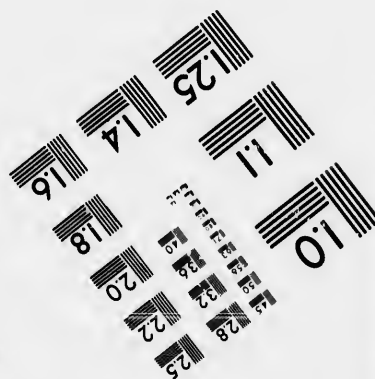
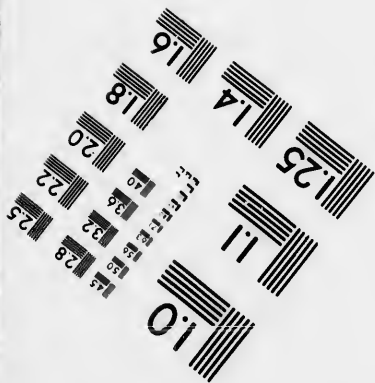
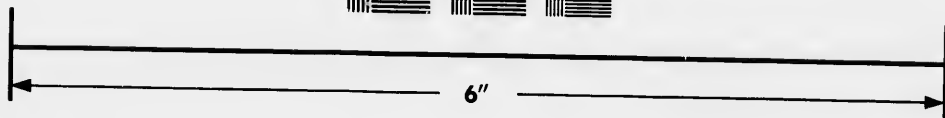
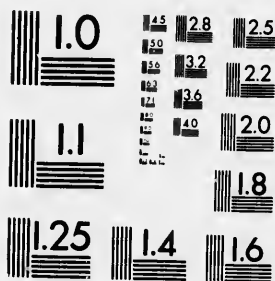


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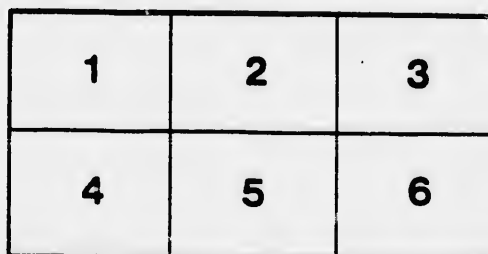
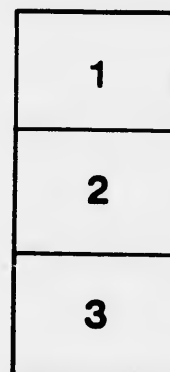
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THE LATE
PRETENDED BANK
OF
UPPER-CANADA.

PRE

APPOINT

LISTS C

PRINTED

STATEMENT

OF THE AFFAIRS OF THE LATE
PRETENDED BANK OF UPPER-CANADA,

AT KINGSTON.

CONTAINING

REPORTS

OF THE COMMISSIONERS

APPOINTED BY SEVERAL ACTS OF THE PROVINCIAL PARLIAMENT TO
SETTLE THE AFFAIRS OF THE SAID INSTITUTION:

TOGETHER WITH

Certain other Accompanying Documents,

REFERRED TO IN THE REPORT:

BEING

LISTS OF THE STOCK-HOLDERS, CREDITORS, DEBTORS,
&c. &c. &c.

REPRINTED BY ORDER OF THE HOUSE OF ASSEMBLY.

YORK:

PRINTED BY WILLIAM LYON MACKENZIE, AT THE OFFICE OF THE COLONIAL ADVOCATE:
1827.

PRE

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REPORTS
OF THE COMMISSIONERS,
IN WHOM WERE VESTED THE AFFAIRS OF THE
PRETENDED BANK OF UPPER-CANADA.

At Kingston ;

WITH ACCOMPANYING DOCUMENTS.

*To His Excellency SIR PEREGRINE MAITLAND, K. C. B.
Lieutenant-Governor of Upper-Canada, and Major-General commanding
His Majesty's forces therein, &c. &c.*

THE Commissioners appointed by an act of the last session of the Provincial Parliament, entitled "An Act vesting in certain Commissioners therein named, all the stock, debts, bonds, and property of the pretended Bank of Upper Canada lately established at Kingston for the benefit of the creditors of that institution," beg leave, in conformity with the provisions, to report to your Excellency, that having entered on the discharge of the important trust vested in them, their first object was to procure the books, papers, bonds, notes and other securities of the late establishment, by which means alone they could be enabled to ascertain the state of its funds. After much difficulty, they did obtain from the officer employed by the late directors, such property as had been committed to his charge; and having formed their establishment, they proceeded in the course which they considered best suited, to settle the affairs of the pretended Bank of Upper Canada.

They gave immediate notices relative to their appointment, in order to afford information to such persons as had demands against the said bank, and publicly named a day in each week for the purpose of hearing and determining such claims as might be brought before them.

The commissioners had not made much progress before a subject of great importance occurred to them.—Certificates to a considerable amount had been issued, some of which were soon presented for payment of the debts due to the pretended bank. While upon a general view of the subject, it might seem just that an acknowledgment of debt by the late institution should be admitted as a fair set-off against a demand made by the commissioners, yet on mature consideration, it appeared to them that if the whole amount due to the pretended bank should not be realized, a proportion only of the debts could be liquidated by the means in their power; consequently those certificates which were received in payment would be redeemed in full, while such as

were not so presented would only be paid in part, thus placing speculators in a situation to obtain the full amount for that which the fair creditor would only receive in such proportion as might be divided on recovery.

Under the impression, therefore, that large sums might be lost to the late institution for want of notices, and other causes which they could not control, the commissioners deemed it most prudent to refuse certificates in payment until further information respecting the intention of the Legislature should confirm or change their decision.

Another point also arose with respect to the collection of debts in full, or only to the amount of stock held by the debtor. The manifest hardship of obliging stock-holders to pay an amount which was placed at their credit in the books of the association, did not escape the commissioners; but considering the safety of the public to have been the chief object of the Legislature, they did not hesitate to demand all the sums due indiscriminately, leaving it to time and circumstances to prove what would remain to be shared by the stock-holders.

As the discovery of the persons who are said to have abstracted the money from the late pretended bank seemed a principal point to be ascertained, it was extremely desirable to institute an immediate investigation to elucidate this important fact; but before carrying it into execution, it became necessary to know that such defalcation did really exist. This was a work of much time and labor, and long delayed the scrutiny. The commissioners have, however, at length been enabled to get through an examination of all the persons holding trust in the late institution, and the result has proved that such carelessness, animosity, and want of system prevailed in the conduct of the parties, as must defy the most rigid investigation to fix upon the culprit without a direct accusation.

The President of the association neglected altogether to examine into the state of its funds and accounts, and was occasionally absent for several months at a time.—The cashier was grossly inaccurate, passing notes without the approbation of the Board, making false entries, and paying out money without charging the sums in the books.

The teller, considering himself under the complete control of the cashier, acquiesced in the negligence and deceit he practised, and by his own want of attention, contributed to the derangement of the affairs of the institution, while the directors, placing the most unwarrantable confidence in the cashier, suffered his statements to pass their board without due examination, at one time overlooking that the books were balanced by an entry of a large sum, said to be "by error," without inquiring into the nature of the error; at another time, allowing notes of great amount to be discounted by the cashier, without any other names than the drawers, contrary to the express rules of the institution. Thus, where all was disorder, the commissioners cannot possibly point out to what particular instances of negligence the total failure should be attributed, nor whether the abstraction took place before or after the suspicion of the president.

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According to the statement submitted by the officer of the bank, on transferring its property to the commissioners, bills of that institution, amounting to five thousand, two hundred and forty-five pounds, fifteen shillings, had been redeemed and destroyed between the twenty-third day of December, one thousand eight hundred and twenty-two, and the eighteenth day of April, one thousand eight hundred and twenty-three, under the superintendance of the directors.

The sums for which the commissioners have issued certificates amount to two thousand, nine hundred and eighty-eight pounds; those received in payment amount to three thousand, four hundred and seven pounds, making in all, six thousand, three hundred and ninety-five pounds, which has been taken by them out of circulation. In addition to this amount, the sum of fifty pounds two shillings and four pence has been received in current money. There is reason to believe that much more would have been redeemed had not unforeseen difficulties arisen, and various obstacles been thrown in their way.

Their great desire was to execute the trust reposed in them by as easy a mode, and with as much lenity as they could exercise under existing circumstances. They, therefore, declared their readiness to accept reasonable installments, which necessarily proved a tardy mode of collecting large sums, although they became gradually diminished, and were left equally secure. This favour, however, produced in some, an effect, which, as it could not be justified, was not at all contemplated. The ready accommodation offered induced many to conclude that there was a want of power in the Commissioners to enforce payment. This delusion was increased by evil-minded persons, whose reports and anonymous publications were filled with insinuations as base as they would have been contemptible, had they not contributed to mislead the ignorant, and prevent their truly estimating the pledge of protection given by the Legislature to an injured public.

There was also another cause which tended greatly to embarrass the operations of the Commissioners. Previous to the passing of the act vesting in them certain powers for settling the affairs of the pretended bank, the directors of that establishment had given extended periods of payment for very large sums, by surrendering their immediate claims, and taking security upon fixed property, with a condition which postponed their payment to a distant period. A sum exceeding eight thousand pounds was thus put out of the control of the Commissioners, and placed under circumstances which rendered its full recovery before a given period impossible to any person. The natural remedy for these evils was immediate recourse to law, but from the novelty of the case which caused the omission of some necessary form in their proceedings, the Commissioners thought it prudent to withdraw the actions which had been commenced, and have not therefore as yet recovered any debts due to the institution by means of legal process. In consequence of this circumstance, the Commissioners are also unable to declare whether any change in the law is

absolutely necessary to enforce compliance with its just provisions. They, however, feel themselves called upon most respectfully to state the observations which have resulted from their progress. They are impressed with the conviction that every doubt as to the construction of the law must prove in a great degree fatal to its due effect. The peculiar circumstances which not only cause to many persons the immediate loss of large capital embarked in the speculation, but also require from them what they conceive a second payment of it, render many of them most willing to adopt any legal expedient of avoiding it. The remedy, therefore, cannot be effectual which is of doubtful operation, and admits a possibility of evasion.

At the commencement of the late establishment, and the appointment of Smith Burtlet as cashier, a bond was given by Benjamin Whitney and Patrick Smyth, to secure the due performance of his duty in that office. By one of the last acts of the Directors that bond was in part cancelled, and Benjamin Whitney alone released from its penalties. A doubt has arisen whether by law it is restored to its full validity in the hands of the Commissioners; and if not, whether the release does not extend to both parties.

It has been urged that the provision in the first section, which invalidates all transfers, &c. made by certain persons therein named, in contemplation of the failure of said bank, contains so much obscurity in the phrase "notwithstanding a further day may be given for the payment thereof," as to render it liable to a construction wholly different from what the Commissioners conceive to have been the true intent of the Legislature.

It may be also matter for consideration how far it would be proper release the Commissioners from their charge of cancelled bills, which they are not at present authorised to destroy. In consideration of the liability which still attaches to persons concerned in the late institution, it might, in justice to them, be deemed fit to direct, that from time to time such quantity of the bills of the pretended bank of Upper-Canada as may have been redeemed by the Commissioners shall be destroyed in presence of one or more of the late Directors, after such manner as will best conduce to the satisfaction of all parties.

Having thus furnished such material information as came within the knowledge of the Commissioners, in performing the arduous duty assigned to them, they trust every difficulty will be removed which can impede their progress, while they sincerely hope that the final result will not disappoint the just expectations which induced the Legislature to extend its relief to the public creditors of the pretended bank of Upper-Canada. — All which is most respectfully submitted.

Signed { GEORGE H. MARKLAND.
JOHN KIRBY.
JOHN MACAULAY

KINGSTON, Nov. 8, 1823.

(True Copy.)

(Signed) G. HILLIER.

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APPENDIX B.

To His Excellency *SIR PEREGRINE MAITLAND*, 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.

THE Commissioners appointed by an act of the Provincial Parliament, entitled, "An Act vesting in certain Commissioners therein named all the Stock, Debts, Bonds, and other property of the Pretended Bank of Upper Canada, lately established at Kingston, for the benefit of the Creditors of that Institution."

Most respectfully state,

That observing how hopeless was every endeavour to settle the affairs of the unfortunate institution confided to their care, without the adoption of compulsory measures, they determined, after presenting the first report, again to resort to legal aid; aware, however, of their liability to another failure, and of the great expenses attendant upon such a result, if the whole of the defaulters were at once prosecuted, they thought it advisable to act with much circumspection, and accordingly selected the bonds of two principal debtors only, for the purpose of ascertaining the correct course of legal procedure to be followed on subsequent occasions.

A learned solicitor was employed to institute actions in these two cases, and it was expected that a decision in respect to both would be obtained at the court which was to hold its sittings at York in the month of March. If this decision should be favourable, ample time, it was conceived, would thus be given to put in a train for collection the notes of those unwilling debtors, who would not pay except on constraint, and whose numbers have unhappily proved to be too great. If, on the other hand, the attempt should miscarry, it was thought that little comparative expense would be incurred, and that the experience acquired by the solicitor, in the mode of conducting the legal business of the bank, would at least ensure full success to future efforts.

In pursuance of his instructions, the solicitor lost no time in commencing the actions, and having joined issue with the adverse counsel, he requested the Board, by letter dated on the 13th of March, to supply him with a variety of evidence, which he conceived essential to his support, and with which it was necessary he should be provided before the 25th day of the same month. Notwithstanding the brief space allowed for the preparation of so much important testimony,

and some other difficulties which will be adverted to, the Board were enabled to dispatch their clerk with every witness and document that was required, in good season; and they accordingly obtained verdicts for the full sum claimed in each case, subject, however, to the determination of the higher court upon ten points reserved by the counsel for the defendants. This result being inconclusive, created a delay of a few weeks, as the regular term for hearing the arguments on the reserved points did not come on till the close of the month of April; when that period arrived, two points only were discussed, one maintaining that the act constituting the Board was a private and not a public act, as the solicitor of the Commissioners had stated to it be; the other, that the statute was unconstitutional and consequently void:—both points were fully and elaborately argued by the counsel on each side, but judgment was postponed, and the Board was thus left on the closing of the term somewhat perplexed with regard to the course they should pursue. No measures could safely be taken against those who neglected or refused payment of their promissory notes while the issue of the suits, instituted by way of experiment, remained in suspense, because a failure in those cases would not only render all other actions, conducted on the same principles, abortive, but would obviously entail on the institution a serious waste of funds. It therefore seemed incumbent on the Board to remain inactive, and quietly await the approach of the July term. At this period the consideration of the reserved points was resumed by the Judges, and on the 19th day of that month, the Board received from the solicitor the unpleasant intelligence, that judgment had at length been given in favor of the defendants.—The court, it appears, regarded the statute as a private bill which should have been set forth as such in the pleadings; and having thus decided one point against the Board, they thought it unnecessary to examine or pronounce upon the other nine points, reserved by the counsel for the adverse parties.

To be thus foiled in their second attempt to recover the debts of the institution by legal means, was a source of real regret to the Board—a regret in no trivial degree enhanced by the unlooked for delay which had occurred in obtaining the determination of the court; and which, besides the deterioration it caused in the aggregate value of the debts, left no time to renew the suits at the court that sat at Kingston in the month of September. If the bench had been prepared to make a decision in April, the Commissioners would, in the event of that decision proving unpropitious, have once more recurred to the law, and risked a third failure at home, where they could have had ready access to all the necessary evidence, and have thus avoided the expense which had been incurred in sending proof to York on the late occasion. In the actual state of things, the Commissioners could not, safely or prudently, commence new actions at York. Not only were they confronted by a formidable array of nine points of law remaining undecided, but they found themselves entirely without means for discharging the costs

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incidental to legal proceedings. The effects of the Bank afforded them no resources, and they saw, that if they persevered in their measures, they would be obliged to make further advances from their private funds.

That it would have been indiscreet in the members of the Board after so many disappointments, and amid existing difficulties, to assume additional pecuniary responsibilities, will plainly appear on advertent to circumstances which it is now requisite to notice.

At a very early period, the Board discovered that embarrassments would be felt in defraying the necessary expenses of their office, such as the salary of the Clerk, the rent of the office, and various Contingent charges, because they had resolved on no account to decline receiving the notes of the Bank in satisfaction of debts, and they were well aware, that so long as those notes remained in circulation and at a discount, payments would be tendered in no other description of money. They had nevertheless prepared themselves to encounter temporary difficulties of this nature, fully relying on the speedy collection of the debts of the Bank, and conceiving, that in proportion as the notes were redeemed, payments in current money would be made in sufficient sums to meet the expenditure of the office. It is needless to remark that these expectations were far from being realized.

The inauspicious termination of the suits instituted with a view of making out the proper mode of legal procedure in the year 1823, not only blasted all such hopes, but had among many ill effects, that, of rendering debtors indifferent with respect to the settlement of their notes. It also produced certain other consequences which were not anticipated by the Board as in any case possible.—Owing to an error alleged to have been committed by the respectable Solicitor they had employed, the opposing Counsel whose claim on the effects of the Institution was very obvious, having also succeeded in establishing a claim upon the private effects of the Commissioners, obtained judgment against them individually and in their private capacities for the amount of the costs in defending each action; and before the members of the Board were at all aware of their being thus personally liable, executions directed against them, were placed in the hands of the Sheriff. Involved in this singular dilemma they satisfied, from their private funds, the demands, so enforced against them, amounting in all to the sum of seventy-one pounds three shillings and one penny.

A hope was entertained that the Legislature in revising the statute during its last Session, would have considered the necessity of providing means for carrying its enactments into effect, for though the Commissioners in their report of that time purposely abstained from any observation on the subject, they yet conceived that the very small amount of current money stated to have been received, would itself have arrested notice and suggested the expediency of immediately supplying in some way or other the funds wanted for defraying the

unavoidable expenses of the Board. It is however to be lamented that, instead of any such provision being made as is here represented to have been requisite, the new law, even withdrew the discretionary power hitherto possessed, of insisting on the payment of at least a proportion of each debt in current money; a power, it is to be observed, which had not, and perhaps never would have been exercised. The same law forbade them to refuse the notes of the Bank and commanded the acceptance of certificates in redemption of debts; thus leaving the Board totally without resources, and imposing on them the burthen of providing as they might, for the expenses of their office.

In this extraordinary situation it naturally became a subject of deliberation, so soon as the new law was published, whether the Board should close their office and wholly discontinue their proceedings, or make advances from their private funds, on the presumption that Parliament justly appreciating the measure, would at its next Session remedy the defect of the Statute by a vote of instant reimbursement. The latter alternative having been adopted, the Board made arrangements for paying the arrears of salary due the Clerk, and satisfying various claims for rent and incidental charges; they also defrayed the expense of sending the witnesses to York in March, which, owing to the bad state of the roads at that time amounted nearly to eighty pounds, and they have since disbursed other sums on behalf of the Commission. The Statement herewith submitted will shew the amount of cash actually advanced by the Members of the Board in their private capacities, together with several accounts, for services rendered still outstanding, for the discharge of which the effects of the Bank have furnished no means, and which the Commissioners have not individually found it convenient to satisfy.

The former description of claims amount to four hundred and forty-four pounds seven shillings and nine pence, the latter to three hundred and seventy-seven pounds two shillings and eleven pence.— It now rests with the Legislature to act, in regard to both, as its wisdom and sense of justice may determine.

From the facts already detailed, it will be sufficiently clear, that the Commissioners have made little progress in accomplishing the purposes of their appointment. The niceties of legal distinctions and the subtleties of pleadings have created obstacles which the Board from its inexperience in such matters, certainly did not apprehend, and which have hitherto proved invincible notwithstanding the attempts made to surmount them by securing the aid of learned Gentlemen of experience and high professional character.

Since the opening of their office the Commissioners have granted nine certificates for claims against the late institution, amounting to seven hundred and seventy eight pounds seventeen shillings, of which, four for the sum of three hundred and fifty-five pounds sixteen shillings and ten pence have been redeemed, leaving five in circulation for:

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a balance of four hundred and twenty-three pounds and two pence. — One hundred and thirty certificates have been issued in redemption of Bank notes, amounting to six thousand four hundred and fifty-one pounds eleven shillings and five pence, of which number, five for the sum of two hundred and forty-two pounds ten shillings, have been cancelled, leaving still in circulation one hundred and twenty-five certificates, for the sum of six thousand two hundred and nine pounds one shilling and five pence.

The interest allowed on redeemed certificates, amounts to forty-one pounds nine shillings and five pence.

Subsequently to the nineteenth day of October last, when by the enactment of the Session, the Commissioners were bound to make and declare a dividend of the money collected, the Board burned all the Bank notes that had been redeemed, some of the directors of the Institution were present and assisted on the occasion in due conformity to the Law. The notes destroyed amounted to eleven thousand four hundred and eighty-eight pounds nineteen shillings and three pence; of this sum one thousand and forty one pounds fifteen shillings was redeemed by the Directors, but not surrendered by the Bank of Canada, in whose possession it had remained until the effects of the late Institution had been placed under the controul of the Commissioners.

The balance of ten thousand four hundred and forty-seven pounds four shillings and three pence, shows the net amount of notes cancelled by the Board in the course of their transactions.

Notwithstanding certain provisions of the late enactment, a large amount of Bank notes is still held by the creditors of the institution. This amount so far as it can be ascertained, appears in its utmost extent, to be seven thousand five hundred and thirty-eight pounds fifteen shillings.

The claims which exist against the institution (including those of the Stockholders, for eleven thousand one hundred and thirty-six pounds ten shillings, the amount of their capital stock paid in,) reach the sum of twenty-six thousand six hundred and ninety-eight pounds twelve shillings and three pence half penny. To meet these demands the Board have in their possession, promissory notes, bonds, book debts, &c. amounting to eighteen thousand seven hundred and eighteen pounds seven shillings.

Should the deficiency, amounting to seven thousand nine hundred and eighty pounds five shillings and three pence halfpenny, be made up from the stock paid in, there would be a surplus to be divided among the Stockholders, of three thousand one hundred and fifty-six pounds, four shillings and eight pence halfpenny, (less the expense of collection.)

Should the Cashier and his sureties be required to pay the sum of five thousand eight hundred and eighty four pounds three shillings and a halfpenny, stated as the amount of the deficiency by the examining

committee of Stockholders, and considered by the Legislature as an abstraction from the funds of the Institution, the balance of capital to be refunded the Stockholders would, without taking interest into calculation, be nine thousand and forty pounds four shillings and eight pence halfpenny—occasioning a loss of two thousand and ninety-six pounds five shillings & three pence halfpenny only.—In this case also, deductions must be made for the expenses of collection and settlement.

Should it however, be determined that the cashier and his sureties are to be held responsible for the whole sum which appears deficient in the means of extinguishing the claims against the Institution, and which according to the general statement, submitted with this Report, amounts to seven thousand nine hundred and eighty pounds five shillings and three pence halfpenny, the Stockholders would in that case lose no part of their capital, except the proportion that would be consumed in adjusting the affairs of the Bank.

The Board, in making these remarks, do not find themselves required to give any opinion with respect to the amount for which the cashier should be considered bound. Indeed, it might perhaps be no easy task to declare the precise amount for which a call should be made on him and his sureties until further progress was made in investigating and settling the affairs of the Institution.

It would however, be exceedingly unjust, that he should be compelled to answer for any losses which may have occurred in the transactions of the Bank, or which may have originated in a faulty system of Book keeping, unless the mismanagement can be distinctly fixed on him; at the same time, it is equally clear, that wherever instances of negligence can be adduced in the conduct of so important an officer as the cashier, entrusted with the general superintendance of the concerns of the Bank and the safe keeping of its funds, the Stockholders in all such cases have an undoubted claim on him for the injury which such misconduct may have occasioned their interests.

With respect to the several balances just stated, it is to be observed that they are made under the most favourable view that can be taken of the affairs of the Bank; for in computing them it has been assumed that all the claims of the Institution will ultimately prove good and be recovered. The Commissioners however, cannot conceal that this view of circumstances is unhappily fallacious. They not only consider many of the debts worthless and desperate, but are even apprehensive, that after all the capital Stock paid in, has been devoted to the purpose, many claims upon the Bank will still remain unsatisfied, such they conceive it proper to declare is the impression made on their minds after an attentive examination of the books and papers of the Institution; an impression which it would be gratifying hereafter to find erroneous.

The various documents accompanying this report will serve to illustrate the foregoing statements as well as the transactions of the

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Commissioners generally, and will furnish all the information they have in their power to communicate respecting the present condition of the Bank, they are not aware that any further explanation is required or can be given.

Having thus exhibited an account of their proceeding in conformity to the Statute, the Board in concluding, respectfully entreat permission to resign their trust to the Legislature, by whom it was imposed.

The absolute failure of all their endeavours to collect the debts of the Bank, the very remote prospect of any satisfactory settlement of its affairs, the entire absence of means for defraying the expenses attending such settlement, and the many annoyances incidental to such a state of things, these considerations all unite in impelling the Board to solicit exoneration—other reasons, it is true, exist for wishing to retire from the commission which it does not appear necessary to assign.

Two years of earnest application and unceasing solitudes vainly consumed in the discharge of a duty, alike unpleasant and thankless, and which was not merely unsought, but reluctantly undertaken from a pure sense of respect for the high authority that enjoined it, do, it is with deference conceived, constitute as great a sacrifice of time and labour as under all the circumstances it is convenient to make, or as the Legislature and the country can reasonably require from persons in no wise connected with the Institution, except as Commissioners.

All which is humbly submitted.

(Signed)

JOHN KIRBY,
JOHN MACAULAY.

Kingston, 3th January, 1825.

Dr.

The Pretended Bank of Upper Canada.

Cr.

To amount of Stock held by sundry persons, as per list No. 2,	11136 10 0	By amount of discounted notes remaining on hand received from R. Stanton, Agent, per statement No. 7,	7388 14 4½
To balance of certificates in circulation for bank notes, redeemed per list No. 3,	6209 1 5	By amount of debits due on book accounts, per statement No. 8	9296 13 2
To balance of certificates in circulation for claims per statement No. 4,	423 0 2	By amount of debits due the bank, transferred to the board by R. Coleman, Agent, per statement No. 9,	996 9 2
To amount of debits due sundry persons on book accounts, per statement No. 5,	1391 5 8½	By amount of discounted notes, transferred to the board by C. A. Hegerman, per statement No. 10,	1080 17 6
To amount of bank notes apparently in circulation per statement No. 6,	7538 15 0	By amount of C. A. Hegerman's balance per statement No. 11,	260 12 6½
		By balance,	7980 5 3¼
	£26698 12 3¼		£26698 12 3¼

Kingston, 8th January, 1825.

F. URQUHART, Clerk.

Dr. *The Pretended Bank of U. Canada, for discounted notes received from the Agent, Robert Stanton Esq.* Cr.

To H. Norton's certificate with interest thereon, in part payment of J. M. Fallois's notes,

“ Charles Nevis's certificate with interest there-

14 2 4

Dr. The Pretended Bank of U. Cayala, for discounted notes received from the Acord, Robert Stanton Esq. Cr.

To H. Norton's certificate with interest thereon, in part payment of J. M. Balfour's notes,	14	2	4
" Charles Nevils's certificate with interest thereon, in part payment of J. B. Balfour's notes,	18	7	5
" John Everitt's claim, in part payment of his note,	5	13	3
" J. Patton's claim, with interest thereon, in part payment of his note,	7	17	4
" A. P. Forward's claim, with interest thereon, in part payment of his note,	7	14	3 1/2
" George Smith's claim, with interest thereon, in part payment of his note,	15	17	8
" E. Beach's claim, with interest thereon, in part payment of his note,	7	15	4 1/2
" Holden & Moore's claim, with interest thereon, in part payment of their note,	7	16	0
" N. Ruhiger's claim, in part for payment of his notes,	58	11	0
" C. A. Hagerman's balance of claim, in part payment of his note,	393	3	6 1/2
Current money received in payment of discounted notes,	3	1	6 1/2
Kingston bills received,	2419	2	7
To E. Perry's claim, in part for payment of R. Perry's note,	5	10	0
{ William Dalton's note	£400	0	0
{ William B. Smyth's	60	0	0
{ Ditto	90	0	0
{ Lewis Day's	180	0	0
{ A McLean, E-q.	144	0	0
{ Ditto	21	10	0
{ Ditto	895	10	0
Discounted notes remaining with the Commissioners as per it, after deducting Thos. Dalton's note for 100% which was transferred to the Board by R. Coleman, Esq. and not by Mr. Stanton,	7383	14	4
	£11247	1	3 1/2

By amount of discounted notes received from R. Stanton, 11247 1 4

Kingston, 8th January, 1825.
B. URQUHART, Clerk.

ACCOUNT of bills of the pretended Bank of Upper Canada, redeemed and destroyed by the Board for settling the affairs of the pretended Bank of Upper Canada, lately established at Kingston, in this Province.

ON WHAT ACCOUNT RECEIVED.

On account of notes of hand that have been either paid in full or renewed,	24927
On account of discounts on notes of hand &c.	117011
On account of notes of hand not renewed and which stand at the credit of sundry individuals in the books of the institution,	40700
Received from sundry persons on book accounts,	79139
Received in exchange for current money,	11764
Received from C. A. Hagerman on account of his debt as Solicitor to the late pretended Bank,	180184
Received from D. McKenzie on account of his note transferred to the board by C. A. Hagerman,	8450
Total received on account of debts as per Ledger,	£4001710
Total received on account of Certificates after deducting No. 27 for £8 15 0, which has been cancelled as per list,	642165
Total burnt and destroyed,	£101743
	1014743

In addition to the above, the further sum of £1041 15 0 was also burnt and destroyed by the board being so much redeemed by the agent of the directors, from the Bank of Canada, but not surrendered by that institution, till after the Commissioners took charge, making together £11488 19 3 burnt and destroyed per certificates.

Kingston, 8th January, 1825.

E. URQUHART, Clerk.

INTEREST PAID ON CERTIFICATES REDEEMED.

On Certificate for Bank Notes.

INTEREST PAID ON CERTIFICATES REDEEMED.

On Certificate for Bank Notes.

NO. OF CERTIFICATE.	ON WHAT CERTIFICATE.	PERIOD.		RATE OF INTEREST.	AMOUNT, Currency.
		From	To		
88	H. JOHNSON'S,	27 Feb'y, 1823,	25th July, 1825,	6 p r cent	0 2 5
52	D. CHESTER'S,	5th July, "	8th Oct. "	"	16 5 4
55	H. NORTON'S,	6th July, "	7th Aug. "	"	0 7 1
					2.7 4 10

On Certificates for Clins.

NO. OF CERTIFICATE	ON WHAT CERTIFICATE.	PERIOD.		RATE OF INTEREST.	AMOUNT, Currency.
		From	To		
1	N. RADIGER'S,	Novr.			
18	W. DUTHER'S,	7th May, 1823,	25th July, 1824,	6 per cent,	7 10 11
2	GEORGE STEAFENS'S,	11th July, "	17th Sept. "	5 p r cent,	13 12 8
3	CHARLES NEVIS'S,	11th Jan'y, 1824,	8th Oct. "	6 per cent,	1 1 0
					22 4 7

Kingston, 8th January, 1824,

E. URQUHART, Clerk.

Account of current money received by the Board for settling the affairs of the Pretended Bank of Upper Canada, lately established at Kingston in this Province.

FROM WHOM RECEIVED.

From the Directors,	A C'NT.
In payment of notes of hand,	23 1 84
From sundry individuals,	28 1 04
	0 8 44
	£ 52 1 74
Exchanged for Kingston Bills,	1 17 61
Paid Edward Urquhart, Clerk to the Board,	47 10 1
Paid do. for wood, &c. for office,	1 17 0
Balance on hand, a bill of exchange,	0 17 0
	£ 21 74

HOW EXPENDED.

Exchanged for Kingston Bills,
Paid Edward Urquhart, Clerk to the Board,
Paid do. for wood, &c. for office,
Balance on hand, a bill of exchange,

Kingston, 8th January, 1825.

E. URQUHART, Clerk.

List of Persons whose stock stands forfeited to the Pretended Bank of Upper Canada.

NAMES.	No. of Shares at £2. each.	Nominal Amount.	Amount actually paid in & forfeited.	REMARKS.
JAMES PERSON	2	50	10 0 0	Being 20 per cent on each share,
ALLAN TAYLOR	10	250	20 0 0	8
JOHN BULL	1	25	2 0 0	8
PIERCE STANTON	1	25	2 0 0	8
JOHN ELLERBECK	1	25	2 0 0	8
ANDREW KIMMERLY	2	50	4 0 0	8
MICHAEL COVLE	10	250	65 0 0	26
JAMES YOUNG	5	125	32 10 0	26
CLAUDE BROWN	10	250	65 0 0	26
HUGH EARL	5	125	32 10 0	26
EDWARD GATES	25	625	162 10 0	26
JOHN C. CLARK	2	50	10 0 0	20
			£ 207 10 0	

Kingston, 8th January, 1825.

E. URQUHART, Clerk.

Statement
capacit
settling

1825.
April 2, P
P
17 P
27, P
29 P
P
P
P
July 28 P
Oct. 31 P
P
Dec. 23 P
30 P
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Statement of Cash advanced by the Members of the Board, in their private capacities, for payment of the expenses of the Office of the Board for settling the affairs of the Pretended Bank of Upper Canada.

1824.

April 2,	Paid travelling expenses of eight persons sent to York as witnesses in the suits against Burdett and Danton,	44	9	64	
	Paid hire of 2 wagons from Kingston to Bellville,	5	0	0	
	Paid hire of 2 sleighs from Bellville to York, and from thence back to Kingston,	30	0	0	
17	Paid Mr. Sheriff M'Lean amount of executions directed against the goods and chattels of the commissioners for costs of 3 suits	53	0	1	
27	Paid T. Tomkins for printing and advertising,	9	18	11	
29	Paid rent of an Office for one year,	39	0	0	
	Paid Hugh C. Thomson for advertising in the Upper Canada Herald,	6	15	0	
	Paid the Clerk balance of his salary,	77	17	11½	
	Paid the Clerk his account of contingencies,	2	17	10½	
	Paid one year's interest on a loan of £500 obtained from the bank of Upper Canada,	18	1	0	
	Paid John Kirby for Stationary,	1	9	2	
	Paid J. Macaulay for do.	7	4	6	
July 28	Paid the Clerk a quarter's salary to 25th inst.	31	5	0	
Oct. 31	Paid the Clerk a quarter's salary to 25th inst.	31	5	0	
	Paid Mr. Sheriff M'Lean, execution against the goods and chattels of the members of the Board for costs of suit against Thomas Dalton,	18	3	0	
Dec. 23	Paid James Nickalls his account for services as clerk on transfer of the Bank effects, opening books, &c. &c.	12	10	0	
30	Paid the Clerk his salary for a quarter ending on 25th proximo,	31	5	0	
	Paid office rent for 3 quarters to 29th proximo,	27	0	0	
	Paid for postages,	0	5	2½	
		£	444	7	0

N. B. Interest has not been included in the foregoing statement from the date of each advance, though it is obviously due.

Kingston, 30th December, 1824.

E. URQUHART, Clerk.

KINGSTON, 2d April, 1824.

£ 5 0 0

Received from the Board for settling the affairs of the pretended Bank of Upper Canada, lately established at Kingston, the sum of Five Pounds, Currency, in full for the hire of two teams, with a driver to each, to convey seven persons from Kingston to Bellville, having signed duplicate receipts.

JOHN A. M. ROSS.

KINGSTON, 2d April, 1824.

£ 33 11 10

Received from the Board for settling the affairs of the pretended Bank of Upper Canada lately established at Kingston, the sum of Thirty-three Pounds

E. URQUHART, Clerk.

Kingston, 8th January, 1825.

EDWARD GATES
JOHN C. CLARK

25

025

50

162 19 0
10 0 0
£ 307 10 0

26

20

Eleven Shillings and Ten-pence, Currency, in full for the hire of two teams, with a driver each, to convey eight persons from Belleville to York, and from thence back to Kingston, and for expenses incurred while detained at York.

Having signed duplicate receipts.

THOMAS NELSON.

N. B.—These pounds eleven shillings and ten-pence in the within receipt, was paid by the clerk, and included in his account of travelling expenses amounting to £11 9 6d

E. URQUHART, Clerk.

[COPY.]

Received, Kingston, 17th April, 1824, of John Macaulay, Esq. the sum of Fifty-three Pounds and One Penny, in full of three executions against the Honorable George Herchmer Markland, John Kirby, and the said John Macaulay, in favor of Lewis Day, William Dalton, and William Bayard Smith, being the costs in actions by them brought, as commissioners to the pretended Bank of Upper Canada against the said Day, Dalton and Smith.

Lewis Day's Execution,	£ 17 15 1
Wm Dalton's ditto,	18 9 8
Smith's ditto,	16 15 4
	<hr/>
	£ 53 0 1

(Signed) JOHN McLEAN, Sheriff, M. D.

Certified to be a true copy.

E. URQUHART, Clerk to the Board.

KINGSTON, 27th April, 1824.

£ 9 18 11.

Received from the Board for settling the affairs of the pretended Bank of Upper Canada, lately established at Kingston, in this Province, the sum of nine pounds eighteen shillings and eleven pence currency, in full for the payment of the account* attached hereto.

Having signed duplicate receipts,

THOMAS TOMPKINS.

*Account attached to original.

The Board for settling the affairs of the pretended Bank of Upper Canada, lately established at Kingston, in this Province,
To the Estate of the late Lawrence Herchmer, Dr.

For the rent of a shop for an office from the 26 April, 1823, to the 25th April, 1824, being one year at £36 0 0

Kingston, 26th April, 1824.

RECEIVED PAYMENT

JOHN KIRBY, Executor.

KINGSTON, April , 1824.

£36 0 0

Received from the Board for settling the affairs of the pretended Bank of Upper Canada, lately established at Kingston, in this Province, the sum of thirty six pounds, currency, in full for the rent of a shop, the property of the late Lawrence Herchmer, occupied by the above named Board, as an office for one year.

Having signed duplicate receipts.

JOHN KIRBY, Executor.

23 15 0.

Received from the Board for settling the affairs of the pretended Bank of Upper Canada, lately established at Kingston, in this Province, the sum of six pounds fifteen shillings, currency, in full for advertising notice of the meeting of the Board, renewal of notes, &c. fifty one weeks.

Having signed duplicate Receipts.

H. C. THOMSON.

Per account attached to original.

The Board for settling the affairs of the pretended Bank of Upper Canada, lately established at Kingston, in this Province,

To Edward Urquhart, Dr.

To one year's salary, from the 26th April, 1823, to 25th April, 1824 £125 0 0

Cr.

By cash received from the pretended Bank of U. Canada, £17 2 04

By cash received from the Board of Commissioners, £77 17 114

£ 25 0 0.

Kingston, 26th April, 1824.

E. URQUHART, Clerk.

KINGSTON, 29th April, 1824.

£125 0 0.

Received from the Board for settling the affairs of the pretended Bank of Upper Canada, lately established at Kingston, in this Province, the following sums of money, viz.—£17 2 04 from the funds of the pretended Bank of Upper Canada, and also the sum of £77 17 114, from the private funds of the commissioners, in full for one year's salary, as per account hereto attached.

£17 2 04.

£77 17 114.

Having signed duplicate receipts.

E. URQUHART, Clerk to the Board.

The Board for settling the affairs of the pretended Bank of Upper Canada, lately established at Kingston, in this Province.

To Edward Urquhart, Dr.

To paid for two cords wood for office at 10s. each,	£1 0 0
To paid for sawing do.	0 6 6
To paid discount to Bank of Canada,	0 15 4
To paid postage account,	0 16 04

Cr.

By cash in full from the Board of Commissioners, £2 17 104

£2 17 104

Kingston, 26th April, 1824.

E. URQUHART, Clerk.

£2 17 10½.

FORT GEORGE, 20th April, 1824.

Received from the Board for settling the affairs of the pretended Bank of Upper Canada, lately established at Kingston, in this Province, the sum of two pounds seventeen shillings and tenpence half-penny, being in full for contingencies supplied the office of the above Board, as per account hereunto attached.

Having signed duplicate receipts;

E. URQUHART, Clerk to the Board.

Pretended Bank of Upper Canada,
To John Kirby,

Dr.

1823.			
April 28,	To one dusting brush,	£0	2 6
	one paper red ink powder,		0 1 3
May 2,	Cash for office tape,	0	6 8
1824.			
Jan'y 5,	To one paper ink powder,	0	1 3
April 30,	half ream of Foolscap paper, 35s.	0	17 6
		£1	9 2

Kingston, 30th April 1824.

RECEIVED PAYMENT FOR John Kirby.

JACOB HERCHMER.

£1 9 2.

KINGSTON, 29th April, 1824.

Received from the Board for settling the affairs of the pretended Bank of Upper Canada, lately established at Kingston, in this Province, the sum of one pound nine shillings and two-pence, currency, in full for the payment of the account attached hereto.

Having signed duplicate receipts,

JOHN KIRBY.

The Commissioners for settling the affairs of the late pretended
Bank of Upper Canada,

To John Macaulay & Co.

Dr.

1823—April 11	To 1 Glass Book,	0	12 6
19	To 1 do do	0	16 3
28	To 1 Ream Foolscap paper, 45s.	2	5 0
	To 160 Quills,	0	9 0
	To 4 sticks Sealing Wax, 9d.	0	3 0
	To 1 box Wafers,	0	1 3
May 2	To 1 Pewter Inkstand,	0	2 6
	To 1 do do	0	2 6
	To ¾ yds. Green Baize, 3s.	0	7 6
6	To 2 yds. do.	0	6 0
June 4	To ¼ doz. black Lead Pencils,	0	3 9
July 16	To 3 sticks Sealing Wax, 9d.	0	2 3
Nov. 26	To paid Morley his account,	0	11 9
Dec. 13	To 1 quire Foolscap paper,	0	2 6
1824—Feb. 12	To 1 quire Foolscap paper,	0	2 6
14	To Cash paid for a copy new Law,	0	6 3
March 9	To 1 quire Foolscap paper,	0	2 0
19	To 4 quires do do at 2s.	0	8 0
		£1	4 6

Kingston, 28th April, 1824.

RECEIVED PAYMENT,—J. MACAULAY & Co.

£7

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25th July

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Board.

Dr.

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0	6	8
0	1	3
0	17	6
0	9	2

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0.	Dr.
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2	5 0
0	9 0
0	3 0
0	1 3
0	2 6
0	2 6
0	7 6
0	6 0
0	3 9
0	2 3
0	11 9
0	2 6
0	2 6
0	6 3
0	2 0
0	8 0
£	7 4 6

AY & Co.

KINGSTON, 29th April, 1824.

£7 4 6.

Received, from the Board for settling the affairs of the pretended Bank of Upper Canada, lately established at Kingston, in this province, the sum of seven pounds, four shillings and sixpence, currency, in full for the payment of the account attached hereto.

Having signed duplicate receipts,
JOHN MACAULAY & Co.

KINGSTON, 28th July, 1824.

£31 5 0.

Received from the Board for settling the affairs of the pretended Bank of Upper Canada, the sum of thirty-one pounds five shillings, currency, in full for a quarter's salary due me as clerk to the said Board, from the 26th April to the 25th July, instant.

Having signed duplicate receipts,
EDWARD URQUHART, Clerk of the Board.

KINGSTON, 31st October, 1824.

£31 5 0.

Received from the Board for settling the affairs of the pretended Bank of Upper Canada, the sum of thirty-one pounds five shillings, currency, in full for a quarter's salary due me as clerk to the said Board, from the 26th July to the 25th October, instant.

Having signed duplicate receipts,
EDWARD URQUHART, Clerk to the Board.

(COPY.)

£18 3 0.

Received, Kingston, 2nd May, 1824, of John Macanlay, Esq the sum of eighteen pounds three shillings, being in full of an execution against the honourable George H. Markland, John Kirby and John Macanlay, Esquires commissioners and trustees, composing the Board for settling the affairs of the pretended Bank of Upper Canada, established at Kingston, for the costs in the suits by them commenced against Thomas Dalton.

(Signed) JOHN McLEAN, Sheriff Mid. Dist.
Certified to be a true copy,
E. URQUHART, Clerk to the Board.

KINGSTON, December, 1824.

The Commissioners for settling the affairs of the pretended Bank of Upper Canada.

To James Nicholls, Jun'r. Dr.

For services performed as clerk to the Board on its first formation, corresponding with Mr. Stanton on the subject of giving up the books and papers of the late Bank to the Board, entering its minutes, &c. assisting Mr. Urquhart, the present clerk, to open the books, and various attendances at other times,.....£12 10 0

D

December 23, 1824—Received the above amount in full.
(Signed) JAMES NICKALLS, Jbn'r.

Certified to be a true copy,
E. URQUHART, Clerk.

KINGSTON, 30th December, 1824.

£31 5 0.

Received from the Board for settling the affairs of the pretended Bank of Upper Canada, lately established at Kingston, in this province, the sum of thirty-one pounds five shillings, currency, in full for a quarter's salary due me, as clerk to the said Board, from the 26th October to the 25th January, 1825.

Having signed duplicate receipts.
E. URQUHART, Clerk.

KINGSTON, 30th December, 1824.

£27 0 0.

Received from the Board for settling the affairs of the pretended Bank of Upper Canada, the sum of twenty-seven pounds, currency, in full for the rent of a shop (the property of the late Lawrence Herchmer) occupied by the aforesaid named board, as an office for nine months, from the 25th April 1824 to the 25th January, 1825.

Having signed duplicate receipts.
JOHN KIRBY, Executor.

Statement of accounts for services rendered the Board for settling the affairs of the pretended Bank of Upper Canada, which remain unpaid.

C. Fothergill's account for advertising in the Weekly Register,	4	1	7
James McFarlane's account as printer and notary public,	0	0	0
Henry J. Boulton's account of costs in the suit against Thomas Dalton,	33	2	2
Henry J. Boulton's account of costs in the suit against S. Bartlett,	32	19	8
Ailan McLean's account of costs in the suits against S. Bartlett, T. Dalton, W. B. Smith, Lewis Day, & William Dalton, &c. &c.	296	19	6
	£	377	2 11

Kingston, 8th January, 1825.

E. URQUHART, Clerk.

(COPY.)

YORK, 26th October, 1823.

MR. E. URQUHART,

In account with the Upper Canada Gazette Office, Dr.

1823—May 1.	To postage of letter with advertisement,	0	0	9
	To advertising settlement of the affairs of the pretended Bank of Upper Canada, 31 lines 28 weeks,	4	0	1
November,	To postage with order to discontinue,	0	0	9
		£	4	1 7

Certified to be a true copy.

E. URQUHART, Clerk.

The Board for settling the affairs of the pretended Bank of Upper Canada lately established at Kingston,

To James McFarlane, Dr.

1823—June 7	To protesting promissory note drawn by Henry Thorpe in favor of Benjamin Fairfield for 20 <i>l</i> .	0 12 6
9	To protesting promissory note drawn by Francis Raynes in favor of Archibald Richmond for 104 <i>l</i> .	0 12 6
19	To protesting promissory note drawn by Theodore Brockett in favor of David English for 10 <i>l</i> .	0 12 6
21	To protesting promissory note drawn by Andrew Austin in favor of Benjamin Olcott for 43 <i>l</i> . 10 <i>s</i> .	0 12 6
July 31	To protesting promissory note drawn by Simeon Morrell in favor of Benjamin Olcott for 30 <i>l</i> .	0 12 6
August 2	To protesting promissory note drawn by John Brewer in favor of John Harkes for 19 <i>l</i> . 7 <i>s</i> . 2 <i>d</i> .	0 12 6
18	To protesting promissory note drawn by Orange Hayes in favor of Halden & Moore for 25 <i>l</i> .	0 12 6
September 10	To protesting promissory note drawn by Etienne Petrie in favor of Archibald Richmond for 25 <i>l</i> .	0 12 6
13	To protesting promissory note drawn by Archibald McDonell in favor of Pat. Smyth for 40 <i>l</i> .	0 12 6
	To protesting promissory note drawn by David Perry in favor of R. Perry for 10 <i>l</i> .	0 1 6
	To protesting promissory note drawn by Elijah Beech in favor of Micajah Purdy for 39 <i>l</i> . 4 <i>s</i> . 7 <i>d</i> .	0 12 6
29	To protesting promissory note drawn by George Smith in favor of the commissioners for settling the affairs of the pretended Bank of Upper Canada 67 <i>l</i> . 3 <i>s</i> . 10 <i>d</i> .	0 12 6
November 15	To protesting promissory note drawn by Archibald McDonell in favor of John McLean for 30 <i>l</i> .	0 12 6
December 27	To protesting promissory note drawn by John Everitt, Jun. in favor of John Everitt, Sen. for 78 <i>l</i> . 6 <i>s</i> . 9 <i>d</i> .	0 12 6
		£ 8 15 6
	To inserting notice to holders of certificates, &c. in the Kingston Chronicle, 51 lines,	0 17 0
	To continuing do 2 weeks at 1 <i>d</i> . per line,	0 8 6
	Currency, £	10 0 0

A true copy

E. URQUHART,

Clerk.

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1824.

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Clerk.

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377 2 11

, Clerk.

, 1823.

ice, Dr.

0	0	9
4	0	1
0	0	9
4	1	7

, Clerk.

(COPY)

B. R. Michaelmas Term, 5th Geo: 4th.

The Board, &c. }
vs. }
Dalton. }

COSTS.

Michaelmas 4th Geo: 4th.

Instructions to pro-cute 2 s. attending for writ, 2s. 6d.	1	2	6
Paid for writ. 3s. fee on writ. 5s. copy 1s.	0	9	0
Notice on copy 3s 6d. attending Sheriff 2s. 6d. postage 1s. 6d.	0	7	6
	£	1	19 0

Hilary Term, 4th & 5th Geo: 4th.

Attending to search for return 2s. 6d. attending Sheriff 2s. 6d.	0	5	0
Drawing Affidavit of service, 5s. swearing 1s.	0	6	0
Attending to file Return, 2s. 6d. paid 1s. postage of return paid 1s. 6d.	0	6	0
Attend to search for appearance, 2s. 6d.	0	2	6
Drawing Declaration ¼ fol 5s. 6d. 2 copie- 5s. 6d.	0	11	0
Attending to file declaration 2s. 6d. paid 6d. Attending to serve copy 2s 1d.	0	5	6
Demand of plea. copy and service, 3s. 6d.	0	3	6
Attending court when motion made for time to plead.	0	2	6
Term Fee,	0	5	0
	£	4	5 0

Drawing copy of bo d (Over having been demanded,) 6 fol. 6s. copy 3s. attending to deliver same, s. 6.	0	11	6
Attending to examine pleas filed with copies,	0	2	6
Instructions for replication to pleas,	0	5	0
Drawing replication and demurrer, 4 fol. 4 copies, 4s.	0	8	0
Attending to file replication, 2s. 6d. paid 6d. Attending to serve copy 2s 6d.	0	5	6
Drawing assignment of branches 5 fol.	0	5	0
Engrossing the paper book 31 fol	0	15	6
Attending for rule to return 2 s. 6d. paid 1s. fee on rule, 5s.	0	8	6
Attending to deliver paper book,	0	2	6
Notice of trial,	0	3	6
Engrossing record 34 fol.	0	17	0
Attending to pass and fee 5s. paid 5s. 6d.	0	10	6
Entering proceedings on Roll, 32 fol.	0	16	0
Attending to file Roll,	0	2	6
Instructions for brief 5s. Drawing same 10 fol. 20s.	1	15	0
Copy for counsel 15s. attending him therewith 2s. 6d.	0	17	6
Fee to Counsel and attending,	1	3	4
Fee to second Counsel,	5	16	8
Attending to enter cause, 2s. 6d. assize fee, 6s. 8d.	0	9	2
	£	19	9 2

Easter Term, 5^h Geo. 4th.

Instructions to argue points reserved,	0 5 0
Drawing brief 9 ^o fol. 90s. Copy 4s. Attending counsel, 2s. 6d.	6 17 6
Attending Court to argue points reserved,	0 2 6
Fee on argument, 23s 4d. Term fee 5s.	1 8 4
£	<u>28 13 6</u>

1 2 6
0 9 0
0 7 6

19 0

Trinity Term, 5th Geo. 4th.

Attending court to move for Judgment	0 2 6
Fee on Motion 11s. 8d. attending court when Judgment given	0 19 2
2s. 6d. Term fee 5s.	
£	<u>29 15 2</u>

0 5 0
0 6 0

0 6 0
0 2 6
0 11 0

Attending for a subpoena 2s. 6d. paid 2s. 6d. fee 5s. Attending Sheriff 2s. 6d.	0 12 6
Four subpoena tickets,	0 8 0
Disbursed,	£ 30 15 8

0 5 6
0 3 6
0 2 6
0 5 0

4 5 0

Clerk of Assize, 20s. Sheriff for service 2s. 6d.	1 2 6
Distringas vs. Jury 13s. crier 4s.	1 4 0
£	<u>33 2 2</u>

Certified to be a true copy.

E. URQUHART, Clerk.

B. R. Michaelmas Term.

The Board, &c. }
vs. }
Bartlett. }

COSTS.

Michaelmas 4th Geo. 4th.

Instructions to prosecute 20s. Attending for writ, 2s. 6d.	1 2 6
Paid for writ, 3s. fee on writ, 5s. copy, 1s.	0 9 0
Notice on copy, 3s. 6d. Attending Sheriff 2s. 6d. postage 1s. 6d.	0 7 6
£	<u>1 19 0</u>

0 11 6
0 2 6
0 5 0
0 8 0

0 5 6
0 5 0
0 15 6
0 8 6
0 2 6
0 3 6
0 7 0
0 10 6
0 16 0
0 2 6
1 15 0
0 17 6
1 3 4
5 16 8
0 9 2

19 9 2

Hilary, 4th and 5th Geo. 4th.

Attending to search for return. 2s. 6d. attending sheriff, 2s. 6d.	0 5 0
Drawing affidavit of service, and attending to swear, 5s. paid 1s.	0 6 0
Attending to file return, 2s. 6d. paid 1s. postage of return, 1s. 6d.	0 5 0
Attending to search for appearance,	0 2 6
Drawing declaration, 11 fol. 11s. 2 copies, 11s.	1 2 0
Attending to file declaration. 2s. 6d. paid 6d. Attending to serve copy 2s. 6d.	0 5 6
Demand of plea, copy, and service,	0 3 6
Attending court when motion made for time to plead,	0 2 6
Term fee,	0 5 0
£	<u>4 16 0</u>

Drawing copy of bonds, 10 fol. (oyer having been demanded,) 10s, copy 5s.	0 15 4
Attending to deliver copy 2s 6d. attending to search for plea 2s 6d.	0 5 0
Attending to examine pleas filed with copies,	0 2 6
Instructions for replication to pleas,	0 5 0
Drawing demurrer and replies, 18 fol.	0 18 0
2 copies 18s. attend. to file demurrer, 2s. 9d. paid 6d.	1 1 0
Attending to serve copy,	0 2 6
Drawing assignment of breaches 16 fol.	0 16 0
Engrossing the paper book 76 fol.	1 18 0
Attending to deliver, 2s. 6d. Attending for rule to return 2s. 6d.	0 5 0
Paid for rule 1s. fee thereon, 5s.	0 6 0
Notice of trial,	0 3 6
Engrossing the Record 78 fol.	1 19 0
Attending to pass and fee, 5s. paid 5s. 6d.	0 10 6
Entering proceedings on roll 76 fol.	1 18 0
Attending file roll,	0 2 6
Instructions for brief 5s. drawing same 40 fol. 40s.	2 5 0
Copy for counsel 2 s. attending counsel 2s. 6d.	1 2 6
Fee to counsel and attending,	1 3 4
Fee to second council,	5 16 8
Drawing two notices to produce a pamphlet and copies,	0 7 0
Attending court 6s. 8d. Attending to enter cause 2s. 6d.	0 9 2
	<hr/>
	27 7 2

Attending for subpoenas 2s. 5d. paid for 2 subpoenas 5s.
Fee thereon, 10s. attending Sheriff 2s. 6d.

0 7 6
0 12 6
<hr/>
28 17 2

Six tickets.

0 12 0
<hr/>
29 19 2

Clerk of Assize,
Sheriff 2s. 6d. distringas 6s.
Jury 13s. Crier 7s.

1 1 0
0 7 6
1 2 0
<hr/>
£ 32 19 8

Certified to be a true copy.

H. URQUHART, Clerk.

The Co

1823—A1

The cha
continued,
added on,

(COPY.)

The Commissioners for settling the affairs of the pretended Bank
of Upper Canada,

To Allan McLean, Drs.

1823—April 12,	To a General Retainer,	10	0	0	
	To Sundry attendances and opinions on the subject of obtaining the papers of the late Bank,	5	0	0	
	To this sum charged by the Solicitor General for an opinion on the Law,	2	6	8	
	To costs of suit, Markland et. al. vs. Bartlet,	3	2	6	
	To costs of suit, Markland et. al. vs Thomas Dalton,	12	1	4	
	To do do vs. W. B. Smyth,	12	1	4	
	To do do vs. Lewis Day,	12	1	4	
	To do do vs. Wm. Dalton,	12	1	4	
	To Drawing Assignment of Dalton's Bond,	2	0	0	
	To do do Bartlet's	2	0	0	
	To the following counsel fees to Mr. Jonas Jones, in the cause of Thomas Dalton,	3	10	0	
	To do do W. B. Smyth,	3	10	0	
	To do do W. Dalton,	3	10	0	
	To do do Lewis Day,	3	10	0	
	Instructions to sue as per list transmitted to me by the Bank commissioners, and retainers, being 181 Suits,	181	0	0	
	To notices to the persons included in suits,	22	12	6	
	To costs of T. S. Whitaker,	3	2	6	
	To attending commissioners on several occasions, and instructions in the suits instituted at York, a- gainst Bartlett and Dalton;	3	10	0	
		£	236	19	6

The charge which composes the sum of £181, and £22 12 6, the actions were not continued, in consequence of the suits tried at York, and many points reserved, not decided on, prevented the foregoing actions being continued.

Certified to be a true copy,

E. URQUHART, Clerk

RT, Clerk.

List of persons holding Stock in the pretended Bank of Upper Canada.

No. of Stockholders.	NAMES.	No. of shares at \$27 each.	Nominal amount.	Amount actually paid in.	REMARKS.
1	Austin Andrew,	10	250	80	Being 32 per cent on each.
2	Arnold Thomas,	10	250	80	
3	Asher Alexander,	5	125	40	
4	Armstrong James,	12	300	96	
5	Armstrong E. W.	5	125	40	
6	Armour & Shedden,	5	125	40	
7	Balfour John M.	10	250	80	
8	Bartlett Smith,	98	2450	784	
9	Bell John,	2	50	16	
10	Barker Abram,	5	125	40	
11	Brown Dane,	10	250	80	
12	Brown Peter C.	2	50	16	
13	Blanchard Ephraim,	5	125	40	
14	Benson James,	5	125	40	
15	Brennan Barns,	5	125	40	
16	Beach Elijah,	5	375	120	
17	Boulton H. J.	27	675	216	
18	Brockett Theodore,	5	125	40	
19	Bryant James,	2	50	16	
20	Bowerman Israel,	5	125	40	
21	Blewer John,	10	250	80	
22	Clute John G.	3	75	24	
23	Coleman Thomas,	5	125	40	
24	Chisholm William,	5	125	40	
25	Cumming, John	20	500	160	
26	Corry, John	3	75	24	
27	Coleman, Robert,	10	250	80	
28	Cotter, James	6	150	48	
29	Cummings, Benjamin,	5	125	40	
30	Coy Haffel,	3	75	24	
31	Coleman, Richard	3	75	24	
32	Davy, Peter	5	125	40	
33	Denyke, Andrew,	5	125	40	
34	Dougal, James	5	125	40	
35	Dalton, Thomas	91	2275	728	
36	Dalton, William	55	1375	440	
37	Day, Lewis	15	375	120	
38	Dulmage, Elias,	4	100	32	
39	Evans & Atkinson,	10	250	80	
40	Edgar, David	5	125	40	
41	Eveitt, John Junr.	10	250	80	
42	English, David	3	75	24	
43	Ferguson, J. W.	10	250	80	
44	Forward, Abel P.	5	125	40	
45	Fellows Nathaa	2	50	16	

Stockholders.

No of

46	Fer
47	Fitz
48	Farl
49	Guil
50	Garc
51	Grat
52	Grah
53	Herr
54	Hage
55	Haw
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57	Hage
58	Hyoc
59	Haye
60	Harv
61	John
62	John
63	John
64	King
65	Lash
66	Lamb
67	Lake
68	McK
69	McLe
70	McDe
71	McLe
72	Moor
73	Miles
74	Murn
75	Morri
76	Moore
77	Misan
78	McDo
79	Miliga
80	Madd
81	Meigh
82	Madd
83	McGr
84	Murph
85	McCott
86	Perry
87	Powle
88	Payne
89	Perry
90	Palme
91	Perry
92	Perry
93	Purdy

No. of Stockholders.	NAMES.	No. of shares at \$25 each.	Nominal amt in	Amount actually paid in.	REMARKS.
46	Ferguson, John	10	250	80	being 32 per cent on each.
47	Fitz Gibbon, James	10	250	80	
48	Farley, Daniel	15	375	120	28 per cent only.
49	Guilderslieve, Henry	10	250	80	
50	Gardner, James	5	125	40	3. per cent on each.
51	Grant, John	5	125	40	
52	Graham, Henry	10	250	80	
53	Hermans, J. L.	15	375	120	
54	Hagerman, Daniel	10	250	80	
55	Hawley, Sheldon	5	125	40	
56	Hawley, Davis,	1	25	8	
57	Hagerman, C. A.	20	500	160	
58	Hynes, John	10	250	80	
59	Hayes, Orange	5	125	40	
60	Harvey, Theophilus,	4	100	32	
61	Johnston, Stephen & Co	50	1250	400	
62	Johns, Solomon	5	125	35	10
63	Johnson, John	4	100	32	
64	King, John	10	250	80	
65	Lasher, Henry	5	125	40	
66	Lamb, W. B.	25	625	200	
67	Lake, John	2	50	16	
68	McKenzie, Collin	6	150	48	
69	McLeod, Neil	40	1000	320	
70	McDowal, Robert	4	100	32	
71	McLean, John	25	625	200	
72	Moore, John	10	250	80	
73	Miles, Stephen	10	250	80	
74	Murney, Henry	20	500	160	
75	Morrill, Simeon	5	125	40	
76	Moore & Holden,	5	125	40	
77	Misani, John T. De	10	250	80	
78	McDonell, Archibald	10	250	80	
79	Miligan, John	3	75	24	
80	Madden, John	2	50	16	
81	Meighan, Robert	30	750	240	
82	Madden, Thomas	1	25	8	
83	McGregor, Hugh	10	250	80	
84	Murphy, Thomas	5	125	40	
85	McCott, Benjamin	5	125	40	
86	Perry, Ebenezer	4	100	32	
87	Powley, James	3	75	24	
88	Payne, W. R.	5	125	40	
89	Perry, Daniel	7	175	56	
90	Palmer, Noble	25	625	200	
91	Perry, Robert	5	125	40	
92	Perry, David	2	50	16	
93	Purdy, Micajah, Jun.	10	250	80	

No. of Stockholders.	NAMES.	No. of shares at £25 each.	Nominal amount	Amount actually paid in.	REMARKS.
94	Petrie, Etienne	20	500	160	
95	Patten, Andrew	5	125	40	
96	Richmond, Archibald	31	775	248	
97	Riede, Mary Ann	5	125	40	
98	Radigor, Nicholas	5	125	40	
99	Ratter, John	5	125	40	
100	Richmond, David	2	50	16	
101	Raynes, Francis	10	250	80	
102	Richardson, Robert	20	500	160	
103	Smyth, Amey Anne	4	100	32	
104	Stuart, George O'Kill	10	250	80	
105	Smyth, Patrick	10	250	80	
106	Stoughton, John	10	250	80	
107	Spencer, John	5	125	40	
108	Stennett, William	15	375	120	
109	Smyth, W. B.	10	250	80	
110	Small John	12	300	96	
111	Spillsbury, F. B.	3	75	24	
112	Stanton, Robert	5	125	40	
113	Shepard, Ebenezer	10	250	80	
114	Scantlebury, John	20	500	160	
115	Thomson, Hugh C.	5	125	40	
116	Thorp, Henry	5	125	40	
117	Thompson, Joseph	5	125	40	
118	Vincent, John	4	100	32	
119	Underhill, Thomas	6	150	48	
120	Whitney, Benjamin	60	1500	480	
121	Whitaker, Thos. S. & Co.	40	1000	320	
122	Wilson, James	7	175	56	
123	Ward, Elijah	2	50	16	
124	Ward, Thomas	2	50	16	
125	Watson, J.	1	25	8	
			£ 34825	11136 10	

RECAPITULATION.

125 Stockholders.

1393 shares subscribed for at £25 each, making the nominal sum of £34,825.

On 1388 shares 32 per cent has actually been paid in, and on 5 shares 26 per cent ditto, making together £11,136 10 actually paid in.

Kingston, 8th January, 1825.

E. URQUHART, Clerk.

Account

Date

1825—1826

June

Account of bills of the pretended Bank of Upper Canada redeemed
by certificates.

DATE.	No. of certifi- cate.	TO WHOM GRANTED.	Amount lls. Cur'cy.
1823—May	2	1 G. Markland,	368 2 2
	2	David Rankin,	29 10 0
	3	Do.	12 0 0
	4	J. Harris,	2 10 0
	5	David Rankin,	4 10 0
	6	Do.	26 10 0
	7	A. McLeod,	83 0 0
	8	R. Griffin,	315 0 0
	9	C. Purcell,	6 0 0
	10	R. M. Long,	42 0 0
	11	McGill and Company,	29 15 0
	12	D. Brooks,	265 5 0
	13	C. Bowman,	113 6 0
	14	J. Simpson,	21 0 0
	15	J. C. Bird,	52 0 0
3	16	D. Fisher,	248 5 0
7	17	R. Coleman,	23 0 0
	18	J. Mitchell,	6 5 0
9	19	W. Campbell,	20 0 0
	20	John M Kenzie,	15 10 0
	21	William Driscoll,	25 5 0
12	22	Jonas Abbott,	34 10 0
13	23	Alexander Pringle,	1 0 0
	24	Pringle and Macaulay,	22 0 0
	25	J. P. Bowers,	8 15 0
14	26	R. M. Long,	45 5 0
15	27	David Rankin,	11 15 0
19	28	J. Carey,	9 0 0
21	29	Clark and Street,	43 15 0
26	30	L. Vaughan,	262 15 0
29	31	H. Wood,	60 0 0
30	32	John M Kenzie,	12 10 0
June	9	David Rankin,	1 15 0
10	33	R. M. Long,	52 15 0
	34	Forsyth, Richardson & Co.	58 15 0
13	35	George Tisdale,	100 0 0
	36	O. Robbins,	1 10 0
17	37	George Brouse,	1 10 0
18	38	J. P. Williams,	4 1 0
	39	D. Smart,	1 10 0
25	40	Wm. Dalton,	1 10 0
26	41	A. Shaw,	6 1 0
27	42	A Ferguson,	18 0 0
	43	S. & W. Spragg,	41 10 0
	44	S. Scripture,	8 0 0
28	45	J. M Kenzie,	10 0 0
	46	Jonas Jones,	72 1 0
30	47	J. S. Marwin,	28 0 0
	48		
	49		
	50		
		Carried forward,	£ 2728 7 2

f £34,825.
ares 26 per

Clerk.

		Brought forward, £		2728	7	2
1823--June	30	51	J. B. Macaulay,	22	15	0
July	5	52	D. Chisholme,	215	10	0
		53	Jonas Abbott,	2	10	0
	8	54	P. Glassford,	15	5	0
	10	55	H. Norton,	13	5	0
	12	56	F. Collins,	30	5	0
	26	57	G. N. Seymour,	7	15	0
		58	A Hooker,	4	10	0
		59	J. W. Little,	1	10	0
		60	E. Villas,	19	5	0
	31	61	J. McKenzie,	25	15	0
Aug.	11	62	G. Brouse,	1	10	0
		63	McGill, and Dowie,	52	5	0
	17	64	J. McCutcheon,	18	16	0
	17	65	Thomas McCormick,	10	10	0
		66	A Hooker,	17	0	0
	21	67	J. O'Donovan,	1	15	0
	25	68	D. Sutherland,	1	5	0
	27	69	J. Porteous,	10	5	0
Sept.	5	70	D. Thompson,	47	10	0
	11	71	A Webster,	11	10	0
	12	72	C. Jones,	12	10	0
Oct.	2	73	Molson & Sons,		0	0
Nov.	4	74	C. Reade,	1	0	0
	24	75	David Rankin,	0	15	0
May	13	76	James Gordon,	0	15	0
		77	George Brouse,	5	5	0
		78	J. P. Bowers,	0	10	0
		79	F. Walsh,	6	10	0
		80	A. O'Connor,	1	10	0
Nov.	24	81	David Rankin,	16	5	0
Dec.	29	82	W. F. Gates,	110	15	0
		83	J. Dunn,	24	10	0
1824--Feb.	6	84	A. M'Lean,		10	0
	9	85	James Woods,	1	15	0
	12	86	Wm. Claus,	5	10	0
	13	87	A. M'Pherson,	5	0	0
	20	88	H. Johnson,	80	0	0
		89	A. M'Lean,	1989	15	0
	27	90	John Young,	16	0	0
March	5	91	Job Loder,	17	15	0
	8	92	J. Applegarth,	6	0	0
	17	93	H. G. Forsyth,	0	10	0
		94	Francis Baby,	8	10	0
		95	G. Silbert,	2	5	0
		96	B. Mooney,	119	4	3
	18	97	A. & W. Morris,	17	10	0
		98	R. M'Kenny,	11	5	0
April	2	99	J. Dunham,	4	5	0
		100	D. Smart,	45	0	0
		101	D. Rankin,	2	10	0
	14	102	D. M'Donell,			
Carried forward,				£	3900	1 5

May
June
July
August
Sept.
Oct.
May
1824--F
1823--J

728 7 2
 22 15 0
 215 10 0
 2 10 0
 15 5 0
 13 5 0
 30 5 0
 7 15 0
 4 10 0
 1 10 0
 19 5 0
 25 15 0
 10 0
 5 5 0
 18 16 0
 10 10 0
 17 0 0
 0 15 0
 1 5 0
 10 5 0
 45 10 0
 11 10 0
 12 10 0
 1 0 0
 0 15 0
 0 15 0
 5 5 0
 0 10 0
 6 10 0
 1 10 0
 16 5 0
 110 15 0
 24 10 0
 1 15 0
 5 10 0
 5 0 0
 80 0 0
 1989 15 0
 16 0 0
 17 15 0
 6 0 0
 0 10 0
 8 10 0
 2 5 0
 119 4 3
 17 10 0
 11 5 0
 4 15 0
 45 0 0
 26 10 0
 5900 1 5

		Brought forward, £		900	1	5
	22	103	D. Vanalstine,	5		
	29	104	T. Markland,	9	3	
May	1	105	J. Williams,		15	
	8	106	J. Fitzgibbon,	9		
	15	107	T. Torrance,	5		
	19	108	William Chisholme,	7	10	
	22	109	Hugh C. Thomson,	31		
	25	110	Hedge & Lyman,	12	0	
June		111	Nicholas Amey,	8	10	
	4	112	P. H. Hamilton,	33	10	
	16	113	James Woods,	6		
		114	James Cooper,	15	15	
July	14	115	Wm. Driscoll,	9		
	17	116	Jonas Jones,	14		
	29	117	J. B. Robinson,	12		
August	3	118	L. Vaughan,	27		
	5	119	A. M'Lean,	86		
	23	120	W. F. Gutes,	6		
Sept.	20	121	John Carey,	3		
	27	122	H. D. Sewell,	70	17	
	30	123	J. Q. Adams,	31		
Oct.	15	124	J. R. Armstrong,	8		
	18	125	J. Russel,	5		
		126	A. Bigelow,	36		
		127		45	1	
		128	Thomas Dickson,	6		
		129	Thomas Dickson,	7		
		130	James Gordon.	1		
TOTAL ISSUED,				£	6151	1 5
DEDUCT,						
May	13	27	Cancelled and 74, 75, 76, 77, & 78, issued in lieu,	8	15	
1824--Feb.	27	88	Redeemed H. Johnston's,	5		
1823--July	10	55	do. H. Norton's,	13	5	
	5	5	do. D. Chisholme's,	215	10	
				24	11	0
In circulation,				£	09	5

Kingston, 8th January, 1825.

E. UKQUHART, Clerk.

Certificates issued sundry persons on account of claims against the pretended Bank of Upper Canada.

DATE.	Numbered	TO WHOM ISSUED.	Amount Cur'cy.		
			£	s	d
1823—May 7	18	William Duthie,	103	10	
	19	Thomas Hart,	102	17	8
	23	1 Nicholas Radiger,	4	11	6
July 11	2	George Stevens,	230	8	0
1824—Jan. 14	3	Charles Nevis,	17	6	6
May 5	4	James FitzGibbon,	16	7	5
June 1	5	Jerry Whitehead,	177	6	3
	11	John Spencer,	11	5	8
Oct. 9	7	John Crooks,	114	13	1
TOTAL ISSUED			£ 78	17	0
DEDUCT.					
1825—May 5	1	N. Radiger's redeemed,	4	11	6
July 23	18	Wm. Duthie's do.	103	10	
Sept. 17	2	George Stevens' do.	230	8	10
Oct. 18	3	Charles Nevis's do.	17	6	6
Total redeemed,			£ 355	6	10
Balance in circulation,			£ 423	0	2

Kingston, 8th January, 1825.

E. URQUHART, Clerk.

Debts due sundry persons on book accounts by the pretended Bank of Upper Canada.

NAMES OF CREDITORS.	AMOUNT.		
	£	s	d
Armstrong, Jack	1		
Asher, Alexander	7	10	
Armour and Sheldon	7	10	
Arnold, Thomas	74	17	5
Austin, Andrew,	3	10	
Brayley, James	2		
Brown, Daniel	150	9	11
Barker, Abraham	11		
Bryant, James,	50	16	3
Cumming, John	10	3	
Cotter, James	9		
Carried forward,	£ 328	16	7

Coleman
Coylo,
Cummin
Clute
Day, L
Dulmage
Davy, I
Denyke,
English,
Fralick,
Gardene
Graham,
Hart, J
Hawley,
Haynes,
Johnston
Lasher,
Meighun
Madden.
M'Kenzie
M'Dowal
Murphy,
Powley,
Perry, D
Petrie, E
Pringle, J
Richards
Richmond
Stennett,
Salmon, C
Shepherd,
Spillsbury
Scantlebur
Smith, W
Sinclair, A
Smith, Ge
Stanton, R
Taylor, S
Walmouth,
Whitney,
Watson, J

Ward, Th

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2	17	8
1	11	6
0	8	0
7	6	6
5	7	5
7	6	3
1	5	6
1	13	1
3	17	0
	1	6
	10	
	8	10
	6	6
	6	10
	0	2

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16	3
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16	7

	Amount brought forward, £	£28	16	7
Coleman, Richard		4	10	
Coylo, Michael		1	10	
Cumming Benjamin,		7	10	
Clute John G.		2		
Day, Lewis		9	6	
Dulnage, Elias		7	15	3
Davy, Peter		7	10	
Denyke, Andrew		7	10	
English, David		4	17	6
Fralick, Christopher		90	15	
Gardener, James		7	10	
Graham, William			19	9
Hart, John		45		
Hawley, Sheldon		7	10	
Hawley, Davis		1	10	
Haynes, John		72	15	
Johnston, Stephen		15	13	3
Lasher, Henry		7	10	
Meighan, Robert		41	10	
Madden, John		3		
M'Kenzie, Collin		9		
M'Dowall, Robert		6		
Murphy, Thomas		33	5	
Powley, James		4	10	
Perry, D.		2	6	6
Petrie, Etienne		6	8	
Pringle, John		65		
Richardson, Robert		33	9	5
Richmond, Archibald		44	15	
Stennett, William		2	3	5
Sahnon, George		26		
Shepherd, Ebenezer		25	17	2
Spillsbury, T B.		1	2	7
Scantlebury, John		30		
Smith, W. B.		70		
Sinclair, Alexander		23	5	
Smith, George		19	10	
Stanton, Robert		65	8	5½
Taylor, Samuel		16	5	7½
Walmouth, William		40		
Whitney, Benjamin		166	15	7½
Watson, John		1	16	5
Ward, Thomas	£	1388	5	8½
		3	0	0
	£	1391	5	8½

Kingston, 8th January, 1825.

E. URQUHART, Clerk

Dr. Bank Note Account, Cr.

To amount received from the Graphic company per invoice No. 1.	\$								
		151200	0	0					27100 15 0
To amount received from ditto per invoice No. 2.		105372	0	0					51284 15 0
To amount received from ditto per invoice No. 3.		154063	0	0					5245 15 0
	\$	110635	0	0					1041 15 0
or	L	102658	15	0					10147 0 0
		102658	15	0					7538 15 0
		L							0-658 15 0

By amount of blanks destroyed by the directors,
 By amount of redeemed notes destroyed by the directors,
 By amount of redeemed notes destroyed by the agent and directors.
 By amount of notes redeemed by the directors and destroyed by the board.
 By amount redeemed and destroyed by the board per state ment, L10447 4 3
 Deduct of small bills 4 3
 Balance apparently in circulation, L

Kingston, 8th January, 1825.

E. URQUHART, Clerk.

List of notes of hand, the property of the pretended Bank of Upper Canada.

DRAWER.	ENDORSER.	WHEN DUE.	Am't currency.	REMARKS.

List of notes of hand, the property of the pretended Bank of Upper Canada.

DRAWER.	ENDORSER.	WHEN DUE.	Am't currency.	REMARKS.
S. Johnston & Co.	Festus Clark.	1820—12th November	250 0 0	
John Vincent,	J. Etwere and E. Ward,	1821—31st August	25 0 0	
Thomas Dalton,	Smith Bartlet,	10th September	100 0 0	
J. Scantlebury,	P. Smyth and C. A. Hagerman,	13th September	49 14 6	
F. F. Hall,	John McLean,	20th September	69 6 0	Deducted, see total.
Daniel Brown,	[Moore,	8th October	251 6 3	do.
J. Cummings,	Macaulay, Ferguson, Smyth, and	29th November	303 10 0	Balance.
S. Johnston & Co.	A. McDonnell, and Robert Junie,	18th December	75 0 0	
W. R. Payne,	Elisha Allen,	19th December	63 0 0	
R. Meighan,	John Pringle,	19th December	130 0 0	
John Ferguson,	Accepted by James Wilkie,	23d June	40 0 0	Balance.
Alexander Grothiers,	Arthur Gifford,	15th August	57 0 0	
Ferris and Ward,	Thomas Dalton,	21st August	11 5 0	
Edward Robbins,	S. Washburn,	22d August	200 0 0	
John Fringle,	Thomas Dalton,	28th August	50 0 0	
John Ferguson,	Ditto.	7th September	75 0 0	
T. S. Whitaker,	George O. K. Stewart and K.	12th September	257 10 0	Balance.
E. Ward,	Archibald Richmond,	24th September	33 0 0	
John Ferguson,	Neil M. Leod,	25th September	125 0 0	
John Grant,	C. A. Hagerman,	30th September	161 13 9	
John King,	John Vincent,	5th October	16 0 0	
William Stennett,	W. B. Smyth, & J. W. Ferguson,	5th October	45 0 0	
John Small,	Smith Bartlet,	11th October	40 10 0	
R. M'Dowall,	Thomas Dalton,	13th October	144 0 0	
A. Denyke,	J. M. Balfour,	2d November	180 0 0	
Elias Dulaage,	J. Ferguson & C. Small,	10th November	118 0 0	Balance.
	Henry Thorp,	17th November	10 0 0	
	James Gardener,	17th November	40 0 0	
	J. R. Armstrong,	25th November	45 0 0	

Benjamin Cumming.	J. M. Balfour,	25th November	10	0	0	Balance,
J. Scantlebury,	Thomas Dalton & A. Richmond,	29th November	190	0	0	
John Ferguson,	William B. Smyth,	30th November	20	0	0	
James Gardiner,	Simeon Morrill,	30th November	20	0	0	
Ditto.	Robert Richardson,	7th December	35	0	0	
Thomas Murphy,	Thomas Murphy,	21st December	70	0	0	
Ditto.	J. W. Ferguson,	22d December	73	0	0	
Micajah Purdy,	Micajah Purdy Sen'r.	23d December	850	0	0	Balance,
Benjamin Whitney,	Geo. O. K. Stuart & J. McLean,	1823—4th January	90	0	0	
John Hynes,	John Moore and J. Atkinson,	5th January	137	10	0	
Noble Palmer,	Theodore Brockett,	10th January	119	0	0	
E. Sheperd,	Thomas Nash & Thomas Dalton,	11th January	59	5	9	
John Hynes,	None,	15th January	11	10	0	Balance.
John G. Clute,	Henry Thorp,	17th January	72	0	0	
Henry Graham,	Sellibs E. Burley & J. Moore,	22d January	160	0	0	
John Johnson,	J. W. Ferguson,	26th January	32	0	0	Balance.
J. L. Hermans,	Joseph Thompson,	29th January	118	0	0	
David English,	J. Brockett and N. Palmer,	5th February	28	10	0	Balance.
Abraham Barker,	J. W. Leavins,	12th February	17	18	7	do.
Noble Palmer,	D. English and Theophilus	16th February	63	9	10	
Mary A. Reid,	Hummel Madden,	19th February	47	10	0	
J. Madden,	J. W. Ferguson,	21st February	50	0	0	
J. W. Ferguson,	John Ferguson,	21st February	70	0	0	
Ditto.	A. Manahan,	21st February	40	0	0	
James Bryant,	James Atkinson,	22d February	58	0	0	
Thomas Arnold,	T. Cartwright & Geo. O. Stuart,	22d February	47	9	7	Balance,
John Moore,	Neil McLeod,	2d March	223	10	0	
Thomas Coleman,	James Atkinson,	7th March	33	13	9	
W. R. Payne,	John Everitt,	8th March	105	0	0	
John Stoughton,	Accepted by James Wilkie,	4th April	65	0	0	
John Lake,	H. C. Thompson,	12th April	18	0	0	
W. R. Payne,	John Ruter,	13th April	18	0	0	
	Accepted by James Wilkie,	28th April	100	0	0	

Francis Raynes,

Archibald Richmond,

1823 30th April

104 0 0

John Moore,
Thomas Coleman,
W. R. Payne,
John Stoughton,
John Lake,
W. R. Payne,
James Atkinson,
John Everitt,
Accepted by James Wilkie,
H. C. Thompson,
John Rorer,
Accepted by James Wilkie,

33 13 9
105 0 0
65 0 0
18 0 0
100 0 0

8th March
4th April
12th April
13th April
28th April

Francis Raynes,
Henry Thorp,
Theodore Brockett,
Andrew Austin,
Simeon Merrill,
John Brewer,
W. B. Lamb,
Christopher Fralick,
Orange Hayes,
Stephen Miles,
Etienne Peirie,
Archibald McDonell,
David Beach,
David Perry,
Stephen Miles,
George Smith,
Christopher Fralick,
Archibald McDonell,
Evans and Atkinson,
John Everitt,
Archibald Richmond,
Christopher Fralick,
Hugh McGregor,
Thomas Underhill,
Theophilus Harvey,
Alexander Asher,
Wm. Stoughton,
Archibald Richmond,
Benjamin Fairfield Jun'r.
David English,
Benjamin Olcott,
Ditto,
John Harkes,
John Bartlet,
J. L. Fralick,
Holden and Moore and W. Hayes,
B. Olcott and H. C. Thomson,
A. Richmond and J. Dalton,
Patrick Smyth,
Micajah Purdy,
Robert Perry, Jun'r.
H. C. Thomson,
None.
J. L. Fralick,
John McLean,
Archibald Richmond,
John Everitt, Sen'r.
James Atkinson,
J. L. Fralick,
Neil McLeod,
Theophilus Harvey,
Thomas Underhill,
P. Fillete & Wm. Rennie,
C. A. Hagerman & J. Stoughton,

1823

Balance,
Balance,

104 0 0
20 0 0
40 0 0
43 10 0
30 0 0
19 7 2
260 0 0
30 0 0
25 0 0
45 0 0
150 0 0
40 0 0
39 4 7 $\frac{1}{2}$
10 0 0
15 0 0
67 3 10
44 0 0
30 0 0
100 0 0
71 6 9
56 0 0
44 0 0
50 0 0
10 10 0
16 0 0
19 2 8
65 17 4

30th April
7th June
19th June
21st June
31st July
2d August
10th August
14th August
18th August
18th August
18th August
13th September
14th September
14th September
17th September
29th September
14th November
15th November
5th December
28th December
2d February
14th February
11th March
30th August
1st September
24th November
19th December

Included in list of not.
received from R. Coleman.
Esquire, Agent.

£ 7483 14 4 $\frac{1}{2}$
Deduct Thomas Dalton's note for

£ 7383 14 4 $\frac{1}{2}$

Kingston, 8th January, 1825.

E. URQUHART, Clerk.

Debts due the pretended bank of Upper Canada by sundry persons on book accounts.

NAMES OF PERSONS.	Amount currency.	REMARKS.
Boulton, G. S.	25 0 0	
Balfour, J. M.	4 5 2	
Benson, James	1 0 0	
Bartlet, Smith	4389 0 0	Balance of bond
Franch, Bank U. S.	35 17 6	
Carey, John	5 0 0	
Campbell, Duncan	29 15 6½	
Dalton, Thomas	3476 0 2½	Balance of bond
Evans and Atkinson,	179 17 0	
Ferguson, John	16 8 0	
Graham, Henry	726 12 10	
Graves, George,	140 0 0	
King, John	109 2 6	
Misani, J. T. De	25 0 0	
M'Donell, Archibald	4 13 9	
M'Lean, John	16 3 8½	
Madden, Thomas	1 8 6	
M'Donell, Archibald,	1 0 0	
M'Leod Alexander	6 5 3	
M'Cluneghen, George	2 4 0	
Manahan, Anthony	7 2 4½	
Olcott, Benjamin	6 15 3	
Payne, W. R.	14 18 6	
Ross, William	12 10 0	
Radiger, Nicholas	9 9	
Reid, Mary Ann	27 10 0	
Stewart, William Estate	37 8 8	
Stoughton, William	2 13 6	
Scott, William	25 0 0	
Whitaker, Thomas	267 11 2	
£	9596 13 2	

Kingston, 8th January, 1825.

E. URQUHART, Clerk,

Debts due the pretended bank of Upper Canada transferred to the board by R. Coleman, late agent at York.

DEBTORS' NAMES.	AMOUNT	IN WHOSE HANDS AT PRESENT	REMARKS.
James Fitzgibbon	135 0 0	H. J. Boulton's, Esq.	Two notes of hand.
Rev. — Sampson	136 9 5	S. Washburn's Esq.	Return'd bill of exch.
Thomas Dalton	100 0 0	The Board's	A note of hand.
W. George Hepburne	25 0 0	S. Washburn's Esq.	Returned draft.
£	396 7 6		

Kingston, 8th January, 1825.

E. URQUHART, Clerk.

List of notes of hand the property of the pretended bank of Upper Canada, transferred to the board by C. A. Hagerman, Esq. late solicitor to the said institution.

DRAWER.

ENDORSER.

AMOUNT.

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List of notes of hand the property of the pretended bank of Upper Canada, transferred to the board by
 C. A. Hagerman, Esq. late solicitor to the said institution.

DRAWER.	ENDORSER.	AMOUNT.	REMARKS.
J. C. Brown,	Thomas Brown, J. Brown,	0 4 6	Balance,
W. Church,	Clark, Clute, Chubb, and Richmond,	12 10 0	
H. G. Berthrong,	Patrick Smyth,	5 0 0	
Benjamin Cumming,	J. M. Balfour,	180 0 0	Balance,
Hafel Coy,	C. A. Hagerman,	32 0 0	
Cyrus R. Benedict,	Hart, Scantlebury and Gardner,	9 0 0	
R. Williams,	Solomon Johns,	15 3 0	
Solomon Johns,	Moor and B. Bidwell,	50 18 9	
ditto.	Smith Bartlet,	31 16 4	
Abner Ives,	Thomas Dalton,	12 0 0	
ditto.	none.	50 0 0	
H. J. Boulton,	D. Eoulton, Junr.	250 0 0	
John Hart,	T. R. Cartwright,	20 0 0	
ditto.	Ditto.	20 0 0	
Benjamin Fairfield,	W. B. Lamb,	18 0 0	Balance,
Stephen Miles,	D. McKenzie and S. Bartlet,	160 6 5	
Thomas Williams,	Thomas Dalton,	40 13 3	
John Tuttle,	M. Coyle and John W. Ferguson,	13 9 3	
John Brewer,	G. O. K. Stuart, Day, Harkes, Tremair,	87 11 6	
Duncan McKenzie,	Church and Ingersol,	75 0 0	4 notes, a balance on the whole,
H. Casaday's cognovit,	Moore and Monjeau,	23 17 6	for balance of Coyle's note.
D. Farley,		23 0 0	
		1080 17 6	

Kingston, 8th January, 1825.

E. URQUHART, Clerk.

D.R. C. A. Hagerman, Esq. in account current with the pretended Bank of Upper Canada for notes of hand put into his hands for collection.

To amount of notes in the hands of C. A. Hagerman, Esq. as per R. Stanton's statement.	£1638 11 5.		
By R. C. Brown's note returned on which a balance remains of		0	4 6
" W. Church's note for twenty pounds in security for the payment of		12	10 0
" H. G. Berthrong's returned balance due on ditto		5	0 0
" Benjamin Cumming's note returned for		130	0 0
do		32	0 0
" Haffel Coy's		9	0 0
" Cyrus R. Benedict's		15	0 0
" E. Williams's		50	18 9
" Solomon John's		31	16 4
do		12	10 0
do		50	0 0
" Abner Ives		250	0 0
do		20	0 0
" H. J. Boulton's		20	0 0
do		20	0 0
" John Hart's		18	0 0
do		160	6 5
" Benjamin Fairfield's		40	13 3
" Stephen Miles's		13	9 3
" Thomas Williams's		87	11 6
do		75	0 0
" John Tuttle's		23	17 6
" John Brewer's 4 notes on which a balance is due of		23	0 0
" Duncan McKenzie's note returned for		297	1 44
" H. Casaday's cognovit for Coyle's balance		260	12 64
" D. Farley's note returned for			
" Annual of C. A. Hagerman's private account			
" Balance due by C. A. Hagerman, Esq.			
		£	1638 11 5

To balance, £1638 11 5
 £260 12 64

Kingston, 8th January, 1825.
E. URQUHART, Clerk.

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THE JOINT COMMITTEE,

To whom was referred the report of the commissioners appointed under the provincial statute 4th Geo. IV. chap 22d, for settling the affairs of the pretended Bank of Upper Canada and also the petition of John Cumming, Esq. and others, praying that they may be relieved from the restriction imposed upon them by the said statute in respect to the alienation of their real estate have considered the matters referred to them and agreed to the following report :—

The committee having examined the provisions of the statute above mentioned, and of that passed last session in amendment, and having perused the report of the commissioners, cannot but express their regret that since the legislature deemed it expedient to interfere, their interposition should have proved, hitherto, so very ineffectual.

Notwithstanding the measures of the commissioners, detailed in their present and in their preceding report, the creditors are to this moment wholly unsatisfied, and the only object which the legislature could have had in view remains unaccomplished. So far as the interests of those persons are concerned, whom it was the desire of the legislature to protect, it is to little purpose to examine whether the obstacles complained of by the commissioners as obstructing their proceedings were really insurmountable and whether in the execution of those powers committed to them, they pursued always the most judicious course.

The great error, in the opinion of the committee, seems to have been in the particular mode of interference adopted by the legislature, and although it is probable that most, if not all, of the difficulties which undoubtedly were left in the way of the commissioners, might, if foreseen have been effectually removed; the committee are of opinion that a system more simple might have been adopted which would have afforded a speedier and more certain indemnity to the public, with less chance of injury to the stockholders or directors of the institution.

To the last consideration the committee would not willingly appear to attach too much consequence because they are sensible that the stockholders, when they created an institution in direct violation of a positive statute are fully answerable for all the bad consequences to the public, though they may have arisen entirely from the misconduct of directors who must have been chosen by themselves, and with respect to the directors, the same reasoning applies with additional force. On the other hand however, as security to the public was most probably the only motive for legislative interference, the committee conceive that course was to be preferred which was likely to attain that object with the least injury to the association, because the indirect penalty, which, under any law of this kind, would fall upon the stockholders and directors, must fall unequally and might very probably be most injurious to those who had the least share in producing the mischief, and who would nevertheless be least willing to endeavour improperly to evade the consequences.

It appears to the committee, that instead of taking out of the hands of the association the management of their affairs, it would have been more prudent and every way less objectionable to have enabled them to compel the payment of debts contracted with them and to have made it their interest to settle with their creditors with the least possible delay—taking care to provide an ultimate recourse upon the property of the stockholders for making good any deficiency.

These results could, in the opinion of the committee, have been best accomplished by an act containing the provisions of the bill which they now beg leave to report—and which they are aware, would have been liable to much less exception had it been adopted before interference in another manner had been attempted. The committee have not failed to consider the objections which may be urged by the stockholders against putting matters on this footing at so late a period, but at the same time, they are sensible that the legislature had no other object in view but the protection of the pub-

Kingston, 8th January, 1825.
E. URQUHART, Clerk.

To balance, £260 12 6d

£1638 11 5

£1638 11 5

inc, and that if they have hitherto failed in extending relief, the persons creating the illegal institution have, neither in the management of it, nor by their conduct since its failure, established any claim to a consideration that should now interfere with the public interest.

The committee regret much to find how heavy an expense has been incurred by the commissioners in the discharge of a very arduous and disagreeable duty imposed on them by the legislature for which no remuneration whatever was provided: they have examined the accounts which shew that the sum of £441 7 9 has been actually disbursed by the commissioners from their private means, and that for £377 2 11 they are still morally, if not legally, responsible :

The propriety of taking this claim of the commissioners into immediate consideration need not be enforced by the committee.

J. BABY,

JOHN STRACHAN, *On the part of the legislative council*
JOHN B. ROBINSON, *chairman, committee house of assembly.*

WILLIAM MORRIS,

DAVID JONES,

Joint committee room, 11th April, 1825.

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