

The question for passing the Niagara dock company bill was put and carried, and the bill was signed by the Speaker.

Title.

Mr. Attorney General, seconded by Mr. Samson, moves that the bill be entitled "An act to incorporate the Niagara harbor and dock company."

Bill sent to Legislative Council.

Which was carried, and Messrs. Attorney General and Clark were ordered by the Speaker to carry the same up to the honorable the Legislative council, and to request their concurrence thereto.

District Court bill brought in.

Agreeably to notice, Mr. MacNab seconded by Mr. Samson, moves for leave to bring in a bill to amend and reduce into one act the laws now in force, establishing and regulating the practice of the several district courts in this province, and to extend the jurisdiction thereof.

Bill read.

Which was granted, and the bill read and ordered for a second reading on Wednesday next.

District Court bill to be printed.

Mr. J. Crooks, seconded by Mr. MacNab, moves that two hundred copies of the bill reducing into one act the different district court acts now in force in this province, be printed for the use of members.

Which was ordered.

Committee of supply.

Agreeably to the order of the day, the House went into committee of supply.

Black Rod.

Mr. Mount was called to the chair.

The House resumed, the black rod being at the door.

The master in chancery brought down from the honorable the Legislative council, a message which was read by the Speaker as follows:

Address on timber trade adopted by Legislative Council.

MR. SPEAKER,
The Legislative council have adopted the joint address to His majesty on the subject matter of the timber trade.

JOHN B. ROBINSON,
Speaker.

Legislative Council Chamber,
21st day of February, 1831.

The Speaker left the chair.

Committee of supply resumes.

The chairman resumed the chair of committee.

The House resumed.

2 resolutions reported.

Mr. Mount 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.

The first resolution was read as follows:

1st resolution.

Resolved, that the sum of fifty thousand pounds be granted to His Majesty to enable him to advance the same sum by way of loan to the Welland canal company, upon security of the bond and mortgage of the said company.

Amendment proposed to 1st resolution.

In amendment Mr. Perry, seconded by Mr. Buell, moves that after the word "company," in the original motion, the following be added, and that ways and means be provided in the bill to pay the interest and eventually the principal of the loan without burthening the present revenue of the province.

House divides.

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

Messrs.

Beardsley,
Bidwell,
Buell,
Campbell,
Cook,
J. Crooks,

Messrs.

Att'y General,
Berczy,
Boulton,
Brown,
Burwell,
Chisholm,

YEAS.

W. Crooks,
A. Fraser,
Howard,
Lewis,
Lyons,
McCall,

NAYS.

Clark,
Duncombe,
Elliott,
R. Fraser,
Ingersoll,
Jarvis,

A. McDonald,
D. McDonald,
Mackenzie,
McMartin,
Perry,
Roblin,

Shaver,
Thomson,
VanKoughnett,
White—22.

Yeas 22.

Nays 24.

Robinson,
Samson,
Sol'r General,
Warren,
J. Willson,
W. Wilson—24

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

House divides on 1st resolution.

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

Messrs.

Att'y General,
Berczy,
Boulton,
Brown,
Burwell,
Chisholm,

YEAS.

Clark,
Duncombe,
Elliott,
R. Fraser,
Ingersoll,
Jarvis,

NAYS.

W. Crooks,
A. Fraser,
Howard,
Jessup,
Lewis,
Lyons,

McCall,
A. McDonald,
D. McDonald,
Mackenzie,
McMartin,
Perry,

Roblin,
Shaver,
Thomson,
VanKoughnett,
White—23.

Yeas 24.

Nays 23.

The question was carried in the affirmative by a majority of one, and the resolution was adopted.

Resolution adopted.

The second resolution was then put.

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

House divides on second resolution.
Yeas 24.

Messrs.

Att'y General,
Berczy,
Boulton,
Brown,
Burwell,
Chisholm,

YEAS.

Clark,
Duncombe,
Elliott,
R. Fraser,
Ingersoll,
Jarvis,

NAYS.

W. Crooks,
A. Fraser,
Howard,
Jessup,
Lewis,
Lyons,

McCall,
A. McDonald,
D. McDonald,
Mackenzie,
McMartin,
Perry,

Roblin,
Shaver,
Thomson,
VanKoughnett,
White—23.

Nays 23.

The question was carried in the affirmative by a majority of one, and it was resolved, that the chairman be instructed to draft and report a bill pursuant to the foregoing resolutions.

2nd Resolution adopted.

Adjourned.

TUESDAY, 22d FEBRUARY, 1831.

THE House met,

Prayers were read.

The minutes of yesterday were read.

Mr. Attorney General brought up the petition of Jacob Randal and M. Thomas; which was laid on the table.

Petition of J. Randal and R. Thomas brought up. Of John Bagwell, Esq. & others.

Agreeably to the order of the day, the following petitions were read. Of John Bagwell, Esq. and seventy-seven others, of the Home district, praying for a sum of money, to repair the road leading from the townships of Mulmer, Mono, Adjala, Caledon, Chinguacousy, Albion, Toronto and the Gore of Toronto, to York. Of Lemuel Daniels, and nineteen others, of Cornwall, praying that an act passed at the last session of Parliament, authorising the alteration of a line between the seventh and eighth concessions of the said township may be repealed. Of William Lawrence, and twenty-six others, praying for the adoption of regulations relative to persons driving sleighs, &c. on Yonge street. Of William Bergin, and five others, creditors of Daniel Pindar, late of York, inn-keeper, praying that their case may be taken into consideration, and such relief granted as may to the house seem meet. Of Thomas Walton, and sixty one others, of the townships of Scarboro' and Markham, in the Home district, praying for a grant of seventy-five pounds to complete a road leading from the eighth concession of Markham, to Dundas street, in Scarborough. Of Absalom Shade, and sixty three others, of the township of Waterloo in the Gore district, praying for aid to repair the roads leading through the townships of Dumfries and Beverly, and that the money collected from them as fines for exemption from militia duty, may be appropriated to that purpose. Of John Erb, Senior, of the township of Waterloo, in the Gore district, praying for relief in the premises, by a grant of eighty-five pounds; and of Benjamin Knott of the town of York, pray-

Of L. Daniels and others.

Of W. Bergin and others.

Of Thomas Walton and others.

Of Absalom Shade and others.

Of John Erb Senior.

Of B. Knott.

ing for a premium for the establishment of a starch manufactory in York.

Petition of A. McDonald Esq. referred. Mr. D. McDonald, seconded by Mr. Bidwell, moves that the petition of Alexander McDonell, Esq. and others, be referred to the committee of supply.

Ordered.

Petition of A. Shade and others referred. Mr. J. Crooks, seconded by Mr. Berczy, moves that the petition of the Menonists and Tunkers of Waterloo, be referred to a committee to be composed of Messrs. Chisholm and McNab, with leave to report by bill or otherwise.

Ordered.

Report of Kingston bank Commissioners referred. Mr. Bidwell, seconded by Mr. D. McDonald, moves that the report of the Kingston Bank Commissioners be referred to the committee of supply.

Ordered.

Arbitrators' letter referred. Mr. Morris, seconded by Mr. A. Frazer, moves that the letter of the hon. George Markland, Arbitrator to Lower Canada, sent down to this house by his Excellency the Lieutenant Governor, be referred to the committee of supply.

Ordered.

Journals read on improvement of navigation of Grand River. Agreeably to notice, Mr. Ingersoll, seconded by Mr. Maçon, moves that so much of the Journals as relates to the improvement of the navigation of the Grand River, be now read.

Which was carried, and the journals were read accordingly.

Mr. Ingersoll, seconded by Mr. Maçon, moves that so much of the journals, just read relative to the petition of George W. Whitehead, and others, praying for the incorporation of a joint stock company, to improve the navigation of the Grand river or Ouse, be referred to a select committee, and that Messrs. Burwell and Duncombe do compose the same, to report thereon by bill or otherwise.

Ordered.

Committee to present address on crown timber, reports answer. Mr. Chisholm, from the committee to wait on his Excellency the Lieutenant Governor with the address of this house on the subject of duties collected on crown timber, reported delivering the same, and that his Excellency had been pleased to make thereto the following answer.

GENTLEMEN.

I will transmit this address to his Majesty's government.

Bill to prevent the sale of Liquors without licence brot. in. Agreeably to notice Mr. Jarvis, seconded by Mr. Thomson, moves for leave to bring in a bill to alter and amend the law now in force for the summary conviction of persons selling spirituous liquors without licence.

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

Welland Canal loan bill brought in. Mr. Mount, chairman of the committee of the whole house on supply, reported a bill founded on a resolution adopted by the house relative to granting a loan to the Welland canal company.

The report was received, and the bill was read the first time.

Motion for referring back the report. On the question for the second reading of the bill Mr. VanKoughnett, seconded by Mr. W. Crooks, moves, in amendment that the report of the chairman of the committee of the whole house be referred back to the chairman of the committee of supply, to report thereon in pursuance to the order of this house.

House divides. On which the house divided, and the yeas and nays were taken as follows.

Yeas 21. Messrs. Beardesley, Bidwell, Buell, Campbell, Cook, J. Crooks, W. Crooks, A. Fraser, Howard, Jessup, Lyons, McCall, A. McDonald, D. McDonald, Mackenzie, McMartin, Perry, Roblin, Shaver, VanKoughnett, White—21.

Nays 27. Messrs. Att'y General, Berczy, Boulton, Brown, Burwell, Chisholm, Clark, Duncombe, Elliott, R. Fraser, Ingersoll, Jarvis, Jones, Ketchum, Lewis, MacNab, Morris, Mount, Randal, Robinson, Samson, Sol'r General, Thomson, Warren, J. Willson, W. Wilson—27.

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

Motion for second reading this day 3 months. In amendment to the original question, Mr. Thomson, seconded by Mr. VanKoughnett, moves that the bill be read a second time this day three months.

House divides. On which the house divided, and the yeas and nays were taken as follows.

Yeas 24. Messrs. Beardesley, Bidwell, Buell, Campbell, Cook, J. Crooks, W. Crooks, A. Fraser, Howard, Jessup, Lewis, McCall, A. McDonald, D. McDonald, Mackenzie, McMartin, Morris, Perry, Roblin, Shaver, Thomson, VanKoughnett, White, Lyons—24.

Nays 24. Messrs. Att'y General, Berczy, Boulton, Brown,

Burwell, Chisholm, Clark, Duncombe, Elliott, R. Fraser, Ingersoll, Jarvis, Jones, Ketchum, MacNab, Maçon, Mount, Randal, Robinson, Samson, Sol'r General, Warren, J. Willson, W. Wilson—24.

The question of amendment was decided in the negative by the casting vote of the Speaker.

In amendment to the original question, Mr. Bidwell, seconded by Mr. Perry, moves that the bill be read a second time on the first day of April next.

On which the house divided, and the yeas and nays were taken as follows.

Messrs. YEAS. Beardesley, Bidwell, Buell, Campbell, Cook, J. Crooks, W. Crooks, A. Fraser, Howard, Jessup, Lewis, Lyons, McCall, A. McDonald, D. McDonald, Mackenzie, McMartin, Morris, Perry, Roblin, Shaver, Thomson, VanKoughnett, White—24.

NAYS. Att'y General, Berczy, Boulton, Brown, Burwell, Chisholm, Clark, Duncombe, Elliott, R. Fraser, Ingersoll, Jarvis, Jones, Ketchum, MacNab, Maçon, Mount, Randal, Robinson, Samson, Sol'r General, Warren, J. Willson, W. Wilson—24.

The question of amendment was decided in the negative by the casting vote of the Speaker.

In amendment to the original motion, Mr. Mackenzie, seconded by Mr. Perry, moves the Welland canal bill be read a second time this day week.

On which the house divided, and the yeas and nays were taken as follows.

Messrs. YEAS. Beardesley, Bidwell, Buell, Campbell, Cook, J. Crooks, W. Crooks, A. Fraser, Howard, Jessup, Lewis, Lyons, McCall, A. McDonald, D. McDonald, Mackenzie, McMartin, Morris, Perry, Roblin, Shaver, Thomson, VanKoughnett, White—24.

NAYS. Att'y General, Berczy, Boulton, Brown, Burwell, Chisholm, Clark, Duncombe, Elliott, R. Fraser, Ingersoll, Jarvis, Jones, Ketchum, MacNab, Maçon, Mount, Randal, Robinson, Samson, Sol'r General, Warren, J. Willson, W. Wilson—24.

The question of amendment was decided in the negative by the casting vote of the Speaker, and the bill was ordered for a second reading on Friday next.

The Master in chancery brought down from the honorable the Legislative council a message and resolution which were read as follows:

MR. SPEAKER, The Legislative council communicate the accompanying resolution for the information of the Commons House of Assembly. JOHN B. ROBINSON, Speaker.

Legislative Council Chamber, 21st day of February, 1831. "Ordered that it be resolved, that the rule of this House passed on the 5th day of March last, restraining this House from proceeding on private bills which may come up from the assembly after the thirtieth day of the session, be suspended so far as the same may affect any bills which have come up or may come from the Assembly before the expiration of eight days from the passing of this order."

Journal of the Legislative Council, 21st day of February, 1831. Attest, G. POWELL, Clerk.

Mr. Secretary Mudge 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 transmits to the House of Assembly, in compliance with an address, a statement of the receipts and expenditure of the casual and territorial revenue of the crown, from the year 1825 to 1830, inclusive. Government House, 22d February, 1831.

J. COLBORNE. The Lieutenant Governor transmits to the House of Assembly, in compliance with an address, a copy of a bill entitled "An act to repeal the laws now in force, granting poundage to the Receiver General's Salary bill."

eral of this province, and to provide a salary for that officer in lieu of such poundage," and of a document in which the assent to the bill is communicated.

The despatches of his predecessor, the Lieutenant Governor does not feel himself authorized to forward to the House without the consent of His Majesty's government.

Government House, 22d }
February, 1831. }

Message with returns of emoluments.

J. COLBORNE.

The Lieutenant Governor transmits to the House of Assembly, such returns of emoluments of public officers as have been received since his last communication to the House on this subject.

Government House, 22d }
February, 1831. }

Documents, (see appendix.)

Motion for expunging proceedings on petition of Truman Raymond.

Mr. W. Crooks, seconded by Mr. MacNab, moves that the report of the select committee to whom was referred the petition of Truman Raymond, against James J. Rolston, teacher of the Niagara district school, together with the evidence had before the committee, and all proceedings connected therewith, be expunged from the Journals, and that the same be not printed therewith.

House divides.

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

Yeas 25.	Messrs. Atty General, Berczy, Boulton, Brown, Burwell, Chisholm, J. Crooks,	W. Crooks, Elliott, R. Fraser, Jarvis, Jessup, Jones, Ketchum,	YEAS. Lewis, D. McDonald, MacNab, Morris, Mount, Robinson, Roblin,	Samson, Sol'r General, VanKoughnett, J. Willson—25.
Nays 11	Messrs. Beardsley, Bidwell, Buell.	Campbell, Clark, Cook,	NAYS. Howard, McCall, Mackenzie,	Perry, White—11.

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

Adjourned.

WEDNESDAY, 23d FEBRUARY, 1831.

THE House met.

Prayers were read.

The minutes of yesterday were read.

Petitions brought up. J. Craig and others.

Mr. Elliott, brought up the petition of James Craig, and sixty-nine others of the London and Western district's; which was laid on the table.

I. Schofield and others.

Mr. Elliot, brought up the petition of Ira Scofield, and forty-eight others, of the London and Western district's; which was laid on the table.

Petition of John Erb referred.

Mr. J. Crooks, seconded by Mr. Clark, moves that the petition of John Erb Sen'r be referred to the committee of supply.

Ordered.

Petition of R. C. Horne referred to supply.

Mr. Jarvis, seconded by Mr. R. D. Fraser, moves that the order of a committee of the whole house on the petition of R. C. Horne, Esq. be discharged, and that the same be referred to the committee of supply.

Ordered.

Petition of B. Knott referred.

Mr. Jarvis seconded by Mr. R. D. Fraser, moves that the petition of Benjamin Knott be referred to the committee of supply.

Ordered.

Petition of Lemuel Daniels and others referred.

Mr. McMartin, seconded by Mr. Shaver, moves that the petition of Lemuel Daniels, and others, inhabitants of the seventh concession of the township of Cornwall, be submitted to a select committee to report thereon by bill or otherwise, with power to send for persons and papers, and that Messrs. Burwell and Mount do constitute the same.

Ordered.

Address on road of communication adopted.

Agreeably to the order of the day, the address to his Excellency the Lieutenant Governor, relative to the roads of communication between the two provinces, was read the second time, adopted and ordered to be engrossed and read a third time this day.

Bill to repeal 5th Geo. 3d. brought in.

Agreeably to notice Mr. Shaver, seconded by Mr. Buell, moves for leave to bring in a bill to repeal An act of the 56th Geo. 3d chap. 26. permanently granting to his Majesty two thousand five hundred pounds for the administration of justice.

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

U. C. Bank Bill brought in

Mr. J. Crooks, from the select committee to which was referred the petition of the president and directors of the Bank of Upper Canada, 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 Bank charter amendment bill was read the first time, and ordered for a second reading to-morrow.

The Speaker left the chair.

The Speaker resumed the chair.

Mr. Morris, from the select committee to whom were referred the several documents sent down by the Lieutenant Governor, on the subject of school lands, informed the house that the committee had agreed to a report, which he was directed to submit for the adoption of the house.

Committee on school lands make their report.

The report was received and was read.

Report on school lands, (see Appendix.)

Mr. Morris, seconded by Mr. Burwell, moves that the house do, on to-morrow, resolve itself into a committee of the whole on the report just read.

Report to be committed to-morrow.

Ordered.

Mr. Morris, seconded by Mr. Burwell, moves that five hundred copies of the report of the select committee on the subject of the school lands be printed for the use of members.

Report on School lands to be printed.

Ordered.

Agreeably to the order of the day, the house went into committee of supply.

Committee of supply.

Mr. Beardsley was called to the chair.

The House resumed, the black rod being at the door.

Black Rod.

The Master in chancery brought down from the honorable the Legislative council, a bill entitled "An act to provide that none of the ordinances made by the Governor and Legislative council of the province of Quebec, shall continue to have the force of law in this province;" which that honorable House had passed, and to which they requested the concurrence of this House.

Bill from Legislative Council, relative to ordinances of Quebec.

The bill sent down from the honorable the Legislative council, entitled "An act to provide that none of the ordinances made by the Governor and Legislative council of the province of Quebec, shall continue to have the force of law in this province," was read the first time and ordered for a second reading to-morrow.

Bill read.

The Speaker left the chair.

The chairman resumed the chair of committee.

Committee of supply resumes. Resolutions reported.

The House resumed.

Mr. Beardsley 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 to-morrow.

On the question for receiving the report, the House divided, and the yeas and nays were taken as follows:

House divides on receiving report.

Messrs.	YEAS. Beardsley, Berczy, Burcell, Campbell, Elliott, A. Fraser, R. Fraser,	Howard, Ingersoll, Jessup, Jones, Ketchum, Lewis, Lyons,	McCall, A. McDonald, D. McDonald, McMartin, Maçon, Morris, Mount,	Perry, Robinson, Roblin, Samson, Shaver, White, W. Wilson,—28.
Messrs.	NAYS. Atty. General, Boulton, Brown, Buell,	Chisholm, Cook, Duncombe, Jarvis,	Mackenzie, MacNab, Randal, VanKoughnett,	Warren, J. Willson—14.

The question was carried in the affirmative by a majority of fourteen, the report was received, and leave granted accordingly.

The first resolution was then put and carried, as follows:

Resolved, that there be granted to His Majesty the sum of twenty thousand pounds, to be raised by debenture, and applied upon the roads and bridges in the several districts of this province.

£20,000 for roads & bridges.

The second resolution was then put as follows:

Resolved, that the sum of twenty thousand pounds be appropriated to the several districts as follows:

To the Ottawa district,	£
the sum of.....	1,000
To the Bathurst district,	
the sum of.....	1,900
To the Eastern district,	
the sum of.....	1,900
To the district of Johnstown,	
the sum of.....	1,900
To the Midland district,	
the sum of.....	2,200
To the Newcastle district,	
the sum of.....	1,900
To the Home district,	
the sum of.....	1,900
To the district of Gore,	
the sum of.....	2,000
To the Niagara district,	
the sum of.....	1,600
To the district of London,	
the sum of.....	2,000
To the Western district,	
the sum of.....	1,700
	<hr/>
	£20,000

Resolution for appropriating the above sum among the several districts.

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

House divides.

Yeas 30. Messrs. *Beardsley, Berczy, Buell, Burwell, Campbell, Cook, Dancombe, Elliott, A. Fraser, R. Fraser, Howard, Ingersoll, Jones, Lewis, Lyons, McCull, A. McDonald, D. McDonald, McMartin, Maçon, Morris, Mount, Perry, Robinson, Roblin, Samson, Shaver, VanKoughnett, White, W. Wilson—30.*

Nays 11. *Atty General, Boulton, Brown, Chisholm, Jarvis, Ketchum, Mackenzie, MacNab, Randal, Warren, J. Wiltson—11.*

The question was carried in the affirmative by a majority of nineteen, and the resolution was adopted.

The third resolution was then put and carried as follows:

Chairman to move that the scale of appropriations be referred to members for more particular distribution and appointment of Commissioners.

Resolved, that the chairman be instructed to move that the scale of appropriations for the service of the roads and bridges throughout the province, be referred to the members of the several districts, and that the members for each district do prepare and bring into the house, on Friday next, a scale of the subdivisions of the sum appropriated for their respective districts, for the service of roads and bridges, and that they name the commissioners that they may think best qualified to superintend the expenditure of the said appropriation.

Adjourned.

THURSDAY, 24th FEBRUARY, 1831.

THE House met,

Prayers were read.

The minutes of yesterday were read.

Petition of John Bogart Senr. and others brought up

Mr. Robinson brought up the petition of John Bogart, Senr. and eighty-eight others, of Yonge street, in the Home district; which was laid on the table.

Address on road of communication with Lower Canada passed.

Agreeably to the order of the day, the address to his Excellency the Lieutenant Governor, relative to the roads of communication between the two Provinces, 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.

Address on road of communication with the Lower Province.

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 call the notice of your Excellency to an inconvenience, severely felt by the inhabitants of this province, but more particularly those in the eastern part of it, from the want of roads in that part of Lower Canada, adjoining the province line; corresponding with and continuing those which have been opened through the Eastern district to the Province line, with the exception of the road in front of the shore of lake Saint Francis. This inconvenience is more severely felt by the inhabitants of the back townships, who, at present, have no road to Lower Canada that is practicable in summer, but that, in front, a distance of upwards of thirty miles from many of them, an inconvenience which would be totally avoided were the following roads opened and made practicable, viz. the road leading by and from Cote de St. Madelaine in Lower Canada, until it intersects the province line, in as direct a course as may be practicable, to correspond with some of the road opened in Upper Canada. Also the road and bridges in Lower Canada from the province line to the east of the river Del'isle; being the continuation of the main road called Dundas street, which intersects the province line near the rear of the township of Lancaster, in the county of Glengarry, being the main leading road through this province. We further beg leave to state to your Excellency, the great advantage the inhabitants of this province would derive, were the said main road continued, opened, and made practicable from the said river De l'isle to Vaudruel, near St. Anne's ferry. And as the legislature of our sister province is now in session, an opportunity is afforded of bringing forward the subject for public consideration. We therefore humbly request that your Excellency will be pleased to communicate with his Excellency the Governor in chief on the subject, with a view that the inconvenience alluded to may be brought before the Legislature of that province.

ARCHD. McLEAN,
Speaker.

Commons' house of Assembly,
23d. February, 1831.

Committee to present address.

Mr. Jessup, seconded by Mr. Shaver, moves that Messrs. McMartin and R. D. Fraser be a committee to carry up said address to his Excellency, and to know when his Excellency will be pleased to receive it.

Ordered.

The Speaker left the chair.

The Speaker resumed the chair.

Petition of Jacob Randall and M. Thomas as read.

Agreeably to the order of the day, the petition of Jacob Randall and M. Thomas, praying for a grant of one hundred and ninety-four pounds, seventeen shillings and three pence currency to

enable them to complete the bridge and repairs of the road at the sixteen mile creek, on the lake road in the Gore district, was read.

Mr. Mackenzie, seconded by Mr. Shaver, moves that the petition of Christopher Thomson, and others, of Scarborough. And the petition of John Bagwell, Esq. and others, of Toronto, be referred to the select committee on the petition of T. Whitesides and others.

Which was carried.

Mr. Attorney General, seconded by Mr. Berczy, moves that the select committee to whom was referred the petition of sundry inhabitants of the town of Niagara, respecting the war losses, be dissolved, and that the same be referred to the committee of supply.

Ordered.

Mr. Jarvis, seconded by Mr. Robinson, moves that the petition of William Bergin, and certain creditors of Daniel Pindar, be referred to a select committee, consisting of Messrs. McNab and Samson, with power to send for persons and papers, and to report thereon by bill or otherwise.

Ordered.

Mr. Burwell, seconded by Mr. Elliott, moves that the resolutions of this house which relate to the granting of money for the improvement of roads and bridges in the several districts of this province passed in a committee of the whole in supply, be referred to a select committee, consisting of Messrs. Solicitor General and Samson to report by bill.

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

Messrs. *Burwell, Elliott, McCall, Sol'r. General, White, W. Wilson—6.*

Messrs. *Atty General, Beardsley, Berczy, Bidwell, Boulton, Buell, Campbell, Chisholm, Clark, Cook, J. Crooks, W. Crooks, Duncombe, A. Fraser, Howard, Ingersoll, Jarvis, Jessup, Ketchum, Lewis, Lyons, A. McDonald, D. McDonald, McMartin, MacNab, Maçon, Morris, Mount, Perry, Randal, Robinson, Roblin, Samson, Shaver, VanKoughnett, Warren—36.*

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

Mr. Attorney General, seconded by Mr. Berczy, moves that the petition of Jacob Randall and M. Thomas be referred to the committee of supply.

Ordered.

Mr. Beardsley, as chairman of the committee of the whole house on supply, seconded by Mr. McCall, moves, that the scale of appropriation for the service of the roads and bridges throughout this province, be referred to the members of the several districts; and that the members for each district do prepare and bring into the house, on Friday next, a scale of the sub-divisions of the sums appropriated for their respective districts for the service of roads and bridges, and that they name the commissioners that they may think best qualified to superintend the expenditure of the said appropriation.

On which the house divided, and the yeas and nays were taken as follows.

Messrs. *Beardsley, Berczy, Bidwell, Buell, Burwell, Campbell, Elliott, A. Fraser, Howard, Ingersoll, Jarvis, Jessup, Ketchum, Lewis, Lyons, McCall, A. McDonald, D. McDonald, McMartin, Maçon, Morris, Mount, Perry, Robinson, Roblin, Samson, Shaver, Sol'r. General, White, W. Wilson—30.*

Messrs. *Atty General, Boulton, Chisholm, Clark, Cook, J. Crooks, W. Crooks, Duncombe, Mackenzie, MacNab, Randal, VanKoughnett, Warren—13.*

The question was carried in the affirmative by a majority of seventeen.

Agreeably to the order of the day the house went into committee of supply.

Mr. Chisholm was called to the chair.

The Speaker resumed the chair on a question of order.

The Speaker left the chair.

The chairman resumed the chair of committee.

The house resumed.

The chairman reported that the committee had agreed to two resolutions, and asked leave to sit again to-morrow.

The report was received, and leave was granted accordingly.

The first resolution was then put as follows:

Petitions of C Thomson & others and of John Bagwell, Esq. and others referred.

Committee on petition respecting war losses dissolved the petition referred to supply.

Petition of William Bergin and others referred.

Motion for referring the resolutions granting money for roads and bridges to a select committee.

House divides.

Yeas 6.

Nays 36.

Petition of Randall and Thomas referred to supply.

Scale of appropriations referred to the several members for more particular distribution and appointment of commissioners.

House divides

Yeas 30.

Nays 13.

Committee of supply.

Two resolutions reported.

Resolutions relative to remuneration to clerk of crown in chancery.

Resolved, that the sum of two hundred and forty-five pounds seventeen shillings and sixpence, be granted to Samuel P. Jarvis, Esq. clerk of the Crown in chancery, for his past services; being from the 30th January 1826, to the 31st December 1830; a period of four years and eleven months, at fifty pounds per annum.

House divides

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

Yeas 17.	Messrs.	YEAS.		
	Berczy,	A. Fraser,	MacNab,	VanKoughnett,
	Boulton,	R. Fraser,	Maçon,	J. Willson—17.
	Brown,	Ingersoll,	Morris,	
	Burwell,	Jarris,	Robinson,	
	Chisholm,	A. McDonald,	Samson,	

Nays 16.	Messrs.	NAYS.		
	Beardsley,	Cook,	Lyons,	Randal,
	Buell,	Duncombe,	McCall,	Shaver,
	Campbell,	Howard,	Mackenzie,	White,
	Clark,	Ketchum,	Perry,	W. Wilson—16.

The question was carried in the affirmative by a majority of one.

The second resolution was then put as follows:

Resolved, that the sum of fifty pounds be granted to the clerk of the Crown in chancery for the time being, annually, in each and every year.

Resolution granting salary to Clerk of crown in chancery.

House divides

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

Yeas 19.	Messrs.	YEAS.		
	Berczy,	A. Fraser,	Lewis,	Robinson,
	Boulton,	R. Fraser,	A. McDonald,	Samson,
	Brown,	Ingersoll,	MacNab,	VanKoughnett,
	Burwell,	Jarris,	Maçon,	J. Willson—19.
	Chisholm,	Jessup,	Morris,	

Nays 16.	Messrs.	NAYS.		
	Beardsley,	Cook,	Lyons,	Randal,
	Buell,	Duncombe,	McCall,	Shaver,
	Campbell,	Howard,	Mackenzie,	White,
	Clark,	Ketchum,	Perry,	W. Wilson—16.

The question was carried in the affirmative by a majority of three.

Mr. VanKoughnett, seconded by Mr. Burwell, moves that Messrs. Samson and McNab be a committee to draft and report a bill pursuant to the foregoing resolutions.

Committee to draft bill on foregoing resolutions.

In amendment, Mr. Mackenzie, seconded by Mr. Ketchum, moves that after the word "that" in the original motion, the whole be expunged, and the following inserted, it is inexpedient to have any further proceedings in the case of Mr. S. P. Jarvis, clerk of the Crown in chancery, until this House shall have first obtained authentic information concerning the nature and amount of his income, fees and emoluments, in conformity to the address to His Excellency for enquiry into the fees and emoluments of public officers.

Amendment proposed to foregoing.

House divides

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

Yeas 15.	Messrs.	YEAS.		
	Beardsley,	Cook,	McCall,	Shaver,
	Buell,	Howard,	Mackenzie,	White,
	Campbell,	Ketchum,	Perry,	W. Wilson—15.
	Clark,	Lyons,	Randal,	

Nays 19.	Messrs.	NAYS.		
	Berczy,	A. Fraser,	Lewis,	Robinson,
	Boulton,	R. Fraser,	A. McDonald,	Samson,
	Brown,	Ingersoll,	MacNab,	VanKoughnett,
	Burwell,	Jarris,	Maçon,	J. Willson—19.
	Chisholm,	Jessup,	Morris,	

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

In amendment to the original question, Mr. Perry, seconded by Mr. Lyons, moves that the following be added to the original, "and that the said bill provide that such salary be in place and in stead of all fees whatsoever."

Second amendment proposed.

House divides

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

Yeas 15.	Messrs.	YEAS.		
	Beardsley,	Cook,	McCall,	Shaver,
	Buell,	Howard,	Mackenzie,	White,
	Campbell,	Ketchum,	Perry,	W. Wilson—15.
	Clark,	Lyons,	Randal,	

Nays 19.	Messrs.	NAYS.		
	Berczy,	A. Fraser,	Lewis,	Robinson,
	Boulton,	R. Fraser,	A. McDonald,	Samson,
	Brown,	Ingersoll,	MacNab,	VanKoughnett,
	Burwell,	Jarris,	Maçon,	J. Willson—19.
	Chisholm,	Jessup,	Morris,	

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

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

Lost. On original question the House divides.

Messrs.

Berczy,
Boulton,
Brown,
Burwell,
Chisholm,

YEAS.

A. Fraser,
R. Fraser,
Ingersoll,
Jurvis,
Jessup,

Robinson,
Samson,
VanKoughnett,
J. Willson—19.

Yeas 19.

Messrs.

Beardsley,
Buell,
Campbell,
Clark,

NAYS.

Cook,
Howard,
Ketchum,
Lyons,

McCall,
Mackenzie,
Perry,
Randal,

Nays 16.

The question was carried in the affirmative by a majority of four.

Adjourned.

FRIDAY, 25th FEBRUARY, 1831.

THE House met.

Prayers were read.

The minutes of yesterday were read.

Mr. Berczy brought up the petition of William Hamilton Merritt, Esq. which was laid on the table.

Petition of W. H. Merritt brought up.

Agreeably to the order of the day, the following petitions were read. Of Ira Scofield, and forty-eight others, of the London and Western districts, praying for a grant of twelve hundred and fifty pounds, for the purpose of rendering navigable the river Thames from Oxford to Chatham. And of James Craig, and sixty-nine others, of the districts aforesaid, praying for the same.

Petitions read of Ira Schofield & others, and James Craig and others.

The Speaker left the chair.

The Speaker resumed the chair.

At two o'clock, P. M. the House adjourned for one hour.

The House met, pursuant to adjournment.

The Master in chancery brought down from the honorable the Legislative council, the bill, entitled, "An act to extend the time for taking the oaths prescribed by a certain act passed in the sixth year of His late majesty's reign, entitled "An act to secure and confer upon certain inhabitants of this province, the civil and political rights of natural born British subjects." The bill, entitled, "An act to incorporate certain persons therein mentioned, under the style and title of "The Tay Navigation company," and the bill, entitled, "An act to erect the county of Prince Edward into a separate district," to all of which the honorable the Legislative council had made some amendments, and to which the concurrence of this House was requested, also a message; which the Speaker read as follows:

Civil rights extension bill, Tay navigation Bill, and Prince Edwards Separation Bill, sent down from Legislative council, amended.

Mr. Speaker.

The Legislative council have passed the bill, entitled, "An act for vesting in trustees the market square in the town of York, for the benefit of the inhabitants of the said town" without amendment.

Message from Legislative Council with York Market place bill passed.

JOHN B. ROBINSON,

Speaker.

Legislative Council Chamber, }
29th day of February, 1831. }

The amendments made by the honorable the Legislative council, in and to the bill, entitled, "An act to extend the time for taking the oaths prescribed by a certain act passed in the sixth year of his late Majesty's reign, entitled, "An act to secure and confer upon certain inhabitants of this province, the civil and political rights of natural born British subjects," were read as follows:

Amendments to civil rights extension bill read.

In the title Line II, expunge "sixth" and insert "ninth."

Amendments

In the preamble Line II, after "secure" insert "to"

The above 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 mentioned, under the style and title of the Tay navigation company" were read as follows:

Amendments to Tay navigation company bill read.

Press 6. line 14. After the word "the" insert "said directors so soon as may be after the said election shall proceed in like manner, to elect, by ballot one of their number to be president for the like period, and the president and."

Press 9. line 19. After the word "the" expunge the remainder of the clause, and insert "state of their affairs, debts, credits, profits and losses, such statement to appear on the books, and to be open to the perusal of any stockholder, at his or her reasonable request."

Amendments

Press 24. line 11. After "navigation" insert "and provided also that the value of the land so taken, shall be ascertained and compensated for, in the manner herein before prescribed for the payment of lands taken for the other purposes of this Act."

Last press line 12. After the word "Province" add XXXVII. "And be it further enacted, by the authority aforesaid that whenever it shall appear

Amendments to Tay navigation improvement bill

"that the tolls received by the said Tay navigation company in any one year shall exceed twenty per cent on the capital invested, it shall and may be lawful for the Legislature of this province to regulate the tolls to be received by the said company in such manner as to them, may appear just by any act to be passed for that purpose"

"XXXVIII. And be it further enacted by the authority aforesaid, that notwithstanding any thing in this act contained, it shall and may be lawful to authorise one or more public ferry or ferries across the said river, if the same shall appear expedient, and to erect, maintain and use such bridge or bridges over the said river, and to make and use such highways leading to and from the same, as shall be found necessary for public convenience, in the same manner as highways and bridges are constructed and made in other parts of this province, and as if this act had not been passed, provided always that such highways and bridges shall be so constructed, and made as to occasion no unnecessary inconvenience to the said navigation."

"XXXIX. And be it further enacted by the authority aforesaid, that at any time after fifty years after the making and completing the said navigation, his Majesty his heirs and successors may assume the possession and property of the same and of all and every the works and dependencies thereto belonging, upon paying to the said company for the use of the stockholders thereof the full amount of their respective shares, or of the sums furnished and advanced by each subscriber towards the making and completing the said navigation, together with such further sum as will amount to twenty-five per cent upon the monies so advanced, and paid as a full indemnification to such company, and the said navigation, shall, from the time of such assumption, in manner aforesaid appertain and belong to his Majesty his heirs and successors, who shall from thenceforth be substituted in the place and stead of the said company, upon the conditions and subject to the provisions of any act of the Legislature of this province, that may be passed of or respecting the same, provided always, that it shall not be lawful for his Majesty, his heirs or successors, at any time after the expiration of the said fifty years, to assume the possession and property of the said navigation with its appurtenances as aforesaid, unless it shall appear from the accounts of the said company to be for that intent laid before the Legislature that the stockholders of the said company have received every year upon an average the sum of twelve pounds ten shillings for every hundred pounds they shall be possessed of in the said concern."

XL. And be it further enacted, by the authority aforesaid, that from and after the period when the possession of the right, interest and property in, and to the said navigation shall have been assumed by his Majesty, his heirs, or successors, as hereinbefore authorised, all tolls and profits arising therefrom, shall be paid into the hands of his Majesty's Receiver General, to and for the public uses of this province at the disposition of the legislature thereof, and shall be accounted for to his Majesty, his heirs and successors, through the Lords Commissioners of his Majesty's treasury, in such manner and form as his Majesty, his heirs and successors shall be graciously pleased to direct. Provided always, that the said navigation shall be commenced within one year, and completed within seven years after the passing of this act; otherwise, this act and every matter and thing herein contained, shall cease and be utterly null and void."

XLI. "And be it further enacted, by the authority aforesaid, that if within two months after the passing of this act, it shall be ascertained by the Governor, Lieutenant Governor, or person administering the government of this province, that the officer superintending the construction of the Rideau canal is instructed to undertake the improvement of the navigation of the river Tay, or deems it expedient that the same should be undertaken by his Majesty's gov-

ernment, under authority given by the 25th section of the act passed in the eighth year of His late Majesty's reign, then it shall and may be lawful for the Governor, Lieutenant Governor, or person administering the government of this province, by a proclamation to be issued by and with the advice of the Executive council thereof, to suspend the operation of this act, and from thenceforth it shall cease to have any force or effect, any thing therein contained to the contrary notwithstanding."

Amendments to Tay navigation improvement bill.

The above amendments were ordered to be read a second time to-morrow.

2nd reading to-morrow.

The amendments made by the honorable the Legislative council, in and to the bill, entitled, "an act to erect the county of Prince Edward into a separate district" were read as follows:

Amendments to Prince Edwards separation bill read.

Press 2. line 11. After the word "district" insert "provided always, that such Gaol and Court-house shall be erected in the village of Picton, upon a certain block of land containing two and a half acres, granted or intended to be granted and conveyed to Asa Werden, Simeon Washburn and James Dougall, Esquires, agreeably to a resolution adopted at a public meeting in May, one thousand eight hundred and twenty-six, convened for the purpose of fixing the site of said gaol and court-house, unless a majority of such Justices of the peace of the Midland district, as shall be present on the second day of the court of general Quarter sessions for the Midland district, in the month of July next, shall, by a resolution declare that such site is ineligible."

Press 3. line 4. After "aforesaid" expunge "that the Gaol and Court-house required to be erected in the said county of Prince Edward before the issue of the proclamation herein before mentioned, shall be erected and built in the township of Hallowell, and"

The above amendments were ordered to be read a second time to-morrow.

Second reading to-morrow.

Mr. Bidwell, seconded by Mr. Campbell, moves, that it be resolved, that an humble address be presented to His Majesty, setting forth that, in and by an act of the parliament of Great Britain, passed in the 31st Year of the reign of His Majesty's illustrious father King George the third, provision was made for the allotment and appropriation of one seventh of the land of this Province, for the support and maintenance of a protestant clergy within the same, and that it was further enacted that all and every the rents, profits or emoluments, which might at any time arise from such lands, so allotted and appropriated should be applicable solely for the maintenance and support of a protestant Clergy within the Province, and to no other purposes whatever.

That in pursuance of the said act, such allotment and appropriation of Land as aforesaid, have from time to time been reserved for the purpose therein mentioned, which lands are known in this province by the name of the clergy reserves. That by an act of the Parliament of the United Kingdom of Great Britain and Ireland, passed in the 8th and 9th years of the reign of His late Majesty George the fourth, provision was made for the sale of part of these reserves. That these reserves are scattered through the country, and have derived their present value chiefly from the labours of the people of this province, who belong to various religious denominations. That we think it our duty to inform His Majesty that but a small minority of the people of this province are members of the Church of England, and that His Majesty's subjects in this colony are members of various religious denominations; equally conscientious in their opinion, equally attached to His Majesty's person and government, and equally obedient to the laws, and meritorious in their general conduct.

That we consider it moreover our duty to declare that the sentiments and feelings of His Majesty's subjects generally in this province are strongly opposed to any connection between the Government, and any particular church or churches, as well as to any favor or assistance on the part of his Majesty's Government to one or more religious denominations not equally bestowed upon all, and to the grant by law of any rights, powers or privileges to any such denomination which are not extended to all.

Motion for addressing His Majesty on the subject of the sale of the Clergy reserves, for the purposes of education and general improvement, & on the modification of the charter of King's College.

They desire an equality of civil and religious rights, among all religious denominations.

That in these sentiments His Majesty's faithful commons would humbly express their most hearty concurrence.

That under these circumstances, His Majesty's faithful Commons have, more than once, approached the throne to make known the wishes of His Majesty's subjects in relation to these matters, and while they, recollect, with just gratitude, the gracious manner in which their representations were listened to by His late Majesty, they humbly request that inasmuch as the objects solicited on those occasions by His Majesty's subjects have not yet been attained, His Majesty will be pleased to take them into His most favorable consideration.

That his Majesty's faithful Commons, deeply impressed with the injustice and impolicy of excluding any of his Majesty's subjects in this province from an equal share of the benefit and assis-

Motion for addressing His Majesty on the subject of the sale of the Clergy reserves, for the purposes of education and general improvement, & on the modification of the charter of King's College.

tance to be derived from the clergy reserves, and sensible of the impracticability of a just and equal distribution of their proceeds among all religious denominations, as well as convinced that while they are applied in any mode according to the object of their original appropriation, they will furnish occasion for endless contentions and jealousies, have desired that they should be sold & the money produced by the sale be applied, under the direction and control of the provincial legislature, to the general improvement of the province, and the support of education. This house, therefore, have more than once passed a bill, authorising the sale of the said reserves for the purposes we have mentioned, which has failed in the other branch of the legislature; they have also repeatedly made known their wishes by address to the throne. Entertaining still the same sentiments, his Majesty's faithful commons humbly request that his Majesty will be graciously pleased to recommend to his Majesty's Parliament of Great Britain and Ireland, such measures, consistent with our constitution, as will lead to a sale of all the clergy reserves in this province, and will leave the appropriation of all monies arising from such sale, or from any sale made under any statute now in force, at the disposal of the provincial legislature, for the purposes which we have mentioned.

That we beg leave also, humbly to represent, that the charter of King's college which we are persuaded was intended for the benefit of his Majesty's subjects generally, contains principles of religious supremacy and exclusion, in favor of the church of England, which are inconsistent with that equality of rights and privileges which christians of all denominations in this province deserve, and which they confidently expect from his Majesty's gracious and paternal feelings towards them.

That we most humbly request that his Majesty will be pleased to take the charter into his most gracious consideration, and to cause such a modification to be made in its provisions, as will entirely remove from it every thing of a sectarian or exclusive character, and adapt it to the wants and wishes of the people of this province, and that Messrs. Perry and Lyons be a committee to draft and report said address, and that the thirty-second rule of this house be dispensed with so far as relates to this motion.

In amendment, Mr. Vankoughnett, seconded by Mr. MacNab, moves that the question be not now put; but that the house do, on to-morrow, resolve itself into a committee of the whole upon the resolution.

On which the house divided and the yeas and nays were taken as follows:

Messrs.	YEAS.		
Attorney General, J. Crooks,	Jessup,	Robinson,	
Berczy,	W. Crooks,	Lewis,	
Boulton,	Elliott,	McMartin,	
Brown,	A. Fraser,	MacNab,	
Burwell,	R. Fraser,	Maçon,	
Chisholm,	Ingersoll,	Morris,	
Clark,	Jarvis,	Mount,	
Messrs.	NAYS.		
Beardsley,	Duncombe,	A. McDonald,	Roblin,
Bidwell,	Howard,	D. McDonald,	Shaver,
Buell,	Ketchum,	Mackenzie,	White—18.
Campbell,	Lyons.	Perry,	
Cook,	McCall,	Randal,	

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

Mr. Attorney General, from the select committee, to which was referred the bill sent down from the honorable the Legislative council, entitled, "An act for vesting the estates, which were of the late Laurent Quetton Saint George, deceased, in this province, in William Warren Baldwin, and for declaring the trusts upon which certain other estates are held by the said William Warren Baldwin, for the purpose of enabling the said William Warren Baldwin, the better to carry into effect the will of the said Laurent Quetton Saint George, and for other purposes relating to the real and personal estates which were of the said Laurent Quetton Saint George, in this province," to report thereon, informed the house that the committee had agreed to a report which he was ready to submit whenever the house would be pleased to receive the same.

The report was received and read as follows:
To the honorable the house of assembly.

The select committee, to whom was referred the bill from the honorable the Legislative council entitled, "An act for vesting the estates which were of the late Laurent Quetton Saint George, deceased, in this province, in William Warren Baldwin, and for declaring the trusts upon which certain other estates are held by the said William Warren Baldwin, for the purpose of enabling the said William Warren Baldwin the better to carry into effect the will of the said Laurent Quetton Saint George, and for other purposes relating to the real and personal estates which were of the said Laurent Quetton Saint George, in this province, beg leave respectfully to report.

That they have diligently enquired into the facts alledged in the bill, as the inducement to the enactment, and find them all true in substance and fact, as therein alledged. They would, however, recommend giving a remedy against the trustee by action of account, and also by vesting in the court of King's Bench, in this province, an equitable jurisdiction over the trusts thereby created. They have, therefore, prepared an amendment to that effect, which they respectfully submit, and with which they recommend the bill to the adoption of your honorable house.

In press 9, line 10, after the word "done," insert the words, "and provided also, that the said William Warren Baldwin, his heirs, executors and administrators, trustee or trustees, under this act, shall be answerable and accountable to the said Adele de Barbeyrac de Saint Maurice, the tutrix aforesaid, and to any tutrix or tutor regularly appointed in her place and stead, under and according to the laws of France, and to the said Henry Charles Joseph Quetton de Saint George, his heirs, executors, or administrators, in an action of account, as her his or their bailiff for all monies received by him, them, or any of them, under the authority of this act. And provided also, that his Majesty's court of King's Bench, in this province, shall and may, from time to time, have and hold equitable jurisdiction in, and over the trusts hereby created, and shall have full power to make all such orders and decrees touching the same or any thing therewith connected, as any court of equity might or could do in the like case."

All which is most respectfully submitted.
H. J. BOULTON,
Chairman.

Committee room house of Assembly }
23d February, 1831.

Mr. Attorney General, seconded by Mr. Samson, moves that the bill be read a second time and referred together with the amendments to a committee of the whole House to-morrow.

Bill read 2d time.

Ordered.

Mr. Bidwell, seconded by Mr. Campbell, moves that an humble address be presented to His Excellency the Lieutenant Governor, thanking him for his several messages of the seventeenth, and twenty-second instant, and assuring His Excellency that this House will not fail to give due consideration to the same, and that Messrs. Perry and Lyons be a committee to draft and report the same.

An address of thanks to be sent to His Excellency for messages.

Ordered.

Mr. Perry, from the committee appointed to draft an address to His Excellency, thanking him for his several messages of the 17th and 22nd instant, reported a draft, which was received, read twice, adopted and ordered to be engrossed and read a third time on to-morrow.

Draft of address reported.

3rd reading to-morrow.

Agreeably to the order of the day, the court of Requests bill was read the second time, and referred to a committee of the whole House.

Court of requests bill committed.

Mr. Mount was called to the chair.

The House resumed.

Mr. Mount reported progress and obtained leave to sit again to-morrow.

Progress made.

Mr. MacMartin, from the committee appointed to wait upon His Excellency the Lieutenant Governor with the address of this House, relative to roads of communication between this province and Lower Canada, reported delivering the same; and that His Excellency had been pleased to make thereto the following answer:

Select committee to present address relative to roads of Communication with Lower Canada reports answer.

GENTLEMEN—

I will take an early opportunity of recommending the subject of this address to the favorable consideration of the Governor in chief.

Mr. Morris, seconded by Mr. Samson, moves that it be resolved that the House do on to-morrow adjourn from two to three o'clock.

Which was carried.

Adjourned.

SATURDAY, 26th FEBRUARY, 1831.

THE House met.

Prayers were read.

The minutes of yesterday were read.

Mr. John Willson brought up the petition of William Chisholm; which was laid on the table.

Petitions brought up. Of W. Chisholm.

Mr. MacKenzie brought up the petition of John Barnhart, and one hundred and seventeen others, of the Village of Streetsville, in the township of Toronto; which was laid on the table.

Of John Barnhart and others.

Mr. Morris brought up the petition of George Lyon J. P. and one hundred and twenty nine others of the county of Carleton; which was laid on the table.

Of George Lyons J. P. and others.

Agreeably to the order of the day, the address to His Excellency the Lieutenant Governor, thanking him for his several messages of the seventeenth and twenty second instant, was read the third time, passed and signed, and is as follows:

Address of thanks 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.

Address.

MAY IT PLEASE YOUR EXCELLENCY.
We His Majesty's dutiful and loyal subjects, the Commons of Upper Canada, in Provincial Parliament, Assembled, humbly

Amendment to foregoing.

House divides on amendment. Yeas 27.

Nays 11.

Amendment carried.

Select committee to which was referred the bill for the relief of the heirs of the late L. Q. St. George, present a report with some amendments to the bill.

Report on Saint George relief bill.

thank Your Excellency for your messages of the seventeenth and twenty second instant, and we assure Your Excellency that we will not fail to give due consideration to the same.

ARCHD. McCLEAN
Speaker.

Commons' house of Assembly, }
26th February, 1831. }

Committee to present address.

Mr. Lyons, seconded by Mr. Perry, moves that Messrs. Campbell and Howard be a committee to wait upon his Excellency the Lieutenant Governor, to know when he will be pleased to receive the address of thanks, and to present the same.

Petition of John Bogart & others read.

Agreeably to the order of the day, the petition of John Bogart sen'r, and eighty-eight others, of the Home district, praying that a small assessment upon all rateable property, in the townships contiguous to Yonge street, should be levied for the improvement of the said street, and that a bill for the above mentioned purpose, to be limited to three years, may be passed to test the propriety of its further continuance, was read.

Petitions of Ira Schofield and others, W. McCrae and others, and J. Craig and others referred.

Mr. Elliott, seconded by Mr. Macon, moves that the petitions of Ira Schofield, and others, William McCrae, and others, and James Craig, and others, be referred to a special committee to be composed of Roswell Mount and Charles Ingersoll, to report by bill or otherwise.

Ordered.

Petition of William Chisholm read and referred to committee of supply.

Mr. John Willson, seconded by Mr. Perry, moves that so much of the forty-third rule of this house be dispensed with as relates to the petition of William Chisholm, Esq. laying two days on the table, before the same is read, and that the said petition be now read.

Which was carried, and the petition of William Chisholm, praying for a loan of two thousand five hundred pounds, to complete the harbor at Oakville, in the township of Trafalgar, was read.

Mr. John Willson, seconded by Mr. MacNab, moves that the petition of William Chisholm, Esq. be referred to the committee of supply.

Ordered.

Clerk of the crown in chancery's salary bill read.

Mr. McNab, from the select committee to draft and report a bill agreeably to the resolutions adopted by the house relative to a salary to the clerk of the crown in chancery, reported a draft, which was received and read a first time, and ordered for a second reading on Monday next.

The Speaker left the chair.

The Speaker resumed the chair.

Saint George's relief bill referred to committee of whole

Agreeably to the order of the day, the bill sent down from the honorable the Legislative council, entitled, "An act for vesting the estates which were of the late Laurent Quetton Saint George, deceased, in this province, in William Warren Baldwin, and for declaring the trusts upon which certain other estates, are held by the said William Warren Baldwin, for the purpose of enabling the said William Warren Baldwin the better to carry into effect the will of the said Laurent Quetton Saint George, and for other purposes relating to the real and personal estates which were of the said Laurent Quetton Saint George in this province," as amended by the select committee, was read a second time, and referred to a committee of the whole house.

Mr. MacNab was called to the chair.

The house resumed.

Bill amended. 3d reading on Monday.

Mr. MacNab reported the bill as amended. The report was received, and the amendments were ordered to be engrossed and read a third time on Monday next.

House in committee on resolution relative to Clergy reserves &c.

Agreeably to the order of the day, the house went into committee of the whole on the resolution relative to the clergy reserves.

Mr. Shaver was called to the chair.

The house resumed.

Mr. Shaver reported progress, and asked leave to sit again in one hour.

The report was received, and leave granted.

The house adjourned for one hour.

The house met pursuant to adjournment.

Agreeably to the order of the day, the house went again into committee on the resolution relative to the clergy reserves.

Mr. Shaver in the chair.

The house resumed.

Mr. Shaver reported that the committee had risen and asked leave to sit again on Monday next.

Committee rises to sit again on Monday. House divides on receiving report.

On the question for receiving the report the house divided, and the yeas and nays were taken as follows:

Yeas 20.

Messrs.

Att'y. General, Cook,
Boulton, J. Crooks,
Brown, Ingersoll,
Burwell, Jarvis,
Chisholm, Jassup,

YEAS.

A. McDonald, Roblin,
McMartin, Samson,
MacNab, Sol'r General,
Morris, Van Koughnett,
Mount, Willson 20

Messrs.

Beardley,
Bidwell,
Buell,
Campbell,

NAYS.

Duncombe,
Howard,
Lyons,
McCall,

D. McDonald,
Mackenzie,
Perry,
Randal,

Shaver,
White—14.

Nays 14.

The question was carried in the affirmative by a majority of six, and leave was granted accordingly.

Adjourned.

MONDAY, 28th FEBRUARY, 1831.

THE House met.

Prayers were read.

The minutes of Saturday were read.

Agreeably to the order of the day, the bill sent down by the honorable the Legislative council, entitled "An act for vesting the estates which were of the late Laurent Quetton Saint George, deceased, in this province, in William Warren Baldwin, and for declaring the trusts upon which certain other estates are held by the said William Warren Baldwin, for the purpose of enabling the said William Warren Baldwin, the better to carry into effect the will of the said Laurent Quetton Saint George, and for other purposes relating to the real and personal estates which were of the said Laurent Quetton Saint George in this province," as amended by this House, was read the third time, passed and signed.

St. George's relief bill as amended, passed.

Messrs. Att'y General and Mount were ordered by the Speaker to carry the same up to the honorable the Legislative council, and to inform that honorable House, that this House had passed the bill entitled, "An act for vesting the estates which were of the late Laurent Quetton Saint George, deceased, in this province, in William Warren Baldwin, and for declaring the trusts upon which certain other estates are held by the said William Warren Baldwin, for the purpose of enabling the said William Warren Baldwin the better to carry into effect the will of the said Laurent Quetton Saint George, and for other purposes relating to the real and personal estates which were of the said Laurent Quetton Saint George, in this province," with some amendments, and to request the concurrence of that honorable House thereto.

Message sent to Legislative Council, to inform them of the same.

The Speaker left the chair.

The Speaker resumed the chair.

Mr. Samson, seconded by Mr. Morris, moves that Messrs. MacNab and Attorney General be a committee to take into consideration the subject of the clergy reserves, and the charter of King's college, and to report thereon, and that the thirty second rule of this House be dispensed with, so far as relates to the same.

Motion for referring the subject of the Clergy reserves to select committee.

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

House divided.

Messrs.

Att'y General,
Boulton,
Burwell,
Chisholm,

Clark,
J. Crooks,
Elliott,
Jassup,

YEAS.

MacNab,
Macon,
Morris,
Samson,

Warren,
J. Willson,
W. Wilson,—15.

Yeas 15.

Messrs.

Beardley,
Bidwell,
Brown,
Campbell,
Cook,
Duncombe,

R. Fraser,
Howard,
Jarvis,
Lewis,
Lyons,
A. McDouald,

NAYS.

D. McDonald,
Mount,
Perry,
Randal,
Roblin,
Shaver;

Sol'r. General,
Thomson,
Van Koughnett,
White—22.

Nays 22.

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

Mr. John Willson chairman of the select committee, appointed to try the matters of the Brockville contested election, reported as follows:

The select committee appointed to try the matter of the petition of James Gray, Esq. complaining of the undue election and return of Henry Jones, Esq. as a member for the town of Brockville, to serve in this present parliament, beg leave to make this their final report:—

Final report of Select committee on Brockville E-

Resolved, 1st. That the poll book taken at any election is the best evidence of the facts therein stated, and that the same not being produced before any committee appointed to try any election, nor the absence thereof in any manner accounted for, no secondary evidence can be admitted to supply such deficiency:

Resolved, 2d. That James Gray, Esq. the petitioner, having given no evidence to account for the absence of the original poll book, and not having put the same in evidence, he has failed in giving the best evidence which the nature of the case admitted, that he was a candidate at the last election for the town of Brockville.

Resolved, 3d. That the petitioner, James Gray, Esq. has failed to prove the allegations set forth in his petition, and that the election and return of Henry Jones, Esq. the sitting member for the town of Brockville, do not appear to this committee to be invalidated by any testimony produced on the part of the petitioner; James Gray, Esq.

Resolved, 4th. That in the opinion of this committee, leave should be granted to the petitioner, James Gray, Esq. to question by petition the election of Henry Jones, Esq. within fourteen days after the commencement of the ensuing session of parliament, pro-

vided the petitioner shall first pay all the necessary expenses which the sitting member may have been subjected to in consequence of the said petition.

Resolved, 5th. That the opposition of Henry Jones, Esq. to the petition of James Gray, Esq. is not frivolous or vexatious.

Resolved, 6th. That the petition of James Gray, Esq. complaining of the undue election and return of Henry Jones, Esq. is not frivolous or vexatious.

JOHN WILLSON,
Chairman.

Committee room house of Assembly }
28th February, 1831. }

Select committee report on appointment of officers.

Mr. Samson, from the select committee to which was referred the matter of right in the appointment of the officers of this house, to report thereon, informed the house that the committee had agreed to a report, which he was ready to submit whenever the house would be pleased to receive the same.

The report was received and read.

For report, (see appendix.)

Petition of W. H. Merritt read.

Agreeably to the order of the day, the petition of William Hamilton Merritt, Esq. praying that some person may be permitted to appear at the bar of this house in behalf of the Welland Canal company, and to give a statement of its concerns to the house, was read.

Binbrooke Survey bill referred to Committee of whole.

Agreeably to the order of the day, the Binbrooke and Saltfleet survey bill was read the second time, and referred to a committee of the whole house.

Mr. Ketchum was called to the chair.
The house resumed.

Bill amended.

Mr. Ketchum reported the bill as amended.
The report was received.

3d reading this day.

Mr. John Willson, seconded by Mr. J. Crooks, moves that the bill to provide for settling and determining by arbitration certain matters relating to the boundary line between Saltfleet and Binbrook, be engrossed and read a third time this day, and that the forty-first rule of this house be dispensed with as far as relates to the said bill.

Which was carried and the bill was ordered to be engrossed and read a third time this day.

At two o'clock the house adjourned for one hour.
The house met pursuant to adjournment.

Message and document with the Receiver General's Poundage bill referred.

Mr. Vankoughnet, seconded by Mr. J. Crooks, moves that his Excellency's message relative to the Receiver General's poundage bill, together with the accompanying document be referred to the committee of the whole house upon the report of the committee of conference upon the same subject.

Ordered.

Committee of whole on Report of conference on Receiver Generals bill.

Agreeably to the order of the day, the house went into committee of the whole, on the report of the select committee of conference, on the subject matter of the bill sent up from this house entitled "An act to repeal the laws now in force granting poundage to the Receiver General, and to provide a salary for that officer in lieu thereof."

Mr. Howard was called to the chair.

Message from His Excellency relative to surrender of duties under 14th Geo. 3d.

The house resumed to receive a message.
Mr. Secretary Mudge brought down from his Excellency the Lieutenant Governor, a message which the Speaker read as follows:

J. COLBORNE.

The Lieutenant Governor has the satisfaction to inform the house of assembly, that the King places at the disposal of the provincial Legislature, all His Majesty's interest in the duties which are collected under the British statute of the 14th Geo. 3d chap. 88, and which have hitherto been applied to the support of the civil government by warrants of the Lords commissioners of the Treasury.

His Majesty in concurring the complete disposal of this increasing revenue, has, naturally, the confident expectation that so great a proof of his anxious desire to consult the wishes of his faithful and loyal subjects in Upper Canada, will be met with a reciprocal feeling by their representatives.

The Lieutenant Governor is therefore instructed to acquaint the house that His Majesty's government trusts that the Legislature will think it indispensable that provision should be immediately made for the salaries of the Lieutenant Governor, the Judges and principal Officers of the government, and for such expenses of the civil government, and administration of justice as may appear, upon examination of the estimates in possession of the house, to require a more permanent arrangement than the supplies which are granted by annual vote.

The sum of eight thousand pounds is deemed sufficient by His Majesty's government for this important object, exclusive of the sum granted permanently by a provincial act towards the maintenance of the civil government.

The revenue to be ceded cannot be calculated at less than eleven thousand five hundred pounds sterling, and it will be highly gratifying to the Lieutenant Governor to concur in any measure that may accelerate the final arrangements proposed by His Majesty's government, to give effect to His Majesty's gracious intentions, and to the decision of the British parliament, when the Lords of the treasury may be released from their obligation of appropriating in future the duties referred to, in this communication.

Government house, 28th }
February, 1831. }

The master in chancery brought down from the honorable the Legislative council, the bill entitled, "An act to enable married

women more conveniently to alien and convey their real estate" which that honorable house had made some amendments, and to which the concurrence of this house was requested.

The amendments made by the honorable the Legislative council, in and to the bill, entitled, "An act to enable married women more conveniently to alien and convey their real estate," were read the first time as follows:

In the title, line 2, After "estate" insert "and to repeal an act

After "estate" insert "and to repeal an act passed in the forty-third year of the reign of King George the third, entitled 'an act to enable married women, having real estate, more conveniently to alien and convey the same.'"

Press 1, Line 1.

After "whereas," expunge the remainder to the word "provided," on the fifteenth line of Press two, and insert "the laws now in force enabling married women more conveniently to alien their real estate, do not afford the facility required, and at the same time unnecessarily expose purchasers to risque, from the chance of the married woman dying or retracting her consent after her execution of the conveyance, by means whereof such conveyances may be defeated, to the great prejudice of innocent purchasers. 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 August next, after the passing of this act, it shall and may be lawful for any married woman, being above the age of twenty-one years, residing within this province, and seized of real estate therein, to alien and convey such real estate by deed, to be executed by her jointly with her husband, to such use and uses as to her and her said husband shall seem meet. Provided always, nevertheless, that such deed shall not be valid or have any effect, unless such married woman shall execute the same in presence of one of the Judges of the court of King's Bench in this province, or in the presence of a Judge of the District court, or of a Judge of the Surrogate court of the District in which such married woman shall reside, or of two Justices of the Peace for such district, and unless such Judge or such two Justices of the Peace, (as the case may be,) shall examine such married woman, apart from her husband, respecting her free and voluntary consent to alien and depart with her estate as mentioned in the deed, and shall, on the day of the execution of such deed, certify on the back of the deed, in some form of words, to the effect following: "That on the day mentioned in the certificate, such married woman did appear before him or them, (as the case may be) at the place to be named in the said certificate, and being examined by him or them, (as the case may be) apart from her husband, did appear to give her consent to depart with her estate in the deed mentioned, freely and voluntarily, and without any coercion, or fear of coercion on the part of her husband, or of any other person or persons whatsoever."

2. And be it further enacted by the authority aforesaid, that when the married woman resides out of this Province, the deed may be executed by her in the presence of a Judge of the Court of King's Bench, or of a Judge of the District Court, or of the surrogate Court, or of two Justices of the peace, in and for any District of this Province, whose certificate shall be effectual for the purposes aforesaid. Provided always that it shall not in any case be necessary for any such Judge or justices as aforesaid to attest the execution of any deed as a subscribing witness. Provided also that nothing in this act contained shall be taken or construed to give to such deeds, so executed as aforesaid, so far as relates to the married woman, or the interests of herself, or of those claiming under her, any greater or other force or effect than the same would

Married Women's Estate bill from Legislative Council amended. Amendments read.

Amendments.

Amendments to bill to enable married women more conveniently to alien and convey their real estate.

"have had in case such married Woman had been sole at the time of executing the same."

"3. And be it further enacted by the authority aforesaid, that in all cases in which a married woman shall before the passing of this act have made any conveyance which would be valid in law if such certificate had been obtained within the period of twelve months as was required by the laws then in force in this Province, such certificate may at any time after the passing of this act be obtained, notwithstanding the period of twelve months may have expired, and the same shall have the like effect and no other, as if given within twelve months."

Press two, Line three, from the bottom, after "that," expunge "such Judge or his clerk shall be entitled to receive the sum of five shillings for drawing," and insert "the sum of five shillings shall be paid for"

Press two, last line, After "more," insert "4. And be it further enacted, by the authority aforesaid, that a certain act of the parliament of this province, passed in the forty third year of the reign of his late Majesty, King George the third, entitled 'An act to enable married women having real estate, more conveniently to alien and convey the same,' shall, from and after the said first day of August next, be repealed, except as to any conveyances which have been or shall be executed while the same was in force."

The above amendments were ordered for a second reading to-morrow.

The Speaker left the chair.

The chairman resumed the chair of committee.

The house resumed.

Mr. Howard 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,

The first resolution was then put as follows :

Resolved, that the chairman be instructed to move that it be resolved, that the reasons assigned by the honorable the Legislative council for not passing the bill sent up from this House, entitled, "An act to repeal the laws now in force, granting poundage to the Receiver General, and to provide a salary for that officer in lieu thereof," are not satisfactory to this House.

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

Yeas 18.

Messrs. YEAS. Boulton, Ingersoll, Morris, Van Koughnett, Burwell, Jessup, Mount, Warren, Cook, Lewis, Roblin, W. Wilson—18. Duncombe, McMartin, Samson, A. Fraser, Maçon, Shaver,

Nays 18

Messrs. NAYS. Atty General, Clark, A. McDonald, Solr General, Beardley, Elliott, Mackenzie, White, Bidwell, Elliott, Howard, MacNab, W. Wilson—18. Buell, Jarvis, Perry, Campbell, McCall, Robinson,

The question was carried in the affirmative by the casting vote of the Speaker.

The second resolution was then put as follows :

Resolved, That a conference be requested with the hon. the Legislative council on the said reasons, and that the conferees on the part of the House of Assembly, are instructed to acquaint the conferees on the part of the Honorable the Legislative council, that the House of Assembly have desired this conference upon the bill entitled "An act to repeal the laws now in force, granting poundage to the Receiver General, and to provide a salary for that officer in lieu thereof," for the purpose of acquainting the Legislative council that they cannot concur in the view taken by that honorable house of that bill. That in passing the bill the house of Assembly was influenced by an anxious desire to provide for the officer affected by it an ample and liberal salary for all the duties and responsibilities of his situation, and at the same time to prevent what has long appeared to them an extravagant increase of his emoluments under an act of the Legislature improvidently passed at a time when the revenues of the province were comparatively small, and when it does not appear to have been contemplated that their great increase would yield, as poundage, more than a reasonable compensation.

In the sense expressed by the honorable the Legislative council of the improvidence of leaving the office of the Receiver General upon its present footing, the House of Assembly fully concurs, and they cannot but advert to the fact that the two houses of the Legislature were so strongly impressed with the necessity of a change in this respect that a bill was passed in the second session of the eighth provincial parliament, similar in its provisions to the

one recently sent up, but limiting the salary of of the Rec. General to five hundred and fifty pounds sterling, which bill having been assented to by His Majesty, would have become a law, had the signification of His Majesty's pleasure thereon arrived in time to admit of its being promulgated within the period prescribed by the constitution.

The house of assembly cannot however recognize the principle that the present Receiver General should be allowed to enjoy a larger sum for the discharge of less arduous duties than in all probability his successor will have to perform should the revenues of the province continue to increase in the same ratio as heretofore.

On which the house divided and the yeas and nays were taken as follows :

Messrs. YEAS. Berezy, Ingersoll, Maçon, Shaver, Boulton, Jessup, Morris, Van Koughnett, Burwell, Lewis, Mount, Warren, Cook, Mackenzie, Roblin, W. Wilson—19. A. Fraser, McMartin, Samson,

Messrs. NAYS. Atty General, Clark, Lyons, Robinson, Beardley, Duncombe, McCall, Solr General, Bidwell, Elliott, A. McDonald, White, Buell, Howard, MacNab, J. Wilson—19. Campbell, Jarvis, Perry,

The question was carried in the affirmative by the casting vote of the Speaker.

Mr. Clark, from the select committee to which was referred the petition of Hugh Freel, and others, of the town and vicinity of Niagara, 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 Fort George Garrison reserve road bill was read the first time, and ordered for a second reading to-morrow.

Agreeably to the order of the day, the bill for the relief of Adam and Mary Dardy was read the second time, and referred to a committee of the whole house.

Mr. Randal was called to the chair.

The house resumed.

Mr. Randal reported the bill as amended.

On the question for receiving the report the house divided and the yeas and nays were taken as follows :

Messrs. YEAS. Beardley, Clark, Ketchum, Roblin, Bidwell, Cook, Lyons, Samson, Boulton, J. Crooks, McCall, Shaver, Buell, Duncombe, Mackenzie, White, Burwell, A. Fraser, Mount, J. Willson—26. Campbell, Howard, Perry, Chisholm, Ingersoll, Randal,

Messrs. NAYS. Atty General, Jessup, D. McDonald, Solr General, Brown, Lewis, Maçon, Van Koughnett—11. R. Fraser, A. McDonald, Morris,

The question was carried in the affirmative by a majority of fifteen, the report was received and the bill ordered to be engrossed, and read a third time to-morrow.

Mr. Attorney General, seconded by Mr. Samson, moves that an address of thanks be presented to his Excellency the Lieutenant Governor, for his Excellency's message of this day, and assuring his Excellency that this house will take the same into their serious consideration without delay.

Ordered.

Mr. Attorney General, seconded by Mr. Samson, moves that the message of his Excellency the Lieutenant Governor, signifying the desire of his Majesty that an appropriation be made by the provincial parliament for the support of the civil government of this province, be referred to a committee of the whole house, and that the same be taken into consideration on to-morrow.

Ordered.

Mr. Mackenzie, from the select committee to which was referred the petition of William Davenish, and others, Wait Sweet, and others, John Lewis, and others, Thomas Whitesides, and others, Christopher Thompson, and others, William Robertshaw, and others, S. Fletcher, and others, George Barclay, and others, John Leflar, and others, Stephen Pherill, and others, David Jardine and others, Henry Crosby, and others, and James Boyes, and others, inhabitants of the Home district, informed the house that the committee had agreed to a report which he was ready to present whenever the house would be pleased to receive the same.

The report was received and read.

Report, (see Appendix.)

House divides on second resolution.

Yeas 19.

Nays 19.

Committee on petition of H. Freel and others reports by bill.

Bill read.

Darby relief bill referred to committee of whole.

Bill amended. House divides on receiving report

Yeas 26.

Nays 11.

3d reading to-morrow.

Address of thanks to be sent to His excellency for messages.

Message of His Excellency on future support of Government to be referred to committee of whole to-morrow.

Committee on the several petitions of Devenish and others, Sweet and others, Lewis and others, Whitesides and others, Thompson and others, Robertshaw & others, Fletcher and others, Barclay and others, Leflar and others, Pherrill and others, Crosby and others and Boyes and others, report by bill.

House in committee on report of conferees on Receiver General's poundage bill.

Resolutions reported.

House divides on first resolution.

Second resolution put.

Grand River improvement bill reported. Mr. Burwell, from the select committee to which was referred the subject of the improvement of the navigation of the Grand river, 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 Grand river improvement bill was read the first time, and ordered for a second reading on Wednesday next.

Committee of supply. Agreeably to the order of the day, the house went into committee of supply.

Mr. Macon was called to the chair, The house resumed.

The chairman reported that the committee had risen for want of a quorum.

No quorum. PRESENT,—Messrs. Burwell, Chisholm, Clark, Cook, James Crooks, Howard, Jarvis, Ketchum, McCall, D. McDonald, Mackenzie, MacNab, Macon, Randal, Robison, Roblin, Shaver, John Willson and Wm. Wilson, 19.

At half past 10 o'clock P. M. the Speaker declared the house adjourned for want of a quorum.

TUESDAY, 1st. MARCH, 1831.

THE House met.

Prayers were read.

The minutes of yesterday were read.

The Speaker left the chair.

Mr. Macon resumed the chair of committee on supply.

The House resumed, the black rod being at the door.

Committee of Supply.

The Master in Chancery brought down from the honorable the Legislative council, a message, which the Speaker read as follows:

Message from Legislative council announcing concurrence in amendments to Saint George's relief bill.

MR. SPEAKER, The Legislative council have adopted the amendments made by the Commons' House of Assembly, in and to the bill entitled, "An act for vesting the estates which were of the late Laurent Quetton Saint George, deceased, in this province, in William Warren Baldwin, and for declaring the trusts upon which certain other estates are held by the said William Warren Baldwin, for the purpose of enabling the said William Warren Baldwin the better to carry into effect the will of the said Laurent Quetton Saint George, and for other purposes relating to the real and personal estates which were of the said Laurent Quetton Saint George, in this province."

JOHN B. ROBINSON, Speaker.

Legislative Council Chamber, } 1st day of March, 1831.

The Speaker left the chair.

Committee of supply.

The chairman resumed the chair of committee.

The house resumed.

Mr. Macon reported that the committee had agreed to two resolutions which he was directed to submit for the adoption of the house, and asked leave to sit again in one hour.

The report was received, and leave was granted accordingly.

The first resolution was then put as follows:

1st resolution put. Resolved, that it is the opinion of this house that there is justly due to James Gordon Strobridge, contractor for constructing the Burlington bay canal, the sum of two thousand three hundred and fifty-six pounds thirteen shillings and nine pence currency, for the labor and materials expended in constructing the said canal.

Sum due to Strobridge.

House divided. On which the house divided, and the yeas and nays were taken as follows.

Yeas 26.

Messrs. YEAS. Att'y General, Duncombe, A. McDonald, Roblin, Beardsley, Elliott, McMartin, Samson, Boulton, A. Fraser, McNab, Warren, Brown, R. Fraser, Macon, J. Willson, Buell, Ingersoll, Mount, W. Wilson—26. Burwell, Jarvis, Randal, Clark, Ketchum, Robison.

Nays 10.

NAYS. Berczy, J. Crooks, Morris, White,—10. Campbell, W. Crooks, Shaver, Cook, Mackenzie, VanKoughnett.

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

The second resolution was then put, and carried as follows:

Resolution granting £2356 13 9 to James G. Strobridge. Resolved, that the sum of two thousand three hundred and fifty-six pounds, thirteen shillings and nine pence, be granted to His Majesty to enable His Majesty to pay to James Gordon Strobridge the amount due him for constructing the Burlington bay canal.

Committee to draft bill.

Mr. John Willson, seconded by Mr. Mount, moves that Messrs. MacNab and Beardsley be a committee to draft and report a bill pursuant to the foregoing resolutions.

Ordered.

At two o'clock the House adjourned for one hour.

The House met pursuant to adjournment.

Agreeably to the order of the day, the House went into committee of supply.

Committee of supply.

Mr. Macon in the chair.

The House resumed to receive a message.

Mr. Secretary Mudge brought down, from His Excellency the Lieutenant Governor, a message which the Speaker read as follows:

Message from His Excellency with Estimate of expenses for support of civil Government.

J. COLBORNE.

The Lieutenant Governor, with reference to his communication of yesterday, transmits for the information of the House of Assembly, estimates of the expenses of the civil government.

Government House, } 1st. March, 1831. }

ESTIMATE OF EXPENSES requiring a more permanent arrangement than an annual vote.

Table with 3 columns: Expense Item, £, s. s. Items include Salary of the Lieutenant Governor (3000), Judges (3300), Attorney General (300), Solicitor General (100), Secretary of the province (300), Retired Judges (2700), Contingent and miscellaneous (800). Total: 10500 0 0.

Estimate of expenses of the Civil government continued.

Table with 3 columns: Expense Item, £, s. s. Items include Speaker of the Legislative council (360), Five Executive councillors (500), Receiver General (200), Surveyor General (300), Clerk of the Executive council (200), Clerk of the Crown and pleas (100), Government Office (Secretary's salary £182 10 0, Three Clerks 550 0 0), Executive council office (two Clerks 332 10 0), Secretary and Register's office (One Clerk, or Deputy Secretary 150 0 0), Receiver General's office (two Clerks 332 10 0), Surveyor General's office (Draftsman and 4 Clerks 726 5 7 1/2), Inspector General's office (two Clerks 332 10 0), Contingent expenses of the public offices (1500 0 0), Contingent expenses of the administration of justice (1800 0 0). Total: 7566 5 7 1/2.

The house went again into committee of supply.

Mr. Macon in the chair.

The house resumed.

Mr. Macon 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 to-morrow.

Committee of supply.

Several resolutions reported.

The report was received, and the resolutions were severally put and carried as follows:

Resolutions carried.

Resolved that the sum of two thousand pounds granted to the Gore district, by a former resolution of this house, be appropriated and expended as follows:

Three hundred pounds upon Dundas street, from the village of Dundas to Burford town line, and that John Binkley, Peter Bomberger and Hiram Capron be commissioners for expending the same.

From Dundas to Burford 300l

Two hundred pounds on the road from the town line of Beverly, at Samuel Cornell's, through the said township of Beverly and Dumfries, to the town line of Waterloo, and that Samuel Cornell, John A. Cornell and Absalom Shade, be commissioners for expending the same.

Through Beverly and Dumfries to Waterloo £200.

One hundred pounds on the road between lots No. six and seven from the second concession of West Flamborough, to Robert Patterson's, thence through the corner of Beverly, township of Puslinch, town of Guelph, to the line between Woolwich and Nichol, and thence to the falls of the Grand River, and that James Crooks, Esq. Thomas G. Husband and Thomas Smith, Esqrs. be commissioners for expending the same.

From 2nd concession of West Flamborough to grand river falls, £100.

Fifty pounds on the road, up the mountain, from Dundas to Flamborough West, and that Peter Bomberger be the commissioner for expending the same.

From Dundas to Flamborough west, £50

Twenty five pounds on the road between the first and second concessions of Beverly, and that Barney Howard, Adam Thomson and Barney Markle be commissioners for expending the same.

Between 1st and 2nd concession of Beverly £25.

Twelve pounds ten shillings on the roads between the second and third concessions of the township of Beverly, and that Hugh Mulholland, Daniel Cornell, and William Coleman, be commissioners for expending the same.

Between second and third concessions of Beverly £12 10.

Fifty pounds in the township of Dumfries, and that Absalom Shade, Hiram Capron, and Robert Murray, Esq. be commissioners for expending the same.

In Dumfries £50.

From Waterloo to falls of Grand river, £12 10.

Twelve pounds ten shillings upon the road from Waterloo town-line to the falls of the Grand River, in the township of Woolwich, east side of the Grand River, and that Zephaniah Sexton, Thomas Smith, Esq. and Alpheus Smith, be commissioners for expending the same.

From Dundas Street to 12 mile creek, through East Flamborough, £25.

Twenty-five pounds upon the road through the centre of the township of East Flamborough, from Dundas street to the twelve mile creek, and that Alexander Brown, John Eaton and Edward Evans, be commissioners for expending the same.

Through East and West Flamborough £25.

Twenty-five pounds upon the road through East and West Flamborough, from Sampson Howel's saw mill, easterly, and that Sampson Howell, Edward Ryckman and John Davis (Inn-keeper,) be commissioners for expending the same.

From Nelson to rear of Eramosa £75.

Seventy-five pounds on the road leading from Moses McCoy's, in the township of Nelson, to the rear part of Eramosa, and that William McCoy, William Smith and Joseph Parkinson, be commissioners for expending the same.

Through Trafalgar, Esquesing and Erin, 175.

Seventy-five pounds on the road leading from Post's Inn, in the township of Trafalgar, through the said township of Trafalgar, Esquesing and Erin, and that John Kenny, Peter Kenny and Charles Kenneday, be commissioners for expending the same.

12 mile creek hill £50.

Fifty pounds on the twelve mile creek hill, east side, on Dundas street, and that William McKerlin, Nathaniel Bell, Esq. and Walter O'Riely be commissioners for expending the same.

On lake road at 16 mile creek, £187 10 0

One hundred and eighty-seven pounds ten shillings on the lake road at the sixteen mile creek, to make good a like sum expended by Merrick Thomas, Jacob Randal and Wm. Young, commissioners appointed by the Quarter Sessions, upon a bridge, levelling the hills and making a mound across the flats of said creek.

From Post's Inn to Oakville £25.

Twenty-five pounds on the road leading from Post's Inn, in Trafalgar, to Oakville, and that James Thomson, Merrick Thomas and William Young, be commissioners for expending the same.

From Mrs. Munns to oak ville £12 10.

Twelve pounds ten shillings on the road from Mrs. Munns's to Oakville, and that John Keating, George Chalmers and Charles Biggars, be commissioners for expending the same.

Through Trafalgar, Esquesing and Erin, £50.

Fifty pounds on the road leading from Lawrence Hagars, through the township of Trafalgar, Esquesing and Erin, and that Joseph Bows, Jasper Martin and Levi Willson, be commissioners for expending the same.

From Ephraim Hopkins on Dundas street to second concession £25, and to lake road.

Twenty-five pounds on the road from Ephraim Hopkins, on Dundas street, upon the line between No. 25 and 26, to the second concession south of Dundas street, also on said second concession to the line between lots No. twenty-one and twenty-two, and upon the side line, leading south, to the lake road, and that Robert Smith, Hiram McCraney, and John Street, be commissioners for expending the same.

That the sum of seven hundred pounds to be expended in the county of Wentworth, be appropriated as follows:

From Ancaster to Fairchild's creek £250.

From William Vanderlip's tavern, in Ancaster, to Fairchild's creek on the Indian lands, two hundred and fifty pounds, and that Ewen Ritchie, Samuel Andruss, and Enos Buunell, be commissioners for expending the same.

Main road from J. Gages to fifty mile creek, £100.

From James Gage's to fifty mile creek, on the main road thro' Salt-fleet; the sum of one hundred pounds, and that Ebenezer Place, John Galbreath and Jonathan Pellet be commissioners for expending the same.

From S. Tapley's to West line of Salt fleet, £50.

On the mountain road from Samuel Tapley's, to the western boundary line of Salt-fleet, near Secord's mill fifty pounds, and that Samuel Tapley, Jeremiah Springsted, and John Law, be commissioners for expending the same.

On the Hill by George Hamilton's, £50.

On the hill leading up the mountain, by George Hamilton's, fifty pounds, and that Jacob Ramble, Joseph Robstone and Peter Hess, be commissioners for expending the same.

Beasley's hollow, £50.

On that part of the road leading from Hamilton to Dundas, called Beasley's hollow, fifty pounds, and that William B. Vanevery Francis Glover and Frederick Ashbough be commissioners for expending the same.

In Glandford, £100

In the township of Glandford, one hundred pounds and that Thomas Choate, David Kearns, and Elisha Bingham be commissioners for expending the same.

From Barton to salt fleet £50.

On the main road leading from Daniel Crossithwaites in Barton, to Sheldon's saw-mill in Salt-fleet, fifty pounds, and that James Gage and William Case be commissioners for expending the same.

County of Grenville Johnstown district.

Resolved, that the sum of nine hundred and fifty pounds, being one-half of the sum appropriated for the district of Johnstown, be expended in the county of Grenville as follows:

In the township of Edwardsburgh.

Edwardsburgh between Grenville and Dundas £50.

On the allowance of the road between the counties of Grenville and Dundas, leading from the Saint Lawrence to the river Rideau, the sum of fifty pounds, and that Joseph Millar and Hugh McCargar be commissioners for expending the same.

From Gallop Rapids to south Gower. £200.

On the road from James Humphreys, at the head of the gallop rapids, to Gideon Adams, Esq. in south Gower, the sum of two hundred pounds, and that Lewis Grant, Esq. and Elijah Froom be commissioners for expending the same.

Township of Augusta.

Augusta, From Augusta to River Rideau £300.

On the road from Timothy Hodges, senr. in Augusta, to the river Rideau (called the white road,) the sum of three hundred pounds, and that Henry Burrett, Esq. and John Bass, senr. be commissioners for expending the same.

Township of Wolford.

On the road from Merrick'sville to Alexander McCrea's, the sum of fifty pounds, and that Terrence Smith, Esq. and Alexander McCrae, be commissioners for expending the same.

Wolford, From Merrick'sville to McCrea's £50.

Township of Oxford.

On the road from Kemptville to Olmstead's, in Oxford, the sum of fifty pounds, and that Truman Hurd, Esq. and Richard Olmstead, senr. be commissioners for expending the same.

Oxford. From Kemptville to Olmsteads £50.

Township of south Gower.

On the road from John Froom's to the Rideau river, the sum of fifty pounds, and that William Kay and John Froom, be commissioners for expending the same.

South Gower. From John Frooms to Rideau, £50.

Township of north Gower.

On the allowance for roads from John Eastman's (on the north side of the river Rideau) to Richmond, the sum of fifty pounds, and that John Thomson, and John Eastman, the elder, be commissioners for expending the same.

North Gower. From Eastman's to Richmond, £50.

Township of Marlborough.

On the road from Richard Olmstead's to Richmond the sum of one hundred pounds, and that Richard Olmstead, senr. and Andrew Moor be commissioners for expending the same.

Marlboro. From Richard Olmstead's to Richmond, 100 pounds.

On the road from Edmund Burritt's to Belamy's mills, the sum of one hundred pounds, and that Edmund Burritt and William Ferguson, be commissioners for expending the same.

From Edmund Burritt's to Bellamy's mills, £100

That the sum of nine hundred and fifty pounds of the money granted for the district of Johnstown, be expended in the county of Leeds, as follows, viz: On the road from Jones' Mills in Yonge, to the western boundary line of the county of Leeds, one hundred and seventy-five pounds, and that John McDonald, Esq. Benjamin R. Munsell, Esq. and George Cook, be commissioners for expending the same.

County of Leeds. From Yonge to Western boundary 175 pounds.

From Manhard's to Stone's Corners, in Elizabethtown, one hundred pounds—commissioners, Sylvester Wright, Esq. Edward Howard, Esq. and Jesse Lamb.

From Manhard's to Stone's corners 100l.

From Stone's corners to Willson's Inn, in Elizabethtown, eighty pounds—commissioners, Ira Lewis and Gideon Leahigh.

From Stone's corners to Willson's, 80l.

From Willson's inn to Oliver's ferry, in Elmsley, one hundred pounds—commissioners, Horace Tupper, Elisha Landon and Clark Nichols.

From Willson's Inn to Oliver's ferry, 100l.

From Oliver's ferry to Perth, one hundred pounds—commissioners, W. R. Burford, Abel Wright, and William McPherson.

From Oliver's ferry to Perth, 100l.

From Willson's Inn, Kitley, on the road leading to Merrick'sville, to the eastern boundary line of Kitley, fifty pounds—commissioners, Philip Shook, Esq. and Timothy Soper.

From Willson's Inn to boundary line of Kitley, 50l.

From Elisha Landou's, on the road leading to Smith's falls, in Elmsley, seventy pounds—commissioners, Solomon Landon and Obadiah Reed, Jun.

On road to Smith's falls 70l.

From Donaldson's, on the Rideau Lake, in Elmsley, to open and improve the road near the south side of Rideau Lake, westward to the old landing, one hundred pounds—commissioners, Thos. Donaldson and Richard Myers.

To open road on south side Rideau Lake 100l.

From John Dixon's in Yonge, to the long falls, and Chafey's mills, Crosby, one hundred pounds—commissioners, Joshua Bates, Arvin Stoddard and Charles Davidson.

From Dixon's in Yonge to Chafey's mills, Crosby, 100l.

From Beverly in Bastard, to the isthmus in North Crosby, fifty pounds—commissioners, Nathan F. Soper and James Phillips.

From Beverly to North Crosby 50l.

On the road leading northward from Russel Fields to Nathan Clark's, in Elizabethtown, twenty five pounds—commissioners, Nathan Clark and Russel Fields.

From R. Fields to N. Clark's Elizabethtown, 25l

Resolved, That the sum of one thousand pounds, granted to His Majesty to improve the roads and bridges in the Ottawa district, be appropriated as follows:

Ottawa district.

Six hundred pounds to be expended on the front road from the eastern boundary of the township of Alfred, to the river Rideau, near By-town. That one hundred and fifty pounds be expended on the road from Point Fortune to Longuel. That the sum of fifty pounds be expended on the road leading from Lochiel to the Ottawa, commencing in the rear of West Hawkesbury, and from thence to VanClack's hill. That the sum of fifty pounds be expended on the road leading from Bradalbanc to Van Clack's hill. That the sum of fifty pounds be expended on the road leading through the Gore of Plantagenet to the House of John Paxton, Esq. That the sum of fifty pounds be expended on the road leading from Longuel to Chesser's mills, and that Charles Waters, Charles A. Low, William Wait, Daniel Wymen, and Joseph Griffin, be commissioners to expend the same.

From Alfred to Rideau River 600l

Point Fortune to Longuel 150l

From Lochiel to the Ottawa 50l.

From Bradalbanc to Van Clacks hill, 50l.

Gore of Plantagenet, 50l.

From Longuel to Chesser's mills, 50l

Thro' Osgoode to river Rideau, 50l.

On the principal road leading through the township of Osgoode to the river Rideau and By-town, the sum of fifty pounds, and that Archibald McDonnell, Jacob V. and Peter McLaren be commissioners to expend the same.

Eastern district.

Resolved, that the sum of one hundred pounds to be expended in the Eastern district, be expended and applied as follows: that is to say, in the county of Glengarry, on the road from Grey's creek to Lancaster, the sum of fifty pounds.

On road from Grey's creek to Lancaster, 50l.

On the road from Hawkesbury to Dundas street, one hundred and fifty pounds.

From Hawkesbury to Dundas street, 150l

On the road from Dundas to Williamstown, fifty pounds.

From Dundas to Williamstown, 50l.

On the road leading from Dundas street at Archibald Cameron's, to the rear of Kenyon, twenty-five pounds.

From Dundas street to rear of Kenyon, 25l.

from J. B. McLennan's to rear of Kenyon L.25.

On the road between lots No. 24 and 25, by John B. McLennan's to rear of Kenyon, *twenty-five pounds*.

From Martintown to Gore of Plantagenet, L.75.

On the road leading from Martintown through the centre of the Indian land to the Gore of Plantagenet, *seventy-five pounds*.

On Dundas Street, L.135

On Dundas street including the bridge at Martintown, *one hundred and thirty-five pounds*.

Front of Lancaster L.50.

On the nine mile road at Westley's, front of Lancaster, to Dundas street, *fifty pounds*.

From Lochiel church to Bredalbane L.20.

On the road from or near Lochiel Church, to Bredalbane settlement, *twenty pounds*.

Charlottenburgh to River aux Raisin, L.30.

On the nine mile road near John Cameron's, front of Charlottenburgh, to river Aux Raisin, *thirty pounds*.

Eastern boundary of Lochiel to the Ottawa road L.23 6 9.

On the road between fourth and fifth concession of Lochiel, commencing at the Eastern boundary near Thomas Duncan's, until it intersects the Ottawa road, *twenty-three pounds six shillings and eight pence*. John McGillivray, Esq. John McLennan, Esq. Hugh McGillic, Esq. Alexander Chisholm, Esq. Alex'r. McMartin, Esq. Alex. Fraser, Esq. and Mr. Donald Catanach, commissioners.

Commissioners.

Stormont

In the county of Stormont.

Front road 501. From St. Andrew's Church to Finch road L.50.

On the front road, to be expended by Albert French and John Bailey, as commissioners, the sum of *fifty pounds*. On the road, from Saint Andrew's Church, leading by Dixons, formerly Louks mill, till it intersects the road leading to Finch, to be expended by Simon Fraser, Alexander McLean, and John Poapst, junr. *fifty pounds*. On the road from Cornwall to the rear of Roxborough, to be expended by Simon Fraser, Alexander McLean, and John McDonald of lot no. ten, fifth concession Cornwall, *one hundred and fifty pounds*. On the road leading from Alexander McDonnell's in the 5th concession of Cornwall, to the second concession of the township of Roxborough, to be expended by John Montgomery of Roxborough, and Duncan McDonnell of no. four, 5th concession of Cornwall, *fifty pounds*. On the road from the Indian lands between the first and second concessions, to Cornwall, to be expended by Guy C. Wood, and John Chesley of Cornwall, as commissioners, *thirty-three pounds six shillings and eight pence*. On the road from the front of Osnabruck, near the church, to Chrysler's mills, in the township of Finch, to be expended by Michael Empey, John Waldorff, junr. and John Archibald, as commissioners, *one hundred and fifty pounds*. On the road leading from Charlesville to the fifth concession of Osnabruck, to be expended by John N. Ault and James Grant, as commissioners, *fifty pounds*. On the road leading from Thomas H. Maxwell's to the fifth concession in the township of Osnabruck to be expended by Thomas H. Maxwell, Henry Shaver and Jacob W. Empey, *fifty pounds*. On the road from John Dixon's junr. leading into the township of Finch, to be expended by John Dixon junr. and Ewan McMillan, *fifty pounds*.

From Cornwall to Roxborough L.150

From 5th Concession Cornwall to 2d concession Roxborough, L.50.

From Indian lands to Cornwall, L.33 6 8.

From front of Osnabruck to Finch L.150

From Charlesville to 5th concession of Osnabruck, L.50. from Maxwells to the 5th concession of Osnabruck, L.50.

Dixons Junr. to Finch, L.50 County of Dundas.

In Williamsburgh and Winchester, L.61 13 4.

On 9 mile road between 6 & 7 L.30.

On centro road L.50

On 9 mile road between 26 and 27, L.35.

Between 30 and 31, L.100.

Main road thro Williamsburgh, L.40.

Township of Matilda, Dundas Street, L.61 13 4

On 9 mile road between 6 and 7 L.25.

Between 12 and 13 L.50

Through Matilda and mountain L.125

9 Mile road between 24 & 25 L.42 10.

Between 31 & 32 L.12 10.

District of Bathurst.

Main road through Goulbourn to Richmond L.200.

Huntley to Fitzroy harbor, L. 200.

Torbolton to Goulbourn, L. 100.

Richmond to Bytown, L.100

Township of Matilda, on the Dundas street, the sum of *sixty-one pounds thirteen shillings and four pence*.

On the nine mile road between lots number six and seven, *twenty five pounds*. On the nine mile road, between lots no. twelve and thirteen, *fifty pounds*. On the road running through the centre of Matilda and Mountain, *one hundred and twenty-five pounds*. On the nine mile road between lots twenty-four and twenty-five, *forty-two pounds ten shillings*. On the nine mile road between thirty-one and thirty-two, *twelve pounds ten shillings*, and that Jacob Brouse, John Flagg, John Cariow, Henry Hare, and Matthew Barkley be commissioners to expend the same.

Resolved that the sum of *nineteen hundred pounds* granted to the district of Bathurst be expended as follows:—On the main road passing through Goulbourn, between the third and fourth concessions to Richmond, *two hundred pounds*, commissioners, John Anderson, Senr. Thomas Shillington and John Gordon.

On the road from Taylor's tavern in Huntley to Fitzroy harbour, *Two hundred pounds* commissioners James Daily, Henry McBride, and Heman Landon.

On the road from Torbolton, through March to Goulbourn *one hundred pounds*, commissioners Hammet Pinhey, Edward Logan Junr. and John Armstrong.

On the road from Richmond to Bytown, *one hundred pounds*, commissioners Thomas McKay, Bernard Chapman, and Hugh Bell.

On the road from the north-west town line of Ramsay, through Packenham, to MacNab, *one hundred pounds*, commissioners, John Grant, John Hutchison and James Morris. Ramsay to McNab, L.100.

On the road from the north-west angle of Goulbourn to the road leading from Richmond to By-town, *fifty pounds*, commissioners, Robert Young, Robert Grant and James Bell. Goulbourn to Bytown, L.50.

On the road from Perth to Franktown, *two hundred and twenty-five pounds*, commissioners, Alexander Fraser, Thomas James, and William Andison. Perth to Franktown L.50.

On the road from Franktown to Carleton place, *seventy-five pounds*, commissioners, William Wilson and David Moffatt. Franktown to Carleton place L.75.

On the road from Carleton place through Ramsay, to the town line of Packenham, *seventy-five pounds*, commissioners, David Suedden, John Toshack, and John McEwen. Carleton place to Packenham L.75.

On the road from Perth, passing through Drummond, to the north-west line of Ramsay, *one hundred and fifty pounds*, commissioners, James Wylie, Andrew Dickson and Daniel Shipman. Perth to Ramsay L.150.

On the road from Perth to Lemark, *two hundred pounds*, commissioners, Matthew Leech, Thomas Richardson and John Porter. Perth to Lemark, L.200.

On the road from Balderson's Inn, in Drummond, through Dalhousie, passing Boulton's mills, *one hundred pounds*, commissioners, Alexander Montgomery, Benjamin Boulton, John McIntyre and Samuel Walker. And through Dalhousie L.100.

On the road from Perth into north Sherbrooke, passing through Bathurst, *one hundred pounds*, commissioners, James Gilmore, Ebenezer Willson, and Josiah Davies. From Perth through Bathurst L.100.

On the road from the town line of Packenham, through McNab, *seventy-five pounds*, commissioners, Archibald McNab, and Christopher J. Bell. Through McNab L.75.

On the road leading through Bathurst to South Sherbrooke; *seventy-five pounds*, commissioners, Patrick Kennedy, John Nuttall, and John Millican. Through Bathurst to south Sherbrooke L.75.

On the road from Perth to Freer's Falls, *seventy-five pounds*, commissioners, John Robertson and John Campbell. From Perth to Freer's falls L.75.

Resolved, that the sum of *two thousand two hundred pounds*, authorised to be expended in the Midland district, be appropriated and applied as follows: Midland District.

On the road leading from Waterloo to Loughborough, the sum of *one hundred pounds*; and that Horace Yeomans, Henry Wood and William Latimore, be commissioners for expending the same. From Waterloo to Loughborough L.100.

On the road leading from the 5th concession of Portland, to the 3rd concession of the township of Kingston, the sum of *one hundred pounds*, and that Henry Shibley, Robert Abernathy, and Bryan Spike, be commissioners for expending the same. From 5 concession Portland to 3d concession Kingston L.100.

On the road leading from Kingston to the eastern limit of the county of Frontenac, the sum of *fifty pounds*; and that John Macaulay, Elijah Beach and Dugald Thompson, be commissioners for expending the same. From Kingston to the Eastern Limit of the county L.50.

On the back road leading from Kingston mills to Perth, through the township of Pittsburg, the sum of *fifty pounds*; and that James Matthewson, Sephrenus Hickey, and John B. Smith, be commissioners for expending the same. From Kingston Mills on road to Perth L.50.

On the road leading from Waterloo to Kingston, the sum of *one hundred pounds*; and that Samuel Aykroyd, Horace Yeomans, and Benjamin Olcott, be commissioners for expending the same. From Waterloo to Kingston L.100.

In the Indian woods, in front of the township of Tyendenaga, on the road leading from Bellville (through the Indian woods,) to the Nappanee mills, the sum of *two hundred pounds*, and that Allan McPherson, Thomas D. Appleby, and Jabez Kellogg, be commissioners for expending the same. In the Indian woods in front of Tyendenaga L.200.

On the road leading from Waterloo to the Nappanee mills, the sum of *two hundred and fifty pounds*, and that the treasurer and trustees of the Ernestown and Kingston road society be commissioners for expending the same. From Waterloo to the Nappanee mills L.250.

On the road leading from Wallace's tavern, (township of Kingston,) to Bath, the sum of *three hundred pounds*, and that Henry Lasher, William McKay, Duncan Van Alstine, Abraham Amy, and Josiah Lambkins, be commissioners for expending the same. From Wallace's to Bath, L.300.

For the bridge at the mouth of the little Cattaraqui, the sum of *fifty pounds*; and that Joseph Ferris, Peter Grass, and Thomas Rogers, be commissioners for expending the same. Little Cattaraque Bridge. L.50.

In the township of Richmond, the sum of *one hundred pounds*, and that Archibald Caton, James Long, William Prindle, Philip J. Roblin and Samuel Baldwin, be commissioners for expending the same, on such roads and bridges as they, or a majority of them, may deem most expedient and conducive to the advantage of the inhabitants of the said township of Richmond. Township of Richmond L.100.

In the township of Camden East, the sum of *one hundred pounds*, and that Jacob Rombough, Samuel Clark, Jacob Huffman, Calvin W. Perry, Calvin Wheeler, John Pomeroy, and Peter Bowers, be commissioners to expend the same, on such roads and bridges as they, or a majority of them, may deem most expedient and conducive to the advantage of the said township of Camden East. Township of Camden L.100.

On the road leading from Eli Peters' mills in the said township of Camden, to the principal road from the Nappanee mills to Waterloo, otherwise called the York road, the sum of *fifty pounds*; and that Eli Peters, Stephen Warner, and Nathaniel Hicks be commissioners for expending the same. From Peters' mills in Camden to Nappanee mill, road to Waterloo L.50.

From Bath to Camden 50l. On the road leading from Bath to Shaw's mills, in Camden, the sum of *fifty pounds*, and that Ebenezer Perry and Benjamin Clarke commissioners for expending the same.

From Bellus, in Ameliasburgh, to outlet of West Lake 20. On the road leading from Bellus' in Ameliasburgh, to the outlet at the West lake, the sum of *twenty pounds*, and that Edmund Marsh and Joseph Dorland be commissioners for expending the same.

From same place to Demorestville, 50l. From Bellus, in Ameliasburgh, to Demorestville, the sum of *fifty pounds*, and that Jacob Howell and Benjamin Stapleton, be commissioners for expending the same.

For a bridge across marsh Creek L20. To assist in erecting a new bridge across the Marsh creek, near William Brickman's, in Ameliasburgh, the sum of *twenty pounds*, and that William Brickman and Peter Redner be commissioners for expending the same.

From Hallowell to Demorestville L20. On the road leading from Hallowell to Demorestville, the sum of *twenty pounds* and that James Cotter and Thomas Davis be commissioners for expending the same.

Township of Mary's burgh, 65l. To repair the different roads in the township of Marysburgh, the sum of *sixty five pounds*, and that John Richards, Samuel Mollieux and Henry Dingman be commissioners for expending the same.

For a bridge across east creek 50l. To erect a bridge across the East creek at the East end of East Lake, in the township of Hollowell, the sum of *fifty pounds*, and that Asa Werden and Owen McMahon, be commissioners for expending the same.

From marsh Creek, Ameliasburgh, to Hallowell L75. From Marsh creek in Ameliasburgh between lots no. seventy-six and seventy-seven in the third concession to the top of the big hill, and thence, in the most direct way, to the village of Hollowell, the sum of *seventy-five pounds* and that Jesse Henderson, George Monro and Peter Valteau be commissioners for expending the same.

From Belville to Marmora Iron works 250. On the road leading from Belville to the Marmora Iron works, through the townships of Thurlow, Sidney and Rawdon, the sum of *two hundred and fifty pounds*, and that Anthony Manahan, William Ketcheson Junr. and John Reynolds, be commissioners for expending the same.

Township of Sidney L40. On the forty foot road between lots no. twelve and thirteen, in the township of Sidney, leading from the bay of Quinte through the different concessions, passing Thomas Ketcheson's until it intersects the river Trent road, the sum of *forty pounds*.

Township of Sidney forty foot road L20. On the forty foot road between lots no. 24 and 25 in the fourth concession of the township of Sidney, the sum of *twenty pounds*.

Fourth concession L20. On the concession road in the said fourth concession between lots twenty-two and twenty-nine, the sum of *twenty pounds*, and that Henry Hagerman, Thomas Ketcheson and Gideon Turner, be commissioners for expending the same.

On the road in Huntingdon leading to Madoc L30. On the road in the township of Huntingdon leading to the township of Madoc, and surveyed by William Ketcheson Junr. in the year 1828, the sum of *thirty pounds*, and that Garret Garri-son, Jacob Youngs, and James O'Harra be commissioners for expending the same.

Township of Tyendinaga, L40. To be expended in the township of Tyendinaga or in opening a road from the said township to the front road, the sum of *forty pounds*, and that William Portt, Donald Murchison, and Richard Lazier, be commissioners for expending the same.

District of Newcastle. Resolved, that the sum of *one thousand nine hundred pounds*, hereby granted to the district of Newcastle, be appropriated and expended as follows:

In Murray between the Trent and Kellogg's Tavern, L100. On the main highway, through the township of Murray, between the river Trent and Kellogg's tavern, the sum of *one hundred pounds*, and that Sheldon Hawley, Esq. Thomas D. Sandford and Samuel Cooley, be commissioners for expending the same.

From carrying place to west line of Murray, L125. On the road leading from the carrying place to the west line of Murray aforesaid, on the front road, and from thence to Hezekiah Beatty's in said township the sum of *one hundred and twenty-five pounds*, and that Charles Biggar, Esq. Simeon Kellog and Christopher E. Bullock be commissioners for expending the same.

On the road through the English settlement L25. On the road leading through the English settlement in the township of Murray, to the main highway through the said township, the sum of *twenty five pounds*, and that Abijah Smith and James Rankin be commissioners for expending the same.

From the East boundary line of Cramahe to main high way L60. On the road leading from the East boundary line of the township of Cramahe, on the front road to the allowance for road between lots number eleven and twelve, thence on said allowance to the main highway through the said township, the sum of *fifty pounds*, and that William M. Bullock, Esq. and Thomas Simpson, be commissioners for expending the same.

From front road to main high way L35. On the road between lots number two and three leading from the front road to the main highway, through the township of Cramahe, the sum of *twenty-five pounds*, and that William M. Bullock, Esq. and Jesse Wells be commissioners for expending the same.

Between 3d and 4th con. of Cramahe L25. On the road along the concession line, between the third and fourth concessions of the township of Cramahe, the sum of *twenty-five pounds*, and that James D. Goslie, Samuel Wait and Joel Winn be commissioners for expending the same.

From 2nd con. of Cramahe to Percy settlement L50. On the road leading from the second concession of the township of Cramahe to the Percy settlement, the sum of *fifty pounds*, and that Joshua Webster, and James Platt be commissioners for expending the same.

On the road leading from John Richmond's in Murray to the road leading from the township of Cramahe to the Percy settlement, the sum of *twenty five pounds*, and that Joshua Webster, Richard Stevens, and James Holland be commissioners for expending the same.

On the road leading from the Percy settlement to the Asphodel bridge, including repairs to said bridge, the sum of *one hundred pounds*, and that Joseph A. Keeler, Esq. Joseph Sparrow and David Cummings, be commissioners for expending the same.

To cut down and improve the hills between the Widow Brown's and Ephraim Doolittle's in the township of Haldimand, the sum of *twenty pounds*, and that Charles Powers and Ephraim Doolittle be commissioners for expending the same.

To straighten and improve the road leading from Cobourg to the Rice Lake, in the township of Hamilton, the sum of *seventy-five pounds*, and that Doctor Gilchrist and John McCarty, be commissioners for expending the same.

On the road leading from Burr's tavern, in the said township of Hamilton, to the boundary line between the counties of Northumberland and Durham, the sum of *twenty five-pounds* and that Doctor Gilchrist and John McCarty be commissioners for expending the same.

On the road leading from Peterborough to the Rice Lake, in the township of Monaghan, the sum of *fifty pounds*, and that Charles Rubridge and Thomas Carr, Esquires, be commissioners for expending the same.

On the road leading from Doctor Gilchrist's mills to the Peterborough road, the sum of *twenty-five pounds*; and that Charles Rubridge and Thomas Carr, Esquires, be commissioners for expending the same.

On the road leading from Doctor Gilchrist's mills to the Asphodel bridge, on the front road, the sum of *seventy-five pounds*; and that Thomas Carr, Esq. and John Beckett, be commissioners for expending the same.

On the boundary line road between the townships of Otanabee and Douro, leading from Peterborough to Asphodel, the sum of *forty pounds*; and that Alexander McDonell and Moore Lee, Esquires, be commissioners for expending the same.

On the road leading from Mr. Stuart's, in the fifth concession of the township of Haldimand, to the Baltimore settlement in the township of Hamilton, the sum of *twenty-five pounds*, and that Wilson S. Conger and John Brisbane be commissioners for expending the same.

On the road leading from Peterborough to the boundary line between the counties of Northumberland and Durham, the sum of *fifty pounds*, and that Thomas V. Tupper and Alexander McDonnell, Esq. be commissioners for expending the same.

On the road leading from lot No. twenty-six in the fourth concession of the township of Murray, to Joseph Carls in the said township, the sum of *twenty-five pounds*, and that Levi Lomas and John Richmond be commissioners for expending the same.

On the boundary line road between the counties of Northumberland and Durham, the sum of *two hundred and fifty pounds*, and that Ebenezer Perry, John Hall and John Huston be commissioners for expending the same.

On the back road leading through the township of Haldimand, the sum of *twenty-five pounds*, and that William P. H. Kelley and Josiah Willington be commissioners for expending the same.

To cut down the hill and repair a bridge on the back road in the township of Hamilton, in the rear of Levi Bate's farm, the sum of *twenty-five pounds*, and that William Faulkner, Esq. and Levi Bates be commissioners for expending the same.

On the stage road through Darlington, the sum of *thirty pounds*, and that Robert Fairbairn and John Burk, Esqs. be commissioners for expending the same.

On the stage road through Clarke, the sum of *twenty pounds*, and that Alexander Collar and William McIntosh be commissioners to expend the same.

On the road leading from Port-Hope until it intersects the boundary between Hamilton and Hope, called the Cavan road, *twenty-six pounds*, and that Barnabas Bletcher and John Ainsley be commissioners for expending the same.

On the road between lots No. thirteen and fourteen, in Hope, commencing at the fourth concession of Hope, and running as near as is practicable between lots No. thirteen and fourteen, until it intersects the middle road between lots No. twelve and thirteen, in the township of Cavan, and through the said township between twelve and thirteen, and through the township of Emily between lots No. twelve and thirteen in the township of Emily, *three hundred pounds* and that John Huston, Esq. William Samuel Marsh, and Samuel Davidson be commissioners to expend the same.

On the road between the fifth and sixth concessions of Hope, commencing at lot thirteen, until it intersects the boundary line between Clark and Hope, and on said boundary, or as near as is practicable, between Clark and Hope, Cavan and Manvers, the sum of *two hundred and eighty-nine pounds*, and that John Huston, Esq. and William Samuel Marsh, be commissioners for expending the same.

Resolved, that the sum of *four hundred pounds*, be appropriated for completing the blue hill on Yonge street, and that Charles Thomson, James Hogg, and William Botsford Jarvis be commissioners for expending the same.

From Murray to the road from Cramahe to Percy £25.

From Percy settlement to Asphodel bridge £100.

From Widow Brown's to E. Doolittles in Haldimand £20

On road from Cobourg to Rice Lake £75

From Hamilton to boundary line of counties, L25.

From Peterborough to Rice Lake in Monaghan L50.

From Gilchrist's mills to the Peterborough road, L25.

From same place to Asphodel bridge, L75

On boundary line between Otanabee and douro, 40l.

From 5th concession Haldimand to Baltimore settlement L25.

On road from Peterborough, between Northumberland, and Durham L50.

From 4th concession Murray to Joseph Carl's, 25.

On boundary line between Northumberland and Durham L250.

On back road through Haldimand L25.

On Ditto hill and Bridge, L25.

On Stage road through Darlington L30.

On Stage road through Clarke £30.

Port Hope to Hamilton line £26.

From Hope through Cavan and Emily £300.

On 5th & 6th concession of Hope, 289.

Home District. Blue Hill on Yonge Street, L400.

2nd concession Township of York £27. That the sum of *twenty pounds* be appropriated for opening and improving the new road laid out in the second concession township of York, and that Joseph Shepherd and Cathcart be commissioners for expending the same.

From Dundas Street, by Streetsville to McNab's mills £100. That the sum of *one hundred pounds* be appropriated for improving the road by Streetsville, from Dundas street, in the township of Toronto, to McNab's mills in Esquesing; and that Thomas Stoyell, Ebenezer Farnsworth, and James Kennedy, be commissioners for expending the same.

Railway on Yonge street £50. That the sum of *fifty pounds* be appropriated for an experimental Railway, to be made of wood, on Yonge street, between the blue hill and York, and that William Botsford Jarvis, James Hogg and Charles Thompson be commissioners for expending the same.

Bridge over the Humber on Campbell's road, £100. That the sum of *one hundred pounds*, be appropriated for erecting a bridge across the Humber, on the road leading from York to Caledon, through Vaughan and Albion, and that David Jardine, Nathan Martin, of Etobicoke, and Elisha Lawrence of the Gore of Toronto, be commissioners for expending the same.

The Kennedy Road, £20. That the sum of *twenty pounds* be appropriated for improving the Kennedy road, in the townships of Markham and Scarborough, and that Samuel Kennedy, Thomas Kennedy, and Thomas Whitesides be commissioners for expending the same.

Thorne Hill Yonge street, £75. That the sum of *seventy five pounds*, be appropriated for cutting down the hill on Yonge street known as Thorne hill, and that William Crookshank, John Hartman and John Atkinson, be commissioners for expending the same.

Hills at Hogg's mills Yonge Street, £75. That the sum of *seventy five pounds* be appropriated for improving the hills on Yonge street, (north and south of Hogg's mills) and that Cornelius VanOstrand, James Hogg and Andrew McGlashen, be commissioners for expending the same.

From Hawke's Hill Yonge Street to no. 5 £50. That the sum of *fifty pounds* be appropriated for improving the road from Hawke's hill on Yonge street, to number five, and that Peter Lawrence, Joel Beaman and George Bond, be commissioners for expending the same.

Bridge at Whitmore's mills, £50. That the sum of *fifty pounds* be appropriated for erecting a bridge across the creek at Whitmore's mills, and for improving the road from the said creek to number one on Yonge street, and that Jacob Snider and Charles Thompson be commissioners for expending the same.

From 4 mile tree, Danford road to Markham £20. That the sum of *twenty pounds* be appropriated for improving the road from the four mile tree, on the Danford road, to Markham, running between lots number thirty-four and thirty-five in the township of Scarborough to Markham, and that Isaac Lamoreaux, Asa Patrick and William Devenish be commissioners for expending the same.

From 8th Concession of Markham to the Danford road, £50. That the sum of *fifty pounds*, be appropriated for improving the road from the 8th concession of Markham to the Danford road, and that Peter Secor, John Beamer, John Dehart and Richard Hawk, be commissioners for expending the same.

On Bates' hill Kingston Road, £25. For improving Bates' hill, on the Kingston road, *twenty-five pounds*, and that Stephen Pherril, Robert Stobo, be commissioners for expending the same.

Barber's hill Dundas Street £75. For improving Barber's hill on Dundas street, the sum of *seventy-five pounds*, and that Jacob Cook, Peter McCullum, and John McGill be commissioners for expending the same.

Hills at the Highland creek, £30. To improve the hills at the highland creek in Scarborough the sum of *thirty pounds*, and that William Weller, Peter Secor and Fisher be commissioners for expending the same.

Town line Chinguacousey and Toronto, £30. To assist in opening the town line between Chinguacousey and Toronto, *thirty pounds*, and that Asa Ingraham, John Lellar and Martin Salisbury, be commissioners for expending the same.

From the Humber to the Credit, on Dundas street, £200. To improve the road on Dundas street from the river Humber to the river Credit, the sum of *two hundred pounds*, and that John McGill, John McFarlane and Stanaus Daniels, be commissioners for expending the same.

Lake road West of York £100. For improving the Lake road, from Sandford's corner to the District line, the sum of *one hundred pounds* and that William Thompson, John Garable, and Frederick Starr Jarvis, be commissioners for expending the same.

Rouge hill Kingston road, £30. Improving the Rouge hill, on the Kingston road, the sum of *thirty pounds*, and that Francis Leys and William Weller, be commissioners for expending the same.

County of Simcoe, £400. That *four hundred pounds* of the sum granted to the Home district for roads and bridges be appropriated for improving the same in the county of Simcoe, and to be distributed as follows:

Penetanguishine road through West Guilimbury, £30. For the Penetanguishine road through west Guilimbury from Mulloy's tavern to the line between that township and Innisfil, *thirty pounds*, commissioners Isaac Rogers and James Tindale.

From South line of Innisfil to Alexander Walker's, £30. For the Penetanguishine road from south line of Innisfil, to Alexander Walkers, on Kempenfelt Bay, *thirty pounds*; commissioners, Thomas McConkey and Charles Clement.

Causeway between Lawrence's, and Mair's, £100. For the Long Causeway on the Penetanguishine road, between Lawrence's and Mair's *one hundred pounds*, commissioners, Thomas Mair, and Peter White.

From Craig's to Robert Jeff's £40. For the Penetanguishine road between Craig's and Robert Jeff's, *forty pounds*, commissioners, Robert Jeff and John Craig.

For the long causeway in West Gwillimbury, across the west branch of the Holland river, *thirty pounds*—commissioners, Isaac Rogers, jun and George Thorp. For the main road, through the township of Thora, *fifty pounds*—commissioners, W. Fernet and Samuel H. Farnsworth.

Causeway at West branch of Holland River, £30. Main road township of Thora, £50. Causeway leading to Essa, £75.

For the completion of the causeway leading to Essa, on the town line between West Gwillimbury and Tecumseth, *seventy five pounds*—commissioners, George Dunwoody and John Perry.

For the main road on the town line of Adjala, going through Albion to York, *thirty pounds*—commissioners, Francis McLaughlin and Robert Keenan.

Main road from Adjala to York, £30. Amaranth & Mono Town Line, £15.

For the main road leading to Dundas street, between Amaranth and Mono, *fifteen pounds*—commissioners, Lewis Horning and Abraham Hughston.

Niagara district county of Lincoln, £1200. Resolved, that the sum of *one thousand two hundred pounds* be appropriated and expended on the highways in the county of Lincoln, district of Niagara, in manner following:

That the sum of *seventy-five pounds* be expended on the black swamp road, leading from Niagara to the ten mile creek. And that the sum of *twenty-five pounds* be expended on the road leading from Queenston, by St. Davids, to the ten mile creek, to intersect the black swamp road. And that the sum of *fifty pounds* be expended on the lake road from Niagara to Samuel Wood's, Esq. on the twelve mile creek, and thence to Barnabas McGregory's on fifteen mile creek, and that Adam Brown, of Queenston, Thos. Darling, of Grantham, and Barnabas Gregory, of Louth, be commissioners for expending the same.

Black swamp road from Niagara to 10 mile Creek, £75. From Queenston to 10 mile Creek, £25. Lake road from Niagara to Samuel Wood's Esq., £50.

That the sum of *fifty pounds* be expended on the lake road leading from Frederick Schram's at fifteen mile creek, to the twenty mile creek bridge, and that James W. O'Clark, Isaac Weismer and Nathan Pawling, be commissioners for expending the same.

Lake road from Schram's to bridge on 20 mile Creek, £50.

That the sum of *one hundred pounds* be expended on the road leading from John Decow's by Wm. Adams' and Robert Comfort's to the end of the district.

From John Decow's to end of the district, £100.

That the sum of *twenty-five pounds* be expended on the road leading from Smith Griffin's to Canborough.

From S. Griffin's to Canboro, £25.

That the sum of *twenty-five pounds* be expended on the road leading from Snyder's mills to the river Welland.

From Snyder's mills to the Welland, £25.

That the sum of *twenty-five pounds* be expended on the road leading from John Moots, in Clinton, to Weir's mills on the river Welland, and that John Decow, William Atlas, and John Harris be commissioners for laying out and expending the above sums.

From John Moot's to Weir's mills, £25.

That the sum of *fifty pounds* be expended on the road leading from George Oill's, in Pelham, to the village of Saint John's, in Thorold, and that George Oill, John Street and Samuel Becket be commissioners for expending the same.

From Geo. Oill's to St. John's, £50.

That the sum of *twenty-five pounds* be expended on the road leading from Hainer's corner, by Thomas' mills to Adam Brown's, and that Adam Brown of Louth be a commissioner for expending the same.

From Hainer's corner to Adam Brown's, £25.

That the sum of *one hundred pounds* be expended on the great Canborough road leading from Anthony Upper's to Canborough, George Lacy, William Dilts, Senr. and Peter Wiers, to be commissioners for expending the same.

On the great Canborough road, £100.

That the sum of *twenty-five pounds* be expended on that part of the highway leading from Niagara, to commence on the west bank of the sixteen mile creek, in Louth, to the township line of Clinton, and that Joseph Smith of Louth be a commissioner for expending the same.

On the Niagara road, £25.

That the sum of *twenty-five pounds* be expended on the road passing William Desher's jun. in Pelham, and John McGlashan's, to Robert Comfort's in Gainsborough—John McGlashan, sen. and Robert Comfort, be commissioners for expending the same.

From Desher's Pelham to Comfort's, Gainsborough, £25.

That the sum of *fifty pounds* be expended on the road from Charles Anderson's, at forty mile creek, to Daniel Camp's at 20 mile creek—commissioners for laying out the same, Daniel Palmer, John Beamer, senr. and Daniel Camp.

From 40 mile Creek to 20 mile Creek, £50.

That the sum of *fifty pounds* be expended on the road from Dean's mills on twenty mile creek, by Michael Rettenhouse's to Lake Ontario, commissioners, Samuel Moyer, Michael Rettenhouse and John Henry.

From Dean's mills to Lake Ontario, £50.

That the sum of *fifty pounds* be expended on the Fly road leading from James Simmerman's, in Clinton, to Henry Desher's, in Louth, and Henry Root, John Paterson and Henry Desher be commissioners for laying out the same.

On the Fly Road, £50.

That the sum of *one hundred and twenty-five pounds* be expended on the highways in the townships of Stamford, Thorold and Pelham, and that Dr. Lefferty, John Decow, and Samuel Becket be commissioners for expending the same.

Highways in Stamford Thorold and Pelham, £125.

That the sum of *three hundred pounds* be equally expended on the highways in the townships of Willoughby, Crowland, Wainfleet, Humberstone, and Bertie, and that Jacob Gander, Samuel McAfee, Isaac H. Johnson, Henry Boughner, jun'r. Emanuel Winters and Daniel Robins be commissioners for laying out the same.

Highways in Willoughby, Crowland, Wainfleet, Humberstone, and Bertie, £300.

That the sum of *fifty pounds* be expended on the highway, leading from John Oill's corner, in Pelham, by Becket's mills, to the Quaker Meeting-House, thence to Reilly's bridge on the river Welland, and that Peter Becket, James Fell, and William Chapman be commissioners for expending the same.

From Oill's corner to Reilly's bridge, £50.

Distribution county of Haldimand, in the district of Niagara.

County of Haldimand L100.

That the sum of *four hundred pounds* be expended on the roads in the county of Haldimand, as follows:

Sherbrooke

Sherbrooke.

From High Banks to Head Creek, L25.

From the high banks to the feeder at head creek, *twenty-five pounds.*

From Knivelay's to mouth of the Grand River, L25.

From Christian Knivelay's, at the high banks on the lake road, to the mouth of the Grand River, *twenty-five pounds.*

From Grand River to Rainham, L25.

From the mouth of the Grand River, on lake road, to Rainham, *twenty-five pounds.*

From Dunville to Rainham L25.

From Dunville, Grand River dam, to Rainham, *twenty-five pounds.*

Lake road, L50.

Rainham and Walpole lake road, *fifty pounds.*

Dunville to Highflyer's, L60.

River road from Dunville to Highflyer's, *fifty pounds.*

Dunville to Canborough L175.

On the road from Dunville to Canborough, on the main route from Niagara falls to Rainham, *one hundred and seventy-five pounds*, and that the following persons, residing in said county of Haldimand, be commissioners to expend the above appropriation, namely, Andrew Thompson, Benjamin Canby, Joseph Young, John Eakins, Benjamin Hover and David McFields.

District of London.

Resolved, that the sum of *two thousand pounds* granted to the district of London, be appropriated and expended as follows:

On Talbot road, L150.

On Talbot road, in the townships of Dunwich and Aldborough, the sum of *one hundred and fifty pounds.*

From River Thames to Furnival, Lake Erie, L50.

On the road leading from the River Thames to Furnival, on Lake Erie, in the township of Aldborough, the sum of *fifty pounds*, and that Leslie Peters Esq. of Dunwich, and Ewen McKinly, of Aldborough, be commissioners for expending the same.

From Dereham to big Otter Creek L100.

On the road leading from the furnace, in Dereham, to the mouth of Big Otter Creek, on Lake Erie, the sum of *one hundred pounds*, and that George Tilson, Andrew Dobbie, Esq. and Isaac Draper, Esq. be commissioners for expending the same.

On the Wharncliffe Highway, L50.

On Wharncliffe highway, from the road between lots No. 30 and 31, in the township of Westminster, near the farm of Michael McLaughlin, to Thomas Pool's farm, on the north branch of Talbot road, the sum of *fifty pounds*, and that John O'Neill and Henry Sherriek be commissioners for expending the same.

Proof line, London L100.

On the proof line, in the township of London, the sum of *one hundred pounds*, and that Duncan McKenzie, William Robertson and James Parkinson, Esquires, be commissioners for expending the same.

Dundas Street Township of London, L25.

On Dundas street, between the town plot of London, and the eastern limit of that township, the sum of *twenty-five pounds*, and that Dudley Mavils and Linus Forbes, be commissioners for expending the same.

Long woods, Carradoc L75.

On the Long wood road, in the township of Carradoc, the sum of *seventy-five pounds.*

Do. Ekford and Mosa, L250

On the same road, in the townships of Ekfrid and Mosa, the sum of *two hundred and fifty pounds.*

Main road Delaware, L50

And on the main road through the township of Delaware, the sum of *fifty pounds*, and that Roswell Mount, Esq. James Craig and Singleton Gardiner be commissioners for expending the same.

From St. Thomas' to Port Stanley L100.

On the road leading from St. Thomas' to Port Stanley, in the township of Yarmouth, the sum of *one hundred pounds*, and that Benjamin Willson and James Nevills, Esquires, be commissioners for expending the same.

From Finlay Malcolm's to Norwich, L25.

On the road leading from Finlay Malcolm's to Norwich, the sum of *twenty-five pounds*, and that Finlay Malcolm, Esq. John Kelly and Peter Suckrider, be commissioners for expending the same.

From Whitehead's to Norwich, L50.

On the road from Whitehead's, in Burford, to the Quaker meeting house in Norwich, the sum of *fifty pounds*, and that George W. Whitehead, Geo. Higson and Michael Stover be commissioners for expending the same.

From Whitehead's to Dodge's L150

On the main road between Whitehead's and Dodge's, the sum of *one hundred and fifty pounds*, and that John Wier, Richard Browne, and John Kern, be commissioners for expending the same.

Dundas Street and London, L150

On Dundas street, including the town plot of Oxford, to the township line of London, the sum of *one hundred and fifty pounds*, and that John Hatch, Esq. Jacob Kern and Hugh McDermid, be commissioners for expending the same.

From Jacob Doty's to Dundas street, L50.

On the road leading from Jacob Doty's to Dundas street, through north Oxford, the sum of *fifty pounds*, and that Daniel Carrol and James Ingersoll, be commissioners for expending the same.

French's in Oxford to Dereham Furnace, L50.

On the road from Nicholas French's, in Oxford, to the furnace in Dereham, the sum of *fifty pounds*, and that Stilton Hackett, Peter Hagle, and William Reynolds be commissioners for expending the same.

From Lewis Charles' to Oxford Town Plot, L25.

On Dundas street, from Lewis Charles' to the town plot in Oxford, the sum of *twenty-five pounds*, and that Joseph Smith, Lewis Charles, and John Phalen, be commissioners for expending the same.

Blenheim road, L25.

On the road line passing James McLeod's in Blenheim, the sum of *thirty-five pounds*, and that Jas. McLeod, Thomas Roach, and Michael Showers, Junr. be commissioners for expending the same.

On the second concession of Blenheim, East of Peter Bastedo's, the sum of *fifteen pounds*, and that Peter Bastedo, Denton Burns, and Hiram Graham be commissioners for expending the same. 2nd concession Blenheim, L15.

On the main road, between Woodhouse and Townsend, leading to Walpole, the sum of *two hundred and fifty pounds*, and that Jonathan Austin, and Philip Beemer, be commissioners for expending the same. Walpole main road, L250.

On the main road leading from William Mill's, in Woodhouse, to Frederick Sovereign's, in Middleton, the sum of *thirty pounds*, and on Talbot road in Middleton, to improve the hill on that road, the sum of *twenty-five pounds*, and that Frederick Sovereign and Reuben Richardson, be commissioners for expending the same. Main road, Woodhouse to Middleton, L30. Talbot road Middleton, L25.

On the fourth concession of Woodhouse the sum of *twenty-five pounds*, and on the bank of Lake Erie in front of Woodhouse, from the mouth of Patterson's creek, to the western line of Walpole, the sum of *twenty-five pounds*, and that Philip Austin and Elijah Dean be commissioners for expending the same. 4th Concession Woodhouse, L25. Lake road in Woodhouse, L25.

On the front road in the township of Walsingham, the sum of *fifty pounds*, and in the township of Charlottetown on lots number fifteen and sixteen in the fifth concession, the sum of *twenty-five pounds*, and on the road from Kerns to Charles Glovers, and thence westerly, to the township line, the sum of *twenty pounds*, and that Oliver Mabee and Cornelius Deddrich be commissioners for expending the same. Front road township of Walsingham, L50. 5th concession Charlottetown, L25. From Kern's to the town line, L20.

On the main road in Townsend from Malcolm's mills, to Abraham Massakers, the sum of *twenty-five pounds*, and on the main road between Windham and Townsend from John Cline's to the round plains, the sum of *twenty-five pounds*, and that Gabriel Collier, and Matthew Tisdale, be commissioners for expending the same. Townsend main road, L25. Windham and Townsend main road L25

Resolved that the sum of *one thousand seven hundred pounds* be expended on the roads and bridges in the Western district, namely, in the township of Rochester from the upper or eastern side of the river Ruscum bridge, then along the beach and across the marsh where the road is now travelled, and to open the road on the ridge to Degarlet's *twenty-five pounds*, and from the Belle river to Lavalie's, on the front road, *twenty-five pounds*, and that Benjamin Lavallie and Charles Campeau be commissioners to lay out the same. On the new road leading from the bridge over Pike's creek, to the second concession line of the township of Sandwich, and along the same, to Charles Turney's farm, and along the new road to Andre Peltier's, the sum of *one hundred and seventy-five pounds.* Western District. From R. Ruscum to Degarlet L25. From Belle River to Lavalie's, L25. From Pike's creek to 2d concession of Sandwich, L175.

On the Talbot road from the town of Sandwich to the township of Mersea, the sum of *one hundred and twenty-five pounds.* On Talbot middle road in the townships of Sandwich and Maidstone, the sum of *twenty-five pounds*, and that George Jacobs, Charles Elliot, Esqs. and Chrysostom Pajot, be commissioners to expend the same. From the river Detroit along the new road, between Campeau and Lozon's farm, to the second concession of the township of Sandwich, the sum of *twelve pounds ten shillings*, and that Antoine Cecil and Joseph Moran be commissioners to expend the same. For repairing or making a new bridge over Turkey creek the sum of *twenty-five pounds*, and that Charles Elliott, Esq. Thos. Martin and Thomas Giniac be commissioners to expend the same. From the turnpike road on the south side of River Aux Canard's, to Amherstburg, the sum of *sixty-two pounds ten shillings*, and that Alexis Lemai, Alexis Lafertee and Daniel Botsford be commissioners to expend the same. On Talbot road from Sandwich to Mersea, L125. In Sandwich & Maidstone, L25. From river Detroit to 2d concession of Sandwich, L12 10. For bridge over Turkey creek, L25. From south side Canard river to Amherstburg, L62

On the back road from Amherstburg to Colchester, the sum of *one hundred and fifty pounds*, and that Francis Caldwell, J. B. Deneau and William Mickle, be commissioners to expend the same. From Amherstburg to Colchester, L150.

From Amherstburg, on the new road, to Talbot, Sandwich road, the sum of *fifty pounds*, and that James Caldwell, J. B. Mercure, and Chas. Bondy, be commissioners to expend the same. On the concession roads of the township of Colchester, the sum of *twenty-five pounds*, and that Matthew McCormick, Jarius Brush, and John Ferris, be commissioners to expend the same. For erecting a bridge over Isler's creek, in the township of Colchester, the sum of *fifty pounds*, and that Thomas McLean and Jacob Abner be commissioners to expend the same. From Amherstburg on new road, L50. Roads in Colchester, L25. For a bridge over Isler's creek L50.

On the road in the second concession of the Petite Cote, in the township of Sandwich, the sum of *twenty-five pounds*, and that Jacques Girard, Paul Lafromboise and James Allan be commissioners to expend the same. On the road in front and rear in the township of Gosfield, the sum of *twenty-five pounds*, and that Peter Scratch, Alexander K. McKenzie and Joseph Wigle, be commissioners to expend the same. Second concession of Sandwich L25

On the Talbot road in the township of Mersea, the sum of *fifty pounds*, and that Charles Stuart and Michael Fox be commissioners to expend the same. Talbot road Township of Mersea, £50.

Resolved, that the chairman be instructed to move the House for the appointment of a committee to draft and report a bill, pursuant to the foregoing resolutions, which relate to the grant of *twenty thousand pounds*, upon roads and bridges, and that the said committee be instructed to form such provisions for regulating the proceedings of the commissioners to be appointed by the said bill, and the accounting for the money to be expended, as they shall deem expedient. Chairman to draft and report bill, in conformity to resolutions.

L75 3s. 1d. paid by R. Mount for bridge over Thames.

Resolved, that Roswell Mount, Esq. has made himself answerable, and paid a balance of seventy-five pounds three shillings and one penny, over and above his own liberal subscription, for the erection of a bridge across the River Thames, from Dalaware to Carradoc, in the London district, on the great road from York to Sandwich.

Mr. Mount to be indemnified

Resolved, that from the great public utility of the said bridge, it is advisable to indemnify the said Roswell Mount for the said sum of seventy-five pounds three shillings and one penny.

Chairman to bring in bill.

Resolved, that the chairman be instructed to move the House for leave to bring in a bill pursuant to the foregoing resolutions.

L300 for improvement of River Aux Raisins.

Resolved, that the sum of three hundred pounds be granted to His Majesty for the improvement of the River Aux Raisins, in the county of Glengarry, for boat navigation, from Lake Saint Francis to Williamstown.

Committee to draft bill pursuant to resolutions on Roads & bridges.

Mr. Macon, seconded by Mr. Burwell, moves that Messrs. Solicitor General and Samson be a committee to draft and report a bill pursuant to the resolutions of this House, granting money to be expended on roads and bridges throughout the several districts of this province.

Ordered.

Mount's relief bill bro't in and read.

Mr. Macon, seconded by Mr. Berczy, moves for leave to bring in a bill to indemnify Roswell Mount, Esq. pursuant to the resolutions adopted by this House.

Which was granted, and the bill read.

On Question for 2nd reading. House divides.

On the question for the second reading of the bill for the indemnification of Roswell Mount, Esq. the House divided, and the yeas and nays were taken as follows:

Messrs.	YEAS.			
Yeas 25.	Beardsley,	A. Fraser,	MacNab,	Sol'r General.
	Berczy,	Ingersoll,	Macon,	Thomson,
	Boulton,	Jurris,	Morris,	Warren,
	Burrell,	Lewis,	Randal,	W. Wilson—25.
	Chisholm,	McCall,	Robinson,	
	Clark,	Mackenzie,	Roblin,	
	Elliott,	McMartin,	Samson,	

Messrs.	NAYS.			
Nays 9.	Bidwell,	Cook,	A. McDonald,	
	Buell,	Howard,	Perry,	
	Campbell,	Lyons,	VanKoughnett, 9.	

2nd reading to-morrow.

The question was carried in the affirmative by a majority of sixteen, and the bill was ordered for a second reading to-morrow.

Committee to draft bill on River Aux Raisins grant.

Mr. A. Fraser, seconded by Mr. VanKoughnett, moves that Messrs. Morris and McMartin, be a committee to draft and report a bill on the resolution for granting the sum of three hundred pounds to improve the navigation of the River Aux Raisins, in the county of Glengarry.

Ordered.

Petition of Charles Perry brought up and of G. T. Burke, Esq.

Mr. Jarvis brought up the petition of Charles Perry, of the town of York, Blacksmith; which was laid on the table.

Mr. Morris brought up the petition of George T. Burke, Esq. of Richmond, in the district of Bathurst; which was laid on the table.

Binbrook survey bill read 3d time.

Agreeably to the order of the day, the Binbrook and Saltfleet survey bill was read the third time.

Darby's relief bill passed.

Agreeably to the order of the day, the bill for the relief of George Adam Darby, and Mary his wife, was read the third time, passed and signed.

Title.

Mr. Clark, seconded by Mr. Randal, moves that the bill be entitled "An act for the relief of George Adam Darby, and Mary his wife."

Committee to carry up bill to Legislative Council.

Which was carried, and Messrs. Clark and Randal were ordered by the Speaker to carry the same up to the honorable the Legislative council, and to request their concurrence thereto.

Amendments to Prince Edward division bill committed.

Agreeably to the order of the day, the amendments made by the honorable the Legislative council, in and to the bill entitled "An act to erect the county of Prince Edward into a separate district," were read a second time and referred to a committee of the whole House.

Mr. Samson was called to the chair.

The House resumed.

Mr. Samson reported the amendments.

3d reading to-morrow.

The report was received, the amendments were adopted, and ordered for a third reading to-morrow.

Amendments to Tay navigation bill committed.

Agreeably 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 Tay Navigation Company," were read a second time and referred to a committee of the whole House.

Mr. Thomson was called to chair.

The house resumed.

Mr. Thomson reported the amendments.

3d reading to-morrow.

The report was received; the amendments were adopted and ordered for a third reading to-morrow.

Committee on Message &c. on lands to Militia men present report and draft of address.

Mr. Perry, from the select committee to which was referred the message and documents sent down by his Excellency the Lieutenant Governor, on the subject of lands granted to militia men, as a reward for their services during the late war with the United States of America, informed the house that the committee

had agreed to a report, and the draft of an address, 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.)

The address reported was then read twice adopted, and ordered to be engrossed and read a third time to-morrow.

Mr. Morris, from the standing committee on roads and bridges, informed the house that the committee had agreed to the 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 road bill was read a first time.

Mr. Morris, seconded by Mr. VanKoughnett, moves that the bill be referred to the committee of supply.

In amendment Mr. Perry seconded by Mr. McCall, moves that after the word "moves" in the original motion, the whole be expunged and the following inserted, "that the first and second report of the committee appointed by ballot, on the subject of roads and bridges, be referred to a committee of the whole house on to-morrow".

On which the house divided, and the yeas and nays were taken as follows.

Messrs.	YEAS.			
	Buell,	McCall,	Randal,	
	Cook,	Mackenzie,	Roblin,	
	Howard,	Perry,	Shaver—9.	
Messrs.	NAYS.			
	Berczy,	A. Fraser,	MacNab,	Sol'r General,
	Burwell,	Lewis,	Morris,	VanKoughnett,—14.
	Chisholm,	D. McDonald,	Robinson,	
	Duncombe,	McMartin,	Samson,	

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

The original question was then put and carried.

Mr. Samson, seconded by Mr. McNab, moves for leave to bring in a bill to make good the contingent expenses of the last session, and that the forty first rule of this house be dispensed with so far as relates to the same; which was granted, and the bill read and ordered for a second reading to-morrow.

Mr. McNab, from the committee to draft and report a bill in conformity to the resolutions of the house, relative to the relief of James Gordon Strobidge, presented a draft, which was read the first time and ordered for a second reading to-morrow.

Mr. Solicitor General seconded by Mr. Burwell, moves that Messrs. Morris and Lewis be a committee to draft and report an address to his Excellency the Lieutenant Governor thanking him for his messages of yesterday and of this day.

Ordered.

Mr. Morris, from the select committee to draft an address to his Excellency the Lieutenant Governor thanking him for his messages of yesterday and to day, reported a draft which was received, read twice, adopted and ordered to be engrossed and read a third time to-morrow.

Adjourned.

WEDNESDAY, 2d MARCH, 1831.

THE House met.

Prayers were read.

The minutes of yesterday were read.

Agreeably to the order of the day, the amendments made by the honorable the Legislative council, in and to the bill entitled, "An act to erect the county of Prince Edward into a separate district," were read the third time, passed and signed, and Messrs. John Willson and Roblin were ordered by the Speaker, to communicate the same to the honorable the Legislative council.

Agreeably 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 Tay navigation company," were read a third time and passed, and Messrs. Morris and Ingersoll were ordered by the Speaker to communicate the same to the honorable the Legislative council.

The question for the passing of the Binbrook and Saltfleet survey bill, was put and carried, and the bill was signed.

Mr. John Willson, seconded by Mr. James Crooks, moves that the bill be entitled "an act to provide for settling and determining by arbitration, certain difficulties that have arisen or may arise between persons owning land in the eighth concession of Saltfleet, and persons owning or claiming to own land in the first concession of Binbrook, who, through mistake, may have made improvements on the rear part of the said eighth concession of Saltfleet."

Which was carried, and Messrs. J. Willson and J. Crooks, were ordered by the Speaker to carry up the same to the honorable the Legislative council, and to request their concurrence thereto.

Report read.

Address read. 3d reading to-morrow.

Standing committee on Roads &c. report bill.

Road bill read.

Motion for referring bill to supply.

An amendment moved for referring same to committee of whole.

House divides on amendment.

Yeas 9.

Nays 14.

Question of amendment Lost. Original Question carried.

Contingency bill brought in.

Strobidge relief bill bro't in.

Com. to draft address of thanks.

Address of thanks reported. 3d reading to-morrow.

Amendments to Prince Edward bill passed.

Amendments to Tay navigation bill passed.

Binbrook survey bill passed.

Title.

Bill sent to Leg. council.

Address of thanks passed. Agreeably to the order of the day, the address to his Excellency the Lieutenant Governor, thanking him for his messages of the twenty-eight ultimo, and 1st instant, was read a third time, passed and signed, and is as follows :

Address thanking his Excellency for messages. 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, respectfully thank your Excellency for your messages of the 28th ultimo and 1st instant, respecting the revenue derived under the act 14th Geo. 3d chap. 93, and the future support of the civil government. And we assure your excellency that we will take an early opportunity of giving the subject matter thereof our most serious consideration.

ARCHD. McLEAN, Speaker.

Commons' house of Assembly, } 2d, March, 1831.

Address to his Excellency on militia lands passed. Agreeably to the order of the day, the address to his Excellency the Lieutenant Governor, on the subject of militia lands, was read the third time, passed and signed, and is as follows :

To his Excellency Sir John Colborne, the 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 on the subject of extending the period prescribed for militia to apply for the King's bounty in lands. We, his majesty's dutiful and loyal subjects, the commons' of Upper Canada, in provincial parliament assembled, beg leave to state, that our attention has been called to the documents which your Excellency was pleased to lay before this house, in answer to our address on the subject of his late Majesty's gracious orders, while Prince Regent, for grants of land to the militia of this province, for their services during the late war with the United States of America.

From these documents, it appears to this house, that by a regulation of his Majesty's government in this province; this bounty was limited to those cases in which application was made within a certain period. As the limitation does not appear to have been contained in his Majesty's gracious orders, but proceeded from the Executive government of this province, the house of Assembly are induced to hope, that your Excellency will be pleased to rescind the order which has had the effect of depriving many persons of the intended bounty of their sovereign, whose loyalty and good conduct during the late war with the United States, entitled them to the most favorable consideration of his Majesty's government, and that the time for applying for lands on account of militia services may be extended to a future period. The house of assembly are induced to make this application to your Excellency, from the conviction, (among other reasons,) that many most deserving persons, have been prevented by causes not under their control, from applying within the limited time for the lands to which they were entitled, and therefore unless the order referred to be rescinded, these persons will in many instances be deprived of the intended bounty of their sovereign, under circumstances of great hardship.

Assured of your Excellency's readiness to comply with any just desire of this house, we respectfully request your Excellency to take the subject of this address into your Excellency's favorable consideration.

ARCHD. McLEAN, Speaker.

Commons' house of Assembly } 2d March, 1831.

Committee to present address of thanks. Mr. Morris, seconded by Mr. Mount, moves that Messrs. Thomson and Ingersoll be a committee to wait on His Excellency the Lieutenant Governor, with the address of thanks, and to present the same.

Ordered.

Committee to present address on militia claims. Mr. Perry, seconded by Mr. Shaver, moves that Messrs. Chisholm and Cook be a committee to wait on His Excellency, to know when he will be pleased to receive the address of this House relative to militia lands, and to present the same.

Ordered.

Petition of Geo. Lyon, & others read. Agreeably to the order of the day, the petition of George Lyon, and others, relative to a road leading from Perth to Richmond, and praying that should a further grant be made to improve the roads in the county of Carleton, the same may be laid out as therein recommended, was read.

Petition of Geo. Lyon & others referred. Mr. Lewis, seconded by Mr. Morris, moves that the petition of George Lyon, and others, be referred to a select committee, to be composed of Messrs. Ingersoll and Mount, with power to report thereon by bill or otherwise.

Ordered.

Petition of C. McIntosh and others bro't in and read. Mr. Solicitor General, seconded by Mr. Jarvis, moves for leave to bring up the petition of Charles McIntosh, and others, and that the forty third rule of this House be dispensed with as far as respects the same, and that the said petition be now read.

Which was carried, and the petition of Charles McIntosh, and twelve others, owners of vessels, of the town of York, praying for a

grant of money to be expended in putting in repair the Light House at Gibraltar point, was read.

Mr. Solicitor General, seconded by Mr. Jarvis, moves that the petition of Charles McIntosh, and others, be referred to the committee of supply.

Ordered.

Mr. McCall gives notice, that he will, on to-morrow, move for reading such part of the journals of 1829, as relates to the petition of Adam Lampman, and two hundred and eighty-two others.

Agreeably to the order of the day, the Newcastle district gaol and court-house bill was read a second time, and referred to a committee of the whole House.

Mr. Roblin was called to the chair.

The House resumed to receive a message.

Mr. Secretary Mudge brought down from His Excellency the Lieutenant Governor, a message, which the Speaker read as follows :

J. COLBORNE.

The Lieutenant Governor acquaints the House of Assembly that the bill entitled "An act to make valid certain marriages heretofore contracted, and to provide for the future solemnization of matrimony in this province," passed in the month of March, 1829, 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, } day of March, 1831.

The House went again into committee on the Newcastle district Gaol and court-house bill.

Mr. Roblin in the chair.

The House resumed to receive a message.

Mr. Secretary Mudge brought down from His Excellency the Lieutenant Governor, a message, which the Speaker read as follows :

J. COLBORNE.

The Lieutenant Governor transmits to the House of Assembly, an account of expenses attending a militia court martial held at St. Thomas' in the London district, in March, 1830.

Government House, } 2d. March, 1831.

(Militia court Martial pay list, see Appendix.)

The House went again into committee on the Newcastle gaol and court house bill.

Mr. Roblin in the chair.

The house resumed.

Mr. Roblin reported progress and asked leave to sit again in one hour.

The report was received, and leave granted.

At two o'clock, the house adjourned for one hour.

The house met pursuant to adjournment.

The Speaker left the chair.

The committee of the whole on the Newcastle gaol and court house bill resumed.

The Speaker resumed the chair on a question of order.

The Speaker left the chair.

The committee resumed.

The house resumed.

Mr. Roblin reported the bill as amended,

On the question for receiving the report being put,

Mr. Perry, in amendment, seconded by Mr. Campbell, moves that the report be not now received, but that it be received this day three months.

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

Table with columns: Messrs., YEAS, and names of members including Clark, Lyons, Shaver, Beardsley, Cook, A. McDonald, Warren, Bidwell, J. Crooks, Mackenzie, White, Boulton, W. Crooks, McNab, W. Wilson—22, Buell, Howard, Perry, Randal, Campbell, Ketchum, Randal.

Table with columns: Messrs., NAYS, and names of members including Berczy, R. Fraser, D. McDonald, Samson, Brown, Ingersoll, McMartin, Solr. General, Burwell, Jarvis, Macon, Thomson, Chisholm, Jessup, Morris, VanKoughnett, Duncombe, Jones, Mount, J. Willson—26, Elliott, Lewis, Roblin, A. Fraser, McCall, Roblin.

The question of amendment was decided in the negative by a majority of four; the report was received; and the bill was ordered to be engrossed and read a third time to-morrow.

Lost Report received. 3rd reading to-morrow.

Petition of C. McIntosh and others, referred.

Notice.

New-Castle court house bill committed

Message from his Excellency

Message announcing his Majesty's assent to the marriage bill.

House in committee on Newcastle court house bill.

Message from His Excellency with account of expenses attending Court Martial.

Committee on Newcastle Court House bill resumes.

Bill amended. Motion for receiving report in three months.

Yeas 25.

Nays 26.

Agreeably to the order of the day, the Clerk of the Crown in chancery's salary bill was read a second time, and ordered to be referred to a committee of the whole House on to-morrow.

castle district, and to authorize them to raise a loan on the credit of the funds of the said district to complete a building erected at the village of Amherst, as the gaol and court house of the said district."

Bill to amend Law pleadings referred to committee of whole,

Agreeably to the order of the day, the bill to amend law pleadings was read the second time and referred to a committee of the whole House.

Which was carried, and Messrs. Samson and Robinson 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.

3d reading tomorrow.

Mr. VanKoughnett was called to the chair. The House resumed.

Agreeably to the order of the day, the bill relative to law pleadings was read the third time and passed.

Bill relative to law pleadings passed.

Commercial intercourse bill brought in

Mr. VanKoughnett reported the bill without amendment. The report was received, and the bill was ordered to be engrossed and read a third time on to-morrow.

Mr. Attorney General, seconded by Mr. Maçon, moves that the bill be entitled, "an act to present a failure of justice, by reason of immaterial variances in certain law proceedings, and to require all courts to take judicial notice of private acts of parliament."

Title.

Joint tenants bill committed.

Agreeably to notice, Mr. Jarvis, seconded by Mr. McMartin, moves for leave to bring in a bill to revive and continue the act of the fourth year of the late King, respecting the commercial intercourse of this province with the United States of America.

Which was carried, and Messrs. Attorney General and Maçon 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.

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

Agreeably to the order of the day, the following petitions were read. Of Charles Perry, praying the house to grant him a premium for the construction of a Steam Engine in the town of York. And of George T. Burke, Esq. of Richmond in the Bathurst district, relative to the expending of monies as a commissioner under the road act of last session.

Petitions read Of Charles Perry.

Of George T. Burke, Esq.

No Quorum.

Agreeably to the order of the day, the joint tenants bill was read the second time, and referred to a committee of the whole House.

Mr. Morris, seconded by Mr. A. Fraser, moves that the petition of George T. Burke be referred to the committee to whom was referred the petition of George Lyon and others.

Petition of G. T. Burke Esq. referred.

Mr. McMartin was called to the chair. The House resumed.

Ordered.

Mr. McMartin reported that the committee had risen for want of a quorum.

Mr. Jarvis, seconded by Mr. Robinson, moves that the petition of Charles Perry of the town of York, blacksmith, praying for a premium for the manufacture and erection of a Steam Engine, be referred to the committee of supply.

Petition of Charles Perry referred.

PRESENT—Messrs Att'y General, Berczy, Burwell, Elliott, A. Fraser, Ingersoll, Jarvis, Jones, Lewis, McCall, McMartin, Mackenzie, Maçon, Morris, VanKoughnett.—15.

Ordered.

At 8 of the clock, P. M. the Speaker declared the House adjourned for want of a quorum.

THURSDAY, 3d MARCH, 1831.

THE House met.

Prayers were read.

The minutes of yesterday were read

The Speaker left the chair.

Mr. McMartin resumed the chair of committee on the Joint Tenant's bill.

The House resumed.

Mr. McMartin reported the bill as amended.

The report was received, and the bill was ordered to be engrossed and read a third time on Saturday next.

Agreeably to the order of the day, the Newcastle district gaol and court-house bill was read the third time.

Mr. A. McDonald, seconded by Mr. Cook, moves that the Newcastle gaol and court-house bill be passed this day three months.

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

Table with columns for YEAS and NAYS, listing names of members and their counts.

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

On the question for passing the bill, the House divided, and the yeas and nays were taken as follows:

Table with columns for YEAS and NAYS, listing names of members and their counts.

Table with columns for NAYS, listing names of members and their counts.

The question was carried in the affirmative by a majority of three and the bill was signed.

Mr. Samson, seconded by Mr. VanKoughnett, moves that the bill be entitled, "an act to indemnify the magistrates of the New-

Mr. Perry gives notice, that he will, on to-morrow, move for leave to bring in a bill to provide for a survey of examination of such townships as may be desired by a majority of the inhabitants, in order that an act may be passed establishing such boundaries as will be most likely to suit the interest, and do justice as far as may be, to all persons concerned.

Notice.

Mr. Duncombe, gives notice that he will, on to-morrow, move for the appointment of a committee to enquire into the annual receipts and expenditures of the post office department in this province; the amount transmitted by the said department out of this province; the costs incurred in transmitting the several mails within this province; and also such information relative to the post office department as may be necessary to convey to the house full information of the management of the affairs of the said post office department in this province; and to report by an address to his Majesty, or otherwise.

Notice.

Mr. Howard seconded by Mr. VanKoughnett, moves that it be resolved, that the reasons assigned by the honorable the Legislative Council for not passing the bill sent up from this house, entitled, an act to repeal the laws now in force granting poundage to the Receiver General, and to provide a salary for that officer in lieu thereof, are not satisfactory to this house.

1st resolution relative to Receiver General's Poundage bill.

Ordered.

Mr. Howard, seconded by Mr. VanKoughnett, moves that a conference be requested with the honorable the Legislative Council on the said reasons; and that the conferees on the part of this house be instructed to acquaint the conferees on the part of that honorable house, that the house of assembly have desired the conference upon the said bill, for the purpose of acquainting the Legislative Council that they cannot concur in the view taken by that honorable house of that bill.

2d Resolution to Receiver General's Poundage bill.

That in passing the bill, the house of assembly was influenced by an anxious desire to provide for the officer affected by it, an ample and liberal salary for all the duties and responsibilities of his situation; and, at the same time to prevent, what has long appeared to them an extravagant increase of his emoluments, under an act of the Legislature, improvidently passed at a time when the revenues of the province were comparatively small, and when it does not appear to have been contemplated that their great increase would yield, as poundage, more than a reasonable compensation.

In the sense expressed by the honorable the Legislative Council of the improvidence of leaving the office of the Receiver General upon its present footing, the house of assembly fully concurs; and they cannot but advert to the fact, that the two houses of the Legislature were so strongly impressed with the necessity of a change in this respect, that a bill was passed in the second session of the eighth provincial parliament, similar, in its provisions, to the one recently sent up, but limiting the salary of the Receiver General to five hundred and fifty pounds, sterling; which bill having been assented to by his Majesty, would have become a law, had the signification of His Majesty's pleasure thereon arrived in time to admit of its being promulgated within the period prescribed by the constitution.

The house of assembly cannot, however, recognize the principle, that the present Receiver General should be allowed to enjoy a larger sum for the discharge of less arduous duties, than, in all probability, his successor will have to perform, should the revenues of the province continue to increase in the same ratio as heretofore.

Ordered.

Welland Canal bill committed. Agreeably to the order of the day, the Welland canal bill was read the second time and referred to a committee of the whole house.

Mr. Thomson was called to the chair. The house resumed.

Mr. Thomson reported progress and obtained leave to sit again in one hour.

At two of the clock P. M. the house adjourned for one hour. The house met pursuant to adjournment.

The Speaker left the chair.

The chairman resumed the chair of the committee on the Welland canal bill.

The house resumed.

Bill amended. Mr. Thomson reported the bill with amendments.

Motion for receiving report in 3 months. On the question for receiving the report, Mr. Perry, in amendment, seconded by Mr. VanKoughnett, moves that the report be not now received, but that it be received this day three months.

House divides. On which the house divided, and the yeas and nays were taken as follows:

Yeas 23. Messrs. Beardslay, Bidwell, Buell, Campbell, Cook, J. Crooks, W. Crooks, A. Fraser, Howard, Lewis, Lyons, McCall, A. McDonald, D. McDonald, Mackenzie, McMartin, Morris, Perry, Roblin, Shurer, Thomson, VanKoughnett, White—23.

Nays 24. Messrs. Atty. General, Berczy, Boulton, Brown, Burwell, Chisholm, Clark, Duncombe, Elliott, R. Fraser, Ingersoll, Jarvis, Jones, Ketchum, MacNab, Macon, Mount, Randal, Robinson, Samson, Sol'r General, Warren, J. Willson, W. Wilson—24.

Question lost. 3d reading to-morrow. The question was decided in the negative by a majority of one, the report was received, and the bill was ordered to be engrossed and read a third time to-morrow.

River Aux Raisins improvement bill read. Mr. McMartin, from the select committee appointed to draft and report a bill founded on the resolution of this house, granting a sum of money for the purpose of improving the navigation of the river Aux Raisins, presented a draft which was received and read the first time, and ordered for a second reading to-morrow.

Road and Bridge bill read. Mr. Samson, from the select committee appointed to draft and report a bill in conformity to the resolutions of this house, authorising the raising by debenture, and expending upon the roads and bridges throughout the several districts in this province, the sum of twenty thousand pounds, reported a draft, which was received and read the first time, and ordered for a second reading to-morrow.

Mr. Magon, seconded by Mr. Shaver, moves that the road bill be the first item on the order of the day to-morrow.

Ordered.

Road Commissioners bill read. Mr. Lewis, from the select committee to whom were referred the petitions of George Lyon and others, and of George T. Burke, Esquire, informed the House that the Committee had agreed to report by bill, a draft which he was ready to submit whenever the House would be pleased to receive the same.

The report was received, and the Richmond Road Commissioners bill was read the first time, and ordered for a second reading to-morrow.

Amendments to Civil rights extension bill committed. Agreeably 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 extend the time for taking the oaths prescribed by a certain act passed in the sixth year of His late Majesty's reign, entitled, "An act to secure and confer upon certain inhabitants of this province the civil and political rights of natural born British subjects," were read the second time, and referred to a committee of the whole house.

Mr. McDonald was called to the chair.

The house resumed.

Mr. McDonald reported the amendments.

3d. reading to-morrow. The report was received, and the amendments were ordered to be read a third time to-morrow.

Adjourned.

FRIDAY, 4th MARCH, 1831.

THE House met.

Prayers were read.

The minutes of Saturday were read.

Agreeably to the order of the day, the road and bridge appropriation bill was read the second time.

On the question for the house to go into committee of the whole on the same.

House in Committee on Road Bridge appropriation bill. Mr. VanKoughnett, seconded by Mr. Buell, moves, in amendment, that the house do, on to-morrow, resolve itself into a committee on the road bill.

Which was lost, and the house went into committee on the road and bridge appropriation bill.

Mr. Jessup was called to the chair.

The house resumed, the black rod being at the door.

Black Rod.

The master in chancery brought down from the honorable the Legislative council a message which the Speaker read as follows:

Mr. Speaker.

The Legislative council accede to the request of the commons house of assembly for a conference on the subject matter of the reasons communicated by the conferees on the part of this house at a former conference held on the subject matter of a bill sent up from the house of assembly, entitled "an act to repeal the laws now in force granting poundage to the Receiver General and to provide a salary for that officer in lieu thereof," and have appointed the honorable Messrs. Wells and Markland for that purpose who will be ready to meet a committee on the part of the Commons' house of assembly, at three of the clock this afternoon, in the joint committee room.

Message from Legislative Council according to conference on report of committee of conference on Receiver General's Poundage bill.

JOHN B. ROBINSON, Speaker.

Legislative Council chamber, 4th day of March, 1831.

Mr. Morris, seconded by Mr. Macon, moves that Messrs. VanKoughnett, Samson, Burwell and McMartin do compose the conferees on the part of this house.

Conferees appointed.

Ordered.

The Speaker left the chair.

The chairman resumed the chair of committee.

The house resumed.

Mr. Jessup reported progress and obtained leave to sit again in one hour.

Progress.

At two o'clock P. M. the house adjourned for one hour.

The house met pursuant to adjournment.

The Speaker left the chair.

The chairman resumed the chair of committee, on the road and bridge appropriation bill.

Committee resumed.

The house resumed.

Mr. Jessup reported the bill as amended.

Bill amended

The report was received, and the bill was ordered to be engrossed and read a third time to-morrow.

3d reading to-morrow.

Mr. Mackenzie, brought up the petition of George Hollingshead, and forty-nine others; which was laid on the table.

Petitions brought up. Of George Hollingshead and others, J. Cook and others.

Mr. Mackenzie, brought up the petition of Jacob Cook, and thirty-four others, of the township of Toronto; which was laid on the table.

Mr. Elliott, brought up the petition of William McCormick, and one hundred and twenty others, of the Western district; which was laid on the table.

of William McCormick.

On the order of the day, for the third reading of the Welland canal bill being called, Mr. Perry, seconded by Mr. Howard, moves that the bill be not now read; but that it be read this day three months.

Motion for reading Welland Canal bill in 3 months.

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

House divides.

Messrs. YEAS. Beardslay, Bidwell, Buell, Campbell, Cook, J. Crooks, W. Crooks, A. Fraser, Howard, Lewis, Lyons, McCall, A. McDonald, D. McDonald, Mackenzie, McMartin, Perry, Roblin, Shaver, Thomson, VanKoughnett, White—22.

Yeas 22.

Messrs. NAYS. Atty General, Berczy, Boulton, Brown, Burwell, Chisholm, Clark, Duncombe, Elliott, R. Fraser, Ingersoll, Jarvis, Jessup, Jones, Ketchum, Macon, Mount, Randal, Robinson, Samson, Sol'r General, Warren, J. Willson, W. Wilson—24.

Nays 24.

The question was decided in the negative by a majority of two, and the bill was read the third time.

Question lost and bill read 3d time.

Mr. VanKoughnett, seconded by Mr. James Crooks, moves the following clause, as a rider.

Rider moved.

"And be it further enacted by the authority aforesaid, that a true, full and particular account in detail of the expenditure of all monies raised by the Welland canal company, from the debentures herein before mentioned, be laid before the Legislative council and House of Assembly, by the President and Directors of the Welland canal company, which accounts shall be verified by the oath of the President and Secretary of said company, made before a Judge of the King's bench, or of any district court in this province, stating that the said account is a just and true account of the expenditure of the said monies.

Rider proposed to Welland Canal bill.

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

House divides on rider.

Yeas 46.

Messrs.

Atty General, J. Crooks, Beardsley, W. Crooks, Berczy, Duncombe, Bidwell, Elliott, Boulton, A. Fraser, Brown, R. Fraser, Buell, Howard, Burwell, Ingersoll, Campbell, Jarvis, Chisholm, Jessup, Clark, Jones, Cook, Ketchum,

YEAS.

Lewis, Roblin, Samson, Lyons, Shaver, McCall, Solr. General, D. McDonald, Thomson, MacKenzie, VanKoughnett, MacNab, Warren, Macon, White, Morris, J. Willson, Perry, W. Wilson—46. Randal, Robinson.

May 1.

NAYS.

Mr. A. McDonald—1.

2d reading forthwith.

The question was carried in the affirmative by a majority of forty-five, and the rider was ordered to be engrossed and read a third time forthwith.

Amendments to civil rights extension bill passed.

Agreeably to the order of the day, the amendments made by the honorable the Legislative council, in and to the bill, entitled "An act to extend the time for taking the oaths prescribed by a certain act passed in the 6th year of His late Majesty's reign, entitled "An act to secure and confer upon certain inhabitants of this province, the civil and political rights of natural born British subjects," were read a third time and passed; and Messrs. J. Crooks and J. Willson were ordered to communicate the same to the honorable the Legislative council.

Motion for Committee of whole on report on privilege.

Mr. Mackenzie, seconded by Mr. Shaver, moves that the House do now resolve itself into a committee of the whole upon the report of the select committee appointed to enquire whether this House has the right to appoint its own officers.

Amendments to foregoing proposal.

In amendment, Mr. Perry, seconded by Mr. Bidwell, moves that after the word "the" in the original motion, the whole be expunged, and the following inserted, "report of the select committee appointed to enquire whether this House has the right to appoint its own officers, be adopted."

Previous Question moved.

Mr. Elliott, seconded by Mr. Solicitor General, moves the previous question, viz. that the question be not now put.

House divides.

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

Yeas 21.

Messrs.

Attorney General, Clark, Berczy, W. Crooks, Boulton, Elliott, Brown, R. Fraser, Burwell, Ingersoll, Chisholm, Jarvis,

YEAS.

Jessup, VanKoughnett, Jones, Warren, Lewis, J. Willson—21. Macon, Robinson, Solr General.

Nays 25.

Messrs.

Beardsley, Howard, Bidwell, Ketchum, Buell, Lyons, Campbell, McCall, Cook, A. McDonald, Duncombe, D. McDonald, A. Fraser, Mackenzie,

NAYS.

McMartin, Shaver, MacNab, Thomson, Mount, White, Perry, W. Wilson—25. Randal, Roblin, Samson.

Previous Question lost.

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

House divides on amendment.

On Mr. Perry's amendment to the original question, the house divided, and the yeas and nays were taken as follows:

Yeas 26.

Messrs.

Beardsley, A. Fraser, Bidwell, Howard, Buell, Ingersoll, Campbell, Ketchum, Cook, Lyons, W. Crooks, McCall, Duncombe, A. McDonald,

YEAS.

D. McDonald, Samson, Mackenzie, Shaver, McMartin, Thomson, Mount, White, Perry, W. Wilson—26. Randal, Roblin,

Nays 17.

Messrs.

Atty General, Chisholm, Berczy, Clark, Boulton, Elliott, Brown, R. Fraser, Buell, Jarvis,

NAYS.

Jessup, VanKoughnett, McNab, J. Willson—17. Macon, Robinson, Solr General.

Question of amendment carried.

The question of amendment was carried in the affirmative by a majority of nine.

Rider to Welland Canal bill read 3d time.

The original question as amended, was then put and carried. Agreeably to the order of the day, the rider to the Welland canal bill, was read the third time.

A further rider to Welland Canal bill moved.

Mr. Beardsley, seconded by Mr. McCall, moves that the following be a rider.

"And be it further enacted by the authority aforesaid, that the said arbitrators, or majority of them, shall, as soon as they, or a majority of them shall have made such award as aforesaid, deliver to the agent of said company a copy thereof, and at the same time require the said agent, within sixty days, to pay the said claimant the amount so awarded; and if the said agent shall fail to pay the said amount within the said period, it shall and may be lawful for the said arbitrators or any two of them, and they are hereby required to issue a process under their hands, in nature of

an attachment for the amount of said award, directed to the Sheriff of such district in this province as the said claimant may require, commanding him forthwith to attach sufficient of the property of said company to satisfy such attachment, and after advertising the same for sale ninety days in one of the newspapers of such district, and in two public places thereof, to sell the same at public auction to the highest bidder, and upon the receipt of the amount for which the same may be sold, convey to the purchaser thereof such title as the said company may have had therein.

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

Messrs.

Beardsley, Bidwell, Buell, Campbell, Cook,

YEAS.

W. Crooks, Mackenzie, Howard, McMartin, Lyons, Perry, McCall, Shaver, D. McDonald, Thomson,

VanKoughnett, Warren, White—18.

House divides.

Yeas 18.

Messrs.

Atty General, Berczy, Boulton, Brown, Burwell, Chisholm, Clark,

NAYS.

Duncombe, Elliott, A. Fraser, R. Fraser, Ingersoll, Jarvis, Jessup, Jones, Ketchum, Lewis, A. McDonald, MacNab, Mount, Randal, Robinson, Roblin, Samson, Solr General, J. Willson, W. Wilson—28

Nays 28.

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

Mr. Mackenzie, seconded by Mr. D. McDonald, moves that the following clause be added as a rider to the bill.

A further rider proposed.

"And be it further enacted by the authority aforesaid, that the said canal shall terminate in Lake Erie, at Gravelly, or Steel's Bay, and at no other place."

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

Messrs.

Beardsley, Buell, Campbell, Cook, W. Crooks,

YEAS.

Howard, McMartin, Lyons, Perry, A. McDonald, Randal, D. McDonald, Roblin, Mackenzie, Shaver,

Thomson, VanKoughnett, White—18.

House divides.

Yeas 18.

Messrs.

Atty General, Berczy, Boulton, Brown, Burwell, Chisholm,

NAYS.

Clark, Duncombe, Elliott, A. Fraser, R. Fraser, Ingersoll, Jarvis, Jones, Ketchum, Lewis, McCall, MacNab, Macon, Mount, Robinson, Samson, Solr General, J. Willson, W. Wilson—28.

Nays 28.

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

On the question for passing the bill the house divided, and the Yeas and nays were taken as follows:

Question lost.

House divides on passing bill.

Yeas 25.

Messrs.

Atty General, Berczy, Boulton, Brown, Burwell, Chisholm, Clark,

YEAS.

Duncombe, Elliott, R. Fraser, Ingersoll, Jarvis, Jessup, Jones, Ketchum, MacNab, Macon, Mount, Randal, Robinson, Samson,

Solr General, Warren, J. Willson, W. Wilson—25.

Nays 21.

Messrs.

Beardsley, Bidwell, Buell, Campbell, Cook, W. Crooks,

NAYS.

A. Fraser, Howard, Lewis, Lyons, McCall, A. McDonald, Shaver, D. McDonald, Mackenzie, McMartin, Perry, Roblin, Thomson, VanKoughnett, White—21.

The question was carried in the affirmative by a majority of four, and the bill was signed.

Bill passed.

Mr. Attorney General, seconded by Mr. Robinson, moves that the bill be entitled "An act to afford further aid to the Welland Canal Company, and to repeal part of, and amend the laws now in force relating to the said Company."

Title.

Which was carried, and Messrs. Attorney General and Berczy 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.

Mr. Elliott gives notice that he will, on Saturday next, move that an humble address be presented to his Excellency the Lieutenant Governor, praying that he may be pleased, in future, to summons this house to meet, for the actual despatch of business, in the latter part of the month of October.

Notice.

Mr. Elliott 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 may be pleased to communicate to this house any information in his possession, with respect to the number of medals sent out to be distributed to militiamen who distinguished themselves during the late war with the United States.

Notice.

Notice.

Mr. John Willson gives notice, that he will, on Monday next, move a series of resolutions, expressive of the high sense this house entertains of the gracious consideration which his Majesty has been pleased to give to the best interest of the people of this Province—particularly in placing at the disposition of the legislature the revenue arising from the 14th Geo. 3d, and in giving the royal assent to the bill extending the right of solemnizing matrimony to such of his Majesty's liege subjects in this province, as are therein named, and which had been reserved for the signification of his royal pleasure, and to assure his Majesty that his faithful and loyal subjects, the Commons' House of Assembly, for themselves, and in behalf of the people of this province, will not fail to appreciate in a proper manner, such instances of the royal favor, so opportunely manifested in complying with the wishes and consoling the feelings of his Majesty's loyal subjects, by removing those distinctions that have hitherto existed in this colony.

Mr. Perry gives notice that he will, on to-morrow, move for leave to bring in a bill for chartering road societies in this province.

Select committee to draft address on Condolence discharged and resolution communicated to Legislative Council.

Mr. Solicitor General, seconded by Mr. Burwell, moves that the select committee appointed to draft an address of condolence to his Majesty be discharged, and that the resolution of this house relating to the presenting of said address be communicated to the honorable the Legislative council, requesting the concurrence of that honorable house therein, and to unite with this house in an address to his Majesty founded thereon.

Ordered.

River Aux Raisins improvement bill committed.

Agreeably to the order of the day, the river Aux Raisins improvement bill was read the second time, and referred to a committee of the whole house.

Mr. Clark was called to the chair.

The house resumed.

Mr. Clark reported the bill as amended.

Bill amended.

3d reading to-morrow.

The report was received, and the bill was ordered to be engrossed and read a third time to-morrow.

Richmond road bill committed.

Agreeably to the order of the day, the Richmond road bill was read the second time, and referred to a committee of the whole house.

Mr. Solicitor General was called to the chair.

The house resumed.

The Solicitor General reported the bill as amended.

Bill amended.

3d reading to-morrow.

The report was received, and the bill was ordered to be engrossed, and read a third time to-morrow.

Eastern district Court House bill committed.

Agreeably to the order of the day, the Eastern district gaol and court house bill was read the second time and referred to a committee of the whole house.

Mr. Lewis was called to the chair,

The house resumed.

Mr. Lewis reported the bill as amended.

Bill amended.

3d reading to-morrow.

The report was received, and the bill was ordered to be engrossed and read a third time to-morrow.

No Quorum.

PRESENT—Messrs. Berczy, Burwell, Clark, Cook, Elliott, A. Fraser, Howard, Ingersoll, Jones, Ketchum, Lewis, Mackenzie, McMartin, Maçon, Mount, Roblin, Samson, Shaver, Solicitor General, VanKoughnett, and W. Wilson 21.

At eleven o'clock P. M. the Speaker declared the house adjourned for want of a quorum.

SATURDAY, 5th MARCH, 1831.

THE House met.

Prayers were read.

The minutes of yesterday were read.

Joint tenants bill passed.

Agreeably to the order of the day, the joint tenants bill was read a third time and passed.

Title.

Mr. Elliott, seconded by Mr. Maçon, moves that the bill be entitled, "An act to provide for partition of real estates."

Bill sent to Council.

Which was carried, and Messrs. Elliott and Maçon were ordered by the Speaker to carry the same up to the honorable the Legislative council, and to request their concurrence thereto.

Road and bridge bill passed.

Agreeably to the order of the day, the road and bridge appropriation bill was read a third time passed and signed.

Title.

Mr. Burwell, seconded by Mr. Ingersoll, moves that the bill be entitled, "An act granting to his Majesty a sum of money to be raised by debenture for the improvement of roads and bridges in the several districts of this province."

Bill sent to Legislative Council.

Which was carried, and Messrs. Burwell and Ingersoll were ordered by the Speaker to carry the same up to the honorable the Legislative council and to request their concurrence thereto.

River Aux Raisins bill read 3d time.

Agreeably to the order of the day, the bill granting a sum of money for the improvement of the navigation of the river Aux Raisins was read the third time.

On passing, the house divides.

On the question for passing the same, the house divided and the yeas and nays were taken as follows:

Messrs.

Att'y General, Beardsley, Berczy, Brown, Burwell, Chisholm, Clark, J. Crooks, W. Crooks,

Messrs.

Bidwell, Campbell,

YEAS.

McMartin, MacNab, Maçon, Morris, Mount, Randal, Samson, D. McDonald, Shaver, Sol'r General,

NAYS.

Howard, Lyons, Perry—5.

Yeas 33.

Thomson, VanKoughnett, Warren, White, J. Willson, W. Wilson—33.

Nays 6.

The question was carried in the affirmative by a majority of twenty-eight, and the bill was signed.

Mr. A. Fraser, seconded by Mr. McMartin, moves that the bill be entitled, "An act to grant a sum of money and to provide for the improvement of the river Aux Raisins in the county of Glengarry."

Which was carried and Messrs. A. Fraser and McMartin were ordered by the Speaker to carry the same up to the honorable the Legislative council and to request their concurrence thereto.

Agreeably to the order of the day, the Eastern district gaol and court house bill was read the third time and passed.

Mr. VanKoughnett, seconded by Mr. Shaver, moves that the bill be entitled, "An act to amend and extend the provisions of An act passed in the eight year of his late Majesty's reign, entitled, "An act to provide for the erection of a gaol and court house in the Eastern district."

Which was carried, and Messrs. VanKoughnett and Shaver were ordered by the Speaker to carry the same up to the honorable the Legislative council, and to request their concurrence thereto.

On the order of the day being called for the the third reading of the bill to authorize the expenditure of certain monies remaining in the hands of the Treasurers, of the appropriation of the last year for roads and bridges, Mr. Thomson, seconded by Mr. Morris, moves in amendment, that the bill be not now read a third time, but that it be recommitted.

Which was carried, and Mr. Solicitor General was called to the chair.

The House resumed.

Mr. Solicitor General reported the bill as amended.

On the question for receiving the report the House divided, and the yeas and nays were taken as follows:

Messrs.

Att'y General, Berczy, Brown, Burwell, Chisholm, Clark, J. Crooks, W. Crooks,

Messrs.

Bidwell, Campbell, Duncombe,

YEAS.

McCall, D. McDonald, McMartin, MacNab, Maçon, Mount, Robinson, Roblin,

NAYS.

Howard, Mackenzie, Morris, A. McDonald, Perry, White—10.

Bill amended.

House divides on receiving report. Yeas 32.

Nays 13.

The question was carried in the affirmative by a majority of twenty-two, and the report was received.

Mr. John Willson, seconded by Mr. W. Wilson, moves that the bill authorising the expenditure of certain monies on highways be engrossed and read a third time this day; and that the forty first rule be suspended so far as relates to the same.

Ordered.

Agreeably to the order of the day, the House went into committee of the whole on the Clerk of the Crown in chancery's salary bill.

Mr. Shaver was called to the chair.

The House resumed.

Mr. Shaver reported the bill as amended.

On the question for receiving the report the House divided, and the yeas and nays were taken as follows:

Messrs.

Beardsley, Bidwell, Buell, Burwell, Campbell, Chisholm, W. Crooks,

Messrs.

Att'y General, Berczy, Brown, R. Fraser,

YEAS.

Duncombe, Elliott, A. Fraser, Howard, Ingersoll, Jones, Lewis,

NAYS.

Lyons, D. McDonald, Mackenzie, McMartin, Morris, Perry, Randal, Roblin, Shaver, Thomson, White, W. Wilson—26.

Yeas 26.

Nays 13.

Rep. received

3d reading this day.

Clerk of Crown in Chancery's bill committed

Bill amended.

House divides on receiving report.

2d reading Monday. The question was carried in the affirmative by a majority of thirteen; the report was received, and the bill was ordered to be engrossed and read a third time on Monday next.

At half past two o'clock, the House adjourned for one hour.

The House met pursuant to adjournment.

Mr. Secretary Mudge brought down from His Excellency the Lieutenant Governor, two messages and documents.

The messages were read by the Speaker as follows:

Message from His Excellency relative to remuneration of R. Randal.

J. COLBORNE.

The Lieutenant Governor transmits for the consideration of the House of Assembly, the accompanying memorial and documents from Mr. Randal, respecting the services which he has performed as commissioner to inspect the Welland canal; and requests that the remuneration which it may be deemed expedient to grant him, may be stated by the House.

Government House, }
5th March, 1831. }

J. COLBORNE.

Message from His Excellency with report of Long Point Light House.

The Lieutenant Governor transmits to the House of Assembly, a report of the commissioners of Long Point Light house, which was received on the second instant.

Government House, }
5th March, 1831. }

Documents, (see appendix.)

Message with R. Randal's memorial referred to supply.

Mr. Berczy, seconded by Mr. Attorney General, moves that the message of his Excellency the Lieutenant Governor, and the petition of Robert Randal, Esq. be referred to the committee of supply.

Ordered.

Committee of supply. Several resolutions reported.

Agreeably to the order of the day, the house went into committee of supply.

Mr. D. McDonald was called to the chair.

The house resumed.

Mr. McDonald reported that the committee had agreed to several resolutions, which he was directed to submit for the adoption of the house, and to ask leave to sit again on Monday.

The report was received and leave was granted.

The first resolution was then put and carried as follows:

1st resolution on losses.

Resolved, that it appears to this house, that the act passed in the last session of parliament, for raising a loan to be applied to the relief of those who had suffered losses during the late war with the United States of America, has not been found effectual, it being impracticable to procure a loan upon the terms specified in the act.

The second resolution was then put and carried as follows:

2nd resolution on losses.

Resolved, that the legislature of this province, having by this effort, as well as by their former measures, evinced a sympathy with the sufferers, and an earnest desire to afford them relief, it is proper to make, at this time, such effectual provision, as will satisfy the benevolent intentions of the legislature, and put an end to the anxious suspense to which the claimants have so long been exposed.

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

3rd Resolution relative to Kettle Creek.

Resolved,—that if the tolls and dues upon articles of import and export, authorized by law to be collected and paid on the completion of the harbor at Kettle creek, had been collected at that place during the year 1830, the sum of two hundred and seventy four pounds, four shillings and seven pence, of the monies granted by law for the construction of the said harbor, would have been redeemed, besides paying the interest on that grant, and five per cent to the toll keeper.

The fourth resolution was then put as follows:

4th Resolution relative to Kettle Creek.

Resolved,—that the growing amount of articles of import and export at the Kettle creek harbor, and the increase of the surrounding country in population and wealth, afford to this committee a sufficient security that the sum granted for the said harbor, with the annual interest thereon, will be redeemed within the period contemplated by the law, in that behalf; and also authorize the grant of a further sum, redeemable in the same manner as the former, to lengthen the piers of the said harbor, and render it of greater advantage to the public interest.

On which the house divided and the yeas and nays were taken as follows:

House divides.

Messrs.

YEAS.

Attorney General, W. Crooks, Jessup, Randal, Berczy, Duncombe, Ketchum, Robinson, Burwell, Elliott, McCull, Sol'r. General, Chisholm, A. Fraser, D. McDonald, Warren, Clark, Ingersoll, Macon, J. Willson, J. Crooks, Jarvis, Mount, W. Wilson—24.

Messrs.

NAYS.

Beardsley, Campbell, Lyons, Roblin, Bidwell, Cook, Mackenzie, Samson, Boulton, Howard, McMartin, Shaver, Brown, Jones, Morris, Van Koughnett, Buell, Lewis, Perry, White—20.

The question was carried in the affirmative by a majority of four.

The fifth resolution was then put as follows:

Resolved,—that the sum of three thousand five hundred pounds be granted to His majesty, for lengthening the piers, and completing the said harbor; to be applied and expended by the commissioners already appointed to superintend the construction of the same.

3d resolution relative to Kettle Creek.

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

House divides.

Messrs.

YEAS.

Yeas 24.

Att'y General, W. Crooks, Jessup, Randal, Berczy, Duncombe, Ketchum, Robinson, Burwell, Elliott, McCull, Sol'r. General, Chisholm, A. Fraser, D. McDonald, Warren, Clark, Ingersoll, Macon, J. Willson, J. Crooks, Jarvis, Mount, W. Wilson—24

Messrs.

NAYS.

Nays 21.

Beardsley, Cook, Mackenzie, Shaver, Bidwell, R. Fraser, McMartin, Van Koughnett, Boulton, Howard, Morris, White—21. Brown, Jones, Perry, Buell, Lewis, Roblin, Campbell, Lyons, Samson,

The question was carried in the affirmative by a majority of three.

The sixth resolution was then put and carried as follows,

Resolved,—that the chairman be instructed to move the house for leave to bring in a bill in pursuance of the foregoing resolutions.

Bill to be drafted.

Adjourned.

MONDAY, 7th MARCH, 1831.

THE House met.

Prayers were read.

The minutes of Saturday were read.

Mr. Beardsley brought up the petition of David Secord, of St. David's; which was laid on the table.

Petition of David Secord brought up.

Agreeably to the order of the day, the rider to the bill directing the expenditure of certain road monies remaining on hand of the appropriation of the last year, was read the third time.

Rider to road Commissioner's bill read 3d time.

On the question for passing the bill the House divided, and the yeas and nays were taken as follows:

House divides on passing bill. Yeas 20.

Messrs.

YEAS.

Berczy, Duncombe, Ketchum, Roblin, Bidwell, Elliott, Lewis, Shaver, Boulton, Jarvis, McCull, Sol'r. General, Burwell, Jessup, MacNab, Van Koughnett, W. Crooks, Jones, Macon, W. Wilson—20

NAYS.

Nays 9.

Beardsley, Cook, Mackenzie, Shaver, Bidwell, Howard, Morris, Sol'r. General, Campbell, Lyons, Perry—9.

The question was carried in the affirmative by a majority of eleven, and the bill was passed and signed.

Mr. Lewis, seconded by Mr. John Willson, moves that the bill be entitled, "An act to authorise the laying out several sums of money granted by an act of the last session of the Legislature, entitled, 'An act granting to His Majesty a sum of money for the improvement of the roads and bridges in this province,' and which sums remain unexpended."

Title.

Which was carried, and Messrs. Lewis and John Willson 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 Council.

On the order of the day for the third reading of the clerk of the crown in chancery's salary bill being called, Mr. MacNab, seconded by Mr. VanKoughnett, moves that the clerk of the Crown in chancery's salary bill be not now read a third time; but that it be now recommitted.

Motion for recommitting clerk of Crown in Chancery's bill.

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

House divides. Yeas 10.

Messrs.

YEAS.

Att'y General, W. Crooks, MacNab, VanKoughnett—10, Boulton, Jarvis, Robinson, Brown, Jessup, Sol'r General,

NAYS.

Nays 25.

Beardsley, Elliott, A. McDonald, Shaver, Berczy, Howard, D. McDonald, Warren, Bidwell, Jones, Macon, J. Willson, Burwell, Ketchum, Morris, W. Wilson—25. Campbell, Lewis, Perry, Cook, Lyons, Randal, Duncombe, McCull, Roblin,

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

The bill granting a salary to the clerk of the Crown in chancery, was then read a third time.

Bill read 3d time.

On passing House divides.

On the question for passing the bill the House divided, and the yeas and nays were taken as follows :

Yeas 25.

Messrs.

YEAS.

Berczy,	Duncombe,	A. McDonald,	Shaver,
Bidwell,	Elliott,	D. McDonald,	Warren,
Burwell,	Howard,	Maçon,	J. Willson,
Campbell,	Jones,	Morris,	W. Wilson—25.
Chisholm,	Lewis,	Perry,	
Clark,	Lyons,	Randal,	
Cook,	McCall,	Roblin,	

Nays 11.

Messrs.

NAYS.

Att'y General,	W. Crooks,	Ketchum,	Sol'r General,
Beardsley,	Jurvis,	MacNab,	Vankoughnett—11
Boulton,	Jessup,	Robinson,	

Bill passed

The question was carried in the affirmative by a majority of fourteen, and the bill was signed.

Title.

Mr. Elliott, seconded by Mr. Warren, moves that the bill be entitled "An act to provide a salary for the clerk of the Crown in Chancery, and to remunerate him for past services."

Bill sent to Council.

Which was carried, and Messrs. Elliott and Burwell were ordered by the Speaker to carry the same up to the honorable the Legislative council, and to request their concurrence thereto.

Petitions read. Of George Hollingshead and others.

Agreeably to the order of the day, the following petitions were read. Of George Hollingshead and forty-nine others, praying against the Welland canal loan or the granting of money without the consent of the people. Of Jacob Cook, and thirty-four others, of the township of Toronto, praying for pecuniary aid to repair Barber's hill. And of William McCormick, and one hundred and twenty others, of the Western district, praying that a stop may be put to the influx of a coloured population from the United States.

Of J. Cook and others.

Of W. McCormick and others.

Petition of David Secord read and referred to supply.

Mr. Beardsley, seconded by Mr. McCall, moves that the memorial of David Secord, may be now read and be referred to the committee of supply, and that the forty first rule of this house may be dispensed with for that purpose.

Which was carried, and the petition of David Secord of Saint Davids, praying to be relieved from his distresses, occasioned by loss sustained during the late war with the United States of America, was read.

Notice.

Mr. Morris gives notice that he will, on to-morrow, move for leave to bring in a bill to continue the parliament in the event of the King's death.

Notice of resolutions on improvement of Saint Lawrence.

Mr. Vankoughnett gives notice that he will, on to-morrow, move the following resolutions.

Resolved, that it is the opinion of this house that the improvement of the navigation of the Saint Lawrence is an object of the first importance to the commercial and agricultural interests of this province.

Resolved, that according to the survey and estimate made in the year 1826, by Samuel Clowes, Esq. engineer, and George Rykert, assistant engineer and surveyor under the direction of the late Lieutenant Governor Sir Peregrine Maitland, of the expense of improving the navigation and constructing a canal at the several rapids in the river Saint Lawrence from Johnstown to Cornwall, it appears that for Sloop and Steam-boat navigation the sum of one hundred and seventy-six thousand three hundred and seventy-eight pounds, eight shillings and five pence will be required, and for boat navigation the sum of ninety-two thousand eight hundred and thirty four pounds, one shilling and eleven pence half penny.

Resolved, that it is the opinion of this house that the improvement of the Saint Lawrence should be undertaken on the larger scale, provided the Legislature of Lower Canada will improve that part within their limits upon a corresponding scale.

Resolved, that in order to ascertain the views of the legislature of Lower Canada, upon the importance of the improvement of the Saint Lawrence, an humble address be presented to his Excellency the Lieutenant Governor, requesting his Excellency will be pleased to transmit the foregoing resolutions with as little delay as possible, to the Governor General of Lower Canada, in order that they may be laid before the legislature of that province, during the present session, and at the same time to request the Governor General to call the early attention of the Legislature of that province to that important subject.

Notice.

Mr. Perry gives notice, that he will, on to-morrow, move for leave to bring in a bill to repeal and reduce to one act of Parliament, the militia laws of this province, with some amendments.

Kettle Creek loan bill bro't in.

Mr. D. McDonald, as chairman of the committee of the whole on supply, seconded by Mr. Burwell, moves for leave to bring in a bill pursuant to certain resolutions of this house, granting a sum of money to complete the harbour at the mouth of Kettle creek, in the London district.

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

Strobridge relief bill committed.

Agreeably to the order of the day, the bill for the relief of James Gordon Strobridge, was read the second time and referred to a committee of the whole House.

Mr. Berczy was called to the chair.

The House resumed.

Mr. Berczy reported the bill without amendment.

2d. reading this day.

Mr. MacNab, seconded by Mr. John Willson, moves that the bill granting relief to James G. Strobridge be engrossed and read a third time this day, and that the forty first rule of this House be dispensed with so far as regards the same.

Ordered.

Mr. A. McDonald, seconded by Mr. Clark, moves that the portion of the journals of the first session of the ninth provincial parliament relating to the break-water at Cobourg, be now read, and that the thirty second rule of the House be dispensed with, as far as regards the reading of the same.

Journals relative to a break-water at Cobourg read.

Which was carried, and the journals were read.

Mr. A. McDonald, seconded by Mr. Clark, moves that the portion of the journals of this House just read, be submitted to the consideration of the committee of supply.

Ordered.

Mr. Berczy chairman of the committee of finance, informed the House that the committee had agreed to a report, which he was ready to submit whenever the House would be pleased to receive the same.

Committee on Finance report.

The report was received and read.

Report, (see Appendix.)

Agreeably to the order of the day, the Upper Canada Bank charter extension bill was read the second time, and referred to a committee of the whole House.

U. C. Bank bill committed.

Mr. Burwell was called to the chair.

The House resumed, the black rod being at the door.

The Master in Chancery brought down from the honorable the Legislative council, the bill sent up from this House, entitled "An act to make certain regulations relating to the office of Sheriff, and to require the several Sheriffs of this province to give security for the due fulfilment of the duties of their office," which that honorable House had passed with some amendments, to which the concurrence of this House was requested.

Black rod.

Sheriffs' bill with amendments.

The amendments made by the honorable the Legislative council, in and to the bill, entitled "An act to make certain regulations relating to the office of Sheriff, and to require the several Sheriffs of this province to give security for the due fulfilment of the duties of their office," were then read a first time as follows, and ordered for a second reading to-morrow.

Press 1: line 1. After "whereas" expunge the remainder "of the preamble and insert" from the tenure of the office of "Sheriff in this province and the nature of the security exacted for the due performance of its duties, sufficient indemnity is not afforded against damages that may arise from the misprisions or "defaults of sheriffs."

Amendments to Sheriffs' security bill.

Press 1. and 2. Expunge the first and second clauses and "insert" 1. 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 the sheriff of each and every district of this province shall on or before the first day of August next, after the passing of this act enter into a bond to his Majesty, his heirs and successors in the penal sum of one thousand pounds together with two sureties to be approved of by the Inspector General of public accounts in the sum of five hundred pounds each with a condition that he shall well and faithfully account for and pay over all such monies as he shall receive for his Majesty his heirs or successors, which bond and condition shall be in the form given in the schedule to this act annexed marked A," or in words to the like effect."

"2. And be it further enacted by the authority aforesaid, "that the sheriff of each and every district of this province shall also on or before the same first day of August, provide either two or four sufficient persons, who, together with himself, shall enter into a covenant under their seals joint and several according to the form given in the schedule to this act annexed, marked "B." or in words to the same effect, which covenant shall be available to and may be sued upon by any person suffering damage by the default or wilful misconduct of any such sheriff respectively."

"3. And be it further enacted by the authority aforesaid, "that such sureties shall not be accepted as sufficient unless a majority of the justices of the peace at a court of general quarter sessions of the peace for the district in which any such sheriff is serving shall ascertain and determine that they are good and sufficient, and unless a certificate shall be given in pursuance of such determination under the hand and seal of the chairman of such quarter sessions, declaring that the court are satisfied that the persons named in the certificate are responsible persons to the full amount for which they are required to become surety, which certificate shall be produced and filed at the time of the delivering and filing of the said covenant as hereinafter provided."

"And be it further enacted by the authority aforesaid, that the bond to his Majesty required by this act, shall be deposited with the Inspector General of public accounts in this province, and that the covenant required by this act shall be made in duplicate, each part of which shall be marked duplicate, but may be considered and received as original, one of which parts shall be filed in the office of the secretary of the province, and the other part thereof shall be filed in the office of the Clerk of the Peace of the district for which such sheriff shall be appointed, for which

Amendments to sheriff's security bill. "filing the said Clerk of the Peace shall be entitled to demand and receive from the Sheriff the sum of two shillings and sixpence, and no more."

Press 2, line 15, expunge "5" and insert "5."

Press 2, line 16, expunge "bond or bonds" and insert "covenant."

Line 18, expunge "bond or bonds" and insert "covenant."

Press 3, line one, expunge "4" and insert "6." Expunge "every sheriff of any" and insert "the sheriff of every."

Line 2, after "Province" expunge the remainder of the clause and insert "now appointed or hereafter to be appointed, shall, at the expiration of every period of four years from the date of the bond and covenant given by him and his sureties, according to this act, renew his bond and covenant in the same sums, respectively, either with the same, or with other sureties whose sufficiency shall be certified in the manner hereintofore provided, and all the provisions of this act in respect to the bond, and the covenant first required to be given, shall apply to such renewed bond and covenant."

Line 4, expunge "5" and insert "7."

Line 5, after "office of," expunge "any."

Line 8, expunge "bond" and insert "covenant," after "securities," insert "and shall also have given a bond with sureties."

Line 11. After "Sheriff" insert 8. And be it further enacted by the authority aforesaid, that no Sheriff shall hereafter be appointed in this province who shall not be possessed of real estate in this province, of the value of seven hundred and fifty pounds above incumbrances, and who shall not before he receives his commission, file an affidavit to that effect in the office of the Secretary of this province.

Line 12. Expunge "6" and insert "9"

Line 13. After "bond" insert "or surety in any such covenant" after "or" insert "shall become resident out of" and expunge "depart from this province and have his usual place of residence out of the jurisdiction of His Majesty's court of King's Bench, in this province."

Line 18. After death insert "or" after "or" expunge "insolvency" and insert "after such insolvency shall be certified in the manner herein provided."

Line 21. After "the" expunge the remainder of the clause, and insert "parties to such former bond or covenant from their liability, on account of any matter or thing which shall have been done or omitted before the renewal of the security as herein directed."

Press 4. and 5 Expunge the 7th, 8th, 9th, 10th, 11th and 12th clauses, and insert "10." And be it further enacted by the authority aforesaid, that if during the period for which any such covenant as aforesaid shall be given, the sureties executing the same or any of them, shall apprehend that the Sheriff for whom such surety was given, is insolvent or has not property to the amount of seven hundred and fifty pounds over and above all incumbrances and debts, and shall transmit to the Governor, Lieutenant Governor, or person administering the government of this province, an affidavit made by him or them to that effect, and sworn to before a commissioner for taking affidavits in the court of King's Bench, the Sheriff for whom the security was given, shall be thereupon officially notified by the Secretary to His Excellency the Lieutenant Governor, or the person administering the government of this province, that he must forthwith furnish new security in the manner pointed out by this act, or must on affidavit deny that he is insolvent, or that he is worth less than the sum of seven hundred and fifty pounds over and above all incumbrances and debts, and that if such requisition is not complied with within one month after the same has been delivered to such Sheriff, he shall for that cause be removed from office."

"11. And be it further enacted by the authority aforesaid, that when a new surety or sureties shall be given, either at the expiration of any stated period, or by way of substitution for any other surety within the period, the former surety shall only be discharged as to defaults, or misfeasances suffered or committed after the perfecting of such new security and not as to any previous defaults or misfeasances."

"12. And be it further enacted by the authority aforesaid, that after the covenant required to be entered into by this act shall have been sued upon by any person having or alleging a claim upon the parties to the same by reason of the default or misfeasance of the sheriff, it shall notwithstanding be in the power of any other person or of the same person to bring an action upon the same covenant for any other default or misfeasance and such subsequent action shall not be barred by reason of any prior recovery, or of any judgment for the defendant rendered in a former action, or of any other action being depending upon the same covenant for any distinct cause of action."

Press 5. line 18. Expunge "security" and insert "covenant" after "shall" insert "as to such person or persons" after "deemed" insert "to be."

Line 20. Expunge "bond shall" and insert "person or persons shall have."

Line 21. Expunge "the like security as is" and insert "such securities as are" after "act" expunge the remainder of the clause.

Press 6. line 10. Expunge "bond" and insert "covenant."

Line 11. After "mentioned" insert "or any or either of them." Amendments to sheriff's security bill.

Line 13. Expunge "security" and insert "covenant."

Line 15. After "notice" expunge the remainder of the clause.

Press 6 and 7. Expunge the sixteenth clause and insert "16, and be it further enacted by the authority aforesaid, that upon the issuing of any writ of execution upon any judgment recovered on such covenant the plaintiff in such suit or his Attorney shall by an endorsement on such writ direct the coroner to levy the amount thereof upon the goods and chattels of the Sheriff in the first place and in default of goods and chattels of such Sheriff to satisfy the amount then that the same or the residue thereof shall be made in the goods and chattels of the other defendants in such suit, and so in like manner with any writ which shall issue against the lands and tenements in any judgment upon such covenant as is required by this act."

Press 7, line 8. After "thereon," insert "unless the court shall otherwise order."

Press 7 and 8. Expunge the eighteenth clause, and insert, "18. And be it further enacted, by the authority aforesaid, that if any sheriff now appointed or hereafter to be appointed, shall neglect or omit to give and perfect such security as this act requires within the period limited by this act in any case then upon such neglect or omission being officially notified in writing to the Governor, Lieutenant Governor, or person administering the government of this province, either by the Inspector General, the Secretary of the Province, or the chairman of the Quarter Sessions of the Peace in the district in which such Sheriff shall be serving, the Sheriff shall for that cause be removed from his office, and a new commission shall issue with as little delay as possible, for supplying the vacancy. Provided always, that nothing herein contained, shall extend or be construed to extend, to prevent the Governor, Lieutenant Governor, or person administering the government of this province, from re-appointing any person to the said office, upon his duly fulfilling the provisions of this act."

Press 8 and 9. Expunge the 19th and 20th clauses, and insert "19. And be it further enacted, by the authority aforesaid, that the covenant to be entered into by the sheriffs of the several districts respectively, shall specify the following sums, as the extent to which the several parties thereto shall be considered as covenanting to afford indemnity; (that is to say,) the Sheriff of the Home district, one thousand pounds, two sureties, five hundred pounds each, or four sureties two hundred and fifty pounds each. The Sheriff of the district of Niagara, one thousand pounds, two sureties, five hundred pounds each, or four sureties, two hundred and fifty pounds each. The Sheriff of the district of Gore, one thousand pounds, two sureties, five hundred pounds each, or four sureties, two hundred and fifty pounds each. The Sheriff of the district of London, one thousand pounds, two sureties, five hundred pounds each, or four sureties, two hundred and fifty pounds each. The Sheriff of the Western district, five hundred pounds, two sureties, two hundred and fifty pounds each, or four sureties, one hundred and twenty-five pounds each. The Sheriff of the district of Newcastle, one thousand pounds, two sureties of five hundred pounds each, or four sureties, two hundred and fifty pounds each. The Sheriff of the Midland district, one thousand pounds, two sureties five hundred pounds each, or four sureties two hundred and fifty pounds each. The Sheriff of the district of Johnstown, one thousand pounds, two sureties five hundred pounds each, or four sureties two hundred and fifty pounds each. The Sheriff of the district of Bathurst, five hundred pounds, two sureties two hundred and fifty pounds each, or four sureties one hundred and twenty-five pounds each. The Sheriff of the district of Ottawa, five hundred pounds, two sureties two hundred and fifty pounds each, or four sureties one hundred and twenty-five pounds each. The Sheriff of the Eastern district, one thousand pounds, two sureties five hundred pounds each, or four sureties two hundred and fifty pounds each. And that the Sheriff of any new district, hereafter to be formed, shall give such security himself in one thousand pounds, two sureties five hundred pounds each, or four sureties two hundred and fifty pounds each."

"20. And be it further enacted by the authority aforesaid, that the persons entering into any such covenant as sureties shall be held liable to indemnify against any omission or default of the Sheriff in not paying over monies received by him, and against damages sustained by the parties to any legal proceeding in consequence of his wilful misconduct in his office, and that the Sheriff shall be joined in any action to be brought on the covenant against all or any of the sureties, and that the Court of King's Bench shall have the power to grant equitable relief by staying proceeding upon motion on behalf of the sureties in any action (not being for default in paying over monies collected,) in which it shall appear to the Court from the circumstances of the case that the misconduct or omission of the Sheriff has not been such as ought in reason and Justice to render his security liable."

"XXI. And be it further enacted by the authority aforesaid, that the second clause of an act passed in the forty-sixth year of King George the third, entitled, "an Act to make provision for certain Sheriffs in this province," shall be, and the same is hereby repealed, provided always that such repeal shall not affect any bond which has been given under the said act, or the remedy which may be had thereon; and provided also that nothing in this act contained or in any covenant or bond to be given under the provisions thereof shall extend or be construed to extend to debar any person or persons from having his her or their

"remedy against such Sheriff or Sheriffs for any breach of duty in such manner, as is or may be provided by any law or usage now in force."

JOHN B. ROBINSON, Speaker.

Legislative Council Chamber, } seventh day of March 1831. }

Schedule A.

Bond to be given by Sheriff and securities.

Know all men, by these presents, that we A. B. Sheriff of the district of C. D. of Esq. and E. F. of in the district of in the district of are held and firmly bound to our Sovereign Lord the King, His Heirs and successors, in the several and respective sums following (that is to say the said A. B. in the sum of one thousand pounds, the said C. D. in the sum of five hundred pounds, and the said E. F. in the sum of five hundred pounds, to be paid to our said Sovereign Lord the King, His Heirs and successors; for which payment to be well and truly made, we bind ourselves severally and respectively, and each of us his heirs executors and Administrators firmly by these presents. sealed with our seals, and dated this day of in the year of our Lord

The condition of this obligation is such, that if the above bounden A. B. his Executors or Administrators shall well and faithfully account for and pay over to His Majesty's Receiver General of this province, or to such person as may be authorised to receive the same, all such sum and sums of money as he shall receive as such Sheriff as aforesaid, for our said Lord the King, his heirs or successors from the date of this obligation until the day of in the year of our Lord (four years) then this obligation to be void, otherwise to remain in full force and virtue.

Sealed and delivered, } in presence of

L. S. L. S. L. S.

Schedule B.

Know all men, by these presents, that we, A. B. Sheriff of the district of C. D. of in the district of and E. F. of in the district of (when four sureties are given, the names of the other two to be inserted in like manner) do hereby jointly and severally, for ourselves and for each of our heirs, executors and administrators, covenant and promise that A. B. as Sheriff of the said district, shall well and duly pay over to the person or persons entitled to the same, all such monies as he shall receive by virtue of his said office of Sheriff, from the date of this covenant to the expiration of four years thence next ensuing, and that neither he nor his deputy shall within that period wilfully misconduct himself in his said office to the damage of any person being a party in any legal proceeding.

Nevertheless it is hereby declared, that no greater sum shall be recovered under this covenant against the several parties thereto, than as follows, (that is to say) against the said A. B. in the whole, against the said C. D. against the said E. F. (if other sureties add them in like manner.)

In witness whereof, we have, to these presents, set our hands and seals, this day of in the year of our Lord

Signed, sealed and delivered, } in presence of

L. S. L. S. L. S. L. S.

Committee on U. C. Bank Bill, resumes.

The house went again into committee on the bank charter extension bill.

Black Rod.

Mr. Burwell in the chair. The house resumed, the black rod being at the door.

Message from Legislative Council.

The master in chancery brought down from the honorable the Legislative council a message which the Speaker read as follows: Mr. Speaker.

Receiver General's Poundage bill passed.

The Legislative council have passed the bill sent up from the house of Assembly entitled, "An act to repeal the laws now in force granting poundage to the Receiver General and to provide a salary for that officer in lieu thereof" without amendment.

JOHN B. ROBINSON, Speaker.

Legislative Council Chamber, } 7th day of February, 1831. }

Committee of whole resumes.

The Speaker left the chair. The chairman resumed the chair of committee. The house resumed.

Progress. Committee to sit again to-morrow.

Mr. Burwell reported progress and obtained leave to sit again to-morrow.

Committee on message relative to duties &c.

Agreeably to the order of the day, the house went into committee of the whole on the message of his Excellency the Lieutenant Governor, relative to the duties under 14th Geo. 3d, and estimate for support of the civil government.

Mr. Elliott was called to the chair. The house resumed.

Mr. Elliott 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 adopted, nem. con. as follows:

Resolved that an humble address be presented to his Excellency the Lieutenant Governor, requesting his Excellency to lay before this house, for its information, any despatches from his Majesty's government upon which his Excellency may have founded his messages to this house of the 28th February and 1st March, also a full and particular account of the casual and territorial revenue for the last twelve months.

PRESENT, Messrs. Atty General, Beardsley, Berczy, Bidwell, Boulton, Brown, Buell, Burwell, Campbell, Chisholm, Clark, Cook, J. Crooks, W. Crooks, Duncombe, Elliott, A. Fraser, Howard, Ingersoll, Jarvis, Ketchum, McCall, D. McDonald, Mackenzie, McMartin, Macon, Morris, Mount, Perry, Randal, Robinson, Roblin, Sanson, Shaver, Solicitor General, Thomson, Van-Koughnett, White, and J. Willson.

Mr. Thomson, from the select committee to whom was referred the matter of the propriety and expediency of erecting a penitentiary in this province, 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.

The report was received, and the report, only, was read. For report, (see Appendix.)

Mr. Mackenzie, seconded by Mr. D. MacDonald, moves that Messrs. Ketchum and Shaver, be a committee to draft and report an address to His Excellency pursuant to the resolution on revenue.

Ordered.

Mr. Ketchum, from the committee to draft an address to His Excellency the Lieutenant Governor, for information relative to duties under 14th George the 3rd. &c. presented a draft which was received and read twice, adopted, and ordered to be engrossed and read a third time to-morrow.

Mr. Thomson, seconded by Mr. W. Crooks, moves that the report of the select committee relative to the erection of a penitentiary within this province, be referred to the committee of supply.

Ordered.

Agreeably to the order of the day, the bill for the indemnification of Roswell Mount, Esq. was read the second time and referred to a committee of the whole House.

Mr. D. McDonald was called to the chair.

The House resumed.

Mr. McDonald reported the bill without amendment.

On the question for receiving the report, the House divided, and the yeas and nays were taken as follows:

Messrs. YEAS. Atty General, W. Crooks, McMartin, Samson, Berczy, Duncombe, Morris, Sol'r General, Brown, A. Fraser, Randal, J. Willson—18. Chisholm, Jarvis, Robinson, J. Crooks, D. McDonald, Roblin.

Messrs. NAYS. Buell, Cook, Perry, Campbell, Howard, Shaver—6.

The question was carried in the affirmative by a majority of twelve, the report was received, and the bill was ordered to be engrossed and read a third time on to-morrow.

Mr. Berczy gives notice, that he will, on to-morrow, move that it be resolved, that by the public accounts transmitted to this house for the year 1830, it appears that a large sum is due for arrearages by inspectors of shop, still, and tavern licences, and collectors of customs, and that a considerable portion of the said amount was due previously to, and since 1829. That it is of serious injury to the public, that so large a debt should remain unliquidated, and that therefore, an humble address should be presented to his Excellency the Lieutenant Governor, reiterating the prayer of this house during the second session of the last parliament, requesting His Excellency to remove from office, all the above mentioned officers who may in future, after the fifth day of April and October, in each and every year, neglect or refuse to pay into the hands of the Receiver General all monies due and received by them, previous to the said periods, and that the proper officer be instructed by his Excellency the Lieutenant Governor, to take such necessary steps to recover the payment of all monies now outstanding in the hands of inspectors and collectors, or their representatives.

Adjourned.

THURSDAY, 8th MARCH, 1831.

THE House met. Prayers were read. The minutes of yesterday were read. Agreeably to the order of the day, the bill to remunerate

Resolution for an address to be sent to His Excellency for despatches relative to duties under 14th Geo. 3d.

Carried, nemcon. Members present.

Report on expediency of erecting a penitentiary presented and draft of bill.

Report read.

Committee to draft address.

Address for despatches reported and adopted. 3d reading to-morrow.

Report on Penitentiary referred to committee on supply.

Mounts relief bill committed.

Bill reported.

On receiving report House divided. Yeas 18.

Nays 6.

3d reading to-morrow.

Notice of address relative to delinquencies in Inspectors Collectors &c. &c.

Strobridge relief bill read 3d time. James G. Strobridge, beyond what he has already received for labor and materials furnished by him for constructing the canal at Burlington bay, was read a third time.

House divides on passing. On the question for passing the bill the house divided, and the yeas and nays were taken as follows :

Yeas 21. Messrs. Att'y General, Howard, McMartin, Roblin, Buell, Ingersoll, MacNab, Samson, Burwell, Jarvis, Mount, Warren—21, Clark, Jessup, Perry, Duncombe, Lewis, Randal, Elliott, A. McDonald, Robinson.

Nays 12. Messrs. Berczy, Cook, Mackenzie, Sol'r General, Bidwell, J. Crooks, Morris, VanKoughnett, Chisholm, W. Crooks, Shaver, White—12.

Bill passes. The question was carried in the affirmative by a majority of nine, and the bill was signed.

Mr. McNab, seconded by Mr. Randal, moves that the bill be entitled, "An act to remunerate James Gordon Strobridge for labor and materials provided and applied by him in constructing the Burlington bay canal."

Title. Which was carried, and Messrs. Berczy and McNab 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. Agreeably to the order of the day, the address to his Excellency the Lieutenant Governor for information relative to despatches on revenue, and account of casual and territorial ditto, was read the third time, passed and signed, and is as follows :

Address to His Excellency for despatches on revenue under 14th George 3d. 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 request your Excellency to lay before this House, for its information, any despatches from His Majesty's government, upon which Your Excellency may have founded your messages to this House of the 28th February, ultimo, and 1st. March, instant, on revenue:—also, a full and particular account of the receipts and expenditure of the casual and territorial revenue for the last twelve months.

ARCHD. McLEAN. Speaker.

Commons' house of Assembly, } March 8th, 1831.

Committee to present address. Mr. Mackenzie, seconded by Mr. Shaver, moves that Messrs. A. and D. McDonald be a committee to wait upon His Excellency the Lieutenant Governor, to learn when he will receive the address of this House, and to present the same.

Carried.

Mounts relief bill read 3d time. Agreeably to the order of the day, the bill for the indemnification of Roswell Mount, Esq. was read the third time.

Division on passing. On the question for passing the same, the House divided, and the yeas and nays were taken as follows :

Yeas 25. Messrs. Attorney General, Duncombe, Mackenzie, Samson, Berczy, Elliott, McMartin, Sol'r General, Burwell, A. Fraser, MacNab, Warren, Chisholm, Ingersoll, Morris, J. Willson—25, Clark, Jarvis, Randal, Robinson, J. Crooks, Lewis, Roblin, W. Crooks, A. McDonald, Roblin.

Nays 9. Messrs. Beardesley, Cook, Shaver, Bidwell, Howard, VanKoughnett, Buell, Perry, White—9.

Bill passes. The question was carried in the affirmative by a majority of sixteen, and the bill was signed.

Title. Mr. Berczy, seconded by Mr. Attorney General, moves that the bill be entitled, "An act to indemnify Roswell Mount, Esq. for monies advanced by him to complete a bridge across the River Thames, from Delaware to Carradoc."

Bill sent to Council. Which was carried; and Messrs. Berczy and MacNab were ordered by the Speaker to carry the same up to the honorable the Legislative council, and to request their concurrence thereto.

Notice. Mr. Clark gives notice, that he will, on to-morrow, move for leave to bring in a bill, admitting foreigners to the rights of British subjects in this province.

Committee of supply. Agreeably to the order of the day, the House went into committee of supply.

Mr. Clark was called to the chair.

The House resumed, the black rod being at the door.

Black rod. Messages from Legislative Council. The Master in chancery brought down from the honorable the Legislative council, two messages and the bill entitled, "An act to incorporate the Niagara harbor and Dock company," to which that

honorab. House had made some amendments, and to which the concurrence of this House was requested.

The messages were read as follows :

Mr. SPEAKER, The Legislative council has passed the bill entitled, "An act to afford further aid to the Welland Canal Company, and to repeal part of, and amend the laws now in force relating to the said company." And also the bill entitled "An act granting to his Majesty a sum of money to be raised by debenture for the improvement of the roads and bridges in the several districts of this province" without amendment.

JOHN B. ROBINSON, Speaker.

Legislative Council chamber, } 8th March, 1831.

Mr. SPEAKER— The Legislative council has passed the bill entitled, "An act to amend and extend the provisions of an act passed in the eighth year of his late Majesty's reign, entitled "An act to provide for the erection of a gaol and court house in the Eastern district." Also, the bill entitled, "An act to grant a sum of money, and to provide for the improvement of the navigation of the river Aux Raisins, in the county of Glengarry." And also the bill entitled, "An act to indemnify the magistrates of the Newcastle district, and to authorise them to raise a loan on the credit of the funds of the said district, to complete a building erected at the village of Amherst, as the gaol and court house of the said district," without amendment.

JOHN B. ROBINSON, Speaker.

Legislative Council Chamber, } 8th day of March, 1831.

The amendments made by the honorable the Legislative council in and to the bill entitled, "An act to incorporate the Niagara Harbor, and dock company," were read a first time, and ordered for a second reading to-morrow.

The above amendments are as follows :

Press 10, line 4. After the word "in," expunge "twelve hundred," and insert "two thousand."

The house went again into committee of supply.

Mr. Clark in the chair.

The house resumed.

Mr. Clark reported that the committee had agreed to two resolutions which he was directed to submit for the adoption of the house, and asked leave to sit again in one hour.

The report was received and leave was granted.

The first resolution was then read as follows :

Resolved, that in order to raise an annual fund within each township of the province, for the improvement of the highways, it is expedient to impose a tax of one shilling and three pence on each horse, mare or gelding above three years old.

- On each pleasure waggon for one horse.....2s. 6d.
On each pleasure waggon for two horses.....5s.
On each two wheel carriage for pleasure.....5s.
On each open four wheel carriage for pleasure.....10s.
On each coach or other close carriage for pleasure.....25s.
On each stage coach.....50s.
On stone horses kept for covering mares.....25s.

In amendment Mr. Perry, seconded by Mr. Bidwell, moves that after the word "Resolved" in the original motion, the whole be expunged, and the following inserted, "that it is expedient to make provision by which the inhabitant householders of the several townships in this province may be authorised at their annual township meeting, to appoint commissioners who shall be authorised to add a column to the assessment roll of the township, not exceeding one penny in the pound as a tax for the improvement of the roads in said township, on such animals, carriages and property, as they may deem expedient; the collector of the township to be authorised to collect the same, and pay it over to the said commissioners, who shall be authorised to lay out and expend the same, together with money arising from the assessment and road tax on the absentee lands.

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

Messrs. YEAS. Beardesley, Campbell, Lyons, Perry, Bidwell, Howard, Mackenzie, Randal—9, Buell.

Messrs. NAYS. Berczy, W. Crooks, Lewis, Roblin, Boulton, Duncombe, A. McDonald, Samson, Brown, Elliott, McMartin, Shaver, Burwell, A. Fraser, MacNab, Warren, Chisholm, Ingersoll, Macon, White, Clark, Jarvis, Morris, J. Willson, Cook, Jones, Mount, W. Wilson—31, J. Crooks, Ketchum, Robinson.

The question of amendment was decided in the negative by a majority of twenty-two.

The original question was then put and carried.

The second resolution was then put and carried as follows :

and Niagara dock bill amended.

Welland Canal bill & road and bridge bill, passed Legislative Council.

Eastern district Gaol and Court House bill, River Aux Raisins improvement bill, and Newcastle District Gaol & Court House bill passed by Legislative Council.

Amendments to Niagara Dock Company bill read.

Amendments

Committee of supply.

Two resolutions reported.

First resolution read.

Amendment proposed to first resolution

House divides.

Yeas 9.

Nays 31

Amendment lost.

Original Question carried.

Second resolution carried. Resolved, that the foregoing resolution be referred to the standing committee on roads and bridges.

At two o'clock P. M. the house adjourned for one hour. The house met pursuant to adjournment.

Committee of supply. Agreeably to the order of the day, the house went into committee of supply.

Mr. Clark in the chair. The Speaker took the chair on a question of order. Doors closed. Doors opened.

The Speaker left the chair. The chairman resumed the chair of committee. The house resumed.

Several resolutions reported. Mr. Clark 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 to-morrow.

The report was received, and leave was granted.

The first resolution was then put and carried as follows :

£250 to Light House Gibraltar point. Resolved that the sum of two hundred and fifty pounds be granted to his Majesty, to defray the expense of improving and repairing the light house at the entrance of the harbor in York, and that the chairman move for leave to bring in a bill to carry this resolution into effect.

The second resolution was then put and carried as follows :

£100 to remunerate Commissioner to Lower Canada. Resolved, that the sum of one hundred pounds be granted to his Majesty to remunerate the honorable George H. Markland, for his services as arbitrator on the part of this province with Lower Canada, and the disbursements that the said George H. Markland was put to in conducting the said arbitration.

The third resolution was then put and carried as follows :

Steam-boats to take out license for selling Spirituous Liquors. Resolved, that it is expedient to cause persons selling wines and spirituous liquors on board Steam boats, to take out a license from some one of the inspectors of license in this province; and that for each license so to be granted there be raised and collected the sum of ten pounds.

The fourth resolution was then put and carried as follows :

Resolution relating to Mr. Commissioner Randal. Resolved, that Robert Randal, Esq. has been appointed by an act of the Legislature, a commissioner to examine and report upon the state of the Welland canal; to remunerate him for which service, it was enacted that the Governor, Lieutenant Governor or person administering the government should have power to issue his warrants for such an amount as he should think fit in discharge for such service, and for defraying such disbursements as the said commissioner might make.

The fifth resolution was then put and carried as follows :

Second resolution relative to Mr. Randal. Resolved, that notwithstanding the authority so granted, it appears by a message received from his Excellency the Lieutenant Governor transmitting a memorial of the said Robert Randal, praying for remuneration for the service performed by him, that his Excellency has not deemed proper to fix the allowance to be made to the said commissioner, but has thought proper to refer it to this house, to grant such sum as it may deem meet.

The sixth resolution was then put as follows :

£200 to Mr. Randal as Welland Canal Commissioner. Resolved, that the said Robert Randal has fulfilled the trust reposed in him to the satisfaction of this house; and that it is their opinion that he be paid the sum of two hundred pounds as a remuneration for the service so rendered.

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

Yeas 23. Messrs. YEAS. Att'y General, J Crooks, D. McDonald, Perry, Berczy, Duncombe, Mackenzie, Robinson, Brown, A. Fraser, McMartin, Roblin, Buell, Howard, McNab, Shaver, Burwell, Ingersoll, Maçon, Sol'r General 23, Clark, Jarvis, Mount,

Nays 4. Messrs. NAYS. McCall, Morris, Samson, VanKoughnett-4

The question was carried in the affirmative by a majority of nineteen.

The seventh resolution was then put as follows :

£50 to Chas. Perry. Resolved, That the sum of fifty pounds be granted to his Majesty, to enable him to reward Charles Perry of the town of York, Blacksmith, for the ingenuity and skill displayed by him in the manufacture and erection of a steam engine in the said town of York.

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

Yeas 23. Messrs. YEAS. Att'y General, J. Crooks, D. McDonald, Perry, Brown, Duncombe, Mackenzie, Randal, Buell, A. Fraser, McMartin, Robinson, Burwell, Howard, McNab, Roblin, Clark, Ingersoll, Maçon, Shaver-23, Cook, Jarvis, Mount,

Messrs. NAYS. Nays 6.

Berczy, Morris, Sol'r General, McCall, Samson, VanKoughnett-6

The question was carried in the affirmative by a majority of seventeen.

Mr. Clark, chairman of the committee of supply, seconded by Mr. Solicitor General, moves for leave to bring in a bill to provide a sum of money to repair and improve the Light House on Gibraltar point, at the entrance of the York harbor. pursuant to a resolution of this house.

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

WEDNESDAY, 9th MARCH, 1831.

THE House met.

Prayers were read. The minutes of yesterday were read.

Mr. A. McDonald, from the committee to wait upon His Excellency the Lieutenant Governor with the address of this House, relative to the despatch from His Majesty's government on revenues, under 14th Geo. 3rd. and account of casual and territorial revenue for the last year, reported delivering the same, and that His Excellency had been pleased to make thereto the following answer :-

GENTLEMEN-

Although I do not feel myself authorized to transmit to the House of Assembly, the despatches which are applied for in this address, I am fully prepared to afford the House any information in my power connected with the subject which I have been directed by His Majesty's government to bring forward.

I will direct the account of the casual and territorial revenue to be laid before the House.

Mr. Morris, from the select standing committee on the subject of roads and bridges, informed the House that the committee had agreed to a third 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.

The report was received and read.

Report (see Appendix.)

The bill for the regulation of statute labor was read a first time. Statute labour bill read.

Mr. Morris, seconded by Mr. Burwell, moves that the highway bill be read a second time this day, and that the forty first rule be dispensed with for that purpose. On Question for second reading House divides.

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

Messrs. YEAS. Yeas 20. Berczy, Clark, Ingersoll, Mount, Boulton, W. Crooks, Jarvis, Randal, Brown, Duncombe, Ketchum, Robinson, Burwell, Elliott, Mackenzie, Shaver, Chisholm, A. Fraser, Morris, VanKoughnett 20

Messrs. NAYS. Nays 18. Att'y General, Cook, D. McDonald, Sol'r. General, Beardsley, J. Crooks, MacNab, White, Bidwell, Howard, Perry, J. Willson-18, Buell, Lyons, Roblin, Campbell, McCall, Samson,

The question was carried in the affirmative by a majority of two, and the bill was read a second time and referred to a committee of the whole house. Statute labour bill committed.

Mr. VanKoughnett was called to the chair.

The house resumed:

Mr. VanKoughnett reported the bill as amended. Bill amended.

On the question for the third reading of the bill to-morrow.

Mr. John Willson, seconded by Mr. McCall, moves in amendment for printing the bill, the one thousand copies of the same be printed for the use of members. On Motion for printing the bill, the House divides.

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

Messrs. YEAS. Yeas 19. Beardsley, J. Crooks, D. McDonald, Warren, Bidwell, A. Fraser, Mackenzie, White, Campbell, Howard, McMartin, J. Willson, Clark, Lyons, Roblin, W. Wilson-19, Cook, McCall, Shaver,

Messrs. NAYS. Nays 20. Att'y General, Burwell, Jones, Mount, Berczy, Chisholm, Ketchum, Perry, Boulton, W. Crooks, Lewis, Robinson, Brown, Elliott, Maçon, Samson, Buell, Ingersoll, Morris, Sol'r General-20

3d reading to-morrow.

The question was decided in the negative by a majority of one, and the bill was ordered to engrossed and read a 3d time to-morrow.

Committee on Contingencies make their first report.

Mr. Ingersoll, from the select committee on contingencies, informed the house that the committee had agreed to a first report which he was ready to submit whenever the house would be pleased to receive the same.

First report of Contingencies.

The report was received and read as follows :

To the honorable the Commons house of Assembly.

Your committee appointed to examine and report on the contingencies of your honorable house, beg leave to make a first report as follows :

Your committee, not being in possession of all the accounts for contingencies of the present session, confine their report to the recess

In 1827, a written contract for printing the journals was entered into, by which the composition was to be charged at the rate of one shilling per thousand ems, but your committee find that the committee on contingencies in 1828, allowed a charge of one shilling and three pence halfpenny, as claimed in the account of the contractor. The additional charge seems to have passed without observation ; and your committee beg leave to call the attention of the House to the explanation given in the evidence of Mr. Thomson.

First report of select Committee on contingencies.

The answers of the clerk and the chief copying clerk, show distinctly, that they anticipated no extra charge for manuscript copy.

Your committee have addressed a letter to each of the printers resident in York, who made tenders for the journals of last session: answers received are annexed to this report.

The tenders made for composition, were

By Cumming and Tomkins, (Brockville).....1s. 6d. per th. ems.
By Stephen Miles, (Kingston).....1s. 10d.
By James Gedd, (Niagara).....2s. 0d.
By W. J. Coates, (York).....2s. 5d.
By Thomas Dalton, (Kingston).....1s. 9d.
By George Gurnett, (York).....1s. 11d.
By John Carey, (York).....1s. 6d.
By W. L. Mackenzie, (York).....1s. 5d.

Should this House be of opinion that the amount deducted by the committee should be allowed to the contractor, the committee recommend, that in all future agreements, the different prices of printing shall be distinctly stated; and that no rule of printing establishments shall prevail against the distinct terms of the contract.

Your committee beg leave to call the attention of the House to the observations of the clerk on the subject of importing the stationary for the clerk's office; and also to his suggestion of paying all the copying clerks, except the chief clerk, by the folio, during the recess.

By importing the stationary, it appears that a quality may be obtained, superior to any that can be got in the province, and at a lower rate.

C. INGERSOLL,
Chairman.

Committee room, 8th }
March, 1831. }

The committee having requested the clerk of this House to lay before them any observations respecting the contingencies, which he might deem useful to the committee, he handed to the committee the following statement :

In the year 1817, or 1818, the House of Assembly, by a series of resolutions, fixed the wages for their copying clerks, at fifteen shillings per day for the superintending clerk, and ten shillings for each other clerk.

Observations of Clerk.

The day was fixed at six hours; viz. from nine, A. M. to three, P. M. and for extra hours they were to be paid in like proportion. No alteration has been made in this rate of these wages to the present time.

Since the clerk of the House received his appointment in 1827, he has felt the responsibility of this state of his office; especially as fault has been found by honourable members, from time to time, with the increase of the expenses thereof. The clerk is now happy in having an opportunity afforded him of showing that this increase has not only not exceeded the increase of the business done, but that it has rather fallen short of it; and that the increase of expense is wholly caused by the increase of businesses.

The following statement will prove, he hopes very satisfactorily, the correctness of his assertion.

	Sess.			Recess.		
	£	s.	d.	£	s.	d.
The session of 1828 lasted 70 days,						
Pages of Journal, 1673,.....	395	3	4	460	13	4
The session of 1829 lasted 72 days,						
Pages of Journal, 1843,.....	375	7	6	425	12	6
The session of 1830 lasted 58 days,						
Pages of Journal, 2616,.....	355	12	6	576	2	6

Thus it is seen that the work performed in the clerk's office during the recess of 1829, although nearly one eighth more than that of the recess of 1828, cost about £35 less; and the work performed during the last recess is proportionably cheaper by £49, than even that of 1829.

The clerk cannot suggest a more equitable mode of paying the copying clerks during the sittings of the House, than the one at present pursued; but with respect to their work during the recess, he would respectfully recommend, that it should be paid for by the folio, the clerk being answerable for the perfect execution thereof. He would however except from this mode, the superintending clerk, whose services consist very much in regulating the business of the office; such as guiding the copying clerks, examining their work with the clerk of the House; examining the printed work; keeping accounts, &c. and here the clerk begs leave to observe to the committee, that the work done by the superintending clerk, being so various, it is not easy to present a fair view of what he performs during the recess. Yet as it has happened, that during the last recess, for the first time, he made the copy of the journals kept for the House, the clerk presents it for the inspection of the committee. It contains a large body of work; and when the committee is further informed that more than one half of the appendix which has been sent home, was also copied by him, and which much exceeded in quantity the whole journal it will be seen, the

CLERK'S OFFICE.

Copying Clerks.

	£	s.	d.
William P. Patrick,.....	181	12	6
David Jardine,.....	70	3	4
William Coates,.....	131	0	0
Alfred Patrick,.....	131	0	0
Nicholas Crawford,.....	18	8	4
Thomas Vaux,.....	43	18	4
Guardian Office, for printing ordered during last session, but not completed till after prorogation,.....	16	11	0
Mr. Mackenzie's account for printing Journals,.....	322	13	9½
Amount paid by Clerk for Index to Journals of 1824, 5, 6, and 7, per order of the house,.....	50	0	0
John Reilly's wages as messenger during recess, 262 days at 3s. 9d.....	£49	2	6
Postage account during recess,.....	7	17	6
Account J. R. Armstrong,.....	3	7	6
" John Iredale,.....	1	16	7½
" John Knott,.....	4	1	9
" Leslie & Sons,.....	11	1	0
	77	6	10½

Stationary from England, per bill, £56 1 3, Sterling,.....	£95	12	6
Interest on do. at 5 per cent, say one year,.....	4	15	7½
Duties, Freight and Cartage of do....	5	5	11
	105	14	0½

Amount paid by Clerk for sundry expenses, forwarding Statutes, removing office, &c. &c..	4	16	9
	1153	4	11½

Office rent,.....	36	0	0
	1189	4	11½

Less placed at the disposal of the clerk,.....	660	0	0
	529	4	11½

Omitted in account for Stationary, as per Agent's letter, £11 0 8 sterling,.....	12	5	2½
	541	10	1¾

SERGEANT AT ARMS.

Paid Storage of Furniture,.....	15	0	0
John Beikie, Clerk to the Land Commissioners,.....	5	0	0
Hugh Carfrae, Doorkeeper to do.	5	0	0
Thomas Hickley, for services during recess,.....	3	5	0
James Bridgland, do.	1	10	0
William Alloway,.....	1	10	0
Thomas Hickley,.....	0	10	0
	31	15	0

Less in the hands of the Serjeant at Arms since last session,.....	20	0	0
£	11	15	0

The account presented by the contractor for printing the journals of last session, amounts to three hundred and seventy-five pounds, eighteen shillings and five pence halfpenny. The work has been executed in a manner creditable to the contractor; and your committee have been assured by the person who is usually employed to measure the printing of this house that the charges of the contractor agree with the quantum of the work performed.

Your committee have however deducted from his account the sum of fifty three pounds four shillings and eight pence, being the amount of several items charged in his account for printing from manuscript copy. Upon referring to the clerk's advertisement, to the contract, and to the specification endorsed thereon, your committee find no authority for such charge. The contractor must have been aware that the work would be from manuscript copy, and ought to have made his tender accordingly.

Much care seems to have been taken by the clerk, in entering into the contract, to prevent any misunderstanding; and it seems singular that no mention was made of this extra charge which amounts to one fifth of the whole charge for composition.

Supposing the contractor would be able to prove to the committee, the propriety of the charge, they requested his attendance before them, and having stated the objection to that part of his account, received from him an explanation in writing which your committee annex to this report.

clerk hopes, how valuable his services have been. The clerk makes this statement not alone to shew how well the superintendent earns the wages hitherto paid to him, but also to put the committee in possession of information which may aid them in fixing the amount of remuneration to be recommended for him, whether annually, or by the day, which they may please to name; that is, in the event of the committees recommending a change with respect to the superintendent.

On the subject of Stationary, the clerk states to the committee, that the committee on contingencies of last session, recommended to the House, to direct him to import the same from England. After the prorogation, the clerk turned his attention to this recommendation; but finding that no money was appropriated to enable him to carry the wishes of the committee into effect, he, for the moment, gave up the idea of procuring the stationary from England. But recollecting that his private agent in London would probably, at his request, send the stationary out on credit, he wrote and requested him to do so, agreeably to a list at the same time transmitted. The agent did so, and the Stationary was received at a cost of about 30 per cent less than it had been purchased for heretofore in this town.

The items of this purchase, and the bill of the expense accompany the accounts to be laid before the committee.

Should the committee recommend that the Stationary should again be imported, the clerk begs leave to state, that a larger supply will be required, than was imported, last year, as there remained in his office, after the session of 1830, a considerable surplus; and there will, probably, be very little left after the present session.

The clerk begs leave to suggest to the committee the expediency of not inserting on the Journals, whether manuscript or printed, some of the items from time to time referred to the appendix.

In some cases, it might be enough to have certain papers inserted in the manuscript Journal only; while in others, it might suffice to have the papers deposited in the Clerk's office. All papers coming into the office, which it may be considered unnecessary to enter upon the Journals, it might be well to have fairly copied, and certified by the clerk, that they might be bound together and preserved without fear of loss.

On the subject of printing and distributing the Journals with the least possible delay, the clerk cannot promise any greater dispatch during the next recess than has been heretofore made; but when he shall have the necessary accommodations which the new Parliament House will afford, he has no doubt of their being printed and distributed as early as the means within his power can be, made to accomplish.

To the Chairman of the committee on contingencies.

YORK, MARCH 5th, 1831.

SIR—

An objection having been made, by a member of the committee, to a charge of 3½d. for manuscript copy, made in my account for printing the journal of last session, and an explanation required concerning the said charge, I now submit the following observations to the consideration of the committee.

In the session of 1824-5, the chairman of the printing committee, (the honorable Charles Jones) sent circulars to the three printers then in York, requiring tenders for the work of the Legislature to be given in by the page. I declined to offer by the page; and went before the committee and stated that it would be better to change the mode of contracting, and to regulate the contracts by printers' rules, by the thousand ems, subject to the usual allowances as regulated in the "Printers' guide." I referred to the laws of the preceding session; contracted for by the page, by Mr. Fothergill, and which in consequence of his using large type, leading it out, and otherwise managing the matter to the public disadvantage, had cost eight hundred and eighty-two pounds, instead of one hundred and fifty pounds, the fair price, I also referred to the cost of printing for the assembly in past years; the work often ill done, and at an expense of eight hundred pounds some times. My reasoning satisfied the committee; new circulars were sent to the printers, and tenders required, *subject to the rule of the trade.*

The printer of the Observer became contractor for the journals of that session. His offer was so like mine in amount, that Mr. Thomson (not then on the committee) had, for a time, a difficulty in saying which was lowest.

The contractor agreed for 2s. 4d. composition per one thousand ems, and the committee on contingencies for 1825-6, passed his account of 2s. 7½d. *being the usual addition for manuscript copy added to the contract price.* He was paid accordingly, as will be seen by his account among the records of that year.

I became contractor for the journals of 1826-7, at perhaps the lowest price ever agreed upon in any printing contract, since the art was first invented. I entered into an obligation, at 1s. per 1000 ems for composition, and as much erritation had been caused by a clause of Mr. Thomson's in the circulars, about addition and blank pages; and Mr. Collins called to the bar on account of the style of his tender, my contract, dated February, 1827, made reference, *to the usages of the trade.*

That contract is a record of the house. In 1828, the house paid me the stipulated price, *as well as the usual allowance for manuscript copy,* as may be seen by referring to the papers in the Clerk's office of that year.

It pleased the last session of the ninth parliament, and the first

of the tenth, to allow the present New-York prices, half a dollar per 1000 ems, besides an addition for manuscript copy of 3d. composition and 6d. on press work; and at these prices, to divide the printing among three printers.

In 1829, Mr. Collins, then in jail, did the body of the journal. In 1830, the house once more returned to the plan I had originally introduced, of allowing fair competition. The Journals were voluminous, and a comparative saving was at once insured of £150 to £200. The work was done as faithfully as before, and the Clerk of Assembly had infinitely less trouble.

The house, too, were saved from the hindrance, trouble, and molestation of complaints, petitioning that they had not had enough of the job, had not enough of allowances; that this member had acted partially, and that clerk done injustice, &c. &c.

Mr. Fitzgibbon, in 1830, like Mr. Thompson, in 1827, introduced some exceptions from the usual rules of printers. Both did so with a view to economy in the public expenditure. I became the contractor in 1830, fulfilled the contract, gave security at the outset that I would do so; and am as much entitled to be paid fairly and justly as formerly; as much entitled to the usages of the profession as the printer of the Observer was in 1826, or as he would have been now, had his offer been lowest.

Mr. Tomkins, my former foreman, and Mr. Carey, were the lowest bidders, last year, except the contractor, of course neither of them doubted but that they should receive the trade allowance for manuscript copy, and they shaped their offers accordingly.

One of the members of the committee stated that there was no mention of manuscript copy in the contract. True. *Nor was there in the contract of 1825. There was in the contract of 1827;* but not, I presume, in *any other contract* ever entered into. Yet it was held and known to be the rule; and it was with the knowledge of that rule, and the usage of the house to myself and others, that I made the offer. Had I any, the least reason to suppose that an objection would be made to my receiving, what I had before received, what others had received under like circumstances, and what the legislature had laid down as a rule, for the guidance of the profession? Assuredly not.

Had Mr. Fitzgibbon's proposals contained an exception, and said, "from manuscript copy, without the trade allowance formerly made therefor," I would at once have altered my tender to 3½ additional.

I knew it would be manuscript copy, before I offered. So did former contractors, to whom the allowance has been hitherto made, so does a printer, when an author in London, or his bookseller brings him a *new work* to print.

If I were to enter into a contract to-morrow, to print a work half full of rules and figures, I should be aware that I was entitled to double price for the rule and figure work, without special agreement, because custom and usage in Europe and America, has sanctioned the additional charge. So it is with regard to manuscript copy; the charge is always implied.

In my accounts, passed in 1828, the Printer's Guide is referred to, as sanctioning other charges not mentioned in the contract. If you were to depart from that rule, and introduce and promulgate no other in its stead, a printer would be subject to the caprice of the members who might happen to have his account referred to them; and hence could make no calculation or offer with a certainty of payment. If they fancied he ought to be paid so much only, his account would be curtailed, and himself exposed to the groundless charge of attempting to over-reach the legislature, and there would be no standard. What was right last year would be wrong this. What was paid to this contractor would be refused to that. In the end the printing would become, what it has sometimes heretofore been, a job to recompense individuals; and the system of contracts, (the best towards the people,) be turned into a system of favoritism, to reward this press or punish that.

On no occasion, during the last seven years, has any committee, on examination, found an error in my prices or measurement; and seldom or ever have complaints been made of my manner of doing work for the house.

The New-York Printers' Guide is framed upon the principle of the British Printers' Grammar, (Stowes,) and contains the practical part of that work.

It has always been referred to by the printing committees of the Assembly, and I quote pages 212 and 221—"Bookwork," "Composition."

"Works from manuscript copy, or printed copy, containing alterations, interlinations and erasures, an addition of 6 1-4 cents per one thousand ems." There are other additional allowances mentioned as being implied in agreements or charges.

"Journeyman's prices."

"All works composed from manuscript copy, two cents extra."

The Journals are as difficult a work to print, as any that comes into a printer's hand in the English language. The greater part of their contents must be composed or set up by printers who are good scholars; and the vast quantity of rules and figures requires great care and nicety in the workmanship.

I have gone into an explanation, at greater length than I should have thought requisite, had not a select committee considered it necessary to take up much time, and give themselves great trouble, as well as the house, in investigating the merits and demerits of a work, from the printing of which, I am sure, I neither sought nor obtained profits, beyond keeping my workmen employed at a slack

Observations of Clerk

First report of Select Committee on contingencies.

Communication from Mr. Mackenzie to the chairman.

Communication from Mr. Mackenzie to Chairman of select committee.

First report of Select Committee on contingencies.

time of the year. I differ from that committee, (as I am sure the house would from the vote on the road bill,) concerning advances to contractors. I think that when a contractor has given ample security to do the work he ought to receive regular advances of money the better to enable him to fulfil it to advantage, Why should he have to pay his workmen every Saturday, and then wait nine months for a return, when the money and the bond are in the hands of a servant of the house? In conclusion, I would respectfully suggest to the committee that contracts ought forthwith to be made, after proposals have been circulated for the printing the journals of this session, and the bills and other papers of next session (except its journals,) security taken, and reasonable advances ordered to be made from time to time to the contractor. If it be intended to depart from the custom of the house, hereafter, as to the allowance for manuscript copy, it seems to me it would be much fairer to say so in the proposals before contracting than to induce printers to come forward and do work well and cheap and then deprive them of the price they agreed for. Should such a mode be followed in my case, I trust it will be referred to arbitration, for the house has not time to enquire into such a matter, and although I care very little indeed about the loss or gain of a few pounds, I would not have it said that I presented an unfair account to the Legislature, without being enabled to prove the contrary.

Communication from Mr. Mackenzie to the Chairman.

I am, Sir, Your obedient humble servant Wm. L. MACKENZIE.

P. S. I believe the contingent committee of 1828 were Messrs. Thomson, Morris and Walsh.

(Mr. Mackenzie examined.)

Did you, at the time you made your tender, intend to make an additional charge of 3½ for manuscript copy? Unquestionably I did.

Did you, at the time the contract was entered into, say to the clerk, or to the person employed to superintend the measurement of the printing, that you intended making the charge for manuscript copy in addition to the sum of one shilling and five pence for composition?—Ans. I did, before signing any contract, and before it was made out, I told Mr. Patrick I should make that charge; again, when I carried in the first account I showed that it had been regularly made by former contractors, under written contracts.

(Mr. Patrick examined.)

At the time the contract for printing the journals of last session was entered into, was there any mention made of an extra charge for manuscript copy, or did you anticipate any such charge would be made in addition to the sum of one shilling and five pence for composition, stated in the contract?—Ans. Though this was a charge which I had often heard spoken of as having been made under a rule in printing offices, yet at that time I had no expectation of its having any bearing on the contract.

Evidence of Mr. Mackenzie.

Mr. Patrick's Evidence.

If you had anticipated such a charge would you, or would you not, have caused the same to have been particularly mentioned in the contract and specification? Ans. Most undoubtedly I should, as I endeavoured as far as I had to do with the proposals, to avoid every thing which might produce misunderstanding, or be the means of forming items in the charge for printing, other than would be clearly understood by every body.

If you had been aware at the time of receiving the tenders or signing the contract, that such a charge would be made, would you have thought it necessary to refer to the other printers who made tenders, to ascertain whether in making their proposals, they expected to be allowed the same charge?—Ans. Most undoubtedly I should.

Had you any conversation with the contractor on the subject of this extra charge?—Ans. I think the contractor mentioned to me that he supposed if there should be any omission in the specification that the same would be allowed to him according to the rule of the trade, but he never intimated to me that he would make a charge for manuscript copy until he presented his first account—I then remarked that I understood what he meant in his former conversation about omissions, and said I doubted whether the charge would be allowed. He replied that it would be referred to the committee, and he supposed he would be paid in conformity with the allowance of the same charge in former accounts. After the tender was accepted, the contractor stated to me that he would expect whatever was the rule of the trade, unless where the same was barred by the contract and specification. My impression was that he referred, not to the charge for manuscript; but to blank pages; but I do not recollect having made any remark to him on that subject.

Evidence of the Clerk.

Mr. Fitzgibbon was requested to answer the same questions which the committee put to Mr. Patrick, which he did, as follows:

The first question put to Mr. Patrick, I answer thus:—There was no mention made of such charge, nor did I anticipate any such.

The second question put to Mr. Patrick, I answer, I would no doubt have particularly mentioned it.

The third question I answer, I assuredly would.

JAMES FITZGIBBON.

Mr. Thomson M. P. examined.

Have you seen the contract and specification for printing the journals of last session? Ans. I have.

Do you consider that, by the terms of that contract, the contractor has any right to make an extra charge for taking the work from

Evidence of Mr. Thomson.

manuscript copy? Answer, most certainly not. Had I made a tender I should have considered that I was bound by it, and being aware, at the time of making the tender, that the work must necessarily be from manuscript, I should not have made any extra charge.

Were you one of the committee on contingencies, in 1827, when a tender was made to print the journal at one shilling per thousand ems? Answer, I was.

Did you then consider, or do you now consider that, under that contract, the contractor was entitled to any extra charge for manuscript copy? Ans. certainly not, and if such charge was allowed by the committee in 1828, it must have been an oversight, as it is evidently not authorised by the terms of the contract.

Committee room, house of Assembly, 7th March, 1831.

SIR—

The committee on the contingencies of the house of Assembly find that you proposed to contract for the printing of the journals of last session. In your tender you offered to do the composition part of the work, at one shilling and six pence per thousand ems. If your tender had been accepted and you had entered into a specific contract, according to your tender, would you have considered yourself entitled to an extra charge for manuscript copy.

Note sent by committee to Mr. Carey.

I am Sir, Your obedient serv't, C. INGERSOLL, Chairman.

No.

J. CAREY.

Courier office, York 7th March, 1831.

Mr. Carey's answer.

SIR,

In answer to your enquiry whether if I had contracted for printing the journals of last session, I should have considered myself entitled to an extra charge for manuscript copy. I beg to say that if I had so contracted I should have expected nothing else but manuscript copy, and of course should not have thought of charging more than the terms of my tender.

Note from G. Gurnett to Chairman of Select Committee.

I am Sir, Your obedient serv't. GEORGE GURNETT.

Chas. Ingersoll, Esq. Chairman. Contingent committee, House of Assembly.

Agreeably to the order of the day the Kettle creek harbour bill was read the second time, and referred to a committee of the whole house.

Kettle Creek Harbour Bill committed.

Mr. Ketchum was called to the chair.

The house resumed.

Mr. Ketchum reported the bill without amendment.

Reported. Division on receiving report. Yeas 21.

On the question for receiving the report the house divided, and yeas and nays were taken as follows:

Messrs. YEAS. Atty General, W. Crooks, McMartin, Warren, Berczy, Duncombe, Maçon, J. Willson, Burwell, Elliott, Mount, W. Willson—21, Chisholm, Ingersoll, Randal, Clark, Ketchum, Robinson, J. Crooks, McCull, Sol'r General.

Messrs. NAYS. Beardstey, Campbell, Lyons, Samson, Bidwell, Cook, Mackenzie, Shaver, Boulton, Howard, Morris, VanKoughnett, Brown, Jones, Perry, White—19, Buell, Lewis, Roblin.

Nays 19.

The question was carried in the affirmative by a majority of two, and the bill was ordered to be engrossed and read a third time to-morrow.

Bill passed. 3d. reading to-morrow.

Mr. Attorney General from the committee to which were referred the proceedings under the wild land assessment acts, 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.

Committee on wild land assessment acts, present report & bill.

The report was received and read.

For report, (see Appendix.)

The bill to stay for a limited time the proceedings had under the wild land assessment act, was read a first time and ordered for a second reading to-morrow.

Bill read.

Mr. Berczy from the select committee on the improvement of the province, reported several resolutions which were received and read as follows:

Select Committee on improvement of Province report several resolutions.

Resolved, that it is highly important and desirable, that the greatest facility and convenience should be afforded to emigrants who arrive in this country with an intention of settling on the waste lands of the crown.

Resolved, that by an order of the Lieutenant Governor and Executive council of the 13th March, 1819, it was declared, that a great inconvenience accrues to emigrants desirous to become settlers in this province, from the necessity of presenting themselves

Resolutions on improvement of province.

Resolutions on improvement of province.

at York, before they can obtain a location on the waste lands of the crown. For remedy thereof, his Excellency the Lieutenant Governor, by and with the advice and consent of the executive council, is pleased to appoint, in each district, certain persons to form a board, with power to locate any emigrant or other person desirous to become a settler in the respective district, on a lot of one hundred acres within the same; under such limitations, restrictions and rules as from time to time may be made for the government of the said board, by any order in council.

Resolved—That the establishment of the said land boards was a measure of wise policy, and afforded the means of settlement to a vast number of respectable emigrants, who, without the convenience thus presented, would have gone to reside in the United States.

Resolved—That the abolishment of those Boards, and the establishment at York of an office, for the sale of crown lands, may have the effect of raising a revenue to His Majesty of a few thousand pounds; but no pecuniary consideration ought, in the opinion of this House, to prevail with the government, when it is considered, that under the present system, emigrant families cannot on their arrival in the province, become acquainted with the townships best adapted for settlement, as no means of information are afforded in the several districts, and consequently that the expense and uncertainty occasioned by delay, drive numerous individuals to a foreign country.

Resolved,—That the disposal of crown lands, according to the plan now in operation, in place of giving encouragement to the thousands of emigrants who yearly come to Upper Canada, has a manifest tendency to prevent their location; as their limited means, and anxiety to obtain a speedy settlement, give to the more wealthy inhabitant an easy opportunity of coming into successful competition in the purchase of these lands.

Resolved—That there are several large tracts of unoccupied lands belonging to Indians, on the main road leading through the province, from Lower Canada to Amherstburg; and as their situation much impedes settlement, and makes it difficult to keep the said road in repair; that it would be advisable that His Excellency the Lieutenant Governor should treat with and purchase from the said Indians who are owners thereof, so much of said land as would form a range of lots on each side of the road passing through the same, and dispose of the said lots, on condition of actual settlement.

Resolved—That it is expedient to address His Excellency the Lieutenant Governor on this highly important subject, and to communicate to His Excellency the substance of the foregoing resolutions, with a request that he will recommend to His Majesty's government, a modification of the present system which authorises the sale of crown lands, and place at the disposal of district land boards, a part of the waste lands to be granted to industrious emigrants upon the payment of moderate patent fees, and residence on the land during a term of years, or by sale, on such terms as the government may think proper to direct.

Amendments to Niagara Dock company bill committed.

Agreeably 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 the Niagara harbor and Dock company," were read a second time, and referred to a committee of the whole house.

Mr. Jarvis was called to the chair.

The house resumed.

Mr. Jarvis reported the amendments.

3d reading to-morrow.

The report was received, and the amendments were ordered to be read a third time to-morrow.

Resolutions on settlement of Province to be committed to-morrow.

Mr. Berczy, seconded by Mr. William Crooks, moves that the resolutions relative to the settlement of the province, be referred, on to-morrow, to a committee of the whole house.

Ordered.

Contingency bill referred.

Agreeably to the order of the day, the contingency covering bill was read the second time and referred to a committee of the whole house.

Mr. MacNab was called to the chair.

The house resumed.

Mr. MacNab reported the bill as amended.

Bill amended. 3d reading to-morrow.

The report was received, and the bill was ordered to be engrossed and read a third time to-morrow.

An address to be sent to His Excellency relative to remuneration of R. Randal, Esq.

Mr. MacNab, seconded by Mr. J. Crooks, moves that it be resolved, that an humble address be sent to his Excellency the Lieutenant Governor, founded upon the resolutions of this house, relative to the payment of the sum of two hundred pounds to Robert Randal, Esq. and that Messrs. Roblin and Ketchum be a Select committee to draft and report the said address.

Ordered.

At half past two o'clock, P. M. the house adjourned for one hour.

The house met pursuant to adjournment.

House in committee on Crown Revenue &c.

Agreeably to the order of the day, the house went into committee on the message of his Excellency the Lieutenant Governor on crown revenue and salaries.

Mr. Elliott was called to the chair.

The house resumed, the black rod being at the door.

Black rod.

Message from Legislative council with

The master in chancery brought down from the honorable the Legislative council, a message, and an address to his Excellency, and the bills entitled, "An act for partition of real estates," and

"An act to prevent a failure of justice by reason of immaterial variances in certain law proceedings and to require all courts to take judicial notice of private acts of parliament," to both of which that honorable house had made some amendments and requested the concurrence of this house to the same.

Estates' partition bill, and Law pleadings' bill; both amended.

The message was read as follows:

Mr. SPEAKER.

The Legislative council have passed the bill entitled, "An act to authorize the laying out several sums of money granted by an act of the last session of the Legislature, entitled "An act granting to his Majesty a sum of money for the improvement of the roads and bridges in this province " and which sums remain unexpended." Also the bill entitled, "An act to provide a salary for the clerk of the crown in chancery and to remunerate him for past services"—and also the bill entitled, "An act to indemnify Roswell Mount, Esq. for monies advanced by him to complete a bridge across the river Thames from Delaware to Carrodock," without amendment.

Road, commissioners' bill passed.

Clerk of crown in chancery's bill passed.

Mount's indemnification bill passed.

JOHN B. ROBINSON, Speaker.

Legislative council chamber, } 9th day of March, 1831. }

The amendments made by the honorable the Legislative council in and to the bill entitled "An act to provide for partition of real estates," were read a first time, and ordered for a second reading to-morrow, and are as follows:

Press 6, Line 14. After "taxed," insert provided always "nevertheless, that it shall be in the power of the court in which any such proceeding for partition is depending to award a new partition by another jury when it shall appear necessary for the ends of justice in the same manner; and for the same causes as new trials are now grantable by law; but that no new partition shall be granted when all the parties interested are resident within the province unless the same is applied for before the end of the term next after that in which the former verdict has been rendered."

Amendments to Real Estate partition bill.

The amendments made by the Honorable the Legislative council in and to the bill entitled "An act to prevent a failure of justice by reason of immaterial variances in certain law proceedings, and to require all courts to take judicial notice of private acts of parliament," were read a first time, and ordered for a second reading to-morrow, and are as follows:

Amendments to Law pleadings bill.

Press 2. line 1, from the bottom, after "pleaded" expunge "the remainder of the clause, and insert, "and that a copy of any such act printed by proper authority in this province, shall be taken as sufficient evidence thereof, any law to the contrary notwithstanding."

The address to His Excellency, sent down by the honorable the Legislative council, was then read a first time, and ordered for a second reading to-morrow, 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.

Joint address on Timber trade read.

MAY IT PLEASE YOUR EXCELLENCY—

We, His Majesty's dutiful and loyal subjects; the Legislative Council and have passed an humble address to His Majesty on the subject of the trade in timber of this province, which we respectfully pray your Excellency will be pleased to transmit to the Secretary of State for the colonies, in order that it may be laid at the foot of the throne.

JOHN B. ROBINSON, Speaker.

Legislative Council Chamber, } 9th of March, 1831. }

The House went again into committee of the whole on His Excellency's message, relative to revenue, salaries, &c.

Committee on message on Revenue Salaries &c.

Mr. Elliott in the chair.

The House resumed.

Mr. Elliott reported progress and obtained leave to sit again to-morrow.

Progress committee, to sit again to-morrow.

Adjourned.

THURSDAY, 10th MARCH, 1831.

THE House met.

Prayers were read.

The minutes of yesterday were read.

Mr. Jarvis, brought up the petition of James Armstrong, and ten others, tradesmen of York; which was laid on the table.

Petitions brought up. Of Jas. Armstrong and others of York.

Mr. D. McDonald brought up the petition of A. McDonell, Sheriff, and one hundred and seven others, inhabitants of the townships of Plantagenet, Alfred, and Clarence, in the Ottawa district; which was laid on the table.

Of A. McDonell and others of the Ottawa district.

Agreeably to the order of the day, the Kettle Creek harbour loan bill, was read a third time.

Kettle Creek Harbour bill read 3d time.

On the question for passing the same, the House divided, and the yeas and nays were taken as follows:

On question for passing.

House divides.
Yeas 27. Messrs. *Attorney General, Duncombe, Berczy, Burwell, Chisholm, Clark, J. Crooks, W. Crooks,*

YEAS.
Ketchum, McCall, D. McDonald, McMartin, MacNab, Macon, Mount,

"An act to enable married women more conveniently to alien and convey their real estate," were read the second time and referred to a committee of the whole house.

Nays 17. Messrs. *Bidwell, Boulton, Brown, Buell, Campbell,*

NAYS.
Cook, Howard, Jones, Lewis, Lyons, Morris, Perry, Roblin, Samson, Shaver,

Mr. Samson was called to the chair.
The house resumed.
Mr. Samson reported the amendments.
The report was received.

Third reading to-day.

Question carried and Bill signed.
The question was carried in the affirmative by a majority of ten and the bill was signed.

Mr. John Willson, seconded by Mr. Samson, moves that the amendments to the bill entitled "An act to enable married women more conveniently to alien and convey their real estate," be read a third time this day, and that the forty-first rule of this house be dispensed with as far as relates to the same.

Which was carried, and the amendments were read a third time and passed.

Amendments passed.

Title. Mr. Burwell, seconded by Mr. Solicitor General, moves that the bill be entitled "an act to make further provision for completing the Kettle creek harbor, in the district of London."

Messrs. John Willson and Samson were ordered by the Speaker to communicate the same to the honorable the Legislative council.

Agreeably to the order of the day, the amendments made by the honorable the Legislative council, in and to the bill, entitled, "An act to provide for partition of real estates," were read the second time, and referred to a committee of the whole House.

Amendment to real estate partition bill committed.

Which was carried, and Messrs. Burwell and Ingersoll were ordered by the Speaker to carry the same up to the honorable the Legislative council, and to request their concurrence thereto.

Amendments to Niagara Dock company bill passed. Agreeably 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 the Niagara harbor and dock company, were read the third time and passed.

Mr. W. Crooks was called to the chair.
The House resumed.
Mr. Crooks reported the amendments.
The report was received.

Messrs. Attorney General and Clark were ordered by the Speaker to communicate the same to the honorable the Legislative council.

Mr. Elliott, seconded by Mr. Warren, moves that the amendments in and to the bill entitled, "An act to provide for partition of real estates," be read a third time this day, and that the forty first rule of this House be dispensed with, so far as relates to the same.

Third reading to-day.

Contingency covering bill passed. Agreeably to the order of the day, the bill to cover the contingencies of the last session of the Legislature was read a third time and passed.

Which was carried, and the amendments were read a third time and passed.

Amendments passed.

Title. Mr. Samson, seconded by Mr. White, moves that the bill be entitled "An act to make good certain monies paid under the warrants of his Excellency the Lieutenant Governor, in advance, to defray the contingencies of the last session of the Legislature.

Messrs. Elliott and Warren were ordered by the Speaker to communicate the same to the honorable the Legislative council.

Mr. Perry, seconded by Mr. Duncombe, moves that one thousand copies of the road bill be printed for the use of members.

Motion for printing 1000 copies of Statute labour bill.

Which was carried, and Messrs. Samson and Jarvis were ordered by the Speaker to carry the same up to the honorable the Legislative council and to request their concurrence thereto.

On which the house divided and the yeas and nays were taken as follows :

Division thereon.

3rd reading statute labour bill called. Motion for printing 1000 copies. On the order of the day for the third reading of the statute labor bill being called, Mr. John Willson, seconded by Mr. McCall, moves that the road bill be not now read the third time, but that there be one thousand copies of the same printed for the use of members.

Messrs. *Bidwell, Buell, Campbell,*

YEAS.
J. Crooks, Duncombe, Howard, Lyons, McCall, Mackenzie,

Yeas 10.

Motion for re-commitment. In amendment, Mr. Berczy seconded by M. Attorney General moves that after the word "that" the whole be expunged and the following inserted, "it be now re-committed."

NAYS.
Att'y General, Boulton, Brown, Burwell, Clark, Cook, W. Crooks,

Elliott, Jarvis, Jessup, Jones, Lewis, D. McDonald, McMartin,

MacNab, Macon, Morris, Randal, Robinson, Roblin, Samson,

Shaver, SoPr General, VanKoughnett, Warren, White, J. Willson, W. Wilson—28.

Nays 28.

House divides. On which the house divided, and the yeas and nays were taken as follows.

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

Question lost.

Yeas 21. Messrs. *Att'y General, Berczy, Boulton, Brown, Burwell, Chisholm,*

YEAS.
Clark, Elliott, R. Fraser, Jarvis, Jessup, Jones, Ketchum, Lewis, Macon, Morris, Mount, Robinson, Samson,

Nays 21. Messrs. *Beardsley, Bidwell, Buell, Campbell, Cook, J. Crooks,*

NAYS.
A. Fraser, Howard, Lyons, McCall, D. McDonald, Mackenzie, McMartin, MacNab, Perry, Roblin, Shaver, Warren, White, J. Willson, W. Wilson—21.

Carried by Speaker's vote. The question was carried in the affirmative by the casting vote of the Speaker.

Agreeably 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 a failure of justice by reason of immaterial variances in certain law proceedings, and to require all courts to take judicial notice of private acts of parliament," were read the second time, and referred to a committee of the whole house.

Amendments to law pleadings bill committed.

House divides on original question. On the original question as amended, the house divided and the yeas and nays were taken as follows :

Mr. Jarvis was called to the chair.
The house resumed.
Mr. Jarvis reported the amendments.
The report was received.

3d reading of amendments this day.

Yeas 24. Messrs. *Att'y General, Berczy, Boulton, Brown, Burwell, Chisholm,*

YEAS.
Clark, W. Crooks, Duncombe, Elliott, Ingersoll, Jarvis, Jessup, Jones, Ketchum, Lewis, MacNab, Macon, Morris, Mount, Robinson, Samson, VanKoughnett 24

Nays 21. Messrs. *Beardsley, Bidwell, Buell, Campbell, Cook, J. Crooks,*

NAYS.
A. Fraser, Howard, Lyons, McCall, D. McDonald, Mackenzie, McMartin, Perry, Randal, Roblin, Shaver, Warren, White, J. Willson, W. Wilson—21.

Question carried. The question was carried in the affirmative by a majority of three, and Mr. VanKoughnett was called to the chair.

Mr. Attorney General seconded by Mr. Roblin, moves that the amendments made by the honorable the Legislative council in and to the bill entitled "An act to prevent a failure of justice by reason of immaterial variances in certain law proceedings and to require all courts to take judicial notice of private acts of parliament," be read a third time this day, and that the forty first rule of this house be dispensed with so far as the same relates thereto.

Amendments passed.

Progress and to sit again tomorrow. The house resumed.
Mr. VanKoughnett reported progress and obtained leave to sit again to-morrow.

Which was carried, and the amendments were read a third time and passed.

Messrs. Attorney General and Clark were ordered by the Speaker to communicate the same to the honorable the Legislative council.

Amendments to married women. Agreeably to the order of the day, the amendments made by the honorable the Legislative council, in and to the bill entitled

Mr. Mackenzie from the select committee to which, was referred the subject of the second report on the currency, made by a select committee of this house at the last session of the Legislature informed the house that the committee had agreed to a second report which he was ready to submit whenever the house would be pleased to receive the same.

Committee on 2nd report on currency of last session re ports.

The report was received and read.
Report (see Appendix.)

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 have passed the bill sent up from the commons house of assembly entitled "An act to provide for set-

Saltfleet and Binbrooke arbitration bill passed

ting and determining by arbitration, certain difficulties that have arisen or may arise between persons owning land in the eighth concession of Saltfleet, and persons owning or claiming to own land in the first concession of Binbrooke, who through mistake may have made improvements on the rear part of the said eighth concession of Saltfleet," without amendment.

JOHN B. ROBINSON,
Speaker.

Legislative Council Chamber, }
10th day of March, 1831. }

At two of the clock P. M. the house adjourned for one hour. The house met pursuant to adjournment.

The Master in chancery brought down from the honorable the Legislative council, a message and an address to His Majesty.

The message was read as follows:

Mr. SPEAKER,

The Legislative council have passed an address of condolence and congratulation to His Majesty, in which they request the concurrence of the Assembly.

JOHN B. ROBINSON,
Speaker.

Legislative Council Chamber, }
10th day of March, 1831. }

The address was read a first time and ordered for a second reading to-morrow, and is as follows:

To the King's most Excellent Majesty:—

MOST GRACIOUS SOVEREIGN—

We, your Majesty's most dutiful and loyal subjects, the Legislative council and of Upper Canada, in provincial parliament assembled, humbly beg leave to express to your Majesty our unfeigned sorrow for the afflicting loss which the British empire has sustained in the death of a sovereign in whose just and glorious reign she had attained to a height of power and renown, unequalled in the proudest periods of her history.

The virtues which have so eminently distinguished the Princes of Your Majesty's illustrious House, have been ever signally displayed in favor of this Province, and we can with great sincerity assure Your Majesty that this faithful and loyal colony yields to no portion of Your Majesty's dominions in the love and veneration with which its inhabitants regard the memory of Your late Royal Father, and of that illustrious monarch whose recent demise occasioned the most profound grief throughout the British empire.

We feel, in common with our fellow subjects of the United Kingdom, the most cheering consolation in hailing in the person of Your Majesty, the succession of another Prince, inheriting that regard for freedom, that love of justice, and that benevolence which so distinguished the reign of the august Sovereign from whom we derived our constitution; and on this first occasion which has presented itself, since Your Majesty's accession, we desire to convey to the Throne the assurances of our most faithful and affectionate attachment to Your Majesty's person and government.

Deeply impressed with the conviction that Your Majesty regards with paternal anxiety every portion of your extensive empire, we rejoice to be able to express to Your Majesty our conviction that in all the dominions of your crown, there is not a colony or country in which the people are enjoying a greater degree of prosperity and happiness than in this peaceful and flourishing province.

Exempt from those causes of distress which afflict so many portions of the world, your Majesty's subjects in Upper Canada are pursuing with industry and success, the labors of agriculture and the enterprises of commerce, under circumstances of peculiar encouragement, from the great natural advantages of this province, and from the favorable terms on which its productions are admitted into the ports of the united kingdom.

Enjoying these blessings in peace, and secured in the possession of liberty and property by a free constitution, and by just laws, the people of Upper Canada fully appreciate their happiness in forming part of that great empire over which they earnestly pray that your Majesty may long enjoy a glorious and happy reign.

JOHN B. ROBINSON,
Speaker.

Legislative Council Chamber, }
10th day of March, 1831. }

Grand river navigation bill committed

Agreeably to the order of the day, the Grand river navigation 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.

Mr. Samson reported progress and obtained leave to sit again this day three months.

Progress to sit again in 3 months.

Committee on message on the subject of Revenue, Salaries &c.

Agreeably to the order of the day, the house went into committee of the whole on the message of his Excellency the Lieutenant governor, on the subject of the revenue under 14th Geo. 3d, and estimate for support of the civil government.

Mr. Elliott was called to the chair.

The house resumed.

Mr. Elliott reported that the committee had agreed to two resolutions, which he was requested to submit for the adoption of the house.

The report was received.

The first resolution was then put and carried as follows:

Resolved, that the revenues arising under an act passed in the 14th year of the reign of his late Majesty, King George the third, entitled "An act to establish a fund towards further defraying the charges of the administration of justice and support of the civil government within the province of Quebec, in America," and heretofore appropriated by the Lords Commissioners of his Majesty's treasury, together with the sum of two thousand five hundred pounds granted annually to his said late Majesty, King George the third, his heirs and successors, towards defraying the expenses of the administration of the civil government of this province, amount to eighteen thousand five hundred pounds, and upwards.

1st resolution on revenue, salaries &c.

The second resolution was then put as follows:

Resolved, that so soon as the revenues arising from and under the said act passed in the fourteenth year of his late Majesty George 3d shall, by act of the Imperial parliament, or otherwise, be placed at the control of the Legislature of this province, it will be expedient to repeal the act passed 5th session of the 6th parliament of this province granting to his Majesty the said sum of two thousand five hundred pounds, and in lieu of the said sum of two thousand five hundred pounds, and the revenues accruing under the said act passed in the said 14th year of his said late Majesty's reign, to grant to his Majesty the annual sum of £ and to his heirs and successors for defraying the following charges of the administration of the civil government of this province, that is to say.

2d resolution on revenue, Salaries, &c.

	£	s.	D.	
The salary of the Lieutenant Governor,.....	2,000	0	0	Salaries of the Government offices proposed.
The salaries of the Judges of his Majesty's court of King's Bench.....	3,300	0	0	
The salary of the Attorney General.....	300	0	0	Division on Salaries.
The salary of the Solicitor General.....	200	0	0	
The salary of the clerk of the Executive council	200	0	0	
The salaries of five Executive councillors.....	500	0	0	

On which the house divided and the yeas and nays were taken as follows.

YEAS.		NAYS.		
Messrs.				Yeas 24.
Att'y General,	J. Crooks,	Jessup,	Morris,	
Berczy,	W. Crooks,	Jones.	Robinson,	
Boulton,	Elliott,	Lewis,	Samson,	
Burwell,	A. Fraser,	McMartin,	Sol'r General,	
Chisholm,	Ingersoll,	MacNab,	VanKoughnett,	
Clark,	Jarvis,	Maçon,	Warren—24.	
Messrs.				Nays 16.
Beardsley,	Cook,	McCall,	Randat,	
Bidwell,	Howard,	D. McDonald,	Robln,	
Bucll,	Ketchum,	Muckensie,	Shaver,	
Campbell,	Lyons,	Perry,	White—16.	

The question was carried in the affirmative by a majority of eight, and adopted accordingly.

Question carried.

Mr. Attorney General, seconded by Mr. Samson, moves that Messrs. MacNab and Robinson be a select committee to draft and report a bill for carrying into effect the foregoing resolutions.

Committee to draft bill.

Ordered.

Mr. MacNab from the select committee to draft and report a bill in conformity with the resolution just passed, relative to the salaries of certain officers of the provincial government, reported a draft which was received and read a first time.

Bill reported and read 1st time.

Mr. Morris, seconded by Mr. Chisholm, moves that it be resolved, That it is expedient to address His Majesty thanking him for the gracious attention which he has been pleased to bestow on matters of important interest to His faithful subjects of this province, and informing His Majesty that the House of Assembly in making permanent provision for the support of certain officers of the government, especially that for the respectable maintenance of the Judges, have done so with a cordial desire to meet the wishes of His Majesty's government, by placing the administration of justice beyond the reach of popular influence, and acquainting His Majesty that the House of Assembly in passing a bill to secure the independency of the Judges, have been actuated by a confident hope that His Majesty will not hesitate to place these officers in a situation which will also render them independent of the crown, and to that end imploring His Majesty to allow the judges of this province to hold their office during good behaviour, and that Messrs. Berczy and Robinson be a committee to draft and report the same, and that the thirty second rule of this House be dispensed with, so far as relates to the motion.

Motion for address to the King, praying that the Judges may be made independent of the crown.

Ordered.

Ordered.

Mr. Berczy from the select committee to draft and report an address to His Majesty in accordance with the last resolution, reported a draft which was received and read a first time, and ordered for a second reading to-morrow.

Address reported.

Mr. Ketchum from the committee to draft an address to his Excellency relative to the remuneration to be made to R. Randal, Esq. for services performed as Welland canal commissioner, reported a draft which was received and read a first time, and ordered for a second reading to-morrow.

Address on Mr. Randal's case read 1st time.

The bill granting salaries to certain officers of the provincial government, was ordered for a second reading to-morrow.

2d reading officers salary bill to-morrow

Mr. Chisholm from the select committee to wait upon his Excellency the Lieutenant Governor with the address of this house relative to extending the time afforded to militia men who served during the late war with the United States of America, for participating in the royal bounty of lands for their meritorious services, reported delivering the same and that his Excellency had been pleased to make thereto the following answer.

Committee sent up with address on Militia Lands re- ports.

Answer.

GENTLEMEN.

I will take the subject of this address into consideration, at an early period.

At one of the clock A. M. Friday the house adjourned till 10 o'clock A. M. the same day.

FRIDAY, 11th MARCH, 1831.

THE House met pursuant to adjournment.

Prayers were read.

The minutes of yesterday were read.

The Speaker reported having received a letter from the clerk of the Crown in Chancery; which was read as follows:

Clerk crown chancery office,
York, 11th March, 1831.

Letter from clerk of crown in chancery.

SIR,

I have the honor to report for the information of the honorable the house of assembly that the election for the county of Prince Edward, has terminated in the return of Asa Werden, Esq.

I have the honor to be

Sir,

Your most obedient

Humble servant.

SAMUEL P. JARVIS

To the honorable

Arc'd McLean, Esq.

Speaker, house of Assembly.

Agreeably to notice, Mr. Vaukoughnett, seconded by Mr. Burwell, moves that it be Resolved, that the improvement of the navigation of the Saint Lawrence, is an object of the first importance to the commercial and agricultural interests of this Province.

Resolutions relative to the improvement of the Saint Lawrence.

Resolved, that according to the survey and estimate made in the year 1826, by Samuel Clowes, Esq. Engineer, and George Rykert, assistant engineer and surveyor, under the direction of the late Lieutenant Governor, Sir Peregrine Maitland, of the expense of improving the navigation and constructing a canal at the several rapids in the river St. Lawrence from Johnstown to Cornwall, it appears that for sloop and steam boat navigation, the sum of one hundred and seventy six thousand three hundred and seventy eight pounds, eight shillings and five pence will be required, and for boat navigation, the sum of ninety-two thousand, eight hundred and thirty-four pounds, one shilling and eleven pence halfpenny.

Resolved, that it is the opinion of this house, that the improvement of the navigation of the river St. Lawrence should be undertaken on such a scale as to admit of sloop and steam boat navigation, provided the legislature of Lower Canada, will concur with the legislature of this province in the accomplishment of this important undertaking, the advantages whereof must be common to both provinces.

Resolved, that his Excellency the Lieutenant Governor, be requested to communicate with his Excellency the Governor General of Lower Canada, upon the subject of surveying the river Saint Lawrence from the harbor of Montreal to the village of Prescott, with a view to obtain from the legislature of Lower Canada, authority for surveying and reporting to the legislature of each province when they next meet, estimates of the expense of canals for boat, sloop, and steam boat navigation, from the one place to the other; the expense of which survey, so far as this Province extends, will be defrayed by this house.

Resolved, that in order to ascertain the views of the Legislature of Lower Canada, on the important subject of the improvement of the Saint Lawrence, an humble address be presented to His Excellency the Lieutenant Governor, requesting His Excellency will be pleased to transmit the foregoing resolutions, with as little delay as possible, to the Governor General of Lower Canada, in order that they may be laid before the Legislature of that province, during the present session; and at the same time to request, that the Governor General will be pleased to call the early attention of the Legislature of that province to that subject.

The first resolution was then read.

Amendment proposed.

In amendment, Mr. Bidwell, seconded by Mr. Perry, moves, that all of the original motion after the word "that" be expunged, and the following inserted: "this House do, on to-morrow, resolve itself into a committee of the whole on the subject of the improvement of the Saint Lawrence."

House divides on amendment.

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

Yeas 20.

Messrs.

Att'y General,
Beardsley,
Bidwell,
Boulton,
Campbell,

YEAS.

Lyons,
McCall,
D. McDonald,
Mackenzie,
MacNab,

Perry,
Randal,
Robln.
White,
J. Willson—20

Nays 23.

Messrs.

Berczy,
Buell,
Burwell,
Cook,
J. Crooks,
Duncombe,

NAYS.

Jessup,
McMartin,
Maçon,
Morris,
Robinson,
Samson,

Shaver,
Sol'r General,
VanKoughnett,
Warren,
W. Willson—23.

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

In amendment Mr. Attorney General, seconded by Mr. Jones, moves that the original motion after the word "that" be expunged, and the following be inserted, "the improvement of the navigation of the River Saint Lawrence for Steam-boat navigation between Prescott and Montreal, is an object of the first importance to the agricultural and commercial interests of this province. Second proposed amendment.

Which was lost. 2d amendment lost.

The first resolution was then put and carried as follows:

Resolved, that the improvement of the navigation of the Saint Lawrence, is an object of the first importance to the commercial and agricultural interests of this province. 1st resolution carried.

The second resolution was then read.

In amendment, Mr. Perry, seconded by Mr. Bidwell, moves that the debate be adjourned until to-morrow. 2d Resolution read,

Which was lost.

In amendment to the second resolution, Mr. John Willson, seconded by Mr. MacNab, moves that after the word, "Resolved," in the original motion, the whole be expunged, and the following inserted; "that the house do now resolve itself into a committee of the whole on the subject of the improvement of the Saint Lawrence. Amendment to second resolution.

On which the house divided, and the yeas and nays were taken as follows: House divides.

Messrs.

Att'y General,
Boulton,
Buell,
Burwell,
Chisholm,
Clark,
J. Crooks,

YEAS.

Duncombe,
Elliott,
A. Fraser,
R. Fraser,
Howard,
Jesseup,
Jones,

Lewis,
McCall,
D. McDonald,
Mackenzie,
MacNab,
Maçon,
Perry,
Randal,
Robinson,
Robln,
Shaver,
Vankoughnett,
Warren,
J. Willson—28.

Yeas 28.

Messrs.

Beardsley,
Berczy,
Bidwell,

NAYS.

Campbell,
W. Crooks,
Jarvis,

Ketchum,
McMartin,
Morris,

Samson,
Sol'r General, 11

Nays 11

The question of amendment was carried in the affirmative by a majority of seventeen. House in committee on improvement of the Saint Lawrence.

The original question as amended was then put and carried, and Mr. D. McDonald was called to the chair.

The house resumed.

Mr. McDonald reported progress and obtained leave to sit again in one hour.

At two o'clock, the house adjourned for one hour.

The house met pursuant to adjournment.

The Speaker left the chair.

The committee of the whole on the resolutions relative to the improvement of the Saint Lawrence resumed.

Mr. Buell was called to the chair.

The house resumed.

Mr. Buell reported that the committee had agreed to several resolutions, which he was directed to submit for the adoption of the house. Several resolutions adopted.

The report was received, and the following resolutions were severally put and carried.

Resolved, that the improvement of the navigation of the Saint Lawrence, is an object of the first importance to the commercial and agricultural interests of this province.

Resolved, that according to the survey and estimate made in the year 1826, by Samuel Clowes, Engineer, and George Rykert, assistant Engineer and surveyor, under the direction of the late Lieutenant Governor Sir Peregrine Maitland, of the expense of improving the navigation and constructing a canal at the several rapids in the river Saint Lawrence from Johnstown to Cornwall, it appears, that for Sloop and Steam-boat navigation, the sum of one hundred and seventy-six thousand, three hundred and seventy eight pounds, eight shillings and five pence will be required; and for boat navigation, the sum of ninety-two thousand, eight hundred and thirty four pounds, one shilling and eleven pence halfpenny. Resolutions on improvement of the Saint Lawrence.

Resolved, that it is the opinion of this house, that the improvement of the navigation of the river Saint Lawrence should be undertaken on such a scale as to admit of Sloop and Steam-boat navigation, provided the Legislature of Lower Canada will concur with the Legislature of this province in the accomplishment of this important undertaking, the advantages whereof must be common to both provinces.

Resolved—That His Excellency the Lieutenant Governor be requested to communicate with His Excellency the Governor General of Lower Canada, upon the subject of surveying the River Saint Lawrence, from the harbour of Montreal to the village of Prescott, with the view to obtain from the Legislature of Lower Canada, authority for surveying and reporting to the Legislature of each province, when they next meet, estimates of the expense of canals, for boat, sloop, and steam-boat navigation from the one place to the other; the expense of which survey, so far as this province extends, will be defrayed by this House.

The fifth resolution was then put as follows:

Resolved—that in order to ascertain the views of the Legislature of Lower Canada on the important subject of the improvement of the Saint Lawrence, an humble address be presented to His Excellency the Lieutenant Governor, requesting His Excellency will be pleased to transmit the foregoing resolutions, with as little delay as possible, to the Governor General of Lower Canada, in order that they may be laid before the Legislature of that province during the present session; and at the same time to request that the Governor General will be pleased to call the early attention of the Legislature of that province to that subject.

House divides on last resolution. Yeas 52.

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

Messrs. YEAS. Att'y. General, J. Crooks, Beardasley, W. Crooks, Boulton, Elliott, Buell, A. Fraser, Burwell, Jarvis, Chisholm, Jessup, Clark, Ketchum, Cook, Lewis, D. McDonald, Mackenzie, Roblin, Samson, Shaver, SoPr. General, VanKoughnett, White, J. Willson, W. Wilson—32

Nays 3.

Messrs. NAYS. Campbell, Howard, Perry—3.

The question was carried in the affirmative by a majority of twenty-nine.

Committee to draft address.

Mr. VanKoughnett, seconded by Mr. MacNab, moves that Messrs. McMartin and Shaver be a committee to draft and report an address to His Excellency the Lieutenant Governor pursuant to the foregoing resolutions.

Ordered. The Speaker reported having received a communication from His Excellency the Lieutenant Governor on the subject of the prorogation.

Speaker reports communication from his Excellency

Address to His Excellency on improvement of St. Lawrence reported.

Mr. McMartin, from the committee appointed to draft an address to His Excellency the Lieutenant Governor on the subject of communication with the Governor in Chief, relative to improvement of Saint Lawrence, reported a draft which was received, read twice, adopted and ordered to be engrossed and read a third time to-morrow.

3d reading to-morrow.

Officers' salary bill read second time.

Agreeably to the order of the day, the bill granting a permanent salary to the principal officers of the Executive government of this province, was read a second time.

Motion for committing same on 1st day of April.

On the question for committing the bill, Mr. Mackenzie, seconded by Mr. Ketchum, moves that the House do go into committee on the bill on the first day of April, next.

House divides.

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

Yeas 17.

Messrs. YEAS. Beardasley, Duncombe, Bidwell, Howard, Buell, Ketchum, Campbell, Lyons, Clark, McCall, D. McDonald, Shaver, Mackenzie, White—17.

Nays 25.

Messrs. NAYS. Att'y General, W. Crooks, Berczy, Elliott, Boulton, A. Fraser, Burwell, Jarvis, Chisholm, Jessup, Clark, Jones, J. Crooks, Lewis, McMartin, MacNab, Macon, Morris, Robinson, Samson, Sol'r General, VanKoughnett, Warren, J. Willson, W. Wilson—25.

Question lost and bill committed.

The question of amendment was decided in the negative by a majority of eight, and the House went into committee of the whole on the bill.

Bill amended.

Mr. Macon was called to the chair. The House resumed. Mr. Macon reported the bill amended. The report was received.

On question for 3d reading this day.

On the question for the third reading of the bill to-morrow,

The House divides.

Mr. Attorney General, seconded by Mr. Berczy, moves in amendment, that the bill be engrossed and read a third time this day, and that the forty first rule of this House be dispensed with, so far as relates to the said bill.

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

Yeas 25.

Messrs. YEAS. Attorney General, Elliott, Berczy, A. Fraser, Boulton, Ingersoll, Burwell, Jarvis, Chisholm, Jessup, J. Crooks, Jones, W. Crooks, Lewis, McMartin, MacNab, Macon, Morris, Robinson, Roblin, Samson, Sol'r General, VanKoughnett, Warren, J. Willson—25.

Nays 17.

Messrs. NAYS. Beardasley, Cook, Bidwell, Howard, Buell, Ketchum, Campbell, Lyons, Clark, McCall, D. McDonald, White, Mackenzie, W. Wilson—17.

The question was carried in the affirmative by a majority of eight.

Mr. Perry, seconded by Mr. Bidwell, moves that it be resolved that it will suit the convenience of this house to be prorogued on Saturday next, and that the Speaker be directed to communicate the same to his Excellency the Lieutenant Governor.

Motion for prorogation on Saturday.

On which the house divided, and the yeas and nays were taken as follows.

House divides.

Messrs. YEAS. Beardasley, Cook, Bidwell, Howard, Buell, Jones, Campbell, Lewis, Lyons, McCall, D. McDonald, Mackenzie, Perry, Roblin, Shaver, White—16.

Yeas 16.

Messrs. NAYS. Att'y General, W. Crooks, Berczy, Elliott, Boulton, A. Fraser, Burwell, Ingersoll, Chisholm, Jarvis, Clark, Jessup, J. Crooks, Ketchum, McMartin, MacNab, Macon, Morris, Randal, Robinson, Samson, SoPr. General, VanKoughnett, Warren, J. Willson, W. Wilson—26

Nays 26.

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

Agreeably to the order of the day, the bill granting permanent salaries to the principal officers of the executive government was read the third time.

Officers' salary Bill read 3rd time.

Mr. Perry, seconded by Mr. Bidwell, moves in amendment to the bill, that after the words, "his Majesty," the words "his heirs and successors," be expunged.

Motion for amendment.

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

House divided.

Messrs. YEAS. Beardasley, Cook, Bidwell, Howard, Buell, Ketchum, Campbell, Lyons, Clark, McCall, D. McDonald, Shaver, Mackenzie, White—17.

Yeas 17.

Messrs. NAYS. Att'y General, Elliott, Berczy, A. Fraser, Boulton, Ingersoll, Burwell, Jarvis, Chisholm, Jessup, J. Crooks, Jones, W. Crooks, Lewis, McMartin, MacNab, Macon, Morris, Robinson, Samson, Sol'r General, VanKoughnett, Warren, J. Willson, W. Wilson—25.

Nays 25.

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

Question of amendment lost.

In amendment, Mr. Bidwell seconded by Mr. Perry, moves that the following clause be added to the bill as a rider.

Rider proposed.

"And be it further enacted by the authority aforesaid, that the salaries hereby granted to the chief justice and judges of his Majesty's court of King's bench, shall not be paid until they shall be appointed to hold their offices during good behaviour, subject nevertheless to be removed by an address from the Legislative council and House of Assembly; and that from and after the time when the said salaries shall be paid in pursuance of the provisions of this act, the said chief justice and judges shall be incapable, while they shall retain their said offices, of holding a seat in the Legislative council, Executive council or house of assembly of this province.

Proposed rider.

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

House divides on rider.

Messrs. YEAS. Beardasley, Cook, Bidwell, Howard, Buell, Ketchum, Campbell, Lyons, Clark, McCall, D. McDonald, Shaver, Mackenzie, White—17.

Yeas 17.

Messrs. NAYS. Att'y General, Elliott, Berczy, A. Fraser, Boulton, Ingersoll, Burwell, Jarvis, Chisholm, Jessup, J. Crooks, Jones, W. Crooks, Lewis, McMartin, MacNab, Macon, Morris, Robinson, Samson, Sol'r General, VanKoughnett, Warren, J. Willson—25.

Nays 25.

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

Proviso moved.

In amendment, Mr. Mackenzie, seconded by Mr. Shaver, moves that the following proviso be added to the second clause of the bill, as a rider. "Provided always, that no clergyman, minister or teacher of any religious denomination shall be capable of holding the said office of Executive councillor within this province."

House divides.

On which the house divided, and the yeas and nays were taken as follows.

Yeas 16.
 Messrs. *Beardsley, Bidwell, Buell, Campbell.*
YEAS.
Clark, Cook, Howard, Ketchum.
Lyons, McCall, Mackenzie, Perry.
Randal, Roblin, Shaver, White—16.

Nays 24.
NAYS.
Att'y General, Berczy, Boulton, Burwell, Chisholm, J. Crooks.
W. Crooks, Elliott, A. Fraser, Ingersoll, Jarvis, Jones.
Lewis, D. McDonald, McMartin, MacNab, Maçon, Morris.
Robinson, Samson, Sol'r. General, VanKoughnett, Warren, J. Willson—24.

On question for passing House divides. The question was decided in the negative by a majority eight. On the question for passing the bill the house divided, and the yeas and nays were taken as follows :

Yeas 26.
 Messrs. *Att'y General, Berczy, Boulton, Burwell, Chisholm, Clark, J. Crooks.*
YEAS.
W. Crooks, Elliott, A. Fraser, Ingersoll, Jarvis, Jessup, Jones.
Lewis, McMartin, McNab, Morris, Robinson, Samson.
Sol'r General, VanKoughnett, Warren, J. Willson, W. Wilson—26.

Nays 17.
NAYS.
Beardsley, Burwell, Buell, Campbell.
Cook, Howard, Ketchum, Lyons.
McCall, D. McDonald, Mackenzie, Perry.
Randal, Roblin, Shaver, White—16.

Question carried and bill signed. The question was carried in the affirmative by a majority of ten, and the bill was signed.

Title. Mr. Attorney General, seconded by Mr. John Willson, moves that the bill be entitled, An act to repeal an act passed in the fifth session of the sixth parliament of this province, entitled, "An act for granting to his Majesty a sum of money towards defraying the expenses of the civil administration of the government of this province," and for granting to his Majesty a certain sum of money to be applied towards the payment of the expenses of the administration of justice, and the support of the civil government of this province."

Bill sent to Legislative Council. Which was carried, and Messrs. Attorney General and MacNab were ordered by the Speaker to carry the same up to the honorable the Legislative council and to request their concurrence thereto. Adjourned.

SATURDAY, 12th MARCH, 1831.

THE House met.

Prayers were read. The minutes of yesterday were read.

On the 3d reading of the address on improvement of the St. Lawrence being called. On the third reading of the address of this house to his Excellency the Lieutenant Governor, to be accompanied by certain resolutions relative to the improvement of the Saint Lawrence being called, Mr. VanKoughnett seconded by Mr. Morris, moves that the address to his Excellency upon the subject of the improvement of the Saint Lawrence be not now read a third time ; but that the resolutions of this house upon the same subject be transmitted to the honorable the Legislative council, and that they be requested to concur therein.

Ordered that the resolutions be sent to the Legislative Council for concurrence. Which was carried, and Messrs. VanKoughnett and MacNab were ordered by the Speaker to carry the same up the honorable the Legislative council and to request their concurrence thereto.

Petitions read. Of James Armstrong and 10 others of York. Of A. McDonnell and others, Ottawa District. Agreeably to the order of the day, the following petitions were read. Of James Armstrong and ten others, inhabitants and manufacturers of the town of York, praying that a greater duty than fifteen per cent ad valorem may be imposed upon manufactured goods imported from the United States. And of Alexander Macdonell, and one hundred and seven others, of the townships of Plantagenet, Alfred and Clarence in the Ottawa district, praying that the township of Gloster, and Osgoode may not be disunited from the Ottawa district.

Committee on petition of S. Washburn reports. Mr. Jarvis from the select committee to which was refered the petition of Simon Washburn, Esq. relative to the mode of electing members to serve in the house of Assembly for the different ridings in the county of York, informed the house that the committee had agreed to a report 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.)

Joint address passed. Agreeably to the order of the day, the joint address to his Excellency to forward address to his Majesty on the subject of the timber trade was read the third time, concurred in 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 Majesty's dutiful and loyal subjects, the Legislative council and House of Assembly have passed an humble address to His Majesty on the subject of the trade in timber of this province, which we respectfully pray your Excellency will be pleased to transmit to the Secretary of state for the colonies, in order that it may be laid at the foot of the throne.

JOHN B. ROBINSON, Speaker.

Legislative Council Chamber, }
 9th of March, 1831. }

ARCHD. McLEAN, Speaker.

Commons' house of Assembly, }
 12th of March, 1831. }

Mr. Morris, seconded by Mr. D. McDonald, moves that a message be sent to the honourable the Legislative council, informing that honourable body that this House has concurred in the address to His Excellency.

Which was carried, and Messrs. Morris and Chisholm were ordered by the Speaker to communicate the same to the honourable the Legislative council.

Agreeably to the order of the day, the address to His Majesty on the subject of the revenue arising to this province under the fourteenth Geo. 3rd. and the independency of the Judges, was read a second time and referred to a committee of the whole House.

Address on independence of the Judges &c. committed.

Mr. MacNab was called to the chair.

The House resumed.

Mr. MacNab, reported the address as amended.

The report was received, and the address was ordered to be engrossed and read a third time on Monday next.

3d reading on Monday.

Agreeably to the order of the day, the address to His Excellency the Lieutenant Governor on the subject of remuneration to Robert Randal, was read a second time, adopted, and ordered for a third reading this day.

Address on Mr. Randal's case adopted.

Agreeably to the order of the day, the House went into committee of the whole on the resolutions relative to clergy reserves &c.

Committee on clergy reserves.

Mr. Roblin was called to the chair.

The House resumed, the black rod being at the door.

The Master in chancery brought down from the honourable the Legislative council, a message, which was read as follows :

Black Rod, with message.

MR. SPEAKER—

The Legislative council have passed the bill entitled "An act to remunerate James Gordon Strobidge for labor and materials provided and applied by him in constructing the Burlington Bay canal," also the bill entitled "An act to make further provision for completing the Kettle creek harbour in the district of London," and also the bill entitled "An act to make good certain monies paid under the warrants of His Excellency the Lieutenant Governor in advance to defray the contingencies of the last session of the Legislature," without amendment.

Strobidge's relief bill, Kettle Creek Harbor bill & Contingency covering bill passed Legislative Council

JOHN B. ROBINSON, Speaker.

Legislative Council Chamber, }
 11th of March, 1831. }

The Speaker left the chair.

The chairman resumed the chair of committee.

The house resumed.

Mr. Roblin reported progress and obtained leave to sit again in one hour.

Committee on Clergy reserves resumes

At 2 of the clock, P. M. the house adjourned for one hour.

The house met pursuant to adjournment.

Agreeably to the order of the day, the house went again into committee on the resolutions on the subject of the Clergy reserves.

Mr. Roblin in the chair.

The house resumed.

Mr. Roblin reported the resolutions.

The report was received.

Resolutions reported.

The first resolution was read as follows :

Resolved that by the act of the Parliament of Great Britain and Ireland, 31st Geo. 3d, one seventh of the lands of this province was set apart for the support of a protestant clergy ; that under that act appropriations have from time to time been made ; and which appropriations are in this province known by the name of "THE CLERGY RESERVES." That these appropriations having been generally made in lots of two hundred acres, throughout the several townships of this province, the value of the same has been much enhanced by the settlement of the country, and principally from the improvement of the lands in the neighbourhood of such appropriations, by the labor of the inhabitants, composed of various denominations of christians ; that these reserves being so interpersed with the lands of actual settlers have materially retarded the improvement of the country.

1st resolution on clergy reserves.

That by An act passed in the reign of his late most gracious Majesty provision was made for the sale of a portion of the said reserves, that it is UNJUST AS WELL AS IMPOLITIC to appropriate the said lands to the support of any one church exclusively, and it is extremely

difficult if not altogether impracticable, to apportion or divide the same among the clergy of all denominations of protestants. That a large majority of the inhabitants of this province are sincerely attached to his Majesty's person and government, but are averse to the establishment of any exclusive or DOMINANT church. That this House feels confident, that to promote the prosperity of this portion of his Majesty's dominion and to FOSTER and INSURE THE AFFECTION and GRATITUDE of the people of this province, his Majesty will be graciously pleased to give the most favorable consideration to the wishes of his faithful subjects.

That to terminate the jealousy and dissension which have hitherto existed on the subject of the said reserves, to remove a barrier to the settlement of the country and to provide a fund available for the promotion of education, it is extremely desirable that the said lands so reserved be sold, and the proceeds arising from the sale of the same placed at the disposal of the provincial Legislature, to be applied exclusively for those purposes; that an humble address be presented to his Majesty setting forth the subject of this resolution, and praying his Majesty will be graciously pleased to recommend to his Majesty's parliament of Great Britain and Ireland to pass An act to authorise the sale of the clergy reserves remaining unsold, and to enable the Legislature of this province to appropriate the proceeds thereof in such manner as may be considered most expedient for the advancement of education, and in aid of erecting places of public worship for various denominations of christians.

Amendment to 1st resolution.

In amendment, Mr. Solicitor General, seconded by Mr. Burwell, moves that it be resolved, that the imperial parliament in pursuance of the gracious recommendation of our late revered sovereign Lord King George the third hath appropriated for the maintenance and support of a protestant clergy within this province, a certain allotment of lands usually known as "the clergy reserves."

That the diffusion of religious knowledge and instruction is an object of the first importance to the happiness and welfare of mankind.

That the land appropriated for the support of Ministers of religion in this province, having been made with a view to this object, it is repugnant to the best interests of the inhabitants of Upper Canada to apply them to any other use.

That it is the opinion of this house that an humble address be presented to his Majesty praying that his Majesty will not comply with any request which may be made to recommend to parliament the alienation of the clergy reserves in this province to any other purpose than that for which they were set apart.

That his Majesty be at the same time informed that it is the earnest desire of his faithful subjects of Upper Canada to submit to the same imperial parliament that conferred the land in question, to determine on such alteration in the distribution or disposal thereof as in their wisdom may be deemed best calculated to carry their original intention into effect, and that this desire is expressed with a view to the final settlement of a question which has caused much discussion and difference of opinion on this important subject among his Majesty's subjects in Upper Canada.

House divides on the amendment.

On which the house divided, and the yeas and nays were taken as follows.

Table with columns for Yeas 7 and Nays 29, listing names of members such as Messrs. Boulton, Jarvis, Robinson, VanKoughnett, etc.

Amendment lost.

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

Amendment moved.

In amendment to the first resolution, Mr. Morris seconded by Mr. Berczy, moves that the words "FOSTER AND ENSURE THE AFFECTION AND GRATITUDE" be expunged after the words "AND TO" and the following inserted "SATISFY THE EARNEST DESIRE."

Which was carried.

Carried. Division on original question.

On the original question as amended being put, the House divided and the yeas and nays were taken as follows.

Table with columns for Yeas 30 and Nays 7, listing names of members such as Messrs. Beardstley, Duncombe, Lyons, Perry, etc.

Original question as amended, carried.

The original question as amended was carried in the affirmative by a majority of twenty three, and is as follows.

Resolved—That by the act of the Parliament of Great Britain and Ireland 31st Geo. 3d. one-seventh of the lands of this province was set apart for the support of a protestant clergy.

Original resolution as amended.

That under that act appropriations have from time to time been made, and which appropriations are in this province known by the name of "the clergy reserves," that these appropriations having been generally made in lots of two hundred acres throughout the several townships of this province, the value of the same has been much enhanced by the settlement of the country, and principally from the improvement of the lands in the neighbourhood of such appropriations by the labor of inhabitants, composed of various denominations of christians: That these reserves, being so interspersed with the lands of actual settlers, have materially retarded the improvement of the country: That by an act passed in the reign of His late most gracious Majesty, provision was made for the sale of a portion of the said reserves. That it is UNJUST AS WELL AS IMPOLITIC to appropriate the said lands to the support of any one church exclusively, and it is extremely difficult, if not altogether impracticable, to apportion or divide the same among the clergy of all denominations of protestants. That a large majority of the inhabitants of this province, are sincerely attached to His Majesty's person and government, but are averse to the establishment of any exclusive or DOMINANT CHURCH. That this House feels confident that to promote the prosperity of this portion of His Majesty's dominions, and to satisfy the earnest desire of the people of this province, His Majesty will be graciously pleased to give the most favorable consideration to the wishes of his faithful subjects. That to terminate the jealousy and dissension which have hitherto existed on the subject of the said reserves, to remove a barrier to the settlement of the country, and to provide a fund available for the promotion of education it is extremely desirable that the said lands so reserved be sold, and the proceeds arising from the sale of the same placed at the disposal of the provincial Legislature to be applied exclusively for those purposes: That an humble address be presented to His Majesty, setting forth the subject of this resolution, and praying His Majesty will be graciously pleased to recommend to His Majesty's parliament, of Great Britain and Ireland, to pass an act to authorize the sale of the clergy reserves remaining unsold, and to enable the Legislature of this province to appropriate the proceeds thereof in such manner as may be considered most expedient for the advancement of education and in aid of erecting places of public worship for various denominations of christians.

The second resolution was then put as follows.

Resolved that while this house fully appreciates His Majesty's gracious intention in granting a royal charter for the establishment of an university in this province, we would most humbly beg leave to represent that as the great majority of His Majesty's subjects in this province are not members of the church of England, we regret that the charter contains provisions which are calculated to exclude from its principal offices and honors all who do not belong to that church.

2d resolution. King's college.

In consequence of these provisions its benefits will be confined to a few individuals of one religious denomination, while others of His Majesty's subjects equally loyal and deserving will be excluded from participating in advantages which should be open to all. Its influence as a seminary of learning on this account, must be limited, and will be looked upon with jealousy by a large majority of the inhabitants of this province; that therefore it is expedient to present an humble address to His Majesty praying that His Majesty will be graciously pleased to cause the charter of King's college to be cancelled, and to grant another free from the objections, to which our duty to the people of this Province has induced us to advert.

On which the House divided and the yeas and nays were taken as follows.

Division on 2d Resolution.

Table with columns for Messrs. YEAS and NAYS, listing names of members such as Messrs. Beardstley, Duncombe, Lyons, Randal, etc.

The Question was carried in the affirmative by a majority of twenty-one.

Question carried.

Mr. Samson, seconded by Mr. White, moves that Messrs. Elliott and Mount be a committee to draft and report an address pursuant to the resolutions on the subject of the clergy reserves.

Committee to draft address on 1st resolution.

Ordered.

Mr. Samson seconded by Mr. White, moves that Messrs. Chisholm and Clark, be a committee to draft and report an address, pursuant to the resolutions on the subject of the charter of King's College.

Committee to draft address on 2d resolution.

Ordered.

Mr. Elliott, from the select committee to draft an address to His Majesty grounded on the resolution of this House, relative to the future disposition of the clergy Reserves, reported a draft which was received and read, and ordered to be read a second time on Monday next.

Address on clergy reserves reported.

Address on King's College reported. Mr. Chisholm, from the select committee to draft an address to His Majesty, agreeably to a resolution of this House, on the subject of King's college, reported a draft, which was received and read, and ordered to be read a second time on Monday next.

Prorogation proposed. Mr. Perry, seconded by Mr. Lyons, moves that it be resolved that it will suit the convenience of this House to be prorogued on Tuesday next, and that the Speaker be directed to communicate the same to His Excellency the Lieutenant Governor.

Carried. Which was carried. The House adjourned till 10 o'clock A. M. on Monday next.

MONDAY, 14th MARCH, 1831.

THE House met pursuant to adjournment.

Prayers were read. The minutes of Saturday were read.

Address to His Excellency on remuneration to R. Randal read 3d time. Agreeably to the order of the day, the address to His Excellency the Lieutenant Governor on the subject of remuneration of R. Randal, Esq. was read the third time.

House divides on passing. On the question for passing the same the House divided, and the yeas and nays were taken as follows:

Yeas 21. Messrs. Bidwell, Duncombe, Mackenzie, Warren, Boulton, A. Fraser, Maçon, J. Willson, Burwell, Howard, Perry, W. Wilson—21, Chisholm, Ketchum, Robinson, Clark, Lyons, Roblin, J. Crooks, D. McDonald, Sol'r. General.

Nays 7. Messrs. W. Crooks, Jessup, Samson, White—7, Elliott, Morris, Shaver, &

Address passed. The question was carried in the affirmative by a majority of fourteen, 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—

We, His Majesty's most dutiful and loyal subjects, the commons of Upper Canada in provincial parliament assembled, beg leave to communicate to Your Excellency a copy of a resolution of this House, relative to the remuneration to be made to R. Randal, Esq for services performed by him as commissioner to inspect the Welland canal.

ARCHD. McLEAN, Speaker.

Commons' house of Assembly, } 14th, March, 1831.

Committee to present address. Mr. Mackenzie, seconded by Mr. Ketchum, moves that Messrs. MacNab and Warren be a committee to carry the address respecting compensation to Mr. Randal, to the Lieutenant Governor to know when His Excellency will be pleased to receive it, and to present the same.

Which was ordered.

Address to His Majesty on independency of Judges read 3rd time. Agreeably to the order of the day, the address to Majesty on the independency of the judges, was read a third time.

Proposed amendment. Mr. Perry, seconded by Mr. Shaver, moves in amendment, that the following words be added to the address, "and that Your Majesty will also be pleased to take the necessary steps for excluding the Judges from seats in the Legislative council, in this province".

House divides. On which the House divided, and the yeas and nays were taken as follows:

Yeas 18. Messrs. Beardsley, Ketchum, Perry, White—13, Bidwell, Lyons, Randal, Clark, D. McDonald, Roblin, Howard, Muckenzie, Shaver,

Nays 18. Messrs. Boulton, Elliott, MacNab, Sol'r General, Burwell, A. Fraser, Maçon, Warren, Chisholm, Ingersoll, Morris, J. Willson—18, J. Crooks, Jarvis, Robinson, W. Crooks, Jessup, Samson,

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

Address passed nem. con. The address was then passed nem. con. and signed by the Speaker as follows:

To the King's most excellent Majesty:

MOST GRACIOUS SOVEREIGN.

Address to His Majesty on the sub. We, your Majesty's most dutiful and loyal subjects, the commons of Upper Canada in provincial parliament assembled, most humbly approach your Majesty, to thank your Majesty for the gra-

cious intention which you have been pleased to bestow on matters of important interest to your faithful subjects of this province, and we take this occasion to inform your Majesty that in making permanent provision for the support of certain officers of the government, especially that for the respectable maintenance of the judges, we have been guided by a cordial desire to meet the wishes of your Majesty's government by placing the administration of justice beyond the reach of popular influence; and we respectfully acquaint your Majesty that in passing a bill to secure the independency of the judges we have been actuated by a confident hope that your Majesty will not hesitate to place these officers in a situation which will also render them independent of the crown, and to that end we implore your Majesty to allow the judges of this province to hold their office during good behaviour, subject nevertheless to be removed upon the address of both houses of the provincial Legislature.

ARCHD. McLEAN, Speaker.

Commons' house of Assembly, } 14th March, 1831.

PRESENT. Messrs. Attorney General, Beardsley, Bidwell, Boulton, Burwell, Chisholm, Clark, James Crooks, William Crooks, Duncombe, Elliott, A. Fraser, Howard, Ingersoll, Jarvis, Jessup, Ketchum, Lyons, D. McDonald, Mackenzie, MacNab, Maçon, Morris, Perry, Randal, Robinson, Roblin, Samson, Shaver, Solicitor General, Warren, White and John Willson.

Mr. Morris, seconded by Mr. Burwell, moves that the address to his Majesty respecting the independency of the Judges be transmitted to the honorable the Legislative council with a request that that honorable house will be pleased to concur therein.

Which was carried, and Messrs Morris and A. Fraser, were ordered by the Speaker to communicate the same to the honorable the Legislative council.

Mr. Perry gives notice that he will, on to-morrow, move for an address to his Majesty praying that his Majesty will cause to be laid before this house, at an early part of the next session of the provincial parliament, a full and detailed account of the receipts and expenditure of the casual and territorial revenue in this province for the years 1825, 1826, 1827, 1828, 1829, 1830 and 1831.

Agreeably to the order of the day, the house went into committee of supply.

Mr. Jarvis was called to the chair.

The house resumed, the 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:

Mr. SPEAKER:

The Legislative council have concurred in the resolutions of the commons house of assembly, transmitted to this house on Saturday last, on the subject matter of the improvement of the navigation of the river Saint Lawrence.

JOHN B. ROBINSON, Speaker.

Legislative council chamber, } 14th day of March, 1831.

The house went again into committee of supply.

Mr. Jarvis in the chair.

The house resumed.

Mr. Jarvis reported that the committee had agreed to a series of resolutions which he was directed to submit for the adoption of the house.

The report was received.

At three o'clock the house adjourned for one hour.

The house met pursuant to adjournment.

The master in chancery brought down from the honorable the Legislative council a message, which was read as follows:

Mr. SPEAKER.

The Legislative council have passed the bill sent up from the commons house of assembly, entitled "An act to repeal An act passed in the fifth session of the sixth parliament of this province, entitled, "An act for granting to his Majesty a sum of money towards defraying the expenses of the civil administration of the Government of this province" and for granting to his Majesty a certain sum of money to be applied towards the payment of the expenses of the administration of justice and the support of the civil government of this province," without amendment.

JOHN B. ROBINSON, Speaker.

Legislative Council Chamber, } 14th of March, 1831.

The first resolution reported by the committee of supply, was then read as follows:

Resolved, that it appears to this house that the act passed in the last session of Parliament for raising a loan to be applied to the relief of those who had suffered losses during the late war with the United States of America, has not been found effectual, it being impracticable to procure a loan upon the terms specified in the act.

In amendment, Mr. Morris, seconded by Mr. D. McDonald, moves that the original resolution on the subject of the war losses be expunged and the following be inserted.

ject of the independency of the Judges.

Members present on passing address.

Address transmitted to Legislative council for concurrence.

Notice.

Committee of Supply.

Black rod.

Message from Legislative Council.

Legislative Council concurs in resolutions for improvement of Saint Lawrence.

Committee of supply resumed.

Several resolutions reported.

Message from Legislative Council.

Officers' salary bill concurred in by Legislative Council.

First resolution reported by committee supply read.

Motion for amendment.

Resolution proposed in amendment to the 1st resolution reported from the committee of supply on the subject of war losses.

Resolved, that the limited revenue and the great extent of the debt of the province, incurred principally in consequence of the liberal expenditure from the public funds for the payment of militia pensions, and for the construction of the Welland and Burlington Bay canals, render it impracticable for the Province to pay the war losses."

"Resolved, that these losses were occasioned by the loyal and patriotic efforts made by the people of this Province, in defending the colony from the aggressions of an invading enemy; and that the praiseworthy conduct so nobly manifested, gives to the sufferers by the war a just right to look for compensation for their losses."

"Resolved that it is expedient to address his Majesty, humbly representing to his Majesty the inability of this Province, in consequence of its heavy debt incurred as above stated, to afford relief to the sufferers by the late war, and requesting his Majesty to place at the disposal of the colonial government, three townships of the waste lands of the crown, to be sold for the benefit of these sufferers.

House divides on amendment.

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

Table with columns for Yeas 17 and Nays 21, listing names of members under Messrs. YEAS and NAYS.

Question of amendment lost Original question carried.

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

The original question was then put and carried.

The second resolution was then put and carried as follows:

Resolved, that the legislature of this province having by this effort, as well as by its former measures, evinced a sympathy with the sufferers, and an earnest desire to afford them relief, it is proper to make at this time such effectual provision as will satisfy the benevolent intentions of the legislature, and put an end to the anxious suspense to which the claimants have so long been exposed.

2d resolution reported by committee of supply.

The third resolution was then put as follows:

Resolved, that it appears to this house, that nothing less than the absolute payment by this province of the sum of fifty seven thousand four hundred and twelve pounds ten shillings, for which they have frequently, though ineffectually, passed votes in favor of the sufferers; will induce the British government to make their second payment of a like sum; and that it is therefore necessary, in order to obtain for them relief, that an effectual measure should be adopted for raising the sum intended to be borrowed under the provision of the acts of last session. Provided always, that his Majesty's government shall make provision for the payment of an equal sum for the relief of the said sufferers.

3d Resolution put.

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

Table with columns for Yeas 22 and Nays 16, listing names of members under Messrs. YEAS and NAYS.

The question was carried in the affirmative by a majority of six.

Resolution carried.

The fourth resolution was then put as follows:

Resolved—That it is the opinion of this House, that a bill should be passed, authorising the Receiver General of this province to raise by loan the sum of fifty seven thousand four hundred and twelve pounds ten shillings to be applied to the relief of the claimants for losses: that the payment of that sum at a fixed period of twenty-five years, shall be secured to the persons advancing the same: and that the duties upon salt and whiskey shall be appropriated to the liquidation of the principal and interest, at no greater rate than five per centum; and that the general revenue of the province which is rapidly increasing, shall be pledged to make good any deficiency.

House divides on 4th resolution.

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

Table with columns for Yeas 21, listing names of members under Messrs. YEAS.

McCall, McNab, Macon, Messrs. Mount, Randal, Sol'r General, Warren, J. Willson, W. Wilson—21.

Bidwell, Campbell, A. Fraser, Howard, Messrs. Ketchum, Lyons, D. McDonald, Mackenzie, McMartin, Morris, Perry, Robinson, Roblin, Samson, Shaver, White—16.

The question was carried in the affirmative by a majority of five.

The fifth resolution was then put and carried as follows:

Resolved—That all monies which may have accrued or come into the hands of the Special Receiver, of the monies arising out of the sale of forfeited estates, and not hitherto appropriated, as well as all monies now in the hands of the Receiver General, and applicable to the payment of the war losses, be invested in public securities, and do constitute a sinking fund for the redemption of the said principal sum of fifty seven thousand four hundred and twelve pounds ten shillings, sterling.

The sixth resolution was then put and carried as follows:

Resolved—That it is expedient to impose an additional duty of two pounds on licenses to shopkeepers for retailing Wine, Brandy, or other spirituous liquors; the proceeds to be applied to the improvement of roads and bridges.

The seventh resolution was then put as follows:

Resolved—That the sum of one hundred pounds be granted in aid of the funds to support the York hospital.

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

Table with columns for Messrs. YEAS and NAYS, listing names of members.

Messrs. YEAS. NAYS.

Bidwell, Campbell, Howard, Messrs. Ketchum, Lyons, McCall, D. McDonald, Mackenzie, Perry, Shaver, White—11.

The question was carried in the affirmative by a majority of sixteen.

The eighth resolution was then put and carried as follows:

Resolved—That whereas the seminary incorporated by an act of the provincial Legislature under the name and style of the "Grantham academy" was established, and is, to a certain extent, supported through the donations and subscriptions of private individuals; and whereas the instruction of youth in classical, mathematical, and other useful branches of education, is conducted at the said academy, under the direction and superintendance of trustees, by competent teachers; and whereas, the said academy, from its local situation, respectability and good management as a seminary of education, is deserving of support and encouragement, it is therefore resolved, that the sum of one hundred and twenty-five pounds per annum, for four years, be granted to the said academy, from the public funds of this province, to make more ample provision for the support of the teachers thereof, than can be obtained in the infant state of the institution, from fees paid by students and other ordinary resources.

The ninth resolution was then put and carried as follows:

Resolved, that the chairman be instructed to move for leave to bring in a bill in conformity with the foregoing resolution.

The tenth resolution was then put and carried as follows:

Resolved, that the sum of six hundred and forty pounds be granted to his Majesty, to enable his Majesty to pay certain sums voted to different officers of the Legislature in the years 1825, 1826 and 1827, and also the sum of forty pounds in like manner voted to Valentine Gill.

The eleventh resolution was then put and carried as follows:

Resolved, that the chairman move for leave to bring in a bill in pursuance of the foregoing resolution.

The twelfth resolution was then put.

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

Table with columns for Messrs. YEAS and NAYS, listing names of members.

Messrs. YEAS. NAYS.

Attorney General, A. Fraser, Burwell, Clark, J. Crooks, W. Crooks, Elliott, Messrs. Ingersoll, Jarvis, Jessup, D. McDonald, McMartin, MacNab, Macon, Morris, Mount, Robinson, Samson, Sol'r General, Warren, J. Willson—31.

Howard, Ketchum, Lyons, McCall, Messrs. Mackenzie, Perry, Randal, Roblin, Shaver, White—14.

Question carried.

The question was carried in the affirmative by a majority of seven, and it was resolved that there be granted to his Majesty the sum of two thousand five hundred pounds, to enable his Majesty to loan the like sum to William Chisholm, Esq. upon such security as may be deemed good and sufficient by the Receiver General of this province, for the payment of the interest, annually, and for the payment of the said sum of two thousand five hundred pounds in the term of ten years.

£2500 to William Chisholm.

Receiver General to raise the above sum by debenture.

The thirteenth resolution was then put and carried as follows: Resolved, that the Receiver General be authorised to issue debentures for raising by loan the said sum of two thousand five hundred pounds, from any person or persons, bodies corporate or politic who may be willing to lend the same.

Grantham Academy, bill read.

Mr. Jarvis, as chairman of the committee of supply, reported a bill founded on the resolutions of this house relative to the Grantham Academy.

The report was received, and the bill was read the first time.

Mr. Clark, seconded by Mr. Randal, moves that the Grantham Academy bill be now read a second time, and that the forty first rule of this house be dispensed with, so far as relates to the same.

On question for 2nd reading the house divides.

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

Yeas 29.

Messrs. Att'y General, W. Crooks, Beardsley, Elliott, Bidwell, A. Fraser, Burwell, Howard, Boulton, Ingersoll, Chisholm, Jarvis, Clark, Jessup, J. Crooks, Lyons. YEAS. Mackenzie, Roblin, Sol'r General, Warren, J. Willson, W. Wilson—29. NAYS.

Nays 7.

Messrs. Campbell, Ketchum, McCall, D. McDonald, Roblin, Samson, White—7.

Bill read 2d time and committed.

The question was carried in the affirmative by a majority of twenty-two; the bill was read a second time, and referred to a committee of the whole house.

Mr. A. Fraser was called to the chair.

The house resumed.

Mr. Fraser reported the bill without amendment.

3d reading to-morrow.

The report was received and the bill was ordered to be engrossed and read a third time to-morrow.

Officers' remuneration bill reported and read.

Mr. Jarvis, chairman of the committee of the whole house on supply, reported a bill in conformity with the resolutions of this house, relative to making good certain votes, in favor of certain officers and servants of the Legislature.

The report was received and the bill was read the first time.

On the question for the second reading of the bill to-morrow, being put,

On second reading this day the house divides.

Mr. Solicitor General, seconded by Mr. Jarvis, moves in amendment, that the bill for making compensation to certain officers of the Legislature, and to Valentine Gill, be read a second time this day, and that the forty-first rule of the house be dispensed with so far as respects the same.

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

Yeas 23.

Messrs. Att'y General, W. Crooks, Boulton, Duncombe, Burwell, Elliott, Chisholm, A. Fraser, Clark, Ingersoll, J. Crooks, Jarvis. YEAS. Jessup, Ketchum, Maçon, Mount, Perry, Roblin, Sol'r General, Warren, J. Willson, W. Wilson—23. NAYS.

Nays 13.

Messrs. Beardsley, Bidwell, Campbell, Howard, Lyons, McCall, D. McDonald, Mackenzie, McMartin, Morris, Randal, Samson, White—13.

Question carried bill read 2nd time and committed.

The question was carried in the affirmative by a majority of ten, and the bill was read a second time, and referred to a committee of the whole house.

Mr. Samson was called to the chair.

The house resumed.

Bill amended.

Mr. Samson reported the bill as amended.

The report was received.

On question for 3rd reading an amendment proposed.

On the question for the third reading of the bill to-morrow, Mr. Mackenzie, seconded by Mr. Shaver, moves in amendment, that as the gentleman Usher of the Black Rod, the late Clerk of the house of Assembly, (now of the Council,) the door-keeper of the Legislative council, and the Serjeant at Arms, are each in the receipt of ample salaries, and as the late clerk of the legislative council received a competent recompense for his services to the public, it is expedient that this bill be read a third time, this day six months.

House divides.

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

Messrs.

Beardsley, Howard, McCall, Mackenzie, Shaver, White—6.

YEAS.

Yeas 6.

Messrs.

Bidwell, Boulton, Burwell, Chisholm, Clark, J. Crooks, W. Crooks, Elliott, A. Fraser, Ingersoll, Jarvis, Jessup, Ketchum, Lyons, D. McDonald, Roblin, McMartin, Maçon, Morris, Mount, Perry, Robinson, Samson, Sol'r General, Warren, J. Willson, W. Wilson—27.

NAYS.

Nays 27.

The question was decided in the negative by a majority of twenty-one, and the bill was ordered to be engrossed and read a third time on to-morrow.

Mr. MacNab, seconded by Mr. Burwell, moves that the resolutions relative to a loan of money to William Chisholm, Esq. be referred to a select committee, composed of Messrs. John Willson and James Crooks, to draft and report a bill agreeably thereto.

Which was carried.

Mr. Jarvis, seconded by Mr. Chisholm, moves that the resolution of this House of Saturday last, requesting His Excellency the Lieutenant Governor to prorogue this House on to-morrow, be rescinded; and that it be resolved, in its stead, that the Speaker do inform His Excellency, that it will be convenient for this House to be prorogued on Thursday next.

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

Messrs. Att'y General, Boulton, Chisholm, Clark, J. Crooks, W. Crooks, Elliott, Ingersoll, Jarvis, Jessup, MacNab, Roblin, J. Willson, W. Wilson—17. YEAS. Sol'r General, Warren.

Messrs.

Beardsley, Bidwell, Burwell, A. Fraser, Howard, Ketchum, Lyons, McCall, D. McDonald, Mackenzie, Perry, McMartin, Maçon, Morris, Mount, Roblin, Shaver, White—18. NAYS.

House divides.

Yeas 17.

Nays 18.

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

Mr. Jarvis, seconded by Mr. Roblin, moves that Messrs. Attorney General and Beardsley be a committee to draft and report a bill pursuant to the resolution of the committee of supply, for aid to the York hospital.

Ordered.

Mr. Solicitor General, seconded by Mr. Burwell, moves that Messrs. Clark and Warren be a select committee to draft and report a bill pursuant to the resolutions upon the war losses.

Ordered.

Mr. Clark, from the committee to draft and report a bill in conformity to the resolutions of this House on the war losses, reported a draft which was received and read a first time.

Mr. MacNab, seconded by Mr. Burwell, moves that the bill upon the war losses be read a second time this day; and that the forty first rule of this House be dispensed with, in so far as relates to the same.

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

Messrs. Att'y General, Beardsley, Burwell, Chisholm, Clark, J. Crooks, W. Crooks, Elliott, A. Fraser, Ingersoll, Jarvis, Jessup, McCall, MacNab, Maçon, Mount, Roblin, Sol'r General, Warren, J. Willson, W. Wilson—21. YEAS.

Messrs.

Bidwell, Campbell, Howard, Ketchum, D. McDonald, Mackenzie, McMartin, Morris, Perry, Roblin, Samson, White—12. NAYS.

House divides.

Yeas 21.

Nays 12.

The question was carried in the affirmative by a majority of nine, and the bill was read a second time.

On the question for the house to resolve itself into a committee of the whole on the bill, Mr. Perry, seconded by Mr. Mackenzie, moves in amendment, that the house do go into committee on the bill, this day three months.

On which the house divided and the yeas and nays were taken as follows:

Messrs. Campbell, A. Fraser, Howard, Mackenzie, D. McDonald, McMartin, Morris, Perry, Roblin, Samson, Shaver, White—12. YEAS.

Messrs.

Beardsley, Burwell, Chisholm, Clark, J. Crooks, W. Crooks, Duncombe, Elliott, Ingersoll, Jarvis, Jessup, McCall, MacNab, Maçon, Mount, Roblin, Sol'r General, Warren, J. Willson, W. Wilson—20. NAYS.

Yeas 12.

Nays 20.

Amendment lost. The question of amendment was decided in the negative by a majority of eight.

Second amendment proposed. In amendment, Mr. Samson, seconded by Mr. Perry, moves that the house do go into committee on the bill on to-morrow, and that it stand first on the order of the day.

House divides on 2d amendment. On which the house divided and the yeas and nays were taken as follows:

Yeas 6.	Messrs.	YEAS.			
	McCall,	McMartin,	Robinson,		
	Mackenzie,	Perry,	Samson—6.		
Nays 18.	Messrs.	NAYS.			
	Beardsley,	W. Crooks,	Jessup,	Warren.	
	Burwell,	Duncombe,	MacNab,	J. Willson,	
	Chisholm,	Elliott,	Magon,	W. Wilson—18	
	Clark,	Ingersoll,	Mount,		
	J. Crooks,	Jarvis,	Sol'r General,		

Amendment lost. The question of amendment was decided in the negative by a majority of twelve.

Members present. PRESENT—Messrs. Beardsley, Burwell, Chisholm, Clark, J. Crooks, W. Crooks, Duncombe, Elliott, Ingersoll, Jarvis, Jessup, McCall, MacNab, Magon, Mount, Robinson, Samson, Sol'r General, Warren, J. Willson, W. Wilson, 21.

No Quorum. At half past eleven o'clock, P. M. the speaker declared the house adjourned for want of a quorum.

TUESDAY, 15th MARCH, 1831.

THE House met.

Prayers were read.

The minutes of yesterday were read.

Agreeably to the order of the day, the Grantham Academy bill was read the third time.

House divides on passing Grantham academy bill. On the question for passing the same, the house divided and the yeas and nays were taken as follows:

Yeas 23.	Messrs.	YEAS.			
	Beardsley,	W. Crooks,	D. McDonald,	Roblin,	
	Bidwell,	Elliott,	McMartin,	Shaver,	
	Burwell,	A. Fraser,	Magon,	Sol'r General,	
	Chisholm,	Howard,	Morris,	J. Willson,	
	Clark,	Ingersoll,	Perry,	W. Wilson—23.	
	J. Crooks,	Jarvis,	Randal,		
Nays 4.	Messrs.	NAYS.			
	Campbell,	Ketchum,	Samson,	White—4.	

Bill passed. The question was carried in the affirmative by a majority of nineteen, and the bill was signed.

Title. Mr. Burwell, seconded by Mr. Clark, moves that the bill be entitled, "An act granting a sum of money for the encouragement of the Grantham Academy."

Bill sent to Legislative council. Which was carried and Messrs. Clark and William Crooks were ordered by the Speaker to carry the same up to the honorable the Legislative council, and to request their concurrence thereto.

Officers remuneration bill read 3d time. Agreeably to the order of the day, the officers remuneration bill was read the third time.

House divides on passing. On the question for passing the bill, the house divided, and the yeas and nays were taken as follows:

Yeas 19.	Messrs.	YEAS.			
	Bidwell,	J. Crooks,	MacNab,	Sol'r General,	
	Burwell,	W. Crooks,	Magon,	Warren,	
	Campbell,	Elliott,	Perry,	J. Willson,	
	Chisholm,	Ingersoll,	Roblin,	W. Wilson—19.	
	Clark,	Jarvis,	Samson,		
Nays 11.	Messrs.	NAYS.			
	Beardsley,	Ketchum,	McMartin,	Shaver,	
	A. Fraser,	D. McDonald,	Morris,	White—11.	
	Howard,	Mackenzie,	Randal,		

Bill passed. The question was carried in the affirmative by a majority of eight, and the bill was signed.

Title. Mr. Solicitor General, seconded by Mr. Jarvis, moves that the bill be entitled, "An act granting to his Majesty a sum of money to remunerate Valentine Gill, and certain officers and servants of the Legislature, for services rendered by them."

Bill sent to Legislative Council. Which was carried, and the Solicitor General and Mr. Jarvis were ordered by the Speaker to carry the same up to the honorable the Legislative council, and to request their concurrence thereto.

Committee on contingencies make their second report. Mr. Ingersoll, from the select committee to whom were referred the contingent accounts of the present session, informed the house that the committee had agreed to a second report; which he was directed to submit for the adoption of the house.

The report was received, and read as follows:

The committee appointed to examine and report upon the contingencies of the present session, beg leave to make a second report.

CLERK'S OFFICE.

W. P. Patrick.....	£	91	0	0
David Jardine.....		49	13	4
William Coates.....		55	0	0
Nicholas Crawford.....		44	0	0
Alfred Patrick.....		49	13	4
Thomas Vaux.....		56	18	4
John M. A. Cameron.....		46	13	4
	£	392	13	4
Less allowed by statute.....		25	0	0
		367	13	4

Second report of select committee on contingencies.

Amount calculated to complete the services of the present session.....	400	0	0
Estimate for printing Journals.....	350	0	0
FOR PRINTING AND BINDING.			
To Robert Stanton.....	48	6	4
" George Gurnett.....	8	13	9
" James Baxter.....	87	17	9½
" Peter McPhail (during recess).....	2	18	1½
" John Carey.....	3	4	11½
" Hugh C. Thomson, (Manual of Parliamentary Practice).....	18	15	0
	169	15	11½

AMOUNT OF ACCOUNTS OF

Lesslie & Sons.....	5	0	0
William Bell.....	1	14	8
Doctor Moore.....	1	0	9
Mr. Tolfree.....	3	0	6

CLERK FOR EXTRA SERVICES.

Distributing Statutes.....	50	0	0
Superintending printing.....	40	0	0
Index to Journals.....	10	0	0
	100	0	0

John Doel, Office messenger.....	12	10	0
Samuel McMurray, House messenger.....	20	0	0

POSTAGE OF THE PRESENT SESSION.

James S. Howard, Esq. Post-master.....	390	4	5½
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ROBERT SULLIVAN, LIBRARIAN.

His salary.....	50	0	0
His contingent account.....	18	8	6
	68	8	6

Estimate for Stationary for year ensuing.....

	150	0	0
	£2039	8	2

SERGEANT AT ARMS.

Deputy Sergeant at Arms.....	50	0	0
William Knott, doorkeeper.....	20	0	0
John Reilly, messenger.....	40	0	0
Wm. Allaway, extra do.....	20	0	0
James Bridgland.....	20	0	0
Thomas Hickley.....	20	0	0
Geo. Denison account for wood.....	31	5	0
Michael Meighan's account.....	22	2	6
Isaac Columbus.....	14	7	6
Morris Malone.....	2	11	6
Lewis Burwell, for expenses and arresting certain persons.....	20	0	0
Robert Ford's account.....	41	9	2½
John Reilly's account.....	9	3	6
George Boyde.....	6	5	0
Sergeant at Arms, for arresting and bringing to the bar Warner Nelles, jun.....	1	8	4
Sergeant at Arms for arresting and bringing to the bar Warner Nelles Sen.....	1	3	4
	£320	0	11½

By the order of last session for the distribution of the Journals, your committee find that more copies than have hitherto been printed will in future be required; and therefore instead of two hundred the number ought to be increased to two hundred and thirty.

The distribution of the Journals as at present ordered, is as follows:

	Copies.
To fifty members of Assembly.....	150
" Thirty-five members of the Legislative council.....	35
" The Lieutenant Governor.....	6
" Library.....	3

IN LOWER CANADA.

" The Governor.....	1
" Legislative Council.....	1
" The House of Assembly.....	1

IN NEW BRUNSWICK.

" Lieutenant Governor.....	1
" Legislative Council.....	1
" House of Assembly.....	1

IN NOVA SCOTIA.

" Lieutenant Governor.....	1
" Legislative council.....	1
" House of Assembly.....	1

PRINCE EDWARD'S ISLAND.

" Lieutenant Governor.....	1
" Legislative council.....	1
" House of Assembly.....	1

" Library of the Imperial Parliament.....3
 " Colonial department.....1
 " Members of the British House of Commons.....7

Copies 217

Second report of select committee on contingencies.

Much inconvenience and trouble must necessarily be imposed upon the clerk, and the distribution be retarded, if the journals be printed by different persons, to obviate which, your committee recommend that so long as the printing of the journals shall be performed by contract, such contract shall be confined to one contractor.

It is very desirable that the members of the assembly should be put in possession of the journals as soon after the prorogation as practicable.

The committee therefore recommend that the Clerk do immediately advertise for tenders to be given on a particular day, stating that the work must be completed within six months from the date of the contract.

The committee call the attention of the house to the great increase in the amount of the account for postage.

In the report of your committee, there are sundry charges, for office rent, storage of furniture, storage of books, &c. which will not, after the next recess, be contained in the contingencies of this house.

As the Parliament buildings will probably be completed before the next session, it will be necessary that suitable furniture be provided for the accommodation of the legislature.

Your committee are informed that by a resolution of this house in the session of 1822, it was ordered that the house and furniture should be under the control and charge of the Serjeant at Arms, who is responsible for the preservation of the same. The committee therefore recommend, that the serjeant at arms be directed to employ a proper person as house keeper, whose duty it shall be to take charge of the house, and keep in order and preserve the furniture during the recess; that the furnishing the house, Speaker's room, and committee rooms be under the direction and superintendance of the Serjeant at Arms; the Clerk's rooms under the direction of the Clerk, and the library under the direction of the Librarian. Such part of the furniture as may be found decayed or unfit for use should be sold and accounted for in the contingencies of next session.

The duties of the Clerk of this house have, within the last four years, been nearly doubled—the salary remains the same. As the attention and services of the Clerk will hereafter be required during the greater part if not the whole of the recess, his salary, in the opinion of your committee, should be augmented in proportion to the increase of his labor and responsibility.

The sum at present received by your Clerk is a salary of two hundred pound per annum, and for different other services he receives one hundred pounds per annum, making in all, three hundred pounds. This sum appears to your committee, inadequate to his services, and therefore recommend such an increase as will make the salary and perquisites amount in all, to £400 per annum.

C. INGERSOLL,
 Chairman.

Committee Room, 12th }
 March, 1831. }

York Hospital Bill read,

Mr. Jarvis, from the committee to draft a bill in pursuance of a resolution of this house, on the subject of the York hospital, reported a draft which was received and read a first time.

York Hospital bill read a second time and referred to committee of whole.

Mr. Jarvis, seconded by Mr. Burwell, moves that the bill granting aid to the York hospital, be now read a second time, and that the forty-first rule be dispensed with so far as respects the same.

Which was carried, and the bill was read the second time, and referred to a committee of the whole House.

Mr. Elliott was called to the chair.

The House resumed.

Mr. Elliott reported the bill without amendment.

The report was received, and the bill was ordered to be engrossed and read a third time this day.

House goes into committee on contingent reports.

Mr. Samson, seconded by Mr. Shaver, moves that this house do now resolve itself into a committee of the whole on the first and second report of the committee on contingencies.

Which was carried and Mr. Perry was called to the chair.

The house resumed, the 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:

Mr. SPEAKER.

The Legislative council request a conference with the commons house of assembly on the subject matter of the address to his Majesty transmitted to this house for their concurrence yesterday, by message respecting the independence of the judges, and have appointed the honorable Messrs. Dickson and Wells to manage the same on the part of the Legislative council, who will be ready to meet a committee on the part of the commons house of assembly, presently, for that purpose in the joint committee room.

JOHN B. ROBINSON,
 Speaker.

Legislative council chamber, }
 15th day of March, 1831. }

Mr. Morris, seconded by Mr. McMartin, moves that the request of the honorable the Legislative council for a conference on the subject of the address to his Majesty respecting the independence of the judges, be acceded to, and that Messrs. Samson, Sol. General, D. McDonald and J. Crooks do compose the conferees on the part of this house, and that a message be sent informing the honorable the Legislative council thereof.

Conference acceded to and committee appointed.

Which was carried, and Messrs. Morris and D. McDonald, were ordered by the Speaker to carry up the message.

Message sent.

The house went again into committee of the whole on contingencies.

House in committee on contingencies.

Mr. Perry in the chair.

The house resumed.

Mr. Perry reported progress and obtained leave to sit again in one hour.

At 3 o'clock the house adjourned for one hour.

The house met pursuant to adjournment.

Agreeably to the order of the day, the bill granting one hundred pounds for the support of the York hospital was read a third time and passed.

York Hospital bill passed.

Mr. Jarvis, seconded by Mr. Solicitor General, moves that the bill be entitled "An act to grant a sum of money to his Majesty in aid of the York hospital."

Title.

Which was carried, and Messrs. Jarvis and Robinson 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 council.

Mr. Solicitor General, from the select committee of conference with the honorable the Legislative council, on the subject of an address to his Majesty on the independency of the judges, reported a series of resolutions which were read as follows:

Select committee of conference on Independency of Judges, report certain resolutions of Legislative Council.

Resolved, that it appears to the Legislative council, that in consequence of the representations which have proceeded from this province and from Lower Canada, the attention of his Majesty's government and of the Imperial parliament, has already been particularly applied to the proposition of making such a change in the terms of the commissions to the judges, that it shall not be in the power of his Majesty to remove them unless upon an address of both houses of the provincial Legislature.

Resolutions of Legislative Council on independency of Judges.

Resolved, that a consideration of the proposed change seems to have resulted in the conviction, that it is not expedient at present, which opinion the Legislative council, from a recollection of past occurrences, are disabled from controverting.

Resolved, that if the Legislative council did consider a change expedient they would deem it just and prudent to provide, that a judge should not be finally removed from office by any authority in this province, without allowing to him the power of appealing to the tribunal of the King and privy council.

Resolved, that as his Majesty cannot entertain this question with any other view than to render the administration of justice pure and satisfactory, the Legislative council relies with confidence upon the wisdom of his Majesty and upon his gracious disposition to consult the peace and welfare of this province by allowing the appointment of the judges to rest upon such a footing as may be found by experience to be most conducive to that end.

Resolutions of Legislative Council on independency of Judges reported by select committee of conference.

Resolved, that entertaining this reliance the Legislative council are of opinion they ought to forbear to urge upon his Majesty any particular change in the commission of the judges, being persuaded so long as his Majesty's judges preserve a proper regard to the duties of their high office, they are in fact perfectly independent, and that if it is thought necessary to afford any additional security in that respect the very liberal conduct of the Legislature in providing for them, respectable and permanent salaries, in the manner now proposed, cannot fail to induce his Majesty to adopt any proper measure for that purpose.

15th MARCH, 1831.

The House went again into committee of the whole on contingencies.

House in committee on Contingencies

Mr. Perry in the chair.

The House resumed.

Mr. Perry 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 this day.

Several resolutions reported.

The report was received and leave granted.

The first resolution was then put and carried as follows:

First resolution carried.

Resolved, that the sum of five hundred and forty-one pounds ten shillings and one penny three farthings be allowed to the clerk of this House, being the balance due him for the contingencies of his office during the late recess, as reported by the select committee on the contingent accounts in their first report.

£541 10 14 to clerk.

The second resolution was put and carried as follows:

Second resolution carried.

Resolved, that the sum of eleven pounds fifteen shillings be allowed to the Sergeant at Arms being a balance due him for certain contingent expenses of the House of Assembly, as stated in the first report of the select committee on contingencies.

£11 15 0 to Sergeant at arms.

The third resolution was put as follows:

3d resolution put.

Resolved, that the sum of twenty-two pounds ten shillings be paid to Francis Collins for services rendered to this House.

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

House divided.

Yeas 8. *Messrs.* *YEAS.*
Beardsley, Clark, McCall, Mount,
Burwell, Ingersoll, D. McDonald, Warren—8.

Nays 20. *Messrs.* *NAYS.*
Pidwell, A. Fraser, Lyons, Robinson,
Boulton, Howard, MacMartin, Samson,
Campbell, Jarvis, MacNab, Shaver,
J. Crooks, Jessup, Morris, White,
W. Crooks, Ketchum, Perry, W. Wilson—20.

Resolution lost. The question was decided in the negative by a majority of twelve, and lost accordingly.

Fourth resolution put. The fourth resolution was put as follows :
 Resolved, that the sum of fifty-three pounds four shillings and eight pence, be granted to William Lyon Mackenzie, in addition to three hundred and twenty-two pounds thirteen shillings and nine pence half penny mentioned in the first report of the select committee on contingencies, for printing the Journals of last session.

House divides. On which the House divided, and the yeas and nays were taken as follows :

Yeas 20. *Messrs.* *YEAS.*
Beardsley, A. Fraser, McCall, Perry,
Bidwell, Howard, D. McDonald, Roblin,
Boulton, Ingersoll, MacMartin, Shaver,
Burwell, Ketchum, MacNab, White,
Campbell, Lyons, Mount, W. Wilson—20.

Nays 7. *Messrs.* *NAYS.*
J. Crooks, Jarvis, Robinson, J. Willson—7.
W. Crooks, Morris, Samson,

The question was carried in the affirmative by a majority of thirteen.

Fifth resolution carried. The fifth resolution was then put and carried as follows :
 Resolved, that the sum of one thousand and seventy-one pounds be paid to the Clerk of this House for sundry services performed in his office during the session, and to be performed during the coming recess as per second report of select committee on contingencies, less forty-six pounds thirteen shillings and four pence, being the sum charged as due to Mr. John M. A. Cameron, as a copying clerk in said office.

6th resolution carried. The sixth resolution was put and carried as follows :
 Resolved, that the sum of one hundred and sixty-one pounds sixteen shillings and ten pence halfpenny be paid to the clerk of this House, being the amount charged by sundry persons for printing, binding &c. &c. as per second report of select committee on contingencies, less eighteen pounds fifteen shillings charged as due to H. C. Thomson for fifty copies of manuals of parliamentary practice, not as yet authorized.

7th resolution carried. The seventh resolution was put and carried as follows :
 Resolved, that the sum of one hundred pounds be paid to the clerk of this House for extra services to be performed by him as per second report upon contingencies.

The eighth resolution was put and carried as follows :
 Resolved, that the sum of six hundred and forty-one pounds two shillings and eleven pence halfpenny be paid to the clerk of this House, being the amount stated in the second report on contingencies for the undermentioned services.

Office messenger.....	£	12	10	0
House do.		20	0	0
Postage account.....		390	4	5½
Librarian		68	8	6
Estimate for Stationary.....		150	0	0
	£	641	2	11½

9th resolution carried. The ninth resolution was put and carried as follows :
 Resolved, that there be paid to the Sergeant at arms the sum of three hundred and twenty pounds and eleven pence halfpenny, to enable him to pay sundry expenses of this house for the present session, as per second report on contingencies.

The tenth resolution was read as follows :
 Resolved, that the sum of seventy five pounds be allowed John M. A. Cameron as clerk of committees and other services during the session.

Motion for amendment. In amendment Mr. Bidwell, seconded by Mr. Perry, moves that the following words be added to the resolution "and that the attendance and services of the said clerk be dispensed with after the present session."

House divides on amendment. On which the house divided, and the yeas and nays were taken as follows :

Yeas 9. *Messrs.* *YEAS.*
Beardsley, Howard, Perry,
Bidwell, Jarvis, Roblin,
Campbell, Lyons, White—9.

Nays 26. *Messrs.* *NAYS.*
Att'y General, A. Fraser, MacMartin, Shaver,
Boulton, Ingersoll, MacNab, Sol'r General,
Burwell, Jessup, Morris, Warren,
Chisholm, Ketchum, Mount, J. Willson,
Clark, McCall, Randal, W. Wilson—26.
J. Crooks, D. McDonald, Robinson,
W. Crooks, Mackenzie, Samson,

The question of amendment was decided in the negative by a majority of seventeen.
 On the original question the house divided, and the yeas and nays were taken as follows :

Messrs. *YEAS.*
Att'y General, W. Crooks, MacMartin, Shaver,
Beardsley, Duncombe, MacNab, Sol'r General,
Boulton, A. Fraser, Morris, Warren,
Burwell, Ingersoll, Mount, J. Willson,
Campbell, Jessup, Randal, W. Wilson—29.
Chisholm, McCall, Robinson,
Clark, D. McDonald, Roblin,
J. Crooks, Mackenzie, Samson,

Messrs. *NAYS.*
Bidwell, Jarvis, Lyons, White—7.
Howard, Ketchum, Perry,

The question was carried in the affirmative by a majority of twenty-two.
 The eleventh resolution was then put as follows :

Resolved, that the sum of one hundred pounds be paid to James Fitzgibbon, Esq. the clerk of this house, for services performed by him.

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

Messrs. *YEAS.*
Att'y General, Duncombe, MacMartin, Shaver,
Boulton, A. Fraser, MacNab, Sol'r General,
Burwell, Ingersoll, Morris, Warren,
Chisholm, Jarvis, Mount, J. Willson,
Clark, Jessup, Robinson, W. Wilson—26.
J. Crooks, Ketchum, Roblin,
W. Crooks, D. McDonald, Samson,

Messrs. *NAYS.*
Beardsley, Howard, Mackenzie, White—10.
Bidwell, Lyons, Perry,
Campbell, McCall, Randal,

The question was carried in the affirmative by a majority of sixteen.
 The twelfth resolution was then put as follows :

Resolved, that the sum of fifty pounds be paid to the Sergeant at arms for services during the recess.

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

Messrs. *YEAS.*
Attorney General, W. Crooks, D. McDonald, Sol'r General,
Boulton, Duncombe, MacMartin, Warren,
Burwell, Ingersoll, Mount, J. Willson,
Chisholm, Jarvis, Randal, W. Wilson—19.
J. Crooks, Jessup, Robinson,

Messrs. *NAYS.*
Beardsley, A. Fraser, Mackenzie, Roblin,
Bidwell, Howard, McCall, Samson,
Campbell, Ketchum, Morris, Shaver,
Clark, Lyons, Perry, White—16.

The question was carried in the affirmative by a majority of three.

The thirteenth resolution was put and carried as follows :

Resolved, that the sum of eighteen pounds fifteen shillings be allowed in the contingencies of the present session to pay Hugh C. Thomson for fifty copies of manual of parliamentary practice.

The fourteenth resolution was put and carried as follows :

Resolved, that so long as the printing of this house shall be performed by contract, no charge shall be allowed either under rules of printing establishments or otherwise, except such as are distinctly stated in the specification and contract.

The fifteenth resolution was then put and carried as follows :

Resolved, that the sergeant at arms be directed to superintend the furnishing the chamber of the house of assembly, the Speaker's room, and the committee rooms, in the new buildings, the clerk be directed to superintend the furnishing the clerk's rooms, and that it is advisable that the librarian do superintend the furnishing the Library.

The sixteenth resolution was then put and carried as follows :

Resolved, that the sergeant at arms be directed to employ a proper person as housekeeper whose duty it shall be to take charge of the house and keep in order and preserve the furniture during the recess.

The seventeenth resolution was put and carried as follows :

Resolved, that the sum of twenty pounds be paid to Lewis Burwell to remunerate him for services performed and expenses incurred in carrying into effect the orders of this house.

The eighteenth resolution was put as follows :

Resolved, that each member of this house be furnished with a copy of the Upper Canada Gazette, and that the same be charged in the contingencies of next session.

Question of amendment lost. On original question house divides.

Yeas 29.

Nays 7.

11th resolution put.

£100 to clerk.

House divides.

Yeas 26.

Nays 10.

12 Resolution put.

£50 to Sergeant at arms,

House divides.

Yeas 19.

Nays 16.

18th resolution carried.

£18 15 0 to H. C. Thomson.

14th resolution carried.

No charges to be made except as stated in contract.

15th resolution carried.

Sergeant at arms to furnish certain apartments of new building, Clerk and librarian to furnish their own apartments.

16th resolution carried.

House keeper to be employed by sergeant at arms.

17th resolution carried.

£20 0 0 to L. Burwell.

18th Resolution carried.

Members to be furnished with gazettee.

House divides. On which the house divided, and the yeas and nays were taken as follows:

Yeas 20. Messrs. **YEAS.**
Att'y General, W. Crooks, McMartin, Samson,
Boulton, A. Fraser, MacNab, Sharer,
Burwell, Jarvis, Morris, Sol'r General,
Chisholm, McCall, Mount, J. Willson,
J. Crooks, D. McDonald, Robinson, W. Wilson—20.

Nays 12. Messrs. **NAYS.**
Beardsley, Clark, Lyons, Randal,
Burwell, Howard, Mackenzie, Roblin,
Campbell, Ketchum, Perry, White—12.

The question was carried in the affirmative by a majority of eight.

19th resolution carried. Clerk £25 for messenger. The nineteenth resolution was put and carried as follows:
 Resolved, that twenty-five pounds be advanced to the clerk of this House to pay John Reilly, messenger, as the clerk shall deem expedient, for the services of the said messenger, during the ensuing recess.

Motion for House to go into committee on War losses. Mr. James Crooks, seconded by Mr. Burwell, moves that the bill making provision for the payment of the war losses be put upon the order of the day, and that this House do now resolve itself into a committee of the whole to take the same into consideration, and that the forty-first rule of this House be dispensed with, so far as relates to the same.

House divides. On which the House divided, and the yeas and nays were taken as follows:

Yeas 20. Messrs. **YEAS.**
Att'y General, Clark, Jarvis, Randal,
Beardsley, J. Crooks, Jessup, Sol'r General,
Boulton, W. Crooks, McCall, Warren,
Burwell, Duncombe, MacNab, J. Willson,
Chisholm, Ingersoll, Mount, W. Wilson—20.

Nays 16. Messrs. **NAYS.**
Bidwell, Ketchum, McMartin, Roblin,
Campbell, Lyons, Morris, Samson,
A. Fraser, D. McDonald, Perry, Shaver,
Howard, Muckenzie, Robinson, White—16.

Question carried. The question was carried in the affirmative by a majority of four, and Mr. Duncombe was called to the chair.

The Speaker left the chair on a question of order.
 Adjourned.

WEDNESDAY, 16th MARCH, 1831.

THE House met.

Prayers were read.

The minutes of yesterday were read.

Notice. Mr. Solicitor General gives notice, that he will, to-morrow, move for the appointment of a committee to enquire into the expediency of regulating the circulation of foreign Bank notes in this province.

Address on war losses moved. Mr. Burwell, seconded by Mr. Solicitor General, moves that he have leave to move an address to His Majesty on the subject of remunerating the sufferers of this province during the late war with the United States of America, and that the thirty-second rule of this House be dispensed with, in so far as relates to the same.

Read 1st time and committed. Which was carried, and the address was read the first time.
 The address was read a second time, and referred to a committee of the whole House.

Mr. Mount was called to the chair.

The House resumed.

Progress. Mr. Mount reported progress and obtained leave to sit again in one hour.

Committee on W. Chisholm's petition reports by bill. Mr. MacNab from the select committee to whom was referred the petition of William Chisholm, Esq. informed the House that the committee had agreed to report by bill, a draft of which he was ready to submit whenever they would be pleased to receive the same.

Bill read 1st time. The report was received, and the bill authorising a loan to William Chisholm, Esq. of two thousand five hundred pounds, for the completion of the harbor at Oakville, was read the first time.

Mr. MacNab, seconded by Mr. John Willson, moves that the bill granting a loan to the sixteen mile harbor, be read a second time this day, and that the forty first rule of this House be dispensed with for that purpose.

Which was carried.

Address of condolence committed. Agreeably to the order of the day, the address of condolence to His Majesty was read the second time, and referred to a committee of the whole House.

Mr. Jarvis was called to the chair.

The House resumed.

Mr. Jarvis reported the address as amended.

Address passed. The report was received, 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 of condolence & congratulation.

We, your Majesty's most dutiful and loyal subjects, the Legislative council and commons House of Assembly, of Upper Canada, in provincial parliament assembled, humbly beg leave to express to Your Majesty, our unfeigned sorrow for the afflicting loss which the British empire has sustained in the death of a Sovereign, in whose just and glorious reign, she had attained to a height of power and renown, unequalled in the proudest periods of her history.

The virtues which have so eminently distinguished the Princes of your Majesty's illustrious house, have been ever signally displayed in favor of this province; and we can with great sincerity assure your Majesty that this faithful and loyal colony yields to no portion of your Majesty's dominions in the love and veneration with which its inhabitants regard the memory of your late Royal father, and of that illustrious monarch whose recent demise occasioned the most profound grief throughout the British empire.

We feel, in common with our fellow subjects of the united Kingdom, the most cheering consolation, in hailing in the person of your Majesty, the succession of another prince, inheriting that regard for freedom, that love of justice, and that benevolence which so distinguished the reign of the august Sovereign, from whom we derived our constitution; and on this first occasion which has presented itself since your Majesty's accession, we desire to convey to the throne, the assurances of our most faithful and affectionate attachment to your Majesty's person and government.

Deeply impressed with the conviction that your Majesty regards with paternal anxiety every portion of your extensive empire, we rejoice to be able to express to your Majesty our conviction, that in all the dominions of your crown, there is not a colony or country in which the people are enjoying a greater degree of prosperity and happiness than in this peaceful and flourishing province.

Exempt from those causes of distress which afflict so many portions of the world, your Majesty's subjects in Upper Canada are pursuing with industry and success, the labors of agriculture and the enterprises of commerce, under circumstances of peculiar encouragement from the great natural advantages of this Province, and from the favorable terms on which its productions are admitted into the ports of the united kingdom.

Enjoying these blessings in peace, and secured in the possession of liberty and property by a free constitution and by just laws, the people of Upper Canada fully appreciate their happiness in forming part of that great empire, over which they earnestly pray that your Majesty may long enjoy a glorious and happy reign.

JOHN B. ROBINSON,
 Speaker.

Legislative Council Chamber, }
 10th of March, 1831. }

ARCHD. McLEAN,
 Speaker.

Commons' house of Assembly, }
 16th, March, 1831. }

Mr. Morris, seconded by Mr. Robinson, moves that a message be sent to the honorable the Legislative council, informing that honorable house, that this house has concurred in the address of condolence to his Majesty.

Which was carried, and Messrs. Morris and Robinson were ordered by the Speaker to carry up the message.

Agreeably to the order of the day, the house went into committee of the whole on the report of the select committee on school lands.

Report of Select committee on School lands committed

Mr. Clark was called to the chair.

The house resumed, the Black Rod being at the door.

Black rod.

The Master in Chancery brought down from the honorable the Legislative council a message, which was read by the Speaker as follows:

MR. SPEAKER,

The Legislative council have appointed the honorable Mr. Markland, a committee on the part of this House, to wait presently on His Excellency the Lieutenant Governor, with a committee on the part of the House of Assembly, to know when His Excellency will be pleased to receive the joint addresses of the two Houses to His Majesty on the subject of the timber trade of this province, and of condolence on the death of His late Majesty.

Message from the hon. Legislative council.

JOHN B. ROBINSON,
 Speaker.

Legislative council chamber, }
 16th day of March, 1831. }

Mr. Morris, seconded by Mr. A. Frazer, moves that Messrs. Robinson and D. McDonald be a committee to wait with the committee of the honorable the Legislative Council on his Excellency the Lieutenant Governor, to know when he will be pleased to receive the joint addresses to his Majesty.

Which was carried.

The house went again into committee on the report of the select committee on school lands.

Committee on school lands resumes.

Mr. Clark in the chair.

The house resumed, the Black Rod being at the door.

Black Rod.

Address from Legislative Council.

The master in chancery brought down from the honorable the Legislative council, an address to his Excellency the Lieutenant Governor, requesting him to transmit the joint address of condolence to his Majesty.

The address to his Excellency the Lieutenant Governor, requesting him to transmit the joint address to his Majesty, sent down from the honorable the Legislative council, was read twice, adopted, 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.

Joint address requesting His Excellency to transmit address to the King.

MAY IT PLEASE YOUR EXCELLENCY—

We his Majesty's dutiful and loyal subjects, the Legislative council and house of assembly have passed an humble address to his Majesty, of condolence and congratulation, which we respectfully pray your Excellency will be pleased to transmit to the Secretary of State for the colonies, in order that it may be laid at the foot of the throne.

JOHN B. ROBINSON, Speaker.

Legislative Council Chamber, } 16th day of March, 1831.

ARCHD. McLEAN, Speaker.

Commons' house of Assembly, } 16th March, 1831.

Mr. Solicitor General, seconded by Mr. Samson, moves that a message be sent to the honorable the Legislative council, informing that honorable house, that this house has concurred in the address to his Excellency, requesting his Excellency to transmit to his Majesty the joint address of condolence and congratulation.

Which was carried, and Messrs. Samson and Roblin were ordered by the Speaker to carry up the message.

The Speaker left the chair.

Committee on school lands resumes.

The committee resumed again on the report of the select committee on school lands.

Mr. Clark in the chair.

Black Rod. Message from Legislative Council.

The house resumed the 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 :

Mr. SPEAKER.

The Legislative council have passed the bill sent up from the commons house of assembly, entitled, " an act to grant a sum of money to his Majesty in aid of the York hospital, without amendment.

JOHN B. ROBINSON, Speaker.

Legislative Council Chamber, } 16th of March, 1831.

Committee on school lands resumes.

The Speaker left the chair.

The chairman resumed the chair of committee.

The Speaker resumed the chair on a question of order.

The Speaker left the chair.

The chairman resumed the chair of committee.

The house resumed.

Resolution reported.

Mr. Clark reported that the committee had agreed to a resolution which he was directed to submit for the adoption of the House.

Resolution received nem. con.

The report was received, and the resolution was adopted, nem. con. as follows :

Resolved—That His Majesty, in the year one thousand seven hundred and ninety-seven, was graciously pleased to communicate to the government of this province, by a despatch from the Duke of Portland to Mr. President Russell, in answer to a joint address of the Legislature, His Majesty's intention to set apart a certain portion of the waste lands of the Crown as a fund for the establishment and support of a free grammar school in those districts in which they are called for; and in due process of time to establish other seminaries of a more comprehensive nature.

PRESENT—Messrs. Attorney General, Beardsley, Bidwell, Boulton, Burwell, Campbell, Chisholm, Clark, W. Crooks, Duncombe, Elliott, Howard, Ingersoll, Jarvis, Lyons, McCall, D. McDonald, Mackenzie, McNab, Maçon, Mount, Perry, Randal, Robinson, Roblin, Samson, John Willson, W. Wilson.

Oakville harbour bill committed.

Ageeably to the order of the day, the Oakville harbor bill was read the second time and referred to a committee of the whole House.

Mr. Attorney General was called to the chair.

The House resumed.

Bill amended.

Mr. Attorney General reported the bill as amended.

The report was received.

3d reading to-day.

Mr. MacNab, seconded by Mr. John Willson, moves that the bill for the purpose of authorising a loan to William Chisholm, be engrossed and read a third time this day, and that the forty-first rule of this House be dispensed with so far as relates to the said bill.

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

House divides.

Messrs. YEAS. Att'y General, Clark, Elliott, D. McDonald, Burwell, W. Crooks, Ingersoll, McNab, Chisholm, Duncombe, Jarvis, Maçon,

Mount, Randal, Robinson, Samson, Sol'r General, J. Willson, Warren, W. Wilson—20.

Messrs. NAYS. Beardsley, Campbell, Mackenzie, Bidwell, Howard, Perry, Boulton, Lyons, Roblin—9.

Nays 9.

The question was carried in the affirmative by a majority of eleven.

Ageeably to the order of the day, the Oakville harbor bill was read the third time.

On the question for passing the same, the House divided, and the yeas and nays were taken as follows :

On question for passing Oakville Harbor bill the House divides.

Messrs. YEAS. Att'y General, Elliott, Mount, Warren, Burwell, Ingersoll, Randal, J. Willson, Clark, D. McDonald, Robinson, W. Wilson—18. W. Crooks, McNab, Samson, Duncombe, Maçon, Sol'r General,

Yeas 18.

Messrs. NAYS. Beardsley, Campbell, Lyons, Bidwell, Howard, Mackenzie, Boulton, Ketchum, Perry—9.

Nays 9.

The question was carried in the affirmative by a majority of nine, and the bill was signed.

Bill passed.

Mr. Attorney General, seconded by Mr. John Willson, moves that the bill be entitled, " An act for affording aid to William Chisholm, Esq. towards the completion of the harbor at Oakville, in the township of Trafalgar."

Title.

Which was carried, and Messrs. J. Willson and MacNab 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.

Ageeably to the order of the day, the House went into committee of the whole on contingencies.

House goes into committee of whole on contingencies.

Mr. Jessup in the chair.

The House resumed.

Mr. Jessup 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 then put as follows :—

Resolved, that the account for the contingencies of the Legislative council, of the present session, amounting to one thousand one hundred and seventy eight pounds two shillings and six pence, be adopted.

House divides on adopting the contingent accounts of Legislative council.

On which the house divided and the yeas and nays were taken as follows :

Messrs. YEAS. Att'y General, Ingersoll, Maçon, Samson, Boulton, Jarvis, Mount, Sol'r General, Clark, Jessup, Randal, Warren, W. Crooks, D. McDonald, Robinson, J. Willson, Elliott, MacNab, Roblin, W. Wilson—20.

Yeas 20.

Messrs. NAYS. Beardsley, Campbell, Ketchum, Mackenzie, Bidwell, Howard, McCall, Perry—8.

Nays 8.

The question was carried in the affirmative by a majority of twelve.

Question carried.

Mr. Samson, seconded by Mr. McNab, moves that it be resolved that an humble address be presented to his Excellency the Lieutenant Governor, requesting his Excellency to issue his warrants in favor of Grant Powell, Esq. Clerk to the honorable the Legislative council, for the sum of nine hundred and sixty three pounds, and eleven pence half penny, for certain contingent expenses of his office, during the present session.

Motion for an address to be sent to His Excellency to issue his warrants for discharge of contingencies.

In favor of William Lee, Esq. gentleman Usher of the black rod, for certain contingent expenses of the honorable the Legislative council during the present session, for the sum of two hundred and fifteen pounds one shilling and sixpence half penny.

Clerk Legislative council £963 0 11½. Black Rod £215 1 6½

In favor of James Fitzgibbon, esq. Clerk of the house of Assembly, for the sum of two thousand seven hundred and eighty seven pounds, nine shillings and seven pence three farthings, to enable him to pay certain contingent expenses of his office during the late recess, and for the present session.

Clerk of Assembly £2787-9 7½

And also in favor of David A. McNab, Esq. Serjeant at arms, for the sum of three hundred and eighty one pounds fifteen shillings and eleven pence farthing, to enable him to pay certain contingent expenses of the house of Assembly, during the present session, and that Messrs. Roblin and Robinson be a committee to draft and report an address to his Excellency, the Lieutenant Governor, in pursuance of these resolutions.

Sergeant at arms £381 15 11½

On which the house divided and the yeas and nays were taken as follows :

House divides on motion.

Messrs. YEAS. Boulton, Ingersoll, Maçon, Warren, Burwell, Jarvis, Mount, J. Willson, Clark, Jessup, Randal, W. Wilson—11. W. Crooks, Ketchum, Robinson, Duncombe, D. McDonald, Samson, Elliott, MacNab, Sol'r General,

Yeas 21.

Nays 9.

Messrs.

Beardsley,
Bidwell,
Campbell,

NAYS.

Howard,
Lyons,
McCall,
Mackenzie,
Perry,
Robin—9.

Question carried.

The question was carried in the affirmative by a majority of twelve.

Address for payment of contingencies adopted, and ordered for 3d reading.

Mr. Robinson from the select committee appointed 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, adopted and ordered to be engrossed and read a third time this day.

Address passed.

Agreeably to the order of the day, the address to his Excellency the Lieutenant Governor for payment of contingencies, 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.

Address to His Excellency to issue his warrant for payment of 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 your Excellency to be pleased to issue your warrants to the Receiver General of this Province, in favor of Grant Powell, Esq. Clerk to the honorable the Legislative council, for the sum of nine hundred and sixty three pounds and eleven pence half penny for certain contingent expenses of his office during the present session.

Clerk Legislative council £963 0 11½.

Black Rod £245 1 6½.

Of William Lee, Esq. gentleman usher of the black rod, for certain contingent expenses of the honorable the Legislative council, during the present session, for the sum of two hundred and fifteen pounds, one shilling and six pence halfpenny.

Clerk of assembly £2737 9 7½.

Of James Fitzgibbon, Esq. clerk of the house of assembly for the sum of two thousand seven hundred and eighty-seven pounds, nine shillings and seven pence three farthings, to enable him to pay certain contingent expenses of his office during the late recess, and for the present session.

Sergeant at arms £331 15 11½.

And also in favor of David A. MacNab, Esq. Sergeant at arms, for the sum of three hundred and eighty-one pounds fifteen shillings and eleven pence farthing, to enable him to pay certain contingent expenses of the house of assembly, during the present session.

Which sum his Majesty's faithful commons, will make good during the next session of the provincial Legislature.

ARCHD. McLEAN,
Speaker.

Common's house of assembly, 16th March, 1831.

Committee to present address.

Mr. Samson, seconded by Mr. Robinson, moves that Messrs. MacNab and John Willson be a committee to wait upon his Excellency the Lieutenant Governor to know when his Excellency will be pleased to receive the address of this house on the subject of the contingencies of the Legislature, and to present the same.

Which was ordered.

Motion for appointing R. Randal and John Warren, Esquires directors to Weland canal.

Mr. Clark, seconded by Mr. Attorney General, moves that it be resolved that Robert Randal and John Warren, Esqrs. two honorable members of this house, be appointed directors of the Weland canal, for this present year, and until the end of the next session of the Legislature.

House divides.

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

Messrs.

YEAS.

Yeas 20.

Bidwell,
Clark,
W. Crooks,
Duncombe,
Ingersoll,

Jarris,
Jessup,
Ketchum,
Lyons,
D. McDonald,

Mackenzie,
MacNab,
Maçon,
Mount,
Perry,

Robinson,
Robin,
Sol'r General,
J. Willson,
W. Wilson—20.

Nays 7.

Messrs.

NAYS.

Beardsley,
Burwell,

Campbell,
Elliott,

Howard,
McCall,

Samson—7.

Question carried.

The question was carried in the affirmative by a majority of thirteen.

Speaker to issue his warrant to Clerk of Crown in chancery to sue out writ of election for county of Halton.

Mr. W. Crooks, seconded by Mr. John Willson, moves that the Speaker do issue his warrant to the clerk of the crown in chancery, directing him to issue a writ for the election of a member for the county of Halton, in the room of James Crooks, Esq. summoned to the honorable the Legislative council.

Ordered.

Message from Legislative Council.

The Master in chancery brought down from the honorable the Legislative council, a message, which was read as follows :

MR. SPEAKER,

Chisholm's loan bill passed.

The Legislative council have passed the bill sent up from the commons House of Assembly, entitled "An act for affording aid to

William Chisholm, Esq. towards the completion of the harbour at Oakville, in the township of 'Trafalgar,' without amendment.

JOHN B. ROBINSON,
Speaker.

Legislative Council chamber, 16th March, 1831.

Mr. MacNab, from the committee to wait upon His Excellency the Lieutenant Governor, with the address of this House, humbly requesting His Excellency to issue his warrants in favor of the clerks and other officers of the two Houses, to enable them to pay the contingencies of the present session, reported delivering the same, and that His Excellency had been pleased to make thereto the following answer:—

Committee to present address on contingencies reports answer.

GENTLEMEN,

I will comply with the request contained in this address.

Answer.

Mr. Robinson, from the joint committee to wait upon his Excellency the Lieutenant Governor, with the joint address of the Legislative council and Assembly, requesting his Excellency to transmit their address of condolence and congratulation to his Majesty, to his Majesty's principal Secretary of State for the colonies, to be by him laid at the foot of the throne, reported delivering the same, and that his Excellency had been pleased to make thereto the following answer :

Committee to present address to transmit address of condolence reports answer.

GENTLEMEN,

I will take the earliest opportunity of forwarding to his Majesty's Government this loyal and dutiful address to our most gracious Sovereign.

Answer.

Mr. D. McDonald, from the joint committee to wait on his Excellency the Lieutenant Governor, with the joint address, requesting his Excellency to transmit the address to his Majesty on the subject of the timber trade, reported delivering the same and that his Excellency had been pleased to make thereto the following answer :

Committee to present address on timber trade reports answer

GENTLEMEN,

I will forward this address to his Majesty's Government.

Answer.

At four o'clock P. M. 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 the house at the bar of the Legislative council chamber, and, having withdrawn, the Speaker and the house, forthwith, proceeded to the bar of the Legislative council chamber, when his Excellency the Lieutenant Governor was pleased to assent, in his Majesty's name, to the following bills, viz.

House attends His Excellency at bar of Legislative Council chamber.

"An act to incorporate certain persons therein mentioned, under the style and title of "the Tay navigation company."

Bills assented to.

"An act to incorporate certain persons under the style and title of the Marmora foundry company."

Tay navigation.

Marmora foundry.

"An act to enable married women more conveniently to alien and convey their real estate."

Married Women's estate.

"An act for vesting the estates which were of the late Laurent Quetton Saint George, deceased, in this Province, in William Warren Baldwin, and for declaring the trusts upon which certain other estates are held by the said William Warren Baldwin, for the purpose of enabling the said William Warren Baldwin the better to carry into effect the will of the said Laurent Quetton Saint George, and for other purposes relating to the real and personal estates which were of the said Laurent Quetton Saint George, in this province."

St. George's estate.

"An act for vesting in trustees the Market Square, in the town of York, for the benefit of the inhabitants of the said town."

York Market place.

"An act to extend the time for taking the oaths prescribed by a certain act passed in the sixth year of his late Majesty's reign, entitled "An act to secure and confer upon certain inhabitants of this province the civil and political rights of natural born British subjects."

Civil right's extension.

"An act to incorporate the Niagara Harbour and Dock Company."

Niagara Dock.

"An act to provide for settling and determining by arbitration certain difficulties that have arisen or may arise between persons owning land in the eighth concession of Salt Fleet, and persons owning or claiming to own land in the first concession of Binbrook, who, through mistake, may have made improvements on the rear part of the said eighth concession of Salt Fleet."

Salt fleet & Binbrook Survey.

"An act to prevent a failure of justice by reason of immaterial variances in certain law proceedings, and to require all courts to take judicial notice of private acts of parliament."

Law proceedings bill.

"An act to amend and extend the provisions of an act passed in the eighth year of His late Majesty's reign, entitled, "An act to provide for the erection of a Gaol and Court-house in the Eastern district," and was pleased to reserve for the signification of His Majesty's pleasure thereon, the bill entitled, "An act to provide for partition of real estates."

Eastern district Court House.

Estates partition reserved

The Speaker of Assembly then addressed His Excellency as follows :

May it please your Excellency.

The house of Assembly in their ardent desire to advance the prosperity of the Province have, during the present session, made several grants for improving the communication upon its lakes and rivers, and for amending the condition of its highways.

These grants are not equal to the wishes of the Assembly or of the wants of the Province; but have necessarily been circumscribed by the state of the finances.

In future, the means of advancing the improvement of the colony will be materially increased by the gracious Act of His Majesty in placing at the disposal of the Legislature the duties which, under a British Act of Parliament, have hitherto been subject to the appropriation of the Lords Commissioners of the Treasury.

This measure of His Majesty's Government, so perfectly in accordance with the spirit of our excellent constitution, has been received with much satisfaction by the House of Assembly, especially as it removes an occasion of discontent which might otherwise have increased as the amount of these duties became more considerable.

If the Assembly, in return for this gracious act of His Majesty, have not secured by a more permanent provision than an annual vote all those charges for the administration of the civil Government to which their attention was directed by your Excellency, they have, nevertheless, they trust, manifested equal confidence in his Majesty, and have effectually consulted the advantage of the public service, and ensured that cordiality and good understanding which they are most anxious should always prevail among the different branches of the Legislature, by making provision of a permanent nature for the principal officers of the Government, though called upon by your Excellency only for such a measure as should relieve these officers from a state of dependence on an annual vote.

The Speaker then delivered to the Clerk of the Crown in Chancery the following bills, which were severally assented to by His Excellency in his Majesty's name.

"An act to repeal the laws now in force granting poundage to the Receiver Gen. and to provide a salary for that officer in lieu thereof."

"An act to establish a Market and to establish wharfage fees in the Town of Amherstburgh in the Western district;"

"An act to erect the county of Prince Edward into a separate District."

"An act to indemnify the magistrates of the Newcastle District and to authorise them to raise a loan on the credit of the funds of the said District to complete a building erected at the Village of Amherst as the Gaol and Court House of the said District."

Money bills which received the royal assent.

"An act to afford further aid to the Welland Canal Company and to repeal part of and amend the laws now in force relating to the said Company."

"An Act granting to his Majesty a sum of money to be raised by debenture for the improvement of Roads and Bridges in the several districts of this Province."

"An act to grant a sum of money and to provide for the improvement of the navigation of the river aux Raisins in the County of Glengarry."

"An act to authorise the laying out several sums of money granted by an act of the last Session of the Legislature, entitled "An act granting to his Majesty a sum of money for the improvement of the Roads and Bridges in this Province," and which sums remain unexpended."

"An act to provide a salary for the Clerk of the Crown in Chancery, and to remunerate him for past services."

"An act to remunerate James G. Strowbridge for labor and materials provided and applied by him in constructing the Burlington Bay Canal."

"An act to indemnify Roswell Mount, Esquire, for monies advanced by him to complete a bridge across the River

Thames from Delaware to Carradoc.

"An act to make further provision for completing the Kettle Creek Harbor; in the District of London."

"An act to make good certain monies paid under the warrants of His Excellency the Lieutenant Governor in advance to defray the contingencies of the last session of the Legislature."

"An act to repeal an act passed in the 5th session of the 6th Parliament of this province entitled "An act for granting to his Majesty a sum of money towards defraying the expenses of the civil administration of the Government of this Province" and for granting to his Majesty a certain sum of money to be applied towards the payment of the expenses of the administration of justice and the support of the civil Government of this Province."

"An act to grant a sum of money to his Majesty in aid of the York Hospital" and "An act for affording aid to William Chisholm Esquire, towards the completion of the Harbor at Oakville in the Township of Trafalgar."

His Excellency was then pleased to address the two Houses, with the following gracious Speech:

Honorable Gentlemen and Gentlemen

The instructions which I received from His Majesty's Government to make the important communication which I transmitted to you on the 28th of last month prevented my relieving you from your attendance in Parliament at the time I first intended to close this Session.

The beneficial effects which will result from the bills which you have passed for the improvement of the Roads and Bridges and of internal navigation, will extend to most Townships.

I have no doubt that the conditional grant which has been sanctioned to complete the direct line of the Welland Canal from its junction with the Chippewa to Lake Erie will be sufficient for that purpose, if the means you have provided are skilfully applied; and that notwithstanding the local prejudices which have frequently impeded the progress of improvements embracing the general interests of the country this measure will be commended ultimately by every District. In facilitating the conveyance of the produce of that portion of Upper Canada which it is probable will become the most populous of the Province, the prosperity of the whole colony is promoted.

Speech at close of session.

Gentlemen of the House of Assembly

I thank you in his Majesty's name for the supplies which you have voted for the public service. You will have perceived from the account of the Revenue arising from the duties levied under the Act of the 14th George 3d which have been forwarded to the House of Assembly every session, and from the statement laid before you of the salaries of officers of each department, and of the funds on which they are borne, and from the accounts of the Casual and Territorial Revenue, that the public expenditure of the offices of the Government has been reduced, except in those charges which depend on the increased population.

Honorable Gentlemen and Gentlemen.

The expenses of the civil government which were supported till the year 1827, by the liberal grants of the parent state, can now be defrayed entirely from duties raised under the statute of the 14th George 3rd.

The assignment therefore of this revenue to the disposal of the Legislature, has not only enabled you to make a permanent provision for the salaries of the principal officers of the government and Judges, which ensures their constitutional independence, but it has also considerably increased the funds from which the annual supplies may be drawn.

After which the honorable the Speaker of the Legislative House pro- Council declared that it was His Excellency's pleasure that this gued to 19th April. Parliament be prorogued to the 12th day of April and declared the Parliament prorogued to the said 12th day of April to be then and here holden.

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