

# REPORT

ON

# CANADIAN ARCHIVES

BY

DOUGLAS BRYMNER, LL.D., F.R.S.C., ARCHIVIST

# 1901

*(Being an Appendix to Report of the Minister of Agriculture)*

*PRINTED BY ORDER OF PARLIAMENT*



OTTAWA

PRINTED BY S. E. DAWSON, PRINTER TO THE KING'S MOST  
EXCELLENT MAJESTY

1902



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# REPORT ON CANADIAN ARCHIVES

DOUGLAS BRYMNER, LL.D., F.R.S.C., ARCHIVIST.

The Honourable

SYDNEY A. FISHER,

Minister of Agriculture,

&c., &c., &c.

SIR,—I have the honour to present the report on Archives for 1901.

Since the last report was published there have been received from London 64 volumes of copies of State papers, namely: Upper Canada, 1840, 1841, 10 volumes; Lower Canada, 1840, 3 volumes; Nova Scotia, correspondence 3 volumes, Dispatches to Governors, 1768 to 1834, 13 volumes; Minutes of Executive Council, 1753 to 1785, 13 volumes; Journals of Legislative Council, 1758 to 1764, 4 volumes; New Brunswick, 1784 to 1796, 7 volumes; Hudson's Bay papers, 1673 to 1759, 3 volumes; Dartmouth papers, 1759 to 1784, 2 volumes; Admiralty papers, 1812 to 1815, 6 volumes. From Paris there have been received 24 volumes, namely: Ile Royale, 1740 to 1762, 18 volumes; Missions, 1760 to 1768, 2 volumes; Ile St. Jean, 1717 to 1758, 2 volumes; Prise de Louisbourg, 1758, 2 volumes. These have all been shelf-marked and placed on the shelves, making an addition to the previous collection of 88 volumes of State papers.

The work is conducted with the greatest care, so as to have exact transcripts of the documents that no errors may occur in the copies. Instructions have been given that whenever an apparent error is found in the original it shall be indicated by a slight pencil mark so as to save correspondence. The utmost regard is paid to economy in conducting the work of the branch, so far as that does not affect its efficiency.

Owing to my long continued and severe illnesses I have been unable to prepare the usual summary of the volumes reported on, or to select the documents to be printed in full in the report. The work was, however, carried on under my direction by Mr. Alexander Duff and Miss M. Casey, assistants, so that during my illnesses it has not been neglected. The calendars contained in the present report relate, to some extent, to a very critical period in the history of Canada and give a summary of the events leading up to the rebellion as well as to the rebellion itself. In addition to the documents in the State papers, the volumes relating to the same subject in the C series may be consulted with advantage. Sir Francis Bond Head, Lieut.-Governor at the time published a narrative of the transactions of the period in various forms, but the one that is most accessible is in a volume issued by John Murray, London, in 1839. This gives Sir Francis Head's side of the story. There are also documents relating to the

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clergy reserves, the disposal of which was a burning question, chiefly in Upper Canada, as it did not affect Lower Canada to the same extent. The dispatches about boundaries on the eastern frontiers may also be noted. The reports of the Gosford commission on grievances are to be found in the volumes marked Q 232 to 235, where they may be consulted. A careful examination of the calendars will give a fair idea of the contents of the State papers there summarized and show amongst other subjects the objects, so far as their letters explain these, of Papineau in Lower Canada, and Mackenzie in Upper Canada as well as the light in which their movements were regarded by their opponents.

The whole respectfully submitted,

DOUGLAS BRYMNER.

OTTAWA, 31st December, 1901.

## SESSIONAL PAPER No. 18

Names.	Residence.	Works.
Antiquarian Society.....	Worcester, Mass.....	Proceedings.
Armitage, Rev. W. J.....	Halifax.....	Pamphlet.
Audette, L. A.....	Ottawa.....	Exchequer Court Reports.
Bates, E. B.....	Ottawa.....	Directories.
Biggar, E. B.....	Toronto.....	Pamphlet.
Bourget College.....	Rigaud, P.Q.....	Report.
Bryce, Rev. Geo., LL.D.....	Winnipeg.....	Pamphlet.
Campbell, A. M.....	Ottawa.....	Pamphlet.
Chief Superintendent of Schools.....	Fredericton.....	Report.
Dairymens' Association.....	Toronto.....	Report.
Gagnon, W. F.....	Northampton.....	Pamphlets.
Gérin, Leon.....	Ottawa.....	Pamphlets.
Halkett, J. B.....	Ottawa.....	Pamphlets.
Harvard University.....	Cambridge.....	Proceedings.
Hardy, Ed.....	Lindsay.....	Pamphlet.
Johnson, Geo., Dom. Statistician.....	Ottawa.....	Year Book for 1899.
Library Association.....	New York.....	Journal, Monthly.
Lighthall, W. D. S.....	Montreal.....	Pamphlets.
Maingy, L. A.....	Ottawa.....	Map of Manitoba.
Manitoba Historical Society.....	Winnipeg.....	Report.
Moreau, Rev. S. A.....	St. Jacques le Mineur	Histoire de St. Luc.
Newberry Library.....	Chicago.....	Collections.
Nova Scotia Historical Society.....	Halifax.....	Report.
New York Historical Society.....	New York.....	Collections.
Niagara Historical Society.....	Niagara.....	Proceedings.
Numismatic and Antiquarian Society.....	Montreal.....	Publications.
O'Connor, Daniel.....	Ottawa.....	Diary of Daniel O'Connor.
Ontario Land Surveyors.....	Toronto.....	Report.
Oregon Historical Society.....	Oregon.....	Proceedings.
Providence Library.....	Providence, R. I.....	Bulletins.
Record Commissioners.....	Providence, R. I.....	Early Records of the Town of Providence.
Redemptorist Fathers.....	Ste. Anne de Beaupré	Annals, French and English.
Rhode Island Historical Society.....	Providence, R. I.....	Proceedings.
Royal Society.....	Ottawa.....	Proceedings.
Royal Scottish Geographical Society.....	Edinburgh.....	Magazines, monthly.
Séminaire de Nicolet.....	Nicolet.....	Report.
State Historical Society of Wisconsin.....	Madison, Wis.....	Report.
Shortt, Adam, M.A.....	Kingston.....	History of Banking.
State Library.....	New York.....	Public Papers.
Stephens, W. S.....	Lowville.....	Life and Adventures of Nat Foster.
Toronto University.....	Toronto.....	Publications, Studies.
University of Michigan.....	Ann Arbor.....	Calendar.
University of Pennsylvania.....	Philadelphia.....	The Revolutionary Movement.
University of Yale.....	New Haven.....	Publications.
Walker, B. E.....	Toronto.....	Pamphlet.
White, Richard, The Gazette.....	Montreal.....	The People's Almanac, 1901.
Women's Canadian Historical Society.....	Toronto.....	Report.
Wyoming Historical Society.....	Wilkes Barré.....	Proceedings and Report.
Yale University.....	Newhaven, Conn.....	Summer School of Forestry.

## STATE PAPERS, LOWER CANADA.

GOVERNOR EARL OF GOSFORD, 1836.

## Q. 226—1.

1835.			
December 30.	C. Fremont to S. Walcott, Civil Secretary.		
December 31, Quebec.	Half yearly return of clergy reserves. Both enclosed in Gosford to Glenelg, 6th January, 1836.		
1836.			
January 1, Quebec.	Gosford to Glenelg (No. 1). Sends schedule of dispatches sent from Quebec during 1835.		Page 3
	<i>Enclosed.</i> Schedule.		4
January 4, Quebec.	Gosford to Colonial Secretary (No. 2). Asks that assent be given to reserved bill to secure the dignity and independence of the Legislative and Executive Councils, passed unanimously by the Assembly; Neilson when he visited England was instructed to obtain confirmation. The objection raised to the exclusion of the judges from the legislative Council; he has practically adopted the terms of the Act.		22
January 6, Quebec.	The same to Glenelg (No. 3). Has received complaint of the master of the barque "Helena" arrived at Quebec with emigrants. The difficulty attending the enforcement of quarantine. Shall revise the rules in spring should it be necessary to continue the quarantine.		34
January 6, Quebec.	The same to the same (No. 4). Transmits half yearly return of the sales of clergy reserves.		41
	<i>Enclosed.</i> Return of sales of clergy reserves from 1st July to 31st December, 1835.		42
January 6, Quebec.	Gosford to Glenelg (No. 5). Sends receipts and expenditure on account of Crown Lands, licences, &c.		50
	<i>Enclosed.</i> Receipts and expenditures; various tables.		51
January 9, Montreal.	Memorial from the committee of the proposed British Rifle corps. Enclosed in Gosford to Glenelg, 15th January, 1836. The resolutions follow.		
January 11, Quebec.	Gosford to Glenelg (No. 6). Sends half yearly return of the Legislative and Executive Councils.		59
	<i>Enclosed.</i> Return.		60
January 11, Quebec.	Gosford to Glenelg (No. 7). Transmits certified copy of the proceedings of the Executive Council.		65
January 15, Quebec.	The same to the same (No. 8). Had intimated to the Committee of the proposed British Rifle Corps that their proceedings were illegal and unconstitutional.		66
	<i>Enclosed.</i> Memorial from the committee of the proposed British Rifle Corps, signed by F. C. T. Arnoldi, F. Hunter, R. Weir, jr., A. P. Hart and R. Mackay.		70
	Resolutions at a meeting of the British Rifle corps.		74
January 15, Quebec.	Proclamation against the formation of the British Rifle Corps. Enclosed in Gosford to Glenelg of same date.		
	Proclamation against the formation of the British Rifle Corps as being illegal and unconstitutional.		80
January 16, Quebec.	Gosford to Glenelg (No. 9). Reports the death of John Molson on the 11th instant.		83
January 19, Quebec.	The same to the same (No. 10). Sends address to the inhabitants of British America signed by William Robertson and J. G. Scott, also copy of		



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1836.	letter to the Lieut. Governors of Upper Canada, New Brunswick and Nova Scotia.	Page 84
	<i>Enclosed.</i> Copy of address.	86
	Copy of letter to the provincial governors.	101
January 27, Quebec.	Gosford to Glenelg (No. 11). Sends memorandum of the payment of contingencies to the Legislative Assembly.	103
January 31, Quebec.	The same to the same (private). Sends memorial from W. Smith, clerk to the Legislative Council, and recommends that his application for leave to retire on a pension be granted.	148
February 1, Quebec.	The same to the same (No. 12). Sends outline of the proceedings of the House on the subject of granting the arrears for the past service of the civil government.	150
	<i>Enclosed.</i> Resolutions to be proposed by Morin on the reports of public accounts.	153
	Resolution to be proposed by Bedard in amendment to Morin's ninth resolution.	164
February 1, Quebec.	Gosford to Glenelg (No. 13). Sends schedule of dispatches received during the last month. Apprehensions as to the safety of the "Star" packet.	166
	<i>Enclosed.</i> Schedule.	168
February 6, Quebec.	Gosford to Glenelg (No. 14). Reports that the clause objected to in the Election Act was repealed by the Council, but additional amendments of the Council were not satisfactory to the Assembly so that the bill was lost.	172
February 6, Quebec.	The same to Sir George Grey (private). Introduces Capt. Haynes, who can give information about the outrages on Indian stream territory. The violence of political parties; the Tory party do not spare him (Gosford).	177
February 9, Quebec.	The same to Glenelg (No. 15). Refers to letters of 15th September and reports additional aggressions on the part of the authorities of New Hampshire. Has appointed a commission.	179
	<i>Enclosed.</i> Schedule of documents accompanying dispatch.	185
	(1). Instructions to commissioners.	187
	(2). Report of the commissioners.	192
	(3). Report of survey of Hereford by Captain Haynes.	200
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	(6). Copy of deposition of Alex. Rea.	208
	(7). " " Bernard Young.	231
	(8). " " Marcus Beacher.	240
	(9). " " John H. Tyler.	254
	(10). " " Henry Watson.	259
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	(11). " " Wm. Pope.	261
	(12). " " Alexander J. McKinnon.	265
	(13). " " Zelnan Flanders.	271
	(14). " " John Hughes.	279
	(15). " " Jonathan C. L. Knight.	282
	(16). " " J. Alaman Cumming.	285
	(17). " " Paschal G. Blood.	294
	(18). " " Nathan Judd.	299
	(19). " " Reuben Sawyer.	302
	(20). " " William White.	309
	(21). Copy of a letter to Minister at Washington.	315
	(22). Private letter to the same.	322
	(23). Private letter from the same.	325
March 3, Downing Street.	Unsigned to Gosford. Has received letter and enclosures, and approves of his course respecting the address to the inhabitants of British America.	85

## SESSIONAL PAPER No. 18

	1836.		
March 3.		Unsigned to Gosford. States the difficulties in the way of assenting to the Act for securing the independence of the Legislative and Executive Councils, and of the judiciary of the province and his reasons for delaying a decision in the case.	Page 28
March 17.		Unsigned to the Attorney and Solicitor General. For opinion on the reserved Act to secure the dignity and independence of the Legislative and Executive Councils of Canada. Opinion of the Attorney General of Lower Canada enclosed.	26
March 30.		Unsigned to Gosford. Approval of His Lordship's course with regard to the British Rifle Corps.	68
March 30, Downing Street.		Unsigned to Gosford. Memorandum on Contingencies received which justifies his course towards the House of Assembly.	105
		<i>Enclosed.</i> Memorandum on the contingent expenses of the two Houses of the Legislature of Lower Canada.	106
		Extracts from the evidence of T. A. Young.	139, 144
March 30.		Unsigned to Gosford. The law officers of the Crown report that the King could not consistently with the Constitutional Act assent to the bill for securing the dignity and independence of the Legislative and Executive Councils.	31
March 31, Downing Street.		Unsigned to the same. The explanation of the late medical superintendent respecting the quarantine of the "Helen" is satisfactory.	36
		<i>Enclosed.</i> Report by C. Fremont, late medical superintendent, Grosse-Isle, of the case of the "Helen," arrived with emigrants.	37
July 20, Downing Street.		Unsigned to Gosford. The necessary amendments not having been made to the Act for regulating contested elections, he has been reluctantly compelled to recommend its disallowance.	175

## GOVERNOR EARL OF GOSFORD, 1836.

## Q. 226-2.

	1836.		
January 6, Washington.		Bankhead to Gosford (private).	
February 6, Quebec.		Gosford to Bankhead. Two letters, public and private. Both enclosed in Gosford to Glenelg, 9th February, 1836.	
February 9, Quebec.		The same to Glenelg (No. 16). Concurs in the proposal to establish two Roman Catholic bishopricks in Canada by the separation of Montreal from Quebec.	Page 328
		<i>Enclosed.</i> Memorandum of an application for a Roman Catholic see at Montreal.	333
		Contains a summary of correspondence.	
February 9, Quebec.		Gosford to Glenelg (No. 17). Transmits memorial from the Hon. William Smith, an old public servant.	347
		<i>Enclosed.</i> Memorial of William Smith, Clerk of the Legislative Council, &c.	351
February 19, Quebec.		Gosford to Glenelg (No. 18). Explains that he had communicated to the Legislature part of the instructions to himself and colleagues, from the inaccuracy of the extracts laid before the Legislature of Upper Canada by Head and transmitted to the Speaker of the Assembly of Lower Canada. Sends printed paper which will show the differences between the extracts and the instructions.	353
		<i>Enclosed.</i> Remarks on the extracts communicated by Head.	363
		Continuation of remarks.	369
		Same in French.	383
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May 26, Downing Street.	

## SESSIONAL PAPER No. 18.

## GOVERNOR EARL OF GOSFORD, 1836.

## Q. 226-3.

1836.			
January 5, Quebec.	Third report of the standing committee on public accounts.	Page	537
	Same in French.		541
	<i>Enclosed.</i> Financial tables.		545 to 551
	Minutes of evidence (in English and French).		552
March 10, Quebec.	Gosford to Glenelg (No. 23). Transmits address from the Assembly on the state of the province and on certain parts of the instructions to the commissioners.		523
	<i>Enclosed.</i> Address.		524
March 12, Quebec.	Gosford to Glenelg (No. 24). Reports the failure of the Assembly to provide for the financial requirements of the province.		527 verso
	<i>Enclosed.</i> Resolutions of the Assembly on the bill of supply.		528 verso
	Extract from the journals of Assembly of 26th February, 1836.		528 verso
	Comparative statement of the civil expenditure for 1833 and 1836.		529
	Memorandum of items omitted for the six month's supply for 1836.		531 verso
	Memorandum of items reduced.		531 verso
March 14, Quebec.	Gosford to Glenelg (No. 25). Transmits address from the Assembly praying for the removal of Gale from the Bench together with the documents relating to the case. Had the address only concerned Gale, whose case had been so often entered on, no notice would have been necessary, but as it complains of his (Gosford's) course in the honest exercise of his judgment it became necessary to ask for attention; requests to be informed whether his course met the approbation of the King. The explanation of his course is very long and detailed.		649
	<i>Enclosed.</i> Address of the Assembly for the removal of Gale from the Bench; complains of the conduct of Gosford.		665
	Fifth report of the standing committee on grievances.		673
	Documents connected with report to Glenelg to Gosford. The King regrets the ill success of his efforts to remove distrusters and jealousies from the minds of the representatives of Lower Canada. The liberal instructions to the commissioners. No considerations of temporary expediency would lead the King to revoke the charter or to resume the lands granted to the British American Land Company, as it would endanger the formation of all proprietary titles and social rights. There has been no real differences of opinion between the Ministers of the Crown and the House of Assembly. No complaint had been alleged which had not been either promptly removed or made the subject of impartial inquiry. No maladministration had been charged against him (Gosford). His Majesty's Ministers believe that the course pursued by the House may be ascribed to misapprehension of the instructions by the publication of a few detached passages; orders therefore sent to communicate a complete copy.		750
June 7, Downing Street.			532
June 8, Downing Street.	Glenelg to Gosford. The confidence placed in his zeal and sound judgment. A final report expected by the end of summer. Obligations to secure to the public servants, the remuneration due to them is again repeated. If the Assembly does not meet or does not vote supplies it will be for him (Gosford) to decide if a dissolution is advisable.		533
No date.	Unsigned and undated to Gosford. Dispatch of 14th March, with enclosures received. His refusal to remove Gale from the bench. The King approves of his course believing that to secure impartial justice the admin-		

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1836.

istrators of the law should feel themselves practically secure in their seats and the King cannot depart from this except in a case of urgent necessity. There is no such necessity in this case and there is no imputation against Gale in his judicial capacity.

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Gov. EARL OF GOSFORD, 1836.

## Q 227-1, 2, 3, 4.

1835.

Part 1 is paged from 1 to 225 ;—part 2 from 226 to 464 ;—part 3 from 465 to 674. Index, 675 to 691. Part 4 from 692 to 896.

January 9.  
January 14,  
Quebec.

Felton to Craig. (Two letters of same date.)  
Craig to Felton.

June 13,  
Quebec.

Report of a Committee of Council.

June 16,  
Quebec.

Craig to Felton.

June 18,  
Quebec.

Felton to Craig.

July 13,  
Quebec.

Report of a Committee of the Executive Council.

August 15,  
Quebec.

Craig to Hayne.

1836.  
February 6,  
Quebec.

Hayne to Walcott. This and the preceding seven enclosed in Gosford to Glenelg, 11th May, 1836.

March 15,  
Quebec.

Gosford to Glenelg (No. 26). Reports that a bill was reported by a special committee to regulate the communications with the agent. The bill did not pass, but he is afraid the report will be acted on, thus destroying the King's prerogative. Page 3

*Enclosed.* Report of a special committee on the means of communicating with the agent during recess. 5

March 16,  
Quebec.

Gosford to Glenelg (No. 27). Transmits schedule of dispatches from the Colonial Office, received since his last communication of 1st February. 12

*Enclosed.* Schedule. 13

March 19,  
Quebec.

Gosford to Glenelg (No. 28). There being no quorum, he intends to close the session on the 21st. 16

March 19,  
Quebec.

Same to the same (No. 29). Transmits an address from the Legislative Council on the timber trade. 18

*Enclosed.* Address stating the alarm caused by the proposed change in the timber duties. 20

Comparative statement for seven years of the tonnage and seamen in the export trade. 28

March 21,  
Quebec.

Gosford to Glenelg (No. 30). Has prorogued the provincial parliament; sends speech at closing. 29

*Enclosed.* Speech at prorogation. 32

March 22,  
Quebec.

Gosford to Grey (separate). Points out that an error was committed in stating that the contingencies of the Council had been reduced in the supply bill. Asks that this error be corrected. 35

March 22,  
Quebec.

The same to Glenelg (No. 31). Sends address from the Legislative Council for the grant, as promised, of waste lands for the endowments of seminaries of useful learning. Remarks on the address and on the claims of the Royal Institution. 36

*Enclosed.* Address from the Legislative Council for a grant of waste lands for seminaries of learning as promised. 42

## SESSIONAL PAPER No. 18

1836.

	Extract from the report on the claims of the Royal Institution. Page 48	
March 24, Quebec.	Gosford to Glenelg (Confidential). Explains the principles by which he was guided in preparing his speech at prorogation.	49
March 26, Quebec.	The same to the same (No. 32). Forwards fourth report on grievances. As it chiefly concerns Aylmer refers to him on the subject. Explains that Chief Justice Sewell did not interfere either politically or judicially with the address from the Legislative Council and only signed it as Speaker.	51
	<i>Enclosed.</i> Fourth report on grievances.	55
March 26, Quebec.	Gosford to Glenelg (No. 33). Transmits petition signed by 29 individuals, calling themselves the Executive Committee of the Constitutional Association of Montreal, praying that the Act of the provincial Parliament regulating the proceedings on contested elections be disallowed owing to its injustice towards partners.	61
	<i>Enclosed.</i> Petition. The signatures are given.	65
March 28, Quebec.	Gosford to Glenelg (No. 34). Transmits schedule of dispatches received since the 16th instant.	70
	<i>Enclosed.</i> Schedule of dispatches.	72
March 29, Quebec.	Gosford to Glenelg (No. 35). In conformity with instructions has arranged that the staff pay and allowances of one of his aides-de-camp shall cease on the 31st instant.	73
March 31, Quebec.	The same to the same (No. 36). Transmits address from the Legislative Council respecting the regulation of a post office in the province with copy of Act establishing the same. Bill transmitted by Spring Rice on the subject on 5th October, 1834; referred to a special committee which reported a Bill of its own. Further remarks and other documents sent. Complaints against the deputy postmaster-general for illegally appropriating part of the post office revenues on which Gosford explains why he could not interfere, the arrangements being made by the postmaster-general, but that he would communicate with His Majesty's government and recommend that an early consideration be given to the subject. Recommends the abolition of Stayner's privilege of forwarding newspapers and pamphlets to his private advantage. Part of the documents are not yet ready, so cannot be sent.	75
	<i>Enclosed.</i> Bill to establish a post office in the province and to provide for the future management of the same.	84
	The same in French.	153
	Evidence of the special committee of the Legislative Council.	226
	Report of the committee.	277
	Note of the Earl of Gosford on the application of Messrs. Leslie and O'Callaghan for stopping the remittance of £3,000 a quarter's revenue of the Canadian post office.	312
	Address of the Assembly for measures to cause Stayner to reimburse amounts for the carriage of newspapers and pamphlets which Stayner has appropriated for his own benefit.	314
	Freeling to Armour. The postage of newspapers is a requisite of the deputy postmaster general.	315
	Answer by Gosford that he cannot comply with the request to make the deputy postmaster general reimburse the amounts he has received on newspapers and pamphlets for reasons given.	317
April 1, Quebec.	Gosford to Glenelg (No. 37). Transmits statements of receipts on account of casual and territorial revenue and on sales of Crown lands, &c.	321
	<i>Enclosed.</i> Statement of receipts of casual and territorial revenue.	322
	Statement of receipts from Crown lands and from licences to cut timber.	323
April 5, Quebec.	Gosford to Glenelg (No. 38). Sends copies of letters respecting William Brophy.	324

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1836. *Enclosed.* Brown to Walcott sends copy of letter from William Brophy. Page 326  
William Brophy to Brown stating that he is the person inquired for and giving an account of his services. 327
- April 6, Quebec. Gosford to Glenelg (No. 39). Has been applied to by the son of judge Kerr for his arrears of salary. Desires to know when Kerr ceased to be a judge. 329
- April 6, Quebec. The same to the same (private). Has it in contemplation to pay off six months arrears of salaries to public officers and contingencies. How pluralists may be dealt with. The regret increasing at the violent party having defeated the grant of arrears. The force of public opinion may enable some of the members to change their votes. Roebuck's influence. 334
- April 13, Quebec. The same to the same (No. 40). Transmits petition from Mrs. Bridget Rhodes for a pension as the widow of the late Joseph de Varennes. 336  
*Enclosed.* Petition from Mrs. Bridget Rhodes, widow of Ensign Varennes (in French). 338  
Certificate of the burial of Varennes. 340  
Marriage certificate of Varennes and Bridget Rhodes. 341  
Certificates of the official position of the signers follow.
- April 14, Quebec. Gosford to Glenelg (No. 41). Reports the dissolution of the "British Rifle Corps" and the unsuccessful attempt to form the "Montreal British Legion." 344
- April 15, Quebec. The same to the same (separate). Sends report from William Walker appointed delegate by the Constitutional Association of his interview with His Lordship (Glenelg). 346  
*Enclosed.* Copy of the Quebec Mercury containing the report. 348
- April 16, Quebec. Gosford to Glenelg (No. 42). Reports that although the proceedings of the Montreal Constitutional Association have attracted no attention in the other provinces, yet meetings are to be held of delegates from Quebec and Montreal. The French Canadian party seem inclined to act in a similar way. 408
- April 18, Quebec. Gosford to Glenelg (No. 43). Sends reports of meetings at Megantic and the parish of St. Benoit in Two Mountains. The meeting at St. Benoit condemns the conduct of the British government as well as Acts of the local administration whilst the other expressed its disapprobation of the conduct of the majority in the Assembly, appreciated the motives of government in sending out the commission and approves of the intention of government to apply the Crown revenues towards paying public salaries. 411  
*Enclosed.* Copy of the Vindicator with report of the meeting at St. Benoit. 414  
Report of the meeting at Megantic. 428  
Report (in French) of the meeting at St. Benoit, Two Mountains. 452
- April 23, Quebec. Gosford to Glenelg (No. 44). States his views as to the Assembly having declined to pay the salaries of public servants who have not been paid since the end of 1883. Even payment in full would be too late to extricate many of them from severe embarrassment. The zeal and integrity of the public servants in these circumstances. Sends statements of liabilities and assets at the disposal of the Crown which may be applied to the relief of the public servants. How the claims were divided. Refers to tables marked No. 1 and No. 3 for a full explanation. 692  
*Enclosed.* Scheme of proposed payment of arrears. 700  
Recapitulation. 713  
Statement of revenues at the disposal of the Crown in the public chest on 10th April, 1836. 715  
List of items omitted in the plan for paying arrears. 716

## SESSIONAL PAPER No. 18

1836.

- Note of indispensable contingent expenses of the civil government to 10th October, 1836. Page 718
- April 25, Quebec. Gosford to Glenelg (No. 45). Transmits address of the Assembly on the claims of the embodied militia, with remarks on previous actions on the matter. Sends copies of correspondence. 720  
*Enclosed.* Resolutions of the Assembly on the subject of the claims to land of the embodied militia. 734  
 First report of the committee on the Governor's answer to the address for grants of land to the militia. 737  
 Form of grant. 743  
 Number of militia embodied and ordered for service, with the quantity of land which would be required to satisfy their claims. 747  
 Statement of the number of officers, &c., who have received location tickets. 748  
 Gosford to the House of Assembly on the claims of militia for land. 749  
 Statement showing the number of unsatisfied claims of officers, &c. 752
- April 26, Quebec. Gosford to Glenelg (No. 46). Recommends ten gentlemen for seats in the Legislative Council. His object is to remove the prejudice that exists against it. 753  
 The same to the same (confidential). In the enclosed list states the political principles of those he recommended for the Council. The political views of the first seven summarised. Is inclined to agree with their views as to the elective principle in regard to the Council. 763  
*Enclosed.* List of gentlemen recommended for seats in the Legislative Council. 765
- April 28, Quebec. Gosford to Glenelg (private). The report on the Executive Council is on the eve of being completed, but for reasons affecting the course of Head in Upper Canada the sending of it will be postponed. 766  
 Walcott to Felton.
- May 3, Quebec. The same to the Attorney General.
- May 3, Quebec. Felton to Walcott.
- May 4, Quebec. The same to Craig.
- May 5, Quebec. The same to the Attorney General. This and the four preceding enclosed in Gosford to Glenelg, 11th May, 1836.
- May 5, Quebec. Gosford to Glenelg (No 47). Has determined to renew the quarantine establishment and has issued modified regulations particularly as regards restrictions. Sends copies of regulations for distribution. 769  
*Enclosed.* Proclamation renewing the quarantine establishment by Lord Gosford. 774  
 The same in French. 794  
 Proclamation on the same subject by Lord Aylmer. 816  
 Abstract of the provincial Act, 35 George III, Cap 5. 834  
 The same in French. 844
- May 5, Quebec. Gosford to Glenelg (confidential). Had sent list in his official dispatch of this date, now sends list of persons recommended, with notes on their political principles; if the list is approved of, asks that mandamuses be sent. In his uncertainty had not told the persons that they were recommended. Some may decline the appointment, but a sufficient number will accept. It is not of the power of the Governor that complaint is made, but of the too great interference of the Imperial Government. The power of appointing should be given to the Governor, not from a desire for power, because the greatest annoyances arose when he had the power of appointment. He had been urged to nominate Papineau, but states the objections to this course. 855



1836.

*Enclosed.* List of persons recommended for the Executive Council.

Page 858

May 6,  
Quebec.

Surrenders by W. Locker and Eliza M. Felton. Two documents enclosed in Gosford to Glenelg, 11th May, 1836.

May 6,  
Quebec.

Gosford to Glenelg (No. 48). The insufficiency of the Executive Council. Had reported the preliminary steps he had taken to effect a change. Reports his reasons for delay in making the change after His Lordship had given his approval, and the obstacles in the way of reorganising the Council. He had thought it better to go on with the old Council rather than adopt uncertain, temporary and conditional arrangements. The commissioners have finished their report on the Executive Council, and it is desirable that their recommendations should take effect with a new Council. Has, therefore, sent list of suitable persons for the Council. 859

May 7,  
Quebec.

(The list was sent in the preceding letter and there copied).

Gosford to Glenelg (No. 49). Sends letter from judges pointing out the unprotected state of the judiciary and asking for such provision for their salaries and retiring allowance as would make them independent of all parties. 865

*Enclosed.* The judges of Montreal to Gosford to obtain a greater degree of independence by their salaries being secured. 868May 9,  
Quebec.

Gosford to Glenelg (No. 50). Transmits address from the superior and directors of the Seminary of Quebec for the indemnification for the loss of its immovables in France. 873

May 9,  
Quebec.

Same to the same. Introduces Rev. J. Holmes, director of the Quebec seminary, who has devoted himself to the education of youth. 877

May 10,  
Quebec.

The same to the same (No. 51). Had addressed a letter to the Mayors and Councils of Montreal and Quebec, before the expiration of their Acts of incorporation, with regard to their police regulations. His intentions having been misunderstood, he took no further steps in the matter. 880

*Enclosed.* Circular to the Mayors of Quebec and Montreal on the subject of police regulations. 883

Report of the City Council of Quebec that it cannot send an opinion on the important suggestions contained in the Governor's letter. 885

Jean Langevin to Walcott. Transmits the report. 887

Resolutions of the town council of Montreal that it cannot second the benevolent views of the Governor towards the city. 888

Viger to Walcott. Transmits the proceedings of the council of Montreal. 894

Walcott to the Mayor of Montreal. The Governor regrets the object of his letter should have been misunderstood; explains the end in view. 895

May 11,  
Quebec.

Gosford to Glenelg (No. 52). The steps taken to recover from Felton the excess of land granted to him and his children. Documents sent. 465

*Enclosed.* Craig to Felton. He is to take steps to surrender to the Crown, lands granted to his children in excess of the authorised quantity. 473

Felton to Craig. Is ready to make the required surrender of the lands as desired. 474

Craig to Felton. He is to place himself in communication with the Attorney General relating to the surrender of the excess of land. 476

Felton to Craig. Has consulted the Attorney General as to the surrender of the land. The difficulties in the way. Offers an equivalent in lands or money. 477

Report of a committee of the whole Council. In consequence of the difficulty of revesting the land, Felton should be called on to pay the value of the excess. 480

Craig to Felton. Sends extract from report of the Council and desires him to take measures to carry out the recommendation. 482

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Felton to Craig. Is glad the business is to be completed. How the value of the lands is to be ascertained. Page 483

Report of the Executive Council, that a valuation of the lands granted in excess to Felton and his family be made by a survey as proposed by Felton. 486

Craig to Hayne. To obtain by survey the value of the land granted in excess to Felton and family. 487

Hayne to Walcott. The land in Oxford is of little value. Wyse has been instructed to pay close attention to the land there in his survey. 490

Walcott to Felton. The delay in carrying out the instructions of the Colonial Secretary regarding the excess of land has caused instructions to be sent to the Attorney General to hasten matters. 492

Walcott to Attorney General. He is to take steps to hasten the surrender of Felton's lands. 494

Felton to Walcott. Remonstrances against the employment of the Attorney General to hasten proceedings, the delay not being on his side. 496

Felton to Attorney General. On the instructions to hasten a settlement of the claim for the value of lands. 501

Surrender by W. Locker Felton and Eliza M. Felton both dated 6th May. 506

May 12,  
Quebec.

Gosford to Glenelg (No. 53). Sends documents relating to Felton's case including two reports on grievances. 507

Other documents on the same subject in the printed return to the House of Commons, inserted in the volume accusing Felton of fraudulently obtaining the land.

May 13,  
Quebec.

Gosford to Glenelg (No. 54). Sends copy of notice agreed on by the executive committee of the Constitutional Association of Quebec, making known certain resolutions, &c. He had stated that the number of delegates from the district of Quebec was to be 30 but he sees that 36 are to be chosen. 524

*Enclosed.* Notice by the Constitutional Association that the delegates are to be chosen on the 30th May next and that they shall meet at Montreal on the 23rd of June next. 527

Schedule of the places of election with resolutions, &c. 528

May 16,  
Quebec.

Gosford to Glenelg (No. 55). Of the 59 bills which passed both Houses he had only reserved one, that for making a railway from the St. Lawrence to the Province line. The constitutional safeguard over the waste lands of the Crown requires the reservation. The good effects of the proposed line. Sends report of the Attorney General, petition in favour of the bill, &c. Asks that the bill be laid before Parliament and, if not objected to, may be sanctioned. 533

*Enclosed.* Copy of bill to make the railway. 543

Abstract of the bill. 598

Opinion of Ogden, Attorney General. 611

Petition of the inhabitants of Quebec. The signatures are attached. 615

May 17,  
Quebec.

Gosford to Glenelg (No. 56). Sends schedule of dispatches received from the Colonial Office. 620

*Enclosed.* Schedule. 621

May 19,  
Quebec.

Gosford to Glenelg (No. 57). Transmits memorial from the Lord Bishop of Quebec calling attention to the straitened circumstances of the missionaries occasioned by the reduction of 25 per cent on their salaries and asking for the erection and endowment of a rectory in each township as well as in the various mission stations. Had declined to comply with the prayer. Asks for His Lordship's views on the subject. 625

*Enclosed.* Memorial from the Lord Bishop of Quebec and the clergy of Lower Canada, as noted in letter. 628

Walcott to the Bishop. Sends the answer of the Governor. 631

1836.  
May 20,  
Quebec. Gosford to Glenelg (separate). Reports the disposal of the house taken for Lord Amherst which he (Gosford) had occupied for a few weeks and the sale of the furniture. Hopes the amount £302 12s. 11d. sterling shall not be charged to his personal account but be made a public charge. Page 633  
*Enclosed.* Statement of expenses for the house, &c., occupied by the commissioner. 636  
The receipts and accounts follow. 637 to 642
- May 21,  
Quebec. Gosford to Glenelg (No. 58). Transmits petition from persons of the name of Richard to be forwarded to the King of the French. 643
- May 23,  
Quebec. The same to the same (No. 59). Sends documents respecting the claims of the Assembly for the occupation of the Jesuit College by the military authorities, with the value of the rent and of the buildings and ground. After debating the question its consideration was postponed. Believes that the Assembly will adhere to its claim for the unconditional restoration of the property and will neither build barracks nor place means to do so at His Majesty's disposal. 645  
*Enclosed.* Answer of the Governor to the Assembly, that the King is anxious to have the Jesuit College restored as promptly as possible to its original purpose. 652  
First report of the standing committee on the Jesuit estates. 654  
Second report. 661
- May 28,  
Quebec. Gosford to Glenelg (No. 60). Sends schedule of dispatches received since the 17th instant. 664  
*Enclosed.* Schedule. 666
- May 31,  
Quebec. Gosford to Glenelg (private). Sir John Colborne appointed to command the forces; his belief that Sorel belongs to the military officer in command. Discusses the question of whether it is the civil or military chief officer who is entitled to residence at Sorel. 668
- June 10,  
Downing  
Street.  
June 11. Unsigned to Gosford. Has received dispatch that he had prorogued the provincial parliament, (speech enclosed). Speech laid before the King. 31  
Unsigned to the same. The petition enclosed in dispatch of 26th March has been laid at the foot of the Throne. The King is pleased to receive the address of those who signed it as individuals but cannot recognise them in their representative character. The object of the petition shall be carefully considered. 64
- June 12,  
Downing  
Street. Unsigned to Gosford. Has received dispatch of 25th April on the claims of the embodied militia. The officers and men who had lodged petitions previous to 1st August, 1830, were to receive lands. Has not been able to recommend the same for those who had neglected to present claims by August, 1830. The charge of delay in issuing patents to be inquired into. 729
- June 22. Unsigned to the same. Has received dispatch of 22nd March and agrees that it would be premature to comply with the address of the Council until a report has been received. He is to state that a decision has been postponed. 40
- June 26,  
Downing  
Street.  
July 1. Glenelg to the same. Sends information of the date Kerr ceased to fill the offices of judge in the King's bench and Vice Admiralty Court. 332  
Unsigned to the same. The measures taken to recover the excess of the land received by Felton and his family are approved of. 472
- July 2,  
Downing  
Street. Glenelg to the same. Approves of his course in respect to the charges against Felton, but abstains from further observations till the result of the inquiry shall be known. 523 verso
- July 3,  
Downing  
Street. Unsigned to the same. Dispatch received respecting the occupation of the Jesuit college. Cannot give instructions on the subject or separate it from the general measures to be considered when the report of the commissioners is complete. 651
- July 4,  
Downing  
Street. Unsigned to the same. Has received and distributed copies of the quarantine regulations. His course in respect to the regulations approved of. 772

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1836.  
 July 5, Downing Street. Unsigned to Gosford. Dispatch with letter from the judges enclosed. His Majesty's government will not relax in the efforts to secure independence for the judges. Page 867
- July 6, Downing Street. Unsigned to Gosford. His answer declining to comply with the request of the Lord Bishop of Quebec to erect and endow rectories is approved of. 627
- July 8, Downing Street. Unsigned to the same. Memorial of Mrs. Bridget Rhodes received and transmitted to the Secretary at war. She had been asked to send documents in proof of the services of her late husband but had not done so. 337
- July 9, Downing Street. Circular to emigration agents, with copies of quarantine regulations. 773
- July 12, Downing Street. Unsigned to Solicitor General. Sends reserved bill for the construction of railway from the St. Lawrence for his opinion and that of Attorney General. 542
- July 19, Downing Street. Unsigned to Gosford. Dispatch of 20th May received. He (Gosford) to charge the expense of the house and furniture to the general account of the commission. 635
- July 20, Downing Street. Unsigned to the same. Has received dispatch of 10th May with letter to the town councils of Montreal and Quebec on the subject of their police regulations. Should the correspondence attract public attention he shall avail himself of the information sent. 882
- July 22, Downing Street. Unsigned to the same. Letter of the 31st May received. Has had the question of the occupation of government house at Sorel referred to the ordinance. 671
- July (?). Unsigned and undated to Gosford. Sends approval of the principle on which arrears due to the civil officers were discharged. 699
- August 3, Downing Street. Glenelg to the same. Has received dispatch with memorial from the Seminary of Quebec for indemnification for the loss of immovables in France and had referred the latter to the commissioners on French claims, but with no beneficial result. 875
- August 31, Downing Street. Unsigned to the same. Has received dispatch of 16th May with copy of reserved bill for the construction of a railway from the St. Lawrence to the province line which has been assented to by the King in Council. 539
- September 8, Downing Street. Unsigned to the same. On the report of the Ordnance, His Majesty's Government have decided that the Government house at Sorel is held for the use of the civil government and not as a military quarter. 673
- October 31, Downing Street. Unsigned to the same. Dispatches received with lists of gentlemen recommended for the Legislative and Executive Councils. Objections to the measure as impolitic whilst the commission is still sitting. Other reasons in opposition to the proposal, political and general. 756

Gov. EARL OF GOSFORD, 1836.

## Q. 228-1.

1836.  
 June 2. Gosford to Glenelg (No. 61). Has received authority to publish the whole of the instructions if thought expedient, but as the house was not in session and there was a calm which might be disturbed will not publish them till the house meets. Page 3
- June 3, Quebec. The same to the same (No. 62). Transmits a bill of exchange in favour of G. S. Wilder for £11 5s. 6d. being fees of Judge Bedard on his appointment. 5
- June 4, Quebec. The same to the same (private). Sends note from the Attorney-General respecting Sorel. 8
- Enclosed.* Note from the Attorney-General that the Seigniory of Sorel is subject to military control. 9

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1836.  
June 12,  
Quebec. Gosford to Glenelg (No. 63). Transmits memorial from the Royal Institution for the advancement of learning for an endowment to McGill College. Page 10  
*Enclosed.* Memorial. 13
- June 14,  
Quebec. Gosford to Glenelg (No. 64). The criminal trial of Felton is not to proceed, the law officers seeing no offence that could be tried in a criminal court. 22  
*Enclosed.* Papers respecting Felton in printed copy of return to the House of Commons, inserted in the volume. 24
- June 16,  
Quebec. Gosford to Glenelg (Confidential). Desires to know if he is entitled to take certain fees; does not feel justified in making any alteration in the practice hitherto observed. 29
- June 16,  
Quebec. The same to the same (No. 65). He is leaving for Montreal where the Commission will join him in a few days. The public officers, against whom the Assembly preferred charges, are sending in answers. As soon as he has considered these he will transmit them. The state of the Vice Admiralty Court which should be remedied. 32
- June 20,  
Quebec. The same to the same (No. 66). Does not think that there is any necessity to continue Hayne's services. How they originated and the nature of the employment. The work of correspondence became so trifling as to be capable of being conducted in the office of the Commissioner of Crown Lands without extra help, and the superintendence of the improvements could be managed by the Surveyor General at little expense. If the services of Hayne are continued he cannot say how long they may last. As respects contingencies no definite amount was fixed, except £18 per annum sanctioned for office expenses. Sends statement of other contingencies. Should an allowance be made to Hayne, recommends 10 shillings a day, whilst he is employed. 34  
*Enclosed.* Contingent expenses of Capt. Hayne. 40
- June 29,  
Montreal. Gosford to Grey (Private). Had arrived here on Thursday and found things quieter than he had expected. Matters wear a better aspect. 44
- July 1,  
Montreal. Same to Glenelg (No. 67). Meeting held of delegates from the Constitutional Associations. Copy of resolutions sent. 46  
*Enclosed.* Resolutions. 48
- July 1,  
Montreal. Gosford to Grey. Introduces Rev. Edward Black. 50
- July 1,  
Montreal. The same to Glenelg. Introduces Rev. Edward Black. 51
- July 2,  
Montreal. The same to the same (No. 68). Has been unable to hear anything of Ferrero, a Sardinian subject. 52
- July 5,  
Montreal. The same to Grey. Sends pamphlets written by a friend of DeBleury's. DeBleury was a great Papineau man, but incurred the displeasure of the party by voting for supply. 54  
*Enclosed.* Pamphlet "La petite clique dévoilée." 55
- July 5,  
Montreal. Gosford to Glenelg (Confidential). Has received official letter and so far as he can now see, approves of the views of government. Expresses his acknowledgements for the friendly terms of the unofficial letter. Hopes that the substance of the communication to the Assembly may be sent. Affairs are moving quietly and the unpaid officers of government are bearing their hardships patiently, Party spirit runs high; the conservatives are elated with the result of the election in the upper province. 151
- July 6,  
Quebec. The same to the same. (No. 69). Sends the book of returns for 1835, usually called the "Blue Book." 154
- July 7,  
Downing Street. Unsigned to Gosford. Bill of exchange received for judge Bedard's fees. 7
- July 9,  
Quebec. Gosford to Glenelg (No. 7). Has sent Acts passed during last session. Among them are two for the relief of insolvent debtors. Explains how

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some of their provisions are the same. Sends report of the Attorney General on Acts requiring special consideration. They are six in number. The remarks follow. Page 156

*Enclosed.* List of Acts passed. 165

Attorney General to Walcott. Reports that no legal cause exists for withholding assent to the repeal of certain parts of an ordinance concerning persons to be admitted to practice law or to practice as notaries in the province, but doubts if some of the clauses are expedient. 174

Report by the Attorney General recommending that the bill to provide for the building of a Custom House in Montreal be reserved, there being clauses trenching on the King's prerogative. 176

Other reports. 178, 180, 186, 188

Petition of the inhabitants of Quebec against the conditions of the bill to establish normal schools. 183

Copies of the Acts. 190 to 292

And in Q. 228-2. 292 to 358

July 25, Downing Street. Unsigned to Gosford. In answer to inquiry of 16th June respecting fees, he should pay them over to the cashier of the commission. 31

August 10, Downing Street. Unsigned to Gosford. The appointment held by Hayne will not be continued after 1st October, but he will be allowed ten shillings a day for every day he is employed in superintending the survey of the land sold to the British American Land Company. 43

August 12, Downing Street. Unsigned to the same. A decision must be postponed on the memorial sent on the 12th June for an endowment to McGill College until the report of the commissioners shall have been received. 11

## GOVERNOR EARL OF GOSFORD, 1836.

## Q. 228-2.

1835.

June 16, Quebec. Secretan to the Governor.

December 5, Quebec. The same to the same.

December 9, Quebec. Walcott to Secretan.

1836.

February 1, Quebec. Secretan to Gosford.

February 2, Quebec. Walcott to Secretan.

February 3, Quebec. Secretan to Walcott.

February 4, Quebec. The same to Gosford.

February 24, Quebec. The same to the same.

February 26, Quebec. Walcott to Secretan.

March 1, Quebec. Secretan to Gosford.

March 30, Quebec. The same to the same.

April 4, Quebec. Walcott to Secretan.

April 5, Quebec. Secretan to Gosford.

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1836.	Secretan to Gosford.	
May 16, Quebec.		
May 19, Quebec.	Walcott to Secretan.	
May 21, Quebec.	Secretan to Gosford.	
May 28, Quebec.	The same to the Colonial Secretary. This and the preceding sixteen are enclosed in Gosford to Glenelg, 12th July, 1836.	
July 9, Montreal.	Gosford to Glenelg (No. 70). Transmits charges by the Assembly against judge Fletcher. Leaves the decision of the case in the hands of His Majesty's Government. Page 359	
	<i>Enclosed.</i> Address by the Assembly for the dismissal of judge Fletcher.	360
	Answer by Gosford that Fletcher has had no opportunity of defending himself and therefore he can come to no decision in the case.	360 verso
	Seventh report of the standing committee on grievances.	360 verso
	Minutes of evidence.	363
	Fletcher to Glegg. Remarks on the report and evidence against him.	367
	Notes by Fletcher on the charges against him and criticism of the evidence.	367
	Proceedings of 30th June, 1826, in the case of Dickerson. The same on 27th September.	369 verso and 370
	Walcott to Attorney General. For joint opinion of himself and Solicitor General as to the powers of judge Fletcher to punish cases of contempt.	370
	Joint opinion that judge Fletcher has full power to punish cases of contempt.	370
	Walcott to Fletcher. The Governor has arrived at the decision after a perusal of the proceedings that there is no occasion to disturb him (Fletcher) in the discharge of his duties.	370
July 11, Montreal.	Gosford to Grey. The dispatches by the packet of 1st June have not yet arrived. Shall look out for them anxiously.	372
July 11, Montreal.	The same to Glenelg (No. 72). Transmits statement of receipts and expenditure on account of Crown lands and of licences to cut timber for the six months ended 30th June, 1836. The same for three months.	373
	<i>Enclosed.</i> (1) Statement of receipts for Crown lands and for licences to cut timber for six months.	374
	(2) The same for three months.	376
	(3) Statement of receipts on account of canal and territorial revenue.	377
July 11, Montreal.	Gosford to Glenelg (No. 73). Transmits a year's statement of the sums received and paid by the clergy reserves corporation.	378
	<i>Enclosed.</i> Statement.	379
July 11, Montreal.	Gosford to Glenelg (No. 74). Sends certified copy of proceedings of the Executive Council of Lower Canada.	380
July 11, Montreal.	The same to the same (No. 75). Sends the usual half yearly return of the members of the Executive and Legislative Councils.	381
	<i>Enclosed.</i> Return:	382
July 12, Montreal.	Gosford to Glenelg (No. 76). Transmits letter from C. Secretan junior to the Colonial Secretary complaining of wilful falsehood on his Gosford's part. The origin of the attack is due to Secretan not having been asked to a ball which formed the ground of complaint in several private letters by Secretan.	387
	<i>Enclosed.</i> Secretan to Colonial Secretary. Charges Gosford with wilful falsehood and demands that steps shall be taken to vindicate the honour of the Crown.	398

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1836.

- Secretan to Gosford. Applies for a certificate that he complied with the rules in forwarding letters to the Colonial Office. Page 403
- Walcott to Secretan. The Governor cannot give him the certificate he asks as he did not comply with the rules. 406
- Secretan to Gosford. Desires to know if his request in letter of 4th December has been complied with. 407
- Walcott to Secretan. How dispatches should be transmitted by private individuals to the Colonial Secretary. In his case the rules had not been complied with and therefore no certificate could be given to that effect. 408
- Secretan to Gosford. Transmits copy of letter addressed to the Colonial Secretary. 410
- The same to the same. Is astonished to learn that his communication was not forwarded to the Colonial Secretary under pretext that certain arbitrary rules had not been complied with. 411
- Other letters on the same subject. 415 to 432
- July 13, Montreal. Gosford to Glenelg (No. 77). Sends petition from John Snell, a sailor, for arrears of pay and prize money. 433
- Enclosed.* Petition from John Snell. 436
- July 14, Montreal. Gosford to Glenelg (No. 78). Sends information respecting Louis Charbonnier, Urbain Amber and François Lajus as requested in letter of 3rd March. 438
- July 15, Montreal. The same to the same (No. 79). The judgment in the case of the seignory of Lauzon having been confirmed, a sale could take place immediately, but as the property would be sacrificed had postponed the sale. Offer from a gentleman in the United States to purchase Lauzon for £150,000 but from some cause the sale was not completed. Its great advantages but if sold now it would not realise the sum due by Caldwell. Had still further postponed the sale. 443
- The papers respecting the liabilities of Sir John Caldwell are in printed report to the House of Commons inserted in Q. 228-2, beginning at page 441.
- July 18, Montreal. Gosford to Glenelg (No. 80). Recommends the establishment of a court of impeachments. The inconvenience arising from the want of one. The difficulties of applying a remedy. 446
- July 25, Montreal. The same to the same (No. 81). Reports the insufficient supply of water on board the "Kingston" and "Celia" from the unfitness of the water casks; the bad construction of the passengers' berths in the latter vessel. Suggests that an investigation should be made at Liverpool, with a view to prevent similar instances of neglect. 449
- Enclosed.* Dr. Poole to Walcott. Calls attention to the memorandum at the foot of the bills of health of the "Kingston" and "Celia" on the insufficiency of water on both ships owing to the unfit state of the water casks. 451
- July 28, Montreal. Gosford to Glenelg (No. 82). Has decided that the number of officers through whose hands land patents pass is excessive causing great delay, but he can effect no reformation without His Majesty's sanction, now sends the information he has collected. Sends an account of the former practice in granting lands. How the grants were made under the French dominion and how the titles were kept. The system was as effectual as the more complicated one now in existence. The system under British dominion, not established till 1796, when the first patents were issued; the originals are kept in the Provincial Secretary's office, only copies being given to the grantee when asked for. Descriptions and extent of riparian and inland townships. How township lands were granted and the original amount of fees. Minute detail of the present system. 454
- Enclosed.* Extract from instructions for the issue of land patents. 484



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1836.

List of fees paid and due on the grant of a lot in the Township of Chatham. Page 491

Licence of occupation to Lewis Stalker on payment of instalment on the above lot. 492

Certificate that Lewis Stalker has paid the full amount. 495

Copies of other documents required in the disposal of a grant. 496 to 533

August 2,  
Montreal.

Gosford to Glenelg (No. 83). Sends half yearly return (to June 30, 1836) of the sale of clergy reserves. 535

*Enclosed.* Return. 536

August 4,  
Montreal.

Gosford to Glenelg (No. 84). Has summoned the provincial Legislature to meet on the 22nd of September. 537

August 5,  
Montreal.

The same to the same (No. 85). By the agreement with the British American Land Company, they are to receive patents for their land free of all fees. Should the officials who are not paid by fixed salaries not be paid their fees ; if to be paid, how and when is that to be done. 539

August 6,  
Montreal.

The same to the same (No. 86). Had received dispatch to pay Aylmer and Colonel Craig in full. He had arranged differently. If they were paid in full he could not have relieved the public officials in the way he intended to do. The difficulties in the way of a settlement of salaries if it was intended to settle them as instructed by him (Glenelg). 543

August 8,  
Montreal.

The same to the same (No. 88). Has received claim for expenses in removing 18 convicts of various regiments to the hulks at Portsmouth. Does not think such a claim should be laid before the House. It would, he believes, be rejected. 553

August 9,  
Montreal.

The same to the same (No. 87). Sends another letter from Secretan complaining that he (Gosford) had not forwarded a complaint of his having withheld a letter which would prove he had received the complaint of 28th May. This was written after Secretan was assured that the complaint of 28th May had been forwarded. 550

*Enclosed.* Complaint by Secretan of a document having been withheld. 552

August 9,  
Montreal.

Gosford to Glenelg (No. 89). Has no reason to doubt the correctness of the statement of Rev. M. Ryland, respecting the services of his father, the registrar and clerk of the Executive Council, but does not approve of the appointment of his son to succeed him as he is opposed to hereditary succession in office in view of its probable prejudicial effects. 556

August 10,  
Montreal.

The same to the same. Reports that Felton had closed his defence except that he asked that the Surveyor-General be called in reference to the discrepancy between the evidence as published and that given by one of the witnesses. Felton's complaint of the manner in which the witnesses were examined by the committee, the answers when unfavourable to the views of the committee being suppressed and others substituted. Summary of Felton's statements in answer to the charges made against him ; but he cannot think them satisfactory and has therefore, suspended Felton. 561

*Enclosed.* Felton to Walcott. Respecting the evidence in his case. 564

Walcott to—(Surveyor General). Sends queries respecting payment of fees to him by Felton. 564 verso

Bouchette, Surveyor General, to Walcott. Answers to queries. 564 verso

Memorandum by the Assembly on the evidence in the case of Felton, the answers to the four last questions put to Dodds being appended to the testimony of Weir and Weir's answers to the testimony of Dodds, which should be corrected. 565 verso

Walcott to Felton. His defence is not satisfactory and His Excellency will send the papers to His Majesty's government in the meantime suspending him. 565 verso

## SESSIONAL PAPER No. 18

1836.  
August 22, Downing Street. Glenelg to Gosford. His conduct respecting Fletcher approved of. The charge by the House of Assembly can only be regarded as requiring investigation. Page 370 verso 371
- August 27, Downing Street. The same to President of the Council. Sends copy of dispatch from Gosford reporting that the Assembly had requested him to dismiss Fletcher from his office as judge of the district of St. Francis. Sends enclosures in Gosford's dispatch and asks that the documents be referred to the judicial committee of the Privy Council. 371
- September 7, Downing Street. The same to Gosford. Regrets he should have had his time so much taken up in explaining his course towards Secretan and in refuting his charges. He has had opportunities of observing Secretan's temper and conduct towards public officers both in Lower and Upper Canada; his language would be reprobated by every respectable person. 396
- September 12, Downing Street. Unsigned to the same. In reference to a dispatch of 25th July sends copy of letter from Lieut. Low, who exonerates himself from the charge of neglect in respect to the ships "Kingston" and "Celia." 453
- September 18, Downing Street. Glenelg to the same Approves of the postponement of the sale of Lauzon and of the other steps he has taken respecting it. If nothing is done at the next session of the Legislature he should not delay longer but the steps to be taken are left to himself. 445
- September 19, Downing Street. Unsigned to the same. In reference to letter of 5th August respecting fees to the officers preparing the land patents for the British American Land Company, he is authorized to pay them the same fees they would be entitled to but for the agreement with the Company. 542
- September 20. Unsigned to Aylmer. Sends copy of dispatch from Gosford explaining why payment of arrears due to His Lordship and his private secretary had been excluded from the appropriation of the Crown revenues lately made. His regret at the delay in settlement. 549
- September 20, Downing Street. Unsigned to Gosford. In deference to his Gosford's opinions respecting the appointment of Ryland to succeed his father, no steps shall be taken to enter into that arrangement. 560
- September 24, Downing Street. Unsigned to Gosford. Petition from John Snell for arrears of pay and prize money sent to the Admiralty. The answer was that he being a deserter his request cannot be complied with. 435
- September 30, Downing Street. Unsigned to the same. Thanks for the clear account of the system of issuing land patents. Had his attention already directed to the inconvenience of the present system. Concurs with Gosford on the bad effect of needlessly multiplying checks in matters of detail, and is of opinion that the intervention of the Attorney General and Auditor may be dispensed with. The services of the Attorney General may be discontinued at once but those of the Auditor must be continued till additional instructions, signed by the King, are sent. List of the proposed commutation of fees. Application of Cochran, the Auditor, for a retiring allowance in event of his office being abolished. 485
- November 23, Downing Street. Glenelg to Gosford. Summarises the charges against Felton. Has recommended that Gosford's course be approved of and that Felton be dismissed. 566
- December 15. Unsigned to Gosford. Had not sent instructions for dispensing with the duties of the Auditor of land patents as the whole of the instructions required revision and it would be inconvenient to make partial alterations. 490

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## GOVERNOR EARL OF GOSFORD, 1836.

## Q. 228-3.

1836.  
January 22, Report of the select committee on the charges against Chisholme with the correspondence, evidence and other documents. Pages 603 to 632 (Printed report to the House of Commons inserted in the volume).
- March 4, Resolutions of Assembly. Enclosed in Gosford to Glenelg, 26th August, 1836.
- April 15. Examination of Burrage enclosed in Gosford to Glenelg, 24th October, 1836, covering letter in Q. 229-1.
- August 11, Montreal. Gosford to Glenelg. Sends address from the House of Assembly for the dismissal of Gogy, from his office of sheriff of Montreal; the charges being fraudulent concealment of the amount of his fees and neglect of the prisoners committed to Montreal gaol. His (Gosford's) advances to relieve the necessities of the prisoners as reported by Dr. Arnoldi. 573  
*Enclosed.* Charge by the House of Assembly of a fraudulent return by Gogy of the fees he had received as sheriff and of his neglect of the prisoners in Montreal gaol. 574  
Gosford to the House of Assembly. That he will consider and take steps in the matter of the charge against Gogy. 574 verso  
First report of committee summarising the evidence against Gogy. 575  
Minutes of evidence follow.  
Form of writ by Sheriff Gogy. 580  
Report on the death of John Collins in the Montreal gaol and on the state of the gaol. 580 verso  
Further evidence. 582 verso  
Sheriff Gogy to the civil secretary. Asks for an advance of £200 to purchase fuel, &c., for the prisoners. 589  
Repeated request for necessaries for the gaol. 589  
Further documents respecting the charge against Gogy. 589 to 602 (Printed report to the House of Commons inserted in the volume).
- August 12, Montreal. Gosford to Glenelg (private). Has just returned from an excursion through the province; his gratifying reception, but does not see a change in the political state of affairs unless an improvement is made in the Council. 568
- August 16, Montreal. Gosford to Glenelg (No. 93). Transmits schedule of dispatches received from the Colonial Office since 28th May. 633  
*Enclosed.* Schedule. 634
- August 22, Montreal. Gosford to Glenelg (No. 94). The Assembly last session presented 72 addresses, 8 for the dismissal of public officials and 48 for information. Had only returned a negative answer to five of these addresses, two being for the production of papers. States the facts connected with the applications and his reasons for refusing to grant the prayers of the address for the legal opinions of the law officers of the Crown, as to grant this would be to deprive the executive of the full and unreserved assistance of its advisers. The position and duties of the Attorney General in the colonies as compared with the same in Great Britain; the convenience of receiving something more than a mere categorical reply to a question. 637
- August 24, Montreal. The same to the same. The division in the English speaking party in respect to their opinions; sends petition to the commissioners numerously signed. 647  
*Enclosed.* Petition. 650

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1836.

- August 26,  
Quebec. Walcott to Grey. The 13 convicts sentenced to transportation, have been shipped to London. Asks that steps shall be taken for their safe custody. The Governor recommends the mitigation of George Holland's punishment. Page 667
- August 26,  
Montreal. Gosford to Glenelg (No. 95). In March last, the Assembly presented an address asking that facilities should be granted for settling the King's posts. A similar address was presented to Kempt in 1829. The land in question was leased by auction for 20 years in the year 1822, and the beneficial interest of it is now vested in the Hudson's Bay Company. The obligations to be met at the end of the lease. Had answered the Assembly that present engagements prevented him from carrying out their views; being anxious to meet their wishes, he would recommend that no future lease should be granted, but the Assembly would be asked to make good the obligations under the lease. 660
- September 5,  
Montreal. *Enclosed.* Address from the Assembly respecting the King's posts. 664  
Gosford to Glenelg (No. 96). In reference to dispatch that the legislature should be called together it has been already called for the 22nd. It might have been called earlier but he wanted to give as long as possible a time to allow of answers being received to dispatches of 26th April and 6th May, the first recommending names for the Legislative Council and the other for the Executive Council. The evil effects of a failure to sanction the appointments or to delay authorizing them. The impossibility of accepting the resignations tendered as that would involve closing the court of appeals. The continuance of this state of things is injurious to the local administration. 670
- September 7,  
Quebec. The same to the same (No. 97). Sends return of pensioners. Will send a similar return annually. 675
- September 9,  
Quebec. *Enclosed.* Return of pensioners. 676  
Gosford to Glenelg (No. 98). Transmits charges against Witcher, Sheriff of St. Francis, with a summary of their nature, &c. 677  
Printed copies of documents contained in report to the House of Commons inserted in the volume. 678 to 696
- September 12,  
Quebec. Gosford to Glenelg (No. 99). Sends report on the inquiry as to the property left by M. Des Rue, of Montreal. 697  
Report by the prothonotary that he had found certificate of the death of Jean Baptist Des Rue in 1760 but the place of his interment would serve to show that he had died in extreme poverty; no record can be found of any will. There are two grandchildren left but they are indebted to their daily labour for subsistence. 698
- September 13,  
Quebec. Gosford to Glenelg (No. 100). Sends schedule of dispatches received from the Colonial Office since the 16th ulto. 700  
*Enclosed.* Schedule. 701
- September 15,  
Quebec. Gosford to Glenelg (No. 101). Has received report from the Attorney General that the deputation of Primrose from judge Kerr to preside at the vice Admiralty court is no longer in force, that he had not the power of discharging the functions of a judge of the court of vice Admiralty and that he (Gosford) as vice Admiral had the power to appoint subject to the King's approval. Has nominated Henry Black to be the judge in room of Kerr. His qualifications. Could not offer the situation to Primrose, who already holds the situation of Inspector of the King's domains. 705  
*Enclosed.* Walcott applies to the Attorney General for a report on the position of Primrose, with respect to the court of Vice Admiralty. 708  
Report of the Attorney General. 710  
Memorial by Primrose in respect to the fees of the Vice Admiralty Court. 712  
Memorandum on the rules of practice in the Vice Admiralty Court, signed by Primrose. 716

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	1836.	List of fees.	Page 728
September 15,	Quebec.	Gosford to Glenelg (No. 102). Sends schedule of dispatches from the Colonial Office.	734
		<i>Enclosed.</i> Schedule.	735
September 21,	Quebec.	Gosford to Glenelg (confidential). Had returned on the 12th after a tour in the province. Great damage done to Quebec by fire. Has been waiting for confirmation of the appointment of Legislative and Executive Councillors. Should that arrive in time his prospects would be brighter. How he proposes to frame his opening speech. Shall not embody the King's answer in his speech but send it by message, with copy of instructions to himself and the commissioners.	738
September 21,	Quebec.	The same to the same (No. 103). Sends copy of the speech with which he intends to open the Legislature.	741
		(In printed report at page 764 inserted in the volume.)	
September 24,	Quebec.	Gosford to Glenelg. Sends proposed answer to his opening speech.	743
		<i>Enclosed.</i> The answer from the Assembly.	764 verso
		The same in French.	745
September 26,	Quebec.	Gosford to Glenelg (No. 104). Has received dispatch that the provincial Act for regulating contested elections had been disallowed, but all the required documents to announce this officially had not been sent.	751
September 26,	Quebec.	Resolution of Assembly that Messrs. Stewart and de St. Ours wait on the Governor to know when the Whole House can present an address.	760
September 27,	Quebec.	Gosford to Glenelg (No 105). Transmits letter from Alleyn in reference to his application for the appointment of emigration agent.	753
		<i>Enclosed.</i> Alleyn to the same. That he had only applied for the situation of emigration agent in event of its being vacant, and as an evidence that he was a candidate should it be so.	755
September 28,	Quebec.	Gosford to Glenelg. (No. 106). Copied in volume Q. 226.	
September 30,	Downing Street.	Unsigned to Gosford. Believes that His Lordship exercised a sound discretion in not complying with the applications of the two branches of the legislature.	646
October 1,	Quebec.	Gosford to Glenelg (No. 107). In printed report to the House of Commons.	765
		Documents laid before the Legislature.	764, 765
October 6,	Downing Street.	Unsigned to Gosford. His answer to the Assembly approved. It is decided by the King that after the leases of the King's Post expire, they shall not be renewed.	666

GOVERNOR EARL OF GOSFORD, 1836.

## Q. 229-1.

September 29,	Quebec.	Minute of Executive Council. Enclosed in Gosford to Glenelg, 8th October, 1836.	
October 1,	Quebec.	Gosford to Glenelg (No. 108). Sends Memorial from Messrs. Leeds and Abbott, missionaries, complaining of the injury done them by the reduction of their annual allowance.	Page 5
		<i>Enclosed.</i> Memorial from the missionaries of the Church of England.	8
		Report of the interview with Messrs. Leeds and Abbott.	11
		Memorial to Gosford by the Missionaries.	13
October 3,	Quebec.	Gosford to Glenelg (No. 109). Copied in printed report to the house of Commons Q. 228-3.	
		<i>Enclosed.</i> Address from the House of Assembly in the same printed report.	
October 4,	Quebec.	Gosford to Glenelg (No. 110). In printed report to the House of Commons. Q. 228-3.	
		<i>Enclosed.</i> Speech to the Assembly.	

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1836.

- October 8,  
Quebec. Gosford to Glenelg (No. 111). All the ecclesiastical arrangements having been made, Messire Lartigue was sworn in as Bishop of Montreal. Has been applied to by the new Bishop to sanction, should it pass, a bill for the incorporation of the Catholic Bishop of Montreal, with power to hold property in mortmain. Asks for instructions on the subject. Page 22  
*Enclosed.* Oath of Catholic members. 29  
Minute of Executive Council on the appointment of M. Lartigue. 30
- October 10,  
Quebec. Gosford to Glenelg (No. 112). Sends statements of receipts on account of casual and territorial revenue and on account of Crown lands and licences to cut timber for three months. 32  
*Enclosed.* Receipts on account of casual and territorial revenue. 33  
Receipts on account of Crown lands. 34
- October 10,  
Quebec. Gosford to Glenelg (confidential). If he shall see a good opportunity to dissolve the House he shall do so. If an addition of ten respectable men in whom the country had confidence had been added to the Council, the Assembly might have voted the arrears and supplies. The Assembly has lost ground, but not to such an extent as to lead him to expect any positive good from a dissolution. The obstacles to a change in the constitution of the Executive Council. Asks how the pledge to pay the salaries and arrears of the public servants is to be carried out. 35
- October 14,  
Quebec. Same to the same (No. 113). A commission appointed to report on the proper sites for lighthouses and to apportion the expense of their future maintenance to the different colonies, in consequence of the liberal offer of the British government to build lighthouses on Scatari and St. Paul's Island. Sends copy of the report which recommends that two lighthouses should be placed on St. Paul's Island and one on Scatari, and that the proportion to each province to maintain them should be, Lower Canada £500; New Brunswick and Nova Scotia £250 each, and Prince Edward Island £30. Nova Scotia is to maintain the lighthouses with this sum of £1030 and if in any year it is insufficient, the deficiency is to be provided by the respective legislatures in the same ratio. The arrangement between Nova Scotia and New Brunswick. 39  
*Enclosed.* Report. 42
- October 17,  
Quebec. Gosford to Glenelg (No. 114). Transmits petition from the directors of the Bank of Montreal representing the inconvenience that would arise to the province should the Act of incorporation be allowed to expire, and praying for a royal charter or for an Imperial Act to continue the incorporation for a term of years or till the end of the next session of the colonial parliament. There are two banks besides that of Montreal in the province and as the Banque du Peuple which has no charter has been established by bankers in France under the "Acte de Commandite" the stockholders conceive they are liable only to the extent of their stock. On this he can offer no opinion as the question has never been brought before a court of law. 58  
*Enclosed.* Petition from the shareholders, president and directors of the Bank of Montreal. 62
- October 18,  
Quebec. Gosford to Glenelg (No. 115). Has received inquiries as to the state of the prisons and prison discipline. It was one of the subjects to which his attention was directed when he arrived, and he accordingly brought the subject before the Legislature. The matter referred by the Assembly to a special committee which recommended offering a premium for the best plan of a prison building in which the Assembly concurred, but nothing further was done. Had transmitted the questions sent by Glenelg to the different sheriffs for reports, and gives the result. The number of prisons, a statement of their condition, &c., are reported on. 67  
Report of the special committee which recommended the Auburn system of prisons. 80

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1836.	Minutes of evidence.	Page 100
	Letter on the subject from William Powers.	117
	The documents in French.	141 to 200
	Rules and regulations for the interior order and police of the gaol at Quebec.	201
October 19, Quebec.	Gosford to Glenelg (No. 116). Transmits at the request of Colonel Wetherall an application on behalf of his father of the remaining land in the township of Buckland, the rest having been granted to various persons.	213
	Petition of Wetherall.	215
October 24,	Gosford to Glenelg (No. 117). Rev. Mr. Burrage goes to England. Reports the case and does not consider Burrage has any grievance.	218
December 2.	Unsigned to Gosford. In consequence of his (Gosford's) report, the King authorises him to recognise the Catholic Bishop of Montreal.	26
December 2.	Unsigned to the same. (Confidential.) There is nothing in British statutes to prevent him from sanctioning a colonial bill to enable the Roman Catholic Bishop of Montreal from holding property in mortmain.	27
December 8.	Unsigned to Gosford. Dispatch of 17th October received. The importance of the question brought up in the petition of the Bank of Montreal, but no progress could be made till the proposed charter be communicated.	65
December 29, Downing Street.	Unsigned to the same. Has referred the complaint of Leeds and Abbott respecting the reduction of their annual allowance to the Society for the Propagation of the Gospel and sends answer to be shown to the memorialists.	7
	Unsigned and undated to the same. In answer to application from Wetherall sends the reply he sent to Sir F. Wetherall on the same subject.	217

Gov. EARL OF GOSFORD, 1836.

## Q. 229-2.

1834.	Commissioners report on Burrage's case.	
January 23. 1835.		
December 24, 1836.	Memorial by Burrage.	
October 21, Quebec.	Both enclosed in Gosford to Glenelg, 24th October, 1836, in Q. 229-1. Collector and Comptroller of customs to Walcott. Enclosed in Gosford to Glenelg, 3rd November, 1836.	
October 25, Quebec.	Evidence of Burrage.	235
October 27, Quebec.	Gosford to Grey. Introduces Burrage.	242
	The same to Glenelg (No. 118). Has received dispatches according to schedule.	243
	<i>Enclosed.</i> Schedule.	245
October 29, Quebec.	Gosford to Glenelg (No. 119). Sends answer by Voyer to the Secretary at War.	247
October 31, Quebec.	The same to the same (No. 120). Has dismissed David Chisholm from his offices as clerk of the peace and coroner for Three Rivers in consequence of not having answered the charge of having failed to account for licence fees received by him.	248
	The documents referring to the charge follow in printed report to the House of Commons inserted in the volume.	
November 2,	Gosford to Glenelg (No. 121). Has received dispatch with notice that Primrose had been appointed judge of the Vice Admiralty court to which he (Gosford) had appointed Henry Black. Primrose will not accept if he is not to retain his situation of Inspector general and clerk of the land roll of	

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1836.

- the King's domain. Has told Primrose he could not hold both offices and he (Primrose) had informed the Admiralty that he must decline the office. Presumes that there can now be no difficulty in confirming Black's appointment. Page 258
- November 3, Gosford to Glenelg (No. 122). Sends report of the collector and surveyor of customs at Quebec in reference to the complaint by the emigrant agent at Belfast of the levy of double head money at Quebec. The matter was reported by them to the Board of Customs, but no answer has been yet returned. 262
- Quebec. *Enclosed.* Report that the double head money was charged by virtue of the provincial Act 2, William 4, cap. 17, sec. 1. These emigrants not having the proper certificates, the matter was reported to the Board early last June. 264
- November 4, Gosford to Glenelg (No. 123). Transmits return, showing that there has been no change in the amount of pensions and retired allowances this year. 266
- Quebec. *Enclosed.* Return. 268
- November 5, Gosford to Glenelg (No. 124). Sends answer respecting the claim made by Shadwell that Daly owes him money. By the answer it appears that Shadwell labours under misapprehension. 269
- Quebec. *Enclosed.* Daly to the Civil Secretary. Shadwell has no claim against him, and never applied for payment. 271
- November 8, Gosford to Glenelg (No. 125). The practice previous to 1795 in laying out boundaries of large grants of land was for the exterior boundary to be paid for jointly by the government and the grantees and the interior to be entirely at the cost of the grantees. Since then the expense of the interior and exterior boundaries has been discharged by the grantees. 273
- Quebec. Same to the same (No. 126). Sends detailed account of the correspondence between him and the House of Assembly and the proceedings of the Legislature. 275
- November 9, *Enclosed.* List of bills to expire by the 1st of May, 1838. 283
- Quebec. List of temporary Acts expiring at various dates. 287
- List in French of the last. 305
- November 10, Gosford to Glenelg (No. 127). Transmits memorial from Dr. Strachan on behalf of McGill College. 324
- Quebec. *Enclosed.* Memorial from Dr. Strachan. 326
- Memorial of inhabitants of Lower Canada for help by the government in land or money to McGill College. The respondent's case in respect to McGill College before the Privy Council. 338
- Appendix to the case. 349
- Letters patent appointing trustees for schools of the royal foundation. 395
- Plea of the defendants. 400
- Interrogatories on the part of the defendants. 409
- Replication. 414
- Other papers. 415 to 490
- Unsigned and undated to Gosford. Sends triplicate of the dispatch of 12th August last. 244
- Unsigned and undated to E. Wood. Acknowledges receipt of communication that Primrose would not accept the office of Judge of the Vice Admiralty Court, and sends copy of dispatch from Glenelg to Gosford on the subject, in which his Lordship approves of Gosford's course, and as Primrose's refusal is complete, he (Gosford) may bring forward the name of Black. 261



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## GOVERNOR, EARL OF GOSFORD, 1836.

## Q. 229-3.

1836.  
November 1. Continuation of the proceedings in the case of des Rivieres and McGill College. Pages 491 to 568
- November 11, Quebec. Gosford to Glenelg (No. 128). At the request of Reverend Thaddeus Osgood, sends two memorials. The first is for the suppression of intemperance and the second for the free admission of books and tracts for the use of religious societies, and asks for help to establish libraries in the townships, to be placed at the disposal of the Sunday school union. It was the custom to remit both the Imperial and provincial duty on such importations, but since the issue of a circular from the Board of Customs he has confined the indulgence to the provincial duties. Recommends that the Imperial duty be remitted. 569
- November 14, Quebec. The same to the same (No. 129). Transmits memorial from Chief Justice Reid for a provision to enable him to retire from the bench. Owing to his long service recommends his claim to favourable consideration. There are no funds in Canada available for the purpose except the casual and territorial revenue and the sale of land and timber already charged with the annual payment of £800 for pensions. 577
- November 16, Quebec. Gosford to Glenelg (No. 130). Sends judicial papers respecting a prosecution for libel against the *Minerve*, in relation to the death in gaol of John Collins, a pauper, and publishes list to show that contrary to the statement of the *Minerve*, that jurors of French origin were excluded, the fact was that of the number of 20 sworn in, 11 were of French origin being a majority. 579
- Enclosed.* Memorial from Chief Justice Reid. 583
- Proceedings of the Court of Kings Bench from 9th March, with subsequent proceedings to 10th September. 591
- Interrogatories to be put to Duvernay. 603
- Answers. 606
- Charge of the Chief Justice concurred in by justices Pyke, Rolland and Gale. 609
- Judge Rolland's separate opinion (in French). 618
- Judgment of Court. 625
- Ogden, Attorney General, to Walcott. Has only had one prosecution for libel since he was appointed Attorney General. 652
- Report (in French) that the Governor answered the application of the House of Assembly for the dismissal of the gaoler and gaol surgeon and comments on the finding of the grand jury. 654
- November 17, Quebec. Gosford to Glenelg (No. 131). Transmits memorial from the chairman and secretary of the Constitutionalists of Lower Canada to him (Gosford). They are also addressing a memorial to the King. 663
- Enclosed.* Memorial. 665
- November 18, Quebec. Gosford to Glenelg (No. 132). Explains the reason for his delay in answering questions about the best method of lessening the expenses of the Indian department. 669
- November 22, Quebec. The same to the same. Sends the mooffle of the moose to His Lordship and another to Lord Ducie. 677
- November 22, Quebec. The same to the same (private). Reports the application of Smith, Executive Councillor and clerk of Parliament, for three years' absence. The difficulty he has in regard to applying to have the leave granted. 678

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1836.  
November 29, Gosford to Glenelg (No. 133). Sends schedule of dispatches from the  
Quebec. Colonial office received since the 27th ulto. Page 681  
*Enclosed.* Schedule. 682
- November 29, Gosford to Grey. Reports the death of Charles Grant, Chairman of the  
Quebec. Constitutional Association. His death puts an end to the question of his  
being visited with any marks of the King's displeasure for the statements  
in memorial which had a tendency to produce prejudicial results. 685
- December 3, The same to Glenelg (No. 134). Has received decision respecting the  
Quebec. house at Sorel. Colborne intends to make a representation on the subject  
to the commander-in-chief. Had not put forward his claim to the house  
when Colborne was about to occupy it, but had assumed the house to be his  
from his arrival and had agreed with Aylmer to take the furniture in it at  
a valuation. Aylmer had stated casually that the military had some claim  
to it, but apparently did not attach any importance to it. Other reasons  
for his belief regarding Sorel. His surprise that Colborne did not know of  
his having written to London on the subject. His gratification that all the  
papers sent by Colborne to Lord Hill had been before His Majesty's Gov-  
ernment when the decision was arrived at, so that it was not given on *ex*  
*parte* evidence. Argues as to his right as civil governor on the ground of  
previous decisions. 688
- December 31. Unsigned to the Attorney and Solicitor-General. Sends copy of a dis-  
patch from Gosford, enclosing judicial proceedings in the charge of libel  
against the *Minerve*. Their joint opinion wanted as to whether the case  
was conducted in consonance with the laws of England. 589
1837.  
January 12. Unsigned, to Spearman. Sends dispatch from Gosford showing that up  
to 18th November last, he had not been able to collect the information to  
report on the Indians and had been obliged to purchase the necessary pres-  
ents. Glenelg's opinion is that the Treasury should approve of Gosford's  
proceeding. 675
- January 28, Unsigned to ———. Transmits for the consideration of the Lords of  
Downing the Treasury extract from dispatch of Gosford, also copy of the memorial  
Street. for the free importation of books and tracts for the use of religious socie-  
ties. It was accompanied by a memorial for the suppression of intemper-  
ance. 572
- Enclosed.* Memorial from the friends of temperance. 573
- January 28. Memorial from friends of moral and religious improvement. 575
- Unsigned to Byham. Sends for the consideration of the Ordnance copy  
of dispatch from Gosford enclosing a letter to the commander-in-chief from  
Colborne, on the claim of the officer in command of the forces to occupy the  
house at Sorel. Colborne's letter is accompanied by numerous documents  
whose purport is to show that from the earliest date the house was held as  
a military possession. Asks that the documents be submitted to the Ord-  
nance to see if they can find any reason to depart from the opinions they  
have repeatedly expressed in regard to the claim of the military authorities  
to the house at Sorel. 701
- Enclosed.* Colborne to Hill. Long argument in support of the claim of  
the commander of the forces in Canada to the possession of the house at  
Sorel. 703

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## GOVERNOR EARL OF GOSFORD, 1836.

## Q. 229-4.

1815.  
November 13, Goulburn to Besserer.  
Downing Street.
1836.  
February 9, Glenelg to Gosford. Both enclosed in Gosford to Glenelg, 24th December, 1836.  
Downing Street.
- December 1, Statement by Justice Bowen.  
Quebec.
- December 1, Chief Justice Sewell's account for circuit allowance. Both enclosed in Gosford to Glenelg, 17th December, 1836.  
Quebec.
- December 3, Gosford to Glenelg. Covering letter in Q. 229-3.  
Quebec. Continuation of papers sent by Colborne, respecting the property at Sorel. Page 719
- December 4, Gosford to Glenelg (private). Only writes to say that his uniform study was to show Colborne every mark of attention. Cannot charge himself with ever deviating from this. The special motives that induced him to take this line towards Colborne. 775  
Quebec.
- December 6, The same to the same. Sends accusations prepared by the House of Assembly against Judge Thompson of Gaspé, arising out of a petition from Deblois, an advocate and member of the Assembly. The case is contained in the sixth and seventh reports of the committee of grievances and in Thompson's defence. The charge is for malversation, neglect of duty and intoxication. Declined to decide on the case till he had heard the defence. The erroneous charges made against the judge during Lord Dalhousie's administration. 779  
Quebec.
- Sixth report of the standing committee of grievances. 783  
Evidence and other documents in printed report to the House of Commons inserted in the volume. 785
- December 10, Gosford to Glenelg. In reference to dispatch of the 3rd instant, respecting the house at Sorel, Colborne wishes to make some observations before a decision is come to. 837  
Quebec.
- December 10, The same to the same (No. 136). Sends another communication from Secretan. 838  
Quebec. *Enclosed.* Secretan to Colonial Secretary. Asks that he may be supplied with copies of the Governor's reports. 840
- December 12, Report of A. C. Buchanan. Enclosed in Gosford to Glenelg, 23rd December, 1836.  
Quebec.
- December 16, Gosford to Glenelg. (No. 137). Had written a note to Eden in explanation of an expression in one of his (Gosford's) letters which had hurt him. Sends copies of letter and reply. 842  
Quebec. *Enclosed.* Gosford to Eden. Explains what he meant in a sentence of letter to the Colonial Secretary which had hurt his (Eden's) feelings. 844  
Eden to Gosford. Thanks for the kind letter he had received explaining the expression. 846
- December 17, Statement of the revenues of Lower Canada at the disposal of the Crown. Enclosed in Gosford to Glenelg, 17th December, 1836.  
Quebec.
- December 17, Gosford to Glenelg. (No. 138). Reports that as the sum available for salaries to the public servants and creditors of government would have afforded no perceptible relief, he had confined the distribution to the judges. Sends financial statement. Sends claim by Chief Justice Sewell and justice

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- Bowen for the sum of £75 for each circuit instead of £25. How the authority for such payment was granted. Page 847
- Enclosed.* Statement of the revenues of Lower Canada at the disposal of the Crown with amount of payments deducted. 851
- Chief Justice Sewell's claim. 852
- Statement by Justice Bowen of the authority for the claim and sends statement of the amount due, being £1,112 16s. 8d. 853
- Account of the balance due Bowen, which amounts to £1,110 6s. 8d., instead of the sum mentioned in the letter. 856
- Bathurst to Prevost. The Prince Regent cannot sanction an increase of salary to the judges of Lower Canada, but authorizes the payment of £75 for each circuit performed by the judges. 860
- York to Bowen. Kempt authorises the issue of warrants for payment on account of allowance for performing circuit. 862
- December 21, Gosford to Glenelg (No. 139). Reports the anomalous state of the cur-  
Quebec. rency. Necessity for a remedy. 863
- Enclosed.* Routh to Spearman. On the inconveniences arising from the want of a metallic currency and the remedy. 867
- December 22, Petition from Besserer. Enclosed in Gosford to Glenelg. 24th December,  
Quebec. 1836. 867
- December 23, Gosford to Glenelg (No. 140). Transmits the annual report from the  
Quebec. emigration agent. 874
- Enclosed.* Report of A. C. Buchanan, emigration agent. Printed report inserted in the volume. 874
- December 24, Gosford to Glenelg (No 141). Transmits petition from Besserer, a  
Quebec. notary in Quebec; his services. Had received grant of Grande Isle, on the St. John, but it was not perfected, the island being outside of the limits of New Brunswick. He asks 1,200 acres instead. 888
- Enclosed.* Petition (in French). 890
- Order by Goulburn to the Governor of New Brunswick, to make a grant of Grande Isle in the St. John River. 893
- Glenelg to Gosford. To convey thanks to Besserer for having delivered an original letter from Goulburn, to prevent it from falling into improper hands. 894
- December 26, Gosford to Glenelg (No. 142). Sends memorial from François Vallerand  
Quebec. for a pension or grant of land for his services. 895
- December 26, The same to the same. The country tranquil and from the disposition of  
Quebec. the people will remain so, only the violence of extremists prevents the settlement of questions at issue. Does not expect any good effect from the re-assembling of the Legislature. 899
- December 28, The same to the same (No. 143). Has received inquiry, if objections  
Quebec. exist to a convention with Austria for the removal of discriminating imposts on the succession to or transfer of personal property by their respective subjects. Does not see any objections and sends copy of the report by the Executive Council on the subject. 901
- December 29, The same to the same (No. 144). Sends schedule of dispatches received  
Quebec. from the Colonial Office. 903
- Enclosed.* Schedule. 904
- December 31, Gosford to Glenelg. Has received from Colborne copy of letter he has  
Quebec. addressed to Lord Hill in regard to the house at Sorel. Remarks on the property. 905
1837.  
January 24, Downing  
Street. Glenelg to Gosford. Approves of his refusal to suspend Judge Thompson pending the inquiry, and till an opportunity has been given to the accused to answer. Recommends that the case be referred to the judicial committee of the Privy Council. Animadverts on the manner in which the investigation was conducted by the Assembly, and that the accused was not

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1837.  
called on for his defence. Does not feel justified under the circumstances to suspend Judge Thompson. Page 831
- January 27, Downing Street. Glenelg to the President of the Council. Sends copy of dispatch from Gosford, with report of a committee of the Assembly of Lower Canada, imputing gross misconduct to Judge Thompson. In consequence, the Assembly has asked for Thompson's dismissal. Asks that the documents be referred to the judicial Committee of the Privy Council. 835
- January 31. Unsigned to Spearman. Sends copy of dispatch on the state of the metallic currency in Lower Canada. A copy of Routh's letter accompanied the dispatch, but as the Treasury has the letter a copy is not sent. Glenelg desires to have the opinion of the Treasury on the subject. 866
- February 17. Downing Street. Unsigned to Byham. Transmits for the Ordnance copy of Gosford's dispatch respecting the house at Sorel. 907
- February 17. Unsigned to Spearman. Forwards memorial from Vallerand. It is impossible to grant him land, but seeing his advanced age and the importance of his services recommend his application for a pension to the favourable consideration of the Treasury. 897
- March 14, Downing Street. Unsigned to Barrow. Transmits to the Admiralty memorial of François Vallerand in terms almost identical with those of Spearman of 17th February. 898

## PUBLIC OFFICES, 1836.

## Q. 230-1-2-3.

Part 1 paged from 1 to 197 ; part 2 from 198 to 394 ; part 3 from 395 to 576.

1834.  
February —, Montreal. Petition against an increase on the duties on timber and wood articles. 557  
The signatures begin at 574.
1835.  
May 27, Quebec. Secretan to Hill.
- August 14, Horseguards. Fitzroy Somerset to Secretan. Both enclosed in Hill to Glenelg, 6th September, 1836.
- September 12, Gaspé. Sub-Collector to Collector and Comptroller of Customs, Quebec.
- November 9, Quebec. Collector and Comptroller of Customs to Gosford. Both enclosed in Backhouse to Stephen, 13th February, 1836.
- November 27, Quebec. Routh to Gosford.
- November 28, Quebec. The same to Stewart. Both enclosed in Baring to Grey, 13th January, 1836.
- December 26, Quebec. Gosford to Bankhead. Enclosed in Backhouse to Stephen, 13th February, 1836.
- December 31, Quebec. Extract enclosed in Gillespie to Glenelg, 8th March, 1836.
1836.  
January 5, Treasury. Baring to Grey. Respecting the supply of fuel, oil and water to government house and how it should be charged for. Page 176
- January 6, Washington. Bankhead to Forsyth. Enclosed in Backhouse to Stephen, 13th February, 1836.
- January 8, Upper Canada. Extract. Enclosed in Gillespie to Glenelg, 12th March, 1836.
- January 13, London. Pelly to Glenelg. Sends list of all persons employed by the Hudson's Bay Company within their territory to 1st June, 1835. 469

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1836.

The list follows :

Governor .....	1
Chief factors and chief .....	} 54
Traders .....	
Chaplain .....	1
Assistant Chaplain .....	1
Surgeon .....	1
Clerks .....	116
Servants .....	985

Total..... 1,159

- January 13, Washington. Bankhead to Palmerston. Enclosed in Backhouse to Stephen, 13th February, 1836.
- January 13, Treasury. Baring to Grey. The Lords of the Treasury approve of the dispatch Glenelg proposes to send on the subject of Indian presents, and transmits copies of letter and report on the subject from Routh, whose views generally coincide with those of His Majesty's government. Page 178
- Enclosed.* Routh to Stewart. Sends copy of a letter which he had addressed to Gosford on the subject of Indian expenditure. 180
- Routh to Gosford. Suggestions as to the lessening the expenditure in the Indian department, and how savings could be effected. 181
- January 14, London. North American Colonial Association to Hay. Sends copies of the reports of the annual meeting to be brought under the notice of Glenelg. 381
- Enclosed.* Sixth report of the Association. 382
- January 16, Admiralty. Wood to Hay. Report received that the "Star" packet had been dismantled, the master and part of the crew washed overboard, and that she had proceeded to Antigua. 11
- A note from Barrow says the "Star," to save herself, bore up for Antigua, whence the dispatches for Halifax shall be forwarded. 12
- Report of the dismantling of the "Star" brought by Portuguese vessel. 13
- January 18, Washington. Forsythe to Bankhead. Enclosed in Backhouse to Stephen, 20th February, 1836.
- January 19, Treasury. Baring to Grey. The Lords of the Treasury have arranged respecting aides-de-camp to the Civil Governors and the Lieut.-Governors. 187
- January 20, Washington. Bankhead to Gosford.
- January 21, Washington. The same to Palmerston. Both enclosed in Backhouse to Stephen, 20th February, 1836.
- January 21. Circular instructions to the Customs. Enclosed in Backhouse to Stephen, 5th March, 1836.
- January 25, War Office. Marshall to Grey. The Lords of the Treasury have authorised pay to two aides-de-camp each for Gosford and Head, but the services of one to Gosford must cease as soon as word can be received in Canada. Howick regards this as only a temporary measure, and that such charges only should be borne by the army when the expense for a Civil Governor cannot be defrayed from the Colonial revenues. 268
- January 25, Whitehall. Lack to Grey. The Lords of Trade in reference to the fears of the British consul at New York of the effect on British shipping of the free transit of goods to Canada through the United States, point out that unless the law now existing be altered by Parliament the goods cannot be so carried. 55
- January 30, Admiralty. Wood to Grey. Sends dispatch from the hydrographer on the question of lighthouses in the St. Lawrence. 14
- Enclosed.* Beauford, hydrographer. Report on lighthouses in the St. Lawrence. 15
- January 30, Doctors' Commons. Dodson to Glenelg. Has received notice of the selection of Archdeacon Mountain to be Lord Bishop of Montreal, and in this capacity to act as

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1836. coadjutor to the Lord Bishop of Quebec, Montreal not being erected into a separate see. Page 135
- February 3, Trinity House. Hubert to Baring. Enclosed in Spearman to Grey, 22nd February, 1836. 138
- February 3, Doctors' Common.. Dodson, &c., to Glenelg. They see no objection in law to the instrument of appointment of the suffragan Bishop of Montreal. 138
- February 5, Washington. Bankhead to Palmerston. Enclosed in Backhouse to Stephen, 5th March, 1836.
- February 5. Spearman to Stephen. Has any accident happened to Elliott to which the change in his handwriting may be attributed. 189
- February 5, General Post Office. Freeling to Grey. Sends copies of letter from Stayner relative to the delay in remitting a large sum of money collected for postage. 521  
*Enclosed.* Stayner to Freeling. The cause of delay in remitting arose from his being under examination by a Parliamentary Committee, and was also directed by Gosford not to make the remittance till he gave leave. 522
- February 7, Quebec. Extract. Enclosed in Gillespie to Glenelg, 12th March, 1836.
- February 8, Montreal. Extract. Enclosed in Gould to Glenelg, 10th March, 1836.
- February 11, Irish Office. Morpeth to Glenelg. If the company called the North American Colonial Association acquire the lands they are seeking in New Brunswick and Newfoundland, he has no doubt that it would be of very great advantage to the poorer and more destitute class of the population of Ireland. 525
- February 13, Foreign Office. Backhouse to Stephen. Sends correspondence respecting encroachments by United States fishermen on the fisheries in the St. Lawrence. Palmerston does not think that the United States government has any adequate means of stopping the encroachments and that the only effectual plan of doing so is to send a ship of war. 60  
*Enclosed.* Bankhead to Palmerston. Reports the encroachments of United States fishermen and that Gosford has communicated with the Admiral at Halifax on the subject. 62  
 Gosford to Bankhead. Respecting the encroachments of United States fishermen. 64  
 Collector and Comptroller of Customs at Quebec to Gosford. Report the complaints respecting encroachments by United States fishermen. 65  
 Sub-collector to the Collector and Comptroller of Customs at Quebec. Sends report in detail of the encroachments of the United States fishermen. 66  
 Bankhead to Forsyth. Represents the encroachments of the United States fishermen. 71
- February 16, Whitehall. Haultain to Stephen. The communication from Gosford relative to the claim of Heath has been sent to the War Office. 526
- February 20, Stationery Office. Clench to Spearman. The stationery for the use of the secretary's department at Quebec was sent from the office on 24th July last; the cost being £162 9s. 199
- February 20, Foreign office. Backhouse to Stephen. Sends copy of dispatch from the Chargé d'Affaires at Washington respecting the encroachments of United States fishermen for Glenelg's information. 73  
*Enclosed.* Bankhead to Palmerston. Reports the friendly manner in which the complaints have been received and the measures taken to remedy the state of affairs. 74  
 Forsyth to Bankhead. Measures taken by the President to restrain the fishermen to keep within their limits. 76  
 Bankhead to Gosford. Sends copies of his note and of the answer on the subject of the encroachments on the fishing grounds. 78

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1836.

- February 22, Spearman to Grey. Sends report by the Trinity House on the subject of  
Treasury. a floating light in the Gulf of St. Lawrence. Page 190  
*Enclosed.* Hubert to Baring. Remarks by the Trinity House on the  
suggestions for having a floating light in the St. Lawrence. The doubt of  
its suitability or efficiency for reasons given. 191
- February 23. House of Commons. Address for correspondence respecting land granted  
to Felton. 3
- February 23, Haultain to Stephen. Sends copy of answer respecting claim of Heath  
Whitehall. for a Pension. 527  
*Enclosed.* Sullivan to Haultain. States the allowance made to the four  
children of the late Lieut. Heath, John has received all that was originally  
granted and nothing is now due him. 528
- February 23, Spearman to Stephen. The Lords of the Treasury had received report  
Treasury. from the commissariat officer in Canada of the purchase for the Indians and  
approve of the steps taken by Gosford to supply the deficiency. 195
- February 24, Routh to Stewart. Enclosed in Spearman to Stephen, 19th March,  
Quebec. 1836.
- February 25, Haultain to Stephen. Order to be sent to Quebec to pay Miss May  
London. Heath her allowance on the compassionate fund. 529
- March 1, Count d'Aglié to Palmerston. Enclosed in Strangways to Stephen, 17th  
London. March, 1836.
- March 4, Howick to Gosford. Reports the first demands of Voyer. There is  
War Office. nothing in the explanation now given to change Howick's decision. The  
claimants should apply to Mr. Wm. Burns, of Quebec, who was in commu-  
nication with Munro immediately previous to his death in 1803. 278
- March 5, Backhouse to Stephen. Sends instructions by the Secretary of the  
Foreign office. Treasury of the United States relative to the encroachments on the fish-  
eries. 79  
*Enclosed.* Bankhead to Palmerston. Sends copy of the instructions  
from the United States Treasury relative to encroachments on the fish-  
eries. 80
- March 8, Circular instructions to Collectors of Customs respecting the fisheries. 81  
Downing Street. Stephen to Barrow. Sends for the Lords of the Admiralty correspond-  
ence respecting the fisheries, so that they may send a ship of war to enforce  
the conditions of the treaty of 1818. 83
- March 8. Memorial by Tubby. Enclosed in Spearman to Stephen, 7th July, 1836.
- March 8, Spearman to Grey. Transmits report on the supply of stationery for the  
Treasury. Secretary's department at Quebec. The sum of £162 9s. therein specified  
is to be paid into the military chest. 197
- March 8, Sullivan to Stephen. To send the annual amount of the salary and  
War Office. emoluments of Captain Richard Hayne, half-pay, in his civil situation, and  
the date of his appointment. 270
- March 8, Gillespie to Glenelg. Sends extract from the letter of a correspondent  
London. showing the necessity of recalling Gosford. It would be mortifying should  
there be destruction of property and loss of life without one voice being  
raised to warn the Government of the state of the colonies and to try to  
prevent the separation of the North American Colonies from the parent  
state. From his convictions he will leave for Canada in a few days to en-  
deavour to save the lives of relations and friends and to save his own family  
from ruin. Had never mixed himself up with politicians and hence had  
some influence, but the spirit of the English and the Irish population can-  
not be subdued while the demands of one branch of the Legislature are  
cheerfully complied with without the acquiescence of the other. 396  
399  
*Enclosed.* Extract.
- March 9, Barrow to Stephen. In reference to complaints on the encroachments of  
Admiralty. American fishermen on the British fishing grounds in the St. Lawrence.  
Vice Admiral Halkett has received instructions on the subject. 17



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1836.  
March 10,  
London. Gould to Glenelg. Sends extract from letter from Canada. A crisis is approaching by trying to conciliate a small party of anti-national egotists. Page 409  
410  
*Enclosed.* Extract.
- March 11,  
War Office. Sullivan to Strangways. Enclosed in Strangways to Stephen, 17th March, 1836.
- March 12,  
London. Gillespie to Glenelg. At the risk of being considered troublesome, sends extracts from letters received from Upper and Lower Canada. The remedy pointed out is too clear to be denied, and it is time that the Home Government should legislate for Lower Canada. The letters are not so recent as newspapers received, and take no notice of Head's extraordinary doings, showing a great want of discretion which must bring on a rupture in Lower Canada. 418  
*Enclosed.* Extract on the political and commercial condition of Upper Canada. 420  
Extract on the political state of Lower Canada. 425
- March 14. House of Commons. Address for copy of instructions to commissioners to investigate grievances complained of in Lower Canada and of instructions to Head, Lieut. Governor of Upper Canada. 4  
Strangways to Stephen. To move Glenelg to take steps to procure information respecting a Sardinian named Donas Ferrers. 85  
*Enclosed.* Count d'Aglié to Palmerston (in French). To ascertain whether Donat (Donas elsewhere) Ferrers is alive or dead. 86  
Sullivan to Strangways. Ferrers was in the regiment de Meuron and was discharged on the 24th March, 1814. No further information has yet been obtained, but a further examination shall be made. 87
- March 18,  
Temple. Law Officers to Glenelg. The reserved Act to secure the dignity and independence of the Legislative and Executive Councils of Lower Canada cannot be assented to by the King, it being contrary to the Act 31 George III., cap 31, known as the Constitutional Act. 139  
*Enclosed.* The reserved Bill. 142  
Remarks of the Attorney General on the Bill. 146  
Reasons of dissent by members of the Legislative Council. 147  
Unsigned to Stephen. Sends copy of letter from Colborne to be laid before the Colonial Secretary, stating that he had established his head quarters at Montreal and although he wished to return to England he would not leave Canada till he heard from the Adjutant General. Sir James Lyon has been appointed to relieve him. 34  
*Enclosed.* Letter from Colborne. 35
- March 19,  
Horse Guards. Spearman to Stephen. Sends copy of letter from Routh and estimates of presents required for the Indians for 1836 and 1837 to be submitted to Glenelg. 200  
*Enclosed.* Routh to Stewart. Sends estimate for Indian presents for 1836 and 1837. 201  
Requisition for a supply of Indian presents for 1836 and 1837. 203  
British American Land Company. List of officials, proceedings of meeting and second report. 282
- March 25,  
London. Report of the Commissioners of Customs. Enclosed in unsigned to Gosford, 25th June.
- March 26,  
London. Henchy to Grey. Since Divine service he has been engaged with the most fraudulent knaves, that is, emigrant ship agents. Had advised emigrants to sue the agent and master of the "Lord John Russell" and they were forced to pay the family their money back and £3 for detention. Has instructed a gentleman to attend to the complaints, but neither of them can examine the vessels to ascertain if they are seaworthy and well found. The work of Aiken is no sinecure. There are four vessels loading emigrants.
- March 27,  
Dublin.

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1836.

- The agents are liberal of promises to them until they squeeze out the last shilling and then are oblivious of promises. Page 452
- March 29. Sullivan to Stephen. Further information wanted respecting the civil situation of Hayne, its probable duration, &c. 271
- March 30, Treasury. Spearman to the same. Felton to obtain certificates of examination of the accounts of the Crown Lands for 1832, 3, 4 and the first half of 1835. 205
- March 30, Horse Guards. Hill to Glenelg. Sends letter from Sir James Lyon giving his reasons for declining the command of His Majesty's troops in North America. 36  
*Enclosed.* Lyon to Hill, of the same date. 37
- March 31, Downing Street. Unsigned to Gosford. Transmits an application from the Sardinian Minister respecting Ferrers. 89
- April 4, General Post Office. Freeling to Stephen. The two dispatches for the New York Consul were handed to the master of the "Montreal" who refused to give a receipt. He is not compelled to do so. 530
- April 6, Bath. Aylmer to Melbourne. Enclosed in Melbourne to Glenelg, 8th April, 1836. 207
- April 7, Downing Street. Unsigned to Gosford. Transmits copy of a letter from the Treasury with report from the commissioners of audit that the accounts of the Crown lands should be accompanied with a certificate of examination. 208  
*Enclosed.* Extract from a report of the commissioners of audit on the subject. 208
- April 8, Panshanger. Melbourne to Glenelg. Sends letter from Aylmer. Have the documents he refers to yet arrived? 210  
*Enclosed.* Aylmer to Melbourne. Sends report that he has been charged by the Assembly of Lower Canada with high crimes and misdemeanors, but is ignorant of the grounds of the charge. Asks for a copy of the report of the committee. 211
- April 8, General Post Office. Freeling to Stephen. The remittance from Quebec would have been larger but for the non-payment of the postage due by the local government which used to be provided by a vote of the Assembly. 532  
*Enclosed.* Stayner to Freeling reporting the non-payment of postage by the local government. 533
- April 13. Unsigned to Aylmer. The fourth report on grievances in the session of 1835-6 was received from Gosford, but without the evidence, which could not be obtained. Sends the report in its imperfect state. 214
- April 15. House of Commons. Address for instructions to the Governors of Upper and Lower Canada respecting the expenditure on account of the Indian department. 5
- April 16. Unsigned to Aylmer. Sends the fourth report on grievances. 213
- April 16, London. Bruyeres to Grey. Calls attention to the bad effects on emigration to Lower Canada of the partial statements of Buchanan the emigration agent. 313  
*Enclosed.* Letter on emigration by A. C. Buchanan with copies of letters from emigrants. 315
- April 19, Admiralty. Wood to Stephen. In answer to the application of the Assembly of Lower Canada for copy of the survey of the St. Lawrence from Three Rivers to Montreal, the survey of the river above Quebec has not yet arrived. The lower river is nearly engraved and a copy shall be sent when ready. 18
- April 20, London. Bruyeres to Grey. Asks for an interview with Glenelg on the subject of the internal survey of the St. Francis territory. 331
- April 21, London. Coghill and Henchy to Grey enclosed in Henchy to Grey, 12th May, 1836.
- April 23, Treasury. Spearman to Stephen. The Lords of the Treasury have deferred giving directions for the transmission of presents for the Indians until reports are received from the Governors of the Canadian provinces. 216

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1836.  
April 27,  
Ordnance. Byham to Grey. Applies for a passage to Quebec, for the widow of Bar-  
rack Sergeant John Campbell with a family of six children. Page 163
- April 30,  
War Office. Sullivan to Stephen. Desires to know when Craig ceased to draw pay and  
emoluments as private secretary to Lord Aylmer. Does he hold any other  
civil situation under the Colonial department? 272
- April 30,  
Quebec. Routh to Spearman. Enclosed in Spearman to —, 24th June, 1836.  
Walcott to Respective Officers. Gosford has not yet received any com-  
munication from the Colonial Secretary respecting the bridges over the  
Ottawa, but approves of taking up a portion of the flooring to prevent the  
passage of heavy loads. 170
- May 6,  
London. Coghill and Henchy to Grey. Asks him to bring the subject of their  
letter before Glenelg. Hopes the Association (the North American Colonial  
Association of Ireland) may be able to take immediate steps to remove and  
give employment and comfortable means of living to hundreds of families  
who in another month would be in a state of destitution. 455
- May 10. House of Commons. Addresses for copies of petition, &c., from inhabitants  
of British North America, respecting the elective principle in their respec-  
tive Legislative Councils. 6
- May 10,  
Treasury. Spearman to Stephen. Orders have been given to issue a warrant for  
£1000 on account of the expenses of Gosford 217
- May 13,  
Horse Guards. Hill to Glenelg. The transports to convey the Royal and 85th regiments,  
to North America being about to leave the river for Cork, has His Lordship  
any instructions to give concerning the service companies of the regiments  
to be relieved. 39
- Enclosed. Unsigned to Hill. The opportunity may be taken to reinforce  
the army quietly should Gosford think it desirable. 40
- May 13,  
London. Henchy to Grey. Was surprised to find that his and Coghill's letter of  
the 21st had not been received, as he was assured it had been sent. Encloses  
a copy of the letter. 456
- Enclosed. Coghill and Henchy to Grey. Recapitulate the points dis-  
cussed at the interview as to the acquisition of land in the British North  
American provinces. 458
- May 17,  
Horse Guards. Hill to Glenelg. Points out difficulties in the way of reinforcing the  
troops as His Lordship desires. 43
- May 18,  
London. Aylmer to Melbourne. Desires again to ask that his dispatches of the  
5th of March, 1834, and of the 18th of March, 1835, be laid before Parlia-  
ment, a disinclination having been shown to do so unless the affairs of  
Canada were otherwise brought before Parliament. That being now the  
case asks that these dispatches be presented as it is time the charges against  
him should be settled. 219
- May 19,  
Liverpool. Banning to Freeling. Explains the cause of the delays, which are very  
few, in the delivery of dispatches. 536
- May 21, Unsigned to Coghill and Henchy. Has laid Henchy's letter before  
Glenelg, who is sensible of the importance of the scheme but urges caution.  
The difficulty with respect to settlements either in Africa or Newfoundland.  
The failure of former experiments in which dependence was placed on emi-  
grants looking for subsistence not from wages but from the produce of the  
land. Paupers emigrating must be preceded or accompanied by persons  
with sufficient capital to carry out improvements in the wilderness. The  
free grants of land have never been so successful as sales at a fair price.  
The prohibition of free gifts of land has been established as security against  
the danger of creating a necessitous population. As to approving of bar-  
gains made with the local governments, they have been authorised to sell  
the unclaimed lands of the Crown on certain terms. They can make no  
arrangements beyond these and those so made require no subsequent appro-  
bation. 463
- May 24,  
Quebec. Nicolls to Mulcaster. Enclosed in Byham to Stephen, 13th July, 1836.

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1836.

- May 25, 1836. Freeling to Stephen. How the delays in the delivery of dispatches on  
General Post arrival at Liverpool might be avoided. Page 534  
Office.
- May 25, Melbourne to Glenelg. What answer shall be given to letter from  
Brocket Hall. Aylmer? 218
- May 26, Backhouse to Stephen. Asks for a letter of introduction to Gosford in  
Foreign favour of Chapman for many years British Consul at Elsinore. 90  
Office.
- May 27, Lords of Trade to Baring. Enclosed in unsigned to Gosford, 25th June,  
Whitehall. 1836.
- June 4, Gould to Glenelg. Transmits petition from Montreal against any change  
London. in the timber duties. Remarks in support of the petition. 430
- June 8, Routh to Spearman. Enclosed in Spearman to Stephen, 30th July, 1836.  
Quebec.
- June 9, Cowper to Stephen. Palmerston requests that a letter of recommenda-  
Foreign tion be given in favour of George Tattersall. 91  
Office.
- June 9, Unsigned to Hill. His Majesty's Government do not now consider the  
reinforcement of troops necessary and asks to be allowed to withdraw his  
letter of the 16th, there being no instructions to give to the service companies. 46
- June 9, Bank of British North America to Glenelg. Sends copy of bill before  
London. the House of Commons, its object being to enable the bank to sue and be  
sued in Great Britain. If anything in the bill would extend its operation  
to the Colonies the directors would at once limit the bill to Great Britain. 349
- Enclosed.* Bill to enable the bank to sue and be sued. 350  
Schedule. 371 to 376
- June 10, Unsigned to Aylmer. Any motion for the production of the dispatches  
to which he refers will be assented to by His Majesty's Government. Has  
received an official copy of the report on grievances but still without the  
evidence. 223
- June 11, Admiral Halkett to Secretary of the Admiralty. Enclosed in Maule to  
Halifax. Stephen, 22nd August, 1836.
- June 11, Unsigned to Sabine. Application has again been made to the Colonial  
Downing Office on behalf of the representatives of the late D. Douglas, and Glenelg  
Street. desires to know if any, and if so, what remuneration should be paid on  
account of his MSS. papers. 518
- June 13, *Enclosed.* Expense of instruments selected for the use of Douglas. 519  
Horse Guards. Hill to Glenelg. Returns the letter received on the 16th. The two  
regiments at Quebec and Halifax will return in the transports carrying the  
relieving regiments 47
- June 15, Pearce to Grey. Hands him the bill of the British North American Bank  
London. with the alterations proposed. 378
- Enclosed.* Bill. Title only was copied at page 350. 379
- June 16, Cowper to Stephen. Lord Palmerston requests a letter of introduction  
Foreign in favour of Richard Tattersall, to whose brother a letter was given some  
Office. days ago. 92
- June 17, Unsigned to Head. Sends copies of correspondence on the subject of  
Downing delays in the delivery of dispatches. 535  
Street.
- June 18, Le Marchant to Stephen. The Lords of Trade have received copy of  
Whitehall. address from the Legislative Council of Lower Canada on the apprehended  
alteration of the duties on Colonial timber and will take it into considera-  
tion. 57
- June 20, Spearman to the same. Sends report from the commissioners of Customs  
Treasury. on the memorial of Ramsay who anticipates opposition on the part of the  
custom house officers to the importation of foreign reprints of British pub-  
lications. 225

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1836.  
June 21,  
Admiralty. Barrow to Stephen. The Admiralty intimated to judge Kerr on the 24th of September, 1834, that they would not call on him to resume his duties. Page 19
- June 22,  
Limerick. Sabine to Grey. Has made considerable progress in putting in order the observations of Douglas. To complete the observations on terrestrial magnetism, he will require two needles that Douglas used in America. The nature of the investigations by Douglas. Sends part of the observations to have such calculations made as can be done by ordinary calculators. The balance due for stationery, &c., and for an advance made to Douglas. 511
- June 23,  
War Office. Sullivan to Stephen. Has received letter of the 16th instant, with dispatch from Gosford and a petition from the widow of Joseph de Varennes for a pension. She was required on 13th June, 1835, to send her husband's commission or some document to prove how long and in what military capacity he served. This she has not done and the secretary at war could not decide without the documents. 273
- June 24,  
Treasury. Spearman to ——. Have the suggestions of Routh respecting the Indian department met the approval of Gosford, and is Glenelg prepared to recommend the adoption of recommendations in respect to Indian presents founded on these suggestions? 232
- June 25,  
Downing Street. Enclosed. Routh to Spearman. Sends remarks on one or two points respecting the Indian service, namely, the report of the forced retention of their Indian costumes by the Indians on the orders of the Roman Catholic priests and the propriety of having them vaccinated. 233
- June 25,  
Downing Street. Unsigned to Gosford. Sends copies of correspondence between the Treasury and Colonial Office, on the subject of memorial by Ramsay for the admission of United States reprints. 226
- June 25,  
Downing Street. Enclosed. Report of the Commissioners of Customs on Ramsay's memorial pointing out the statutes which prohibit the importation of the reprints. They cannot recommend the allowance. 227
- June 27,  
War Office. Lords of Trade to Baring. Have considered the report of the commissioners of Customs, with which they agree and recommend that a copy be transmitted to Stephen for Glenelg's information. 230
- June 27,  
Whitehall. Sullivan to Stephen. Has received letter with petition from commuted pensioners for restoration of their pensions. The Secretary at War does not allow their being replaced on the pension list. 275
- June 28. Le Marchant to Stephen. The Lords of Trade have received two petitions that no alteration be made on the colonial timber duties. 58
- June 28. House of Commons. Address for copies of letters from Aylmer to Colonial secretaries of 5th March, 1834, and 18th March, 1835. 7
- June 30. House of Commons. Address for a copy of the fourth report on grievances respecting the conduct of Lord Aylmer as Governor General. 8
- July 6,  
Downing Street. Unsigned to Barrow. Sends copy of letter from Sabine relating to papers left by Douglas which were sent to Sabine to value. The relatives of Douglas have again applied for remuneration, and Glenelg asks that Sabine's letter be submitted to the Lords of the Admiralty for their opinion on the subject of remuneration. 516
- July 7,  
Treasury. Spearman to Stephen. Transmits application from Tubby of the Commissariat department for employment in Canada. His services correctly stated and his conduct satisfactory. 236
- July 8,  
Admiralty. Enclosed. Memorial by Tubby. 237
- July 8,  
Admiralty. Wood to Stephen. The Lords of the Admiralty have taken the necessary steps to have the calculations made that are referred by Sabine. They do not feel themselves competent to form an opinion as to the compensation to be awarded to the representatives of Douglas. 20
- July 11,  
Downing Street. Unsigned to Gosford. Reports that the petition of commuted pensioners of l'Assomption to be replaced on the pension list cannot be complied with. 276

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1836.  
July 13,  
Ordinance. Byham to Stephen. A report of the fall of the main arch of the bridge over the Ottawa at the Chaudiere Falls has been received. Page 165  
*Enclosed.* Nicolls to Mulcaster. Reports the fall of the main arch of the bridge over the Ottawa. 168
- July 14,  
Temple. Law Officers to Glenelg. The bill submitted does not affect the King's prerogative in granting waste lands, and may, therefore, be assented to. 158
- July 14,  
Treasury. Spearman to Stephen. The Lords of the Treasury have directed a further sum of £1000 to be issued for Gosford's expenses in Canada. 243
- July 16,  
Quebec. Observations submitted to the Governor by Routh. *Enclosed* in Spearman to Stephen, 20th September, 1836.
- July 18,  
London. Bruyeres to Grey. Has Glenelg arrived at a decision on the subject of the internal survey of the St. Francis territory. Glenelg promised not to come to an unfavourable decision without a further conversation with the British American Land Company. The directors are ready to furnish any information desired. 332
- July 20,  
Admiralty. Wood to Stephen. In consequence of the services rendered by Captain Pelly, Governor of the Hudson's Bay Company, his son has been promoted to be a lieutenant in the navy as no mark of distinction could be given to Captain Pelly personally. 22
- July 21,  
Admiralty. Wood to Stephen. Sends letter instead of one cancelled. 21
- July 21,  
Downing Street. Unsigned to Spearman. Glenelg regrets that owing to pledges given he cannot direct the Governors of Canada to appoint Tubby to any office. 241
- July 23,  
Downing Street. Unsigned to Gosford. Had received word that the Ordinance intended to surrender the bridges over the Ottawa, there being no military object connected with their maintenance. 166
- July 25,  
Whitehall. Rich to Stephen. The commissioners on French claims have received his letter with petition and memorial from the superior and directors of the Seminary at Quebec, asking indemnity for the loss of immovable property in France; the claim was rejected in June, 1827, on the ground admitted by the agent that it did not come within the provision of the convention. Having been already decided, it cannot again be considered. 539
- July 27,  
London. Macfarlan to Glenelg. It was too late for an interview so sends a memorial on behalf of the committee of last General Assembly of the Church of Scotland, respecting Presbyterian churches in the Colonies. Various legal opinions established that provision can be made for the ministers of the Church of Scotland in Canada from proceeds of the clergy reserved lands. Considerations to show the propriety of making the allowance. 541  
544
- July 28,  
Quebec. *Enclosed.* Memorial by Dr. Macfarlan.  
Routh to Spearman. *Enclosed* in Spearman to Stephen, 20th September, 1836.
- July 28. House of Commons. Address for copies of dispatches to Governors of Upper and Lower Canada respecting Orange lodges. 9
- July 30,  
Treasury. Spearman to Stephen. Sends copies of letter and enclosure from Routh, respecting Indian expenditure. 244
- Enclosed.* Routh to Spearman. Sends copy of letter to Head on Indian expenditure. Desires to obtain full information of the resources of the Indians. The value of the land if sold. At present it is of no value to the Indians and an injury to the province by interrupting settlement and communication. 245
- July 30,  
Downing Street. Unsigned to Bruyeres. Glenelg has applied to Gosford for information as to the internal survey of the British American Land Company's lands, not having been able to obtain the information from officers lately arrived. 333
- August 2,  
Foreign Office. Strangways to Stephen. Letters of introduction have been given in favour of Rev. Mr. Holmes to Paris and Berlin. 93

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1836.  
August 6,  
Custom  
House.  
August 10,  
Admiralty.  
August 19,  
Treasury.
- Scovell to Baring. Enclosed in Spearman to Stephen, 19th August, 1836.
- Wood to Phillipps. Enclosed in Maule to Stephen, 22nd August, 1836.
- Spearman to Stephen. Sends letter from the Board of Customs on the subject of granting certificates of vessels conveying passengers to the North American Colonies with reference to the communication of Howick, of 2nd April, 1832, to be submitted to Glenelg for his opinion as to the directions to be given. Page 247
- Enclosed.* Scovell to Baring. With reference to the Treasury order of 4th April, 1832, that customs officers should furnish certificates to ships conveying emigrants to the North American colonies, that these had embarked with the sanction of government, application was made for the "Rose-land" but the officers entertain doubts if they can grant a certificate when the passengers were not embarked under the sanction of government. The Act applying to the case has been repealed and the officers have no longer cognizance of ships carrying one passenger to every five tons. Asks for further instructions. 248
- August 22,  
Whitehall.
- Maule to Stephen. Sends copy of letter with enclosures relative to the landing from King's ships of prisoners sentenced in the West Indies and British North America to transportation. 129
- Enclosed.* Wood to Phillipps. Transmits letters from Admiral Halkett on the inconvenience of His Majesty's ships having to carry convicts. 132
- Admiral Halkett to the Secretary of the Admiralty. Asks for instructions in event of his being applied to for passages to convicts sentenced to transportation. 133
- August 24,  
London.
- Bruyeres to Glenelg. Calls attention to an article from the "Vindicator" published in Montreal and copied into the "Morning Chronicle" entitled "a warning to emigrants". The injurious character of the article. The company seeks the interference of government to protect the rights of property purchased from the Crown. 335
- Enclosed.* Extract from the *Vindicator* warning emigrants not to purchase land from the British American Land Company. 337
- August 27,  
Treasury.
- Spearman to Stephen. A further sum of £1000 has been issued to defray Gosford's expenses, as commissioner to Canada. 250
- August 31,  
Admiralty.
- Barrow to Stephen. Francis Ward Primrose has been appointed judge of the Vice Admiralty Court of Quebec as successor to judge Kerr. 24
- August 31,  
Downing  
Street.
- Unsigned to Maule. Instructions have already been given in respect to the letter of 22nd instant. Evils may arise greater than that deprecated by the Admiral, namely, over-crowding of the gaols in the West Indies. 130
- August 31,  
Downing  
Street.
- Unsigned to Bruyeres. In answer to the letter from Bruyeres of the 24th instant, Glenelg desires to know what specific measure of protection the British American Land Company desires, as everything has been done to mark the determination of the Crown in respect to the title to the Lands. 338
- September 2,  
Ordnance.
- Byham to Stephen. The Board of Ordnance are of opinion that the Government house at Sorel is on the same footing as the Chateau at Quebec and, therefore, clearly the residence of the civil governor. Refers to the correspondence of 1826, 1827. 171
- September 4.
- Unsigned to Gosford. Reports that the Admiralty had appointed Primrose to be judge of the Vice Admiralty Court. 25
- September 6,  
Hardwick  
Grange.
- Hill to Glenelg. Summarises the case of Secretan having no intention to forward his voluminous correspondence. Finds that Secretan was also engaged in a correspondence with the Secretary at War, Governor General's civil secretary, the Attorney General and the Collector of Customs, all equally voluminous. Secretan had received full justice from Aylmer. 48

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1836.

- Enclosed.* Secretan to Hill. Objects to being referred to the Commander of the forces in Canada as the best qualified to examine into the merits of his case, having had to complain of a previous examination. Page 51
- Fitzroy Somerset to Secretan. Since he calls in question the qualifications of the Commander of the forces in Canada to examine his case, Hill declines to hold further communication with him on the subject. 53
- September 8, Unsigned by Byham. The correspondence referred to had not escaped  
Downing Glenelg's notice. The views of the Ordnance not having changed that  
Street. the house at Sorel is not for military purposes, Glenelg proposes to write to that  
effect to Gosford. 173
- September 9, Bruyeres to Glenelg. The directors of the British American Land Com-  
London. pany point out that the article in the *Vindicator* is an attack on the con-  
stitution of Government and prerogative of the Crown and to set aside the  
King's authority in favour of the House of assembly, to set aside the rights  
of property, &c., and to threaten the proprietors of the land with confisca-  
tion of their property. As the step is one of sedition, they call on govern-  
ment to defend their rights by suppressing and punishing this most danger-  
ous sedition at its first outset. Other considerations to urge that steps be  
taken against the libellers. 340
- September 19, Unsigned to Bruyeres. Glenelg declines to order a prosecution of the  
Downing proprietors of the *Vindicator* as it does not appear that the interests of His  
Street. Majesty's subjects at large requires it. 346
- September 20, Spearman to Stephen. Sends letter from Routh on the reduction and  
Treasury. gradual abolition of the expenditure for Indian presents. 251
- Enclosed.* Routh to Spearman. On the reduction and abolition of the  
expenditure for Indian presents. 252
- Observations submitted to the governor on the proposed reduction of the  
Indian expenditure. 255
- September 22, Barrow to Stephen. Has received application from John Snell for  
Admiralty. arrears of pay and prize money; being a deserter his request cannot be com-  
plied with. 26
- September 24, Routh to Spearman. Enclosed in Spearman to Stephen, 22nd November,  
Quebec. 1836.
- October 8, Baring to Stephen. The Lords of the Treasury have directed the issue  
Treasury. of £1,000 for Gosford's expenses. 262
- October 22, Gillespie to Glenelg. Sends copy of further reply of the House of As-  
At Sea. sembly to governor's speech which confirms the resolution not to vote sup-  
ply till the Legislative Council is made elective. It is to be hoped that  
government will not concede this and that this decision may be made  
known at once by which means much evil will be averted. Upper Canada  
would not submit to have her trade shackled as it is by the Assembly of  
Lower Canada and would be by the Legislative Council if the change should  
take place. 433
- November 11, Circular by the Colonial Office to the Governors of the North American  
Downing colonies concerning the power asked for by the ordnance in respect to pro-  
Street. perty vested in the department. 161
- November 22, Spearman to Stephen. The Lords of the Treasury transmit letter from  
Treasury. Routh respecting the issues of presents to visiting Indians and desire to  
know if a report on the subject has been received from the Lieut.-Governor.  
263
- Enclosed.* Routh to Spearman. The intention to discontinue the pre-  
sents to the visiting Indians at Amherstburg changed by the Lieut.-Gov-  
ernor who has ordered the continuance of the issues and that supplies  
should be bought to make up the deficiency. 265
- December 6, Strangways to Grey. Sends copy of letter and enclosures from Pelly  
Foreign to be laid before Glenelg relative to a band of adventurers who have set out  
Office. for the interior of North America. 94



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1836.  
December 6,  
London.

Gillespie to Glenelg. Sends remarks on the political state of Lower Canada. The Assembly has virtually suspended the constitution; no course of decided policy would produce evils compared to those existing under the present state of things by one man seeking for rebellion, of no property, the enemy of Englishmen, a man whom the better informed French Canadians and the independent admit to be an enemy to improvement but they admire him and will give him their support. Advises the immediate passing of an Act to unite Lower and Upper Canada which would be accepted with little or no opposition. The union would be the best measure, the annexation of Montreal to Upper Canada the next. Perhaps the creation of a third province embracing Montreal and the south side of the St. Lawrence would be a remedy.

Page 436

*Enclosed.* Remarks on the Canadas which continued in tranquillity to increase in population and commerce until Hume, the great grievance monger, about ten years ago, got up committees on grievances. The errors committed respecting the Canadas. The obscurity of the laws mixed up as the French law is with Roman law, with provincial ordinances passed both before and after the conquest and with provincial Acts. The folly and inconsistency of the House of Assembly. Things wrong should be redressed but there should be no departure from just and constitutional principles. Reasons for not giving up the Canadas. Urges as remedies the union of provinces with modifications, such as a knowledge of reading and writing for representatives and a property qualification and that no "wages" shall be given to the representatives which has been found to be an intolerable nuisance. Other remedies to improve the electors. 439

December 9,  
Admiralty.

Barrow to Stephen. Sends copy of letter from Primrose explaining why he cannot immediately take upon him the office of judge of the Vice Admiralty Court. 27

*Enclosed.* Primrose to the Admiralty. Explains why he cannot take upon himself the office of judge of the Vice Admiralty Court of Quebec. 28

December 14,  
London.  
December 15.

Gillespie to Grey. Asks for an interview. 450

Stephen to Strangways. Has received the communication from the Governor of the Hudson's Bay Company transmitted by the Foreign Office respecting a band of adventurers. From the course they are taking can apprehend no danger to British interests, but Glenelg shall send copies of the documents to the Lieut.-Governor of Upper Canada. 95

*Enclosed.* Pelly to Palmerston. Describes the formation and objects of the band of adventurers whose professed aim is to join the Texans against the Mexicans. 100

Simpson to Pelly. Sends information respecting the proceedings of the band of adventurers under the guidance of a person calling himself "General Dickson." 105

Extract from the Detroit Advertiser of the seizure of a vessel under strong suspicion of piratical practices. The vessel was commanded by a man calling himself "General Dickson." 111

George Simpson to John McDonell. Sends letters to be delivered to McLoughlin and McLeod who have thoughtlessly joined the enterprise under Dickson. 114

Letters from Simpson to McLoughlin and McLeod to induce them to leave Dickson's enterprise. 115, 117

John McDonell to George Simpson. Account of the vessel and of Dickson in command of the adventurers. 118

Nourse to Siveright. Reports the arrival of the adventurers at Sault St. Marie. 121

A list of the leaders. The letter says "They mustered as follows, stating their rank as given by themselves." 124

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1836.

- “General Dickson,  
“ Majors McLeod,  
    McLoughlin,  
“ Captains McLeod,  
    McBean,  
    Hays,  
    Green.” } half-breeds.
- “ Three non-commissioned officers, a guide and three voyageurs, in all 14  
“ persons.”
- Other letters on the subject. Page 126
- December 16, Campbell to Stephen. The committee of the Society for the Propagation  
London. of the Gospel has received from Gosford copies of letters from Rev. Messrs.  
Leeds and Abbott on the subject of the reduction in the salaries of the  
Society's Missionaries. Contradicts the statement of the two clergymen as  
to the sums promised. The society engaged to appropriate a sum not  
exceeding £10,285 per annum to the payment of the salaries of existing  
missionaries in the various provinces. How the payments to the mission-  
aries had been made. The Society expresses its regret for the hardships  
caused by the reduction, but disapproves of the reference to the salaries of  
the Bishops, Archdeacons and incumbents of town parishes. 550
- December 17, Smith to Stephen. There is no person of the name of James Sayers in  
London. the Hudson's Bay Company. This has been already communicated to  
Catherine Sayers. 508
- Enclosed.* Smith to Catherine Sayers that no person named John Sayers  
(James in previous letter) can be traced. 509
- December 20, Barrow to Stephen. States for Glenelg's information that Henry Black  
Admiralty. has been appointed judge of the Vice Admiralty Court in room of Primrose,  
resigned. 31
- December 22, Sullivan to Stephen. Letter received from Mr. P. Voyer which does not  
War Office. contain anything to alter Howick's previous decision. 277
- December 27. Unsigned to Gosford. Henry Black has been appointed judge of the  
Vice Admiralty Court, Quebec, in room of Primrose who did not accept the  
office. 32
- December 28. Unsigned to the same. There is nothing in Voyer's last letter to alter  
Howick's decision. 280
- December 29, Pressly to Stephen. Sends a letter to be forwarded to Gipps. 555  
London.
- December 30. Unsigned to Head. Sends copy of letter from the Foreign Office on the  
subject of a body of adventurers under the guidance of a person calling  
himself “General Dickson.” Does not apprehend much danger from these  
individuals but they may attempt to tamper with the Indians settled in the  
more remote districts of Upper Canada. The officials of the Indian depart-  
ment to be warned. 98
- No date. Unsigned to Campbell. Glenelg has received letter on the subject of  
complaints by Leeds and Abbott, and expresses his opinion that the society  
has acted with its usual regard to justice and solicitude for the great inter-  
ests which they are engaged in promoting. 554
- Unsigned to Bruyeres. Refers to letter of 18th and answer of 30th July,  
and states that Glenelg had received report from Gosford that the internal  
survey should be at the expense of Government. As this is contrary to  
usage, Glenelg declines to assume the obligation. 334
- Unsigned and undated to ———. Spearman had laid before, Glenelg  
his letter of 8th March, 1836, respecting stationery for the public depart-  
ments in Lower Canada, but owing to the state of the province Glenelg did  
not think it expedient at that time to order repayment of the amount.  
Parliament having now voted a sum to liquidate arrears, might this charge  
not be defrayed out of that vote ? 198

## MISCELLANEOUS, 1836.

## Q. 231-1-2-3.

(Part 1 is paged from 1 to 193; part 2 from page 194 to 406; part 3 from page 407 to 601.)

1834.  
February 25, Whitehall. Printed copy of Treasury Minutes on French claims. Page 333
1835.  
June 20, New York. James Buchanan to Glenelg. Enclosed in Buchanan to Glenelg, 28th May, 1836.
1836.  
January 5, Cornwall. Aylmer to the same. Has received answer. The subject to which the memorial relates having required no common degree of deliberation he must, he supposes, consider the decision to be final so far as he (Glenelg) is concerned. He desires to make some explanation and whatever were the motives that led to his recall, he never supposed that any doubts as to the purity of his actions were the cause. Criticism of Glenelg's letter in which he points out that the difficulties spoken of by Glenelg would have been surmounted had his suggestions been adopted. He comments on the proceedings of the Assembly, &c. 32
- January 12, Southampton. Mountain to Glenelg. The Archbishop of Canterbury wishes that his consecration should take place on the 14th of February, the same day as that of Archdeacon Broughton. Asks that all necessary forms should be prepared without delay. Is not aware if his name has been submitted to the King. The Archbishop of Canterbury thinks that it would be better that he should take the title of Lord Bishop of Montreal. On the death of the Lord Bishop of Quebec, the title of Bishop of Montreal might merge in it and the new Bishop be called Bishop of Quebec and Montreal. 431
- January 13, Quebec. Craig to Hayne. Instructions to survey the land for the British American Land Company. 300
- January 13, New York. Buchanan to Grey. Has forwarded dispatches from Gosford. Head has arrived and proceeds in the morning towards Upper Canada. 87
- January 14, Southampton. Mountain to Glenelg. Has received letter of the 8th. Thanks for the expression of his purpose to lay his (Mountain's) name before the King to be appointed suffragan to the Bishop of Quebec and also that representations on the clergy reserves would be sent by him to the Commissioners. His doubts as to the propriety of addressing direct to the Commissioners his plan respecting the provision for the Church of England in Canada. 434
- January 14, New York. Buchanan to Grey. Has forwarded dispatches. The delays caused by snow storms and the excited state of feeling in Canada suggests that when expedition is required the dispatches should be sent by special messenger. 88
- January 16, Liverpool. Baring Brothers to the same. Have forwarded dispatches to Buchanan, Consul at New York. 89
- January 18, London. Mountain to Grey. Sends the documents he (Grey) desired to see. 436
- January 19, Cornwall. Aylmer to Glenelg. On the charge of misunderstanding his (Glenelg's) expressions who explains that he did not intend to say that Aberdeen meant to remove him from the Government of Canada and had studiously avoided expressions that would preclude his return when Amherst's duties were brought to a close. It does not appear by what authority he was to retire from Lower Canada, whether by his own act or by an order from the Secretary of State. His (Glenelg's) reference to Aberdeen's dispatch he felt pressed hard upon him (Aylmer). 43

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January 19, Downing Street. Spring Rice to——. Letter of the 17th received. There is no change in the opinion entertained of him, but the Chancellor of the Exchequer in his altered official position has no longer an opportunity to advance his views. Recommends him to apply to Lord John Russell. Page 581
- January 20, Durham. Skene to Glenelg. Asks for compensation for losses incurred by his father during the American Revolutionary War. 540  
Plan of Skene's patent paddle wheel. 541
- January 21, Southampton. Mountain to Grey. Had forgotten to say that the Archbishop of Canterbury wished to see the legal advisers of the Crown on ecclesiastical arrangements after they had submitted the result of their consideration of the question relating to the appointment of a suffragan to the Bishop of Quebec. Learns that the Bishop of Quebec wishes to have the diocese divided at once. 437
- January 22, Liverpool. Memorial of James Birnie for land granted to James McDonald, he being the heir at law 92
- January 23, Liverpool. Pearl to A. C. Buchanan. Enclosed in A. C. Buchanan to Grey. 28th January, 1836.
- January 23, Liverpool. Birnie to Glenelg. Owing to loss of means would wish to go to Canada if he obtained a grant of land which with his profession, would enable him to support his family. 90
- January 24, Paris. Bannister to——. Is going to Canada and offers his services to inquire into the state of the Indian department and to devise means of reforming it. His qualifications for the work. 97
- January 25, Baltinglass. Brophy to Colonial Secretary. Sends letter to be forwarded to the Governor. 100
- January 27, Lybster. Sinclair to Glenelg. States his father's services, the loss of his lands on the Pine River, the services of the writer and his brother. Applies for remuneration for his father's losses. 543
- January 28, London. A. C. Buchanan to Grey. Repeats his recommendation that a floating light should be placed at the Western edge of the Green Bank and a lighthouse on St. Paul's Island. Other precautions for the safety of emigrants recommended. Has a plan for assisting the starving and unemployed peasantry of the South and West of Ireland. 101  
P.S. Asks Grey to read the enclosed letter which he received a few days ago. 105
- January 29, Greenock. *Enclosed.* Pearl to A. C. Buchanan. States his experience as Lieutenant of a ship of war on the Newfoundland coast and approves of his proposal for a lightship and lighthouse. 106  
Galt to Glenelg. Points out the failure of the commissioners to Canada and its cause. The difference in temperament between the British and French Canadian people. 257
- January 30, London. Mountain to Grey. The letters patent will be ready for approval on Monday, (1st February). 439
- February 4, London. Roebuck to Glenelg. Sends copy of resolutions of the House of Assembly to show that he did not speak without warrant. The satisfaction of the House with Gosford. 523  
*Enclosed.* Resolutions of the House of Assembly in support of Roebuck's statements. 525
- February 8, New York. James Buchanan to Glenelg. Offers his services as arbitrator in case of a disagreement respecting the share payable to Upper Canada of the duties collected in Lower Canada. 108
- February 12, Jersey. Ellison to ——. Prays for delay in taking up his grant of land as a military settler and states the cause of his being unable sooner to fulfil the duties. 235
- February 16, Quebec. Unsigned to Glenelg. A loyal British subject asks Glenelg to read two letters which describe the true condition of the English speaking people in the Canadas, whose fate hangs on a thread. 5

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*Enclosed.* Letters third and fourth on the state of the Canadas signed N.N. Pages 6, 9
- February 17, Edinburgh. Hew Ramsay to Grey. Sends memorial to be laid before Glenelg. In event of the matter complained of being beyond Glenelg's control, asks that the memorial be sent to the proper authority. 493
- February 18, Hollybrook. *Enclosed.* Memorial that the importation of copyright works through the United States be allowed to be continued. 494
- February 18, Hollybrook. Memorial of John Condron. He served in Canada in the 89th foot and was reduced without a pension. Asks for a free passage to Canada and a grant of land. 197
- February 22, Downing Street. *Enclosed.* Certificate in favour of John Condron by Lieut. Colonel Clifford. 198
- February 22, Downing Street. Unsigned to Ellison. Owing to the cause which prevents him from taking up the grant at the time fixed, Glenelg extends it to the 1st June, 1837. 238
- February 22, London. Cox & Co. to Hay. To be informed of the temporary emoluments of Hayne, so that they may take steps to obtain his half pay. 195
- February 29, London. *Enclosed.* Hayne to Cox & Co. to obtain information at the Colonial Office touching the nature of his temporary employment so that he might obtain his half-pay. 196
- February 29, London. St. André to Grey. The family of a Frenchman, teaching school at St. Cyprien, Montreal, desire to obtain news of him, not having heard from him since 1826. A similar inquiry respecting Auber, also a Frenchman, who has not been heard from for two years. 3
- February 29, Liverpool. Baring Brothers to the same. Have forwarded dispatch for Buchanan, Consul at New York. 109
- March 8, London. Molloy to ——. Applies for assistance for the completion of an emigrant orphan asylum and of the Catholic church of St. Patrick, Quebec. 408
- March 13, Roehampton. Lyon to Grey. It is of importance for him to ascertain the amount of table money, &c., he is to receive beyond the staff pay of a Lieutenant General. The expenses of fitting himself out for such a climate render the question a topic of most earnest consideration. Desires also to know if a house would be allotted for his residence or what allowance would be granted in lieu of it. Believes the house at Sorel will be at his disposal for a residence. How far is he to be subject to the Houses of Assembly of Lower and Upper Canada. 345
- March 21, Quebec. Lord Bishop of Quebec to Glenelg. His satisfaction at the acceptance by the Archdeacon of Quebec of the office of suffragan Bishop. 489
- March 24, New York. James Buchanan to Grey. His thorough knowledge of both provinces of Canada and of the leading men. A political change necessary to put an end to the discontent. His suggestions to that end. 110
- March 25, London. Aylmer to Hayne. Had he continued in the Government of Lower Canada he would have made him an allowance equal to \$4 a day for travelling and contingent expenses whilst absent from the seat of Government on the business of the Crown. This was to be independent of the £200 a year previously assigned to him. 298
- March 28, Quebec. Tracy Thomas to Glenelg. Sends two Gazettes, the articles to be noticed being marked with red ink. The riots were resumed on Saturday. Hopes to send an account in the Gazette to be published in the evening. Can only be defended by the military since the Assembly refused to vote the salaries for the chairmen of quarter sessions. Until the police can be organized there will be no peace. The election is over but disturbances continue. The Assembly can be tamed by yielding nothing. Whatever other means are employed there should be a paid and organized police. The Assembly governs everything and the worst men in it govern the Assembly. 564
- March 28, Downing Street. Unsigned to Lyon. Refers him to the Secretary at War for an answer to the question as to table money. Government has no means to provide a

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- house for him at Quebec, nor that the house at Sorel could be put at his command. As to his position with respect to the House of Assembly it will be his duty to attend to any regular summons sent him whether for personal attendance or for information. Page 347
- March 31,  
Liverpool. Baring Brothers to Stephen. Have sent dispatch to Buchanan, Consul at New York. 115
- March —,  
Downing  
Street. Unsigned to Gosford. Sends copies of a memorial and letter from Mr. Molloy applying for assistance to complete an Orphan Emigrant Asylum and the Roman Catholic Church of St. Patrick, Quebec. Has informed Molloy that the application will be recommended. 409
- April 4,  
Northampton. Hayne to Glenelg. Had received leave of absence and called, as Gosford said that more information might probably be wanted regarding the encroachments of New Hampshire he having been lately employed on the survey of the district. He had been given by Aylmer the expectation of remuneration for superintending the survey of the land to be conveyed to the British American Land Co., and applied to Gosford for a specific allowance whilst employed, who could do nothing, but suggested that he should apply to Aylmer, whose answer to his request named the sum he would have settled on him (Hayne) had he remained in office. Hopes that he may be granted a fixed compensation. 293
- April 4,  
Quebec. Tracy Thomas to Glenelg. Points out what he believes to have been mistakes committed at the time of the conquest. Regards the authorising the use of the French language in the Legislature as one and argues at some length in support of his view. How the man of superior fitness whether French or British should be selected. The unfitness of Papineau and his followers to hold office. 567
- April 6,  
London. Medley to ———. Sends copy of letter to which he asks for an answer: The importance of the question. If Government does not take it up, New York capitalists will do so and the natural hold on the Canadas will be lost. 204
- Enclosed.* Medley to Spring Rice. His (Rice's) practical knowledge of the benefits of banking to a country. The great benefit caused by the establishment of the Provincial Bank of Ireland. Calls on him to assist in establishing a similar bank in British North America. 205
- April 9,  
Southampton. Parkin to Glenelg. His acquaintance with the various governors of Canada and thorough knowledge of its state. Sends plan for the pacification of Lower and Upper Canada with details. 479
- April 13,  
Downing  
Street. Unsigned to Gosford. To take into consideration the papers respecting Hayne and the report whether Hayne is entitled to any and if so to what additional allowance for the survey of the grant to the British American Land Co. 302
- April 14,  
Glasgow. Morris to Glenelg. Calls attention to the statements of Maria Monk whose truth or falsehood should be ascertained. 410
- April 14,  
London. Memorial of Campbell for the partners of a proposed joint stock bank for Canada praying for a charter of incorporation. 199
- April 15,  
London. Amherst to Glenelg. Transmits letter sent by Murdoch of his (Glenelg's) office, with statement of sums received and disbursed by him as High Commissioner to Canada. Remarks on each item, they being all numbered. 14
- April 15,  
Rawdon. Griffith to Colonial Secretary. Sends petition from the commuted pensioners of the 3rd Battalion of the L'Assomption militia under his command. They are settled on the mountains of Rawdon which they cannot cultivate or even clear, being afflicted with wounds and infirm. 264
- April 19,  
London. Bliss to Glenelg. The merchants of Montreal are preparing a petition to the King to disallow the Act for regulating elections, its effect being to disfranchise every British merchant. 116

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April 19,  
London.  
April 20.
- Roebuck to Grey. Sends notice that he intends to ask certain questions respecting papers from Canada. Page 535
- Unsigned to — (Sir Robert Campbell). Glenelg does not feel that Government is at liberty without much future deliberation to grant a charter to the proposed company (see page 199). 208
- April 23,  
London.
- Macgregor to Grey. Sends notes on the present position of Canada and the system adopted by Roebuck. 413
- April 25,  
Liverpool.
- Baring Brothers to Stephen. Are forwarding dispatch to Buchanan, Consul at New York. 118
- April 27,  
St. Albans.
- W. D. Ryland. States his father's public services for 56 years. He is now desirous to resign his office in favour of his son George Herman Ryland, who is fully competent to the discharge of the duties. 497
- Enclosed.* Testimonials respecting the public services of Herman W. Ryland. 500 to 512
- April —,  
Downing  
Street.
- Unsigned to Amherst. Has received Murdoch's statement. His Lordship's account of the disposal of the £1,000 is satisfactory and he is absolved from all further responsibility concerning it. 17
- May 2,  
London.
- Aylmer to Glenelg. The session of the Legislative Assembly of Lower Canada has closed without a provision being made for the arrears of salary and allowances to the public officers. Calls attention to the amount due to himself and to his civil secretary. Declines to repeat arguments as to the validity of his claim, but reminds him (Glenelg) that when he took office it was with the assurance of the punctual payment of the salary and allowances attached to the office. 45
- May 3.
- Unsigned to Aylmer. Letter of application for the payment of arrears received. No time shall be lost in bringing the application before his colleagues. 47
- May 7,  
New York.
- J. C. Buchanan (Vice-Consul) to Stephen. Has by order of Glenelg forwarded dispatches to Gosford and Head. 119
- May 9,  
London.
- Hobart to Grey. Is his son entitled to a grant of land? States the circumstances of his life. 306
- May 10,  
London.
- Freshfield & Sons to Glenelg. They have been desired by the Canada Company to solicit attention to outline of a plan for extending a safe circulation to the Canadas, and it is the wish of the directors that the public should be satisfied that the wants of the Canadas will be provided for by the establishment of a bank with sufficient capital and conducted by persons interested in the welfare of Canada. 245
- Enclosed.* Statement on behalf of the Canada Company in support of their application for additional powers. 247
- May 14,  
New York.
- J. C. Buchanan to Stephen. Has forwarded dispatch to Gosford. As Colborne and family are expected on the 20th, he shall deliver the dispatch for him in New York. 120
- May 16,  
Liverpool.
- Baring Brothers to Grey. Has forwarded dispatch to Buchanan, Consul at New York. 121
- May 17,  
London.
- St. André to Grey. Applies in order to obtain information respecting property left by Desrue, in Montreal. The only particular is the following in French which I translate: "The succession of Sieur Desrue was opened at Montreal (Canada). Does there exist a will, and what is the present state of the succession?" 19
- May 19,  
Downing  
Street.
- Unsigned to Gosford. Sends documents respecting Ryland, and desires to have his report on his application for leave to resign his office in favour of his son. 513
- May 20.
- Alley to Glenelg. Applies for the office of emigration agent to succeed A. C. Buchanan. 21
- May 23,  
Liverpool.
- Baring Brothers to Stephen. Have forwarded dispatch to the Consul at New York. 122

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 May 23,  
 New York. James Buchanan (Consul) to Stephen. The dispatch for Colborne was delivered on his arrival. He forfeited his passage and returned to Canada. Two days may be saved by a private messenger between New York and Upper Canada and thirty hours to Montreal. Page 123
- May 24,  
 Horkesley  
 Park. Lord Bishop of Montreal to Glenelg. Sends memorandum from Bethune respecting the answer sent him on his application for the increased allowance promised him. If there is not money to meet his claim, suggests that wild lands be given. 461
- The letter is dated 24th June, but the answer dated 1st June acknowledges receipt of letter of 24th ultimo, that is May.
- May 25,  
 Downing  
 Street. Unsigned to Gosford. Transmits letter from French consul, for information respecting the property left by Desrue of Montreal. 20
- May 25,  
 London. Mountain to Glenelg. Prepares to sail some time in July. Asks that a passage be provided for himself and family. 441
- May 26,  
 London. Lord Bishop of Montreal to the same. Applies for the use of a government house in Quebec or to have one at a fixed moderate rent. Knows only of government houses in Quebec under the control of the Ordnance. Does not apply for the house he has in view, as it has been successively occupied by two officers in command of the Royal Engineers. If his application should conflict with the claims of the next Engineer officer he would withdraw it or leave to that officer the option of the house which is let to the commanding Engineer. 447
- May 26,  
 London. Lord Bishop of Montreal to ———. Is desirous to know if the settlement at Red River or other establishments of the Hudson's Bay Company are to be under his jurisdiction as Bishop of Montreal. 445
- May 28,  
 London. Oddie, Forster and Lumley to Glenelg. Desire to know if any determination has been come to respecting remuneration for the services of David Douglas, as the administrator has been called on for payments and the skins and natural specimens sold for only £60. 471
- May 28,  
 New York. James Buchanan to Glenelg. Arrival of 15,825 British emigrants at New York; 63 vessels arrived at Quebec in ballast, and 664 emigrants in six ships. Repeats his request for more remuneration on account of his increased duties, New York having become the great line for emigrants to Canada. Has engaged an additional clerk and asks that government pay his salary out of the sale of lands in Upper Canada. 125
- Enclosed.* Copy of Buchanan's letter for an increase of salary. 127
- May 25,  
 London. Lord Bishop of Montreal to Glenelg. Desires to know if as Bishop of Montreal, he is to be appointed to the Council. If during the political excitement the right to a seat should be waived it is not the less the right of the Church of England to be represented in the Council, but he does not urge that at the present time. If appointed he would follow the example of the Bishop of Quebec, who has steered clear of politics. 450
- May 30,  
 New York. James Buchanan to Spring Rice (private and confidential.) Enclosed in Buchanan to Stephen, June, 1836.
- June 1,  
 Downing  
 Street. Unsigned to Lord Bishop of Montreal. Regrets that he cannot accede to the proposal to grant Crown lands to Bethune for reasons given. 465
- June 1,  
 Liverpool. Baring Brothers to Grey. Have forwarded dispatch to Buchanan, Consul at New York. 130
- June 1,  
 New York. James Buchanan to Stephen. Sends documents relating to the Canadas, knowing how thoroughly he (Stephen) was acquainted with their value. 131
- Enclosed.* Buchanan to Spring Rice. Had suggested that Lord Killene should be sent to Canada. The failure of Gosford. The priesthood should be called on to act upon the people and to control Papineau. His (Buchanan's) services with regard to Canada. He urges that justice should be done, not concessions. His interest in Canada where his numerous children are settled. His efforts to restore to peace a most important limb of the empire. 132



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June 1,  
Dublin. Hill to Hay. Finds that an American paid letter had arrived for Catherine Hunt, but has been sent to the Post Office, London. There is advice for a £4 order for the above and it is supposed the letter contains it. Asks that it be forwarded as soon as possible. Page 308
- June 3,  
Glasgow. Crombie to the Foreign Secretary. Writes on behalf of Alexander Leake, a poor man who cannot pay solicitors fees. He has been served heir to Robert Lake or Leake, commissary general for North America. 209
- June 9. Unsigned to Roebuck. Glenelg does not think it desirable to enter at present into discussion, but desires to call attention to the fact that when last the Legislature met it could not have been known that a commissioner was to be sent. He cannot, therefore, accept Roebuck's statement of the feelings of the Assembly on the subject. 537
- June 9. Unsigned to Aylmer. Orders have been sent to Gosford to employ the Crown reserves which may be at his disposal to settle the arrears due him and Craig. 48
- June 9,  
Downing  
Street. Unsigned to the Bishop of Montreal. Regrets that it is not in his power to comply with request for passages for himself and family to Quebec; shall consult the Ordnance about his other request. 443
- June 9. Unsigned to the same. The territory of the Hudson's Bay Company does not fall within the ecclesiastical jurisdiction of the Bishop of Quebec. 446
- June 9. Unsigned to the same. His forbearance in not urging at the present moment his claim to a seat in one of the Councils; no prejudice will be allowed to arise in future. This acceptance of the office of Bishop of Montreal was grounded on the promise that in event of his surviving he was to succeed the Bishop of Quebec, but government was pledged to Parliament not to apply for a continuance of the salary attached to the office. 452
- June 10,  
Temple. Bliss to Glenelg. A petition against any change in the duties on timber has been sent to him to be laid at the foot of the throne. The reasons for the prayer of the petition from the advantages of the trade to Canada. The importance of the argument which had been controverted. 136
- Enclosed.* Petition. 139
- June 11,  
London. Aylmer to Grey. Desires to know if the paragraph in the Morning Post is a correct statement of what he (Grey) said on the subject of Head. 51
- June 12,  
London. Oddie, Forster and Lumley to Glenelg. The MSS. and instruments have been delivered to the Colonial Office, the instruments being the property of that department and the MSS. to be valued. Douglas was possessed of no other property, but on the contrary appears to have been indebted to the Horticultural Society. He was employed by the Colonial Office, which was to fix his remuneration. 473
- June 12,  
London. Aylmer to Grey. Thanks for his promptitude. He (Aylmer) was not in possession of Glenelg's note when he wrote or he would not have troubled him. 52
- June 14,  
New York. James Buchanan to Stephen. Has received and forwarded dispatches to Gosford and Head. 143
- June 18,  
London. Pearce to Grey. Has received the British North American Bank note bill which shall be presented to the committee with the alterations required. Had taken advantage of Grey's suggestion as to the Chancellor of the Exchequer. 487
- June 18,  
Three Rivers. Chisholm to Glenelg. States his case as a help to a decision before it is brought before the King. 210
- June 18,  
Blunham. Lord Bishop of Montreal. Calls attention again to the case of Burrage, Master of the Royal Grammar School at Quebec. It has been referred to the provincial Parliament of Lower Canada from which there is no hope of redress. States the circumstances of the appointment and urges that he be allowed to retire on a pension. 454
- June 20,  
London. Aylmer to Glenelg. Has received notice of the consent of government to produce his dispatches on a motion to that effect being made. Lord Elring-

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- ton will make the motion. The fourth report on grievances not having been presented to the Assembly cannot be taken notice of in his petition. Page 53
- June 20, Unsigned to Gosford. Petition received from the commuted pensioners of the 3rd battalion of the L'Assomption militia, which he is to inform Griffiths has been referred to the War Office. 265  
Downing Street.
- June 20, Kerr to Grey. The Governor of Lower Canada has declined to issue warrant for his salary. Asks for authority to receive it in London. 342  
London.
- June 20, Hay to Oddie, Forster and Lumley. Their letter received. The necessary steps shall be taken to ascertain the value of the papers left by David Douglas. 474  
Downing Street.
- June 20. Unsigned to the same. The papers left by David Douglas were submitted to the Admiralty and to the Royal Society to ascertain whether the government would be justified in granting a sum of money to his representatives. His friends believe that his claims would be satisfied by the erection of a tablet to his memory either at his birthplace in Scotland or his grave in Owhyhee. 476
- June 21, Unsigned to Aylmer. Reports the plan adopted by Gosford to settle the arrears due to public officials. The sum of £2,250 has been apportioned to him (Aylmer) and £250 to Craig. This does not affect the instructions sent to Gosford. 49  
Downing Street.
- June 30, Aylmer to Glenelg. Regrets that instead of being paid his arrears in Great Britain, they are to be obtained from the scanty funds in Canada at the disposal of the local government, on which are very heavy demands. Whilst governor he did not feel at liberty to demand his arrears whilst so many of the public officials were also unpaid, but when he was no longer governor then he considered the arrears should be paid with interest. 55  
London.
- June 30, Unsigned to the Lord Bishop of Montreal. There are no funds that could be applied for the relief of Mr. Burrage, and no preferment in the Church of England to which he could be nominated. 460  
Downing Street.
- July 4, Strachey to Grey. Sends letter to be forwarded to Gosford. 553  
Chalford.
- July 6, Gibson to the same. Sends memorial and asks for an early audience. 266  
London. *Enclosed.* Memorial regarding the reclamation of waste colonial land and employment of surplus population. 267
- July 7, Cochran to Stephen. Directs attention to the proposed abolition of the auditor of land patents without compensation to him. Sends memorial. 217  
Quebec.
- Memorial enclosed in Gosford's dispatch, 28th July, 1836, in volume 228, and also letter to Walcott.
- July 9, Unsigned to Gosford. Application has been received from Commander Alleyn for the situation held by Buchanan. As he has not vacated it the application cannot be considered. Letters to him (Glenelg) should have been forwarded through him (Gosford). 23  
Downing Street.
- July 16, Unsigned to Aylmer. Regrets that he is not satisfied with the mode of payment of the arrears, but there are no funds in Britain available to pay them or the interest. Gosford has been instructed to satisfy in full his claims and those of Craig. 59  
Downing Street.
- July 16, Holmes to Glenelg. Had been given the charge of arranging for a normal school in each of the cities of Quebec and Montreal. To obtain information asks for recommendatory letters to the continent, these he desires to obtain as early as possible. Has been charged by the colleges of Quebec, Nicolet, St. Hyacinthe and St. Anne to purchase books and apparatus of different kinds. They desire to have the duties remitted on these importations. The application for the remission of the Imperial duties has been referred by the Treasury to the Customs, to see if the remission can be legally made. He trusts the favour will be easily granted as there are many precedents. The Quebec Seminary has sent a petition

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1836. for property confiscated by the French at the time of the Revolution. The further evidence required by the commissioners before the reduction can be obtained. Page 309
- Enclosed.* Appendix A. (Confidential.) That the Rev. John Holmes is acting for the Normal Schools of Quebec and Montreal. 317
- July 21, London. Ball to Glenelg. Had brought dispatches which cost him more than he could afford from the stoppage of the supplies in Upper Canada. Asks for remuneration and to be made the official bearer of dispatches to Quebec, which will enable him to pay his expenses. 144
- July 21, Downing Street. Unsigned to Backhouse. Rev. John Holmes represents that he requires to visit France and perhaps Prussia, and he asks such written testimonials as would ensure him facility in the execution of his charge. Recommends that he be furnished with the necessary documents. 318
- July 22, Edinburgh. Kerr to Glenelg. Desires to know whether it has been decided to recommend his retirement on a settled allowance and, if so, to what amount. He cannot think after 40 years service that he should be deprived of all his possessions without an equivalent. 343
- July 24, Blackheath. Hannah Ball to Glenelg. Prays that her son may be employed to carry dispatches to Gosford and have letter of recommendation to him. Her son owing to the stoppage of supplies being dependent on her small salary this would be a great help. 145
- July 26, London. Hume to Grey. Opposes the granting a charter to the North American Colonial Bank. 320
- July —, Downing Street. Unsigned to Hume. Has received no information respecting a petition for a charter to the North American Colonial Bank. If it should arrive, Glenelg would adhere to the principles laid down in his instructions. 321
- August 1, London. Cox & Co. to Grey. Sends documents in support of a claim to passage-money of Captain Moreton, 10th Hussars. Had applied to the Horse Guards and send copy of answer. 224
- Enclosed.* Fitzroy Somerset to Cox & Co. The application for the allowance for passage money to Captain Moreton should be sent to the Colonial Office. 225
- Other papers relating to Captain Moreton's claim. 226 to 229
- August 2, London. Ferguson to Glenelg. Recommends Lieut. Colonel MacDougall late of the 79th Highlanders. 253
- Enclosed.* McDougall to Sir Ronald Ferguson. Asks for his opinion as to his (McDougall's) applying to succeed Hale as Receiver General for Lower Canada. Has transferred all his property to Canada that he may settle there. 254
- August 12, Downing Street. Unsigned to Hayne. In accordance with Gosford's report, his appointment is to be done away with from the first of October but the sum of ten shillings a day is sanctioned to be paid him for each day he has been employed in the field. 304
- August 25, Loughrea. Shadwell to Melbourne. Had sent a memorial of which copy is enclosed that Dominick Daly owed him £66 ls. 7d. for slop goods furnished him and which he paid for by a bill taken up by memorialist. Asks for His Lordship's interference and not having had an answer renews his request. 554
- August 30, Leamington. Aylmer to Glenelg. With regard to the charges of the House of Assembly in the fourth report on grievances being all founded on public documents, Government must have been acquainted with them when his (Glenelg's) predecessor in office signified approval of his (Aylmer's) conduct in the administration of the government of Lower Canada. Does not consider it necessary to enter into any formal defence of his conduct, but shall furnish explanations on any points that may be considered necessary. 61
- September 1, Downing Street. Unsigned to Aylmer. Remarks on his case. Cannot see the possibility of statements by Aberdeen being construed into charges against his

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- (Aylmer's) honour. Summary of the charges by the Assembly. He can have copies at the office of any documents he may wish for. Page 64
- September 2, Aylmer to Glenelg. Asks that the documents connected with the fourth  
Leamington. report of the committee on grievances be sent to him at the Carlton hotel,  
Regent street. 69
- September 3. Unsigned to Aylmer. The appendix to the fourth report on grievances  
has not been received. In offering to have copies made, he alluded to dis-  
patches from Aylmer to previous Colonial Secretaries. Should the appen-  
dix reach shortly he would not fail to send it. 70
- September 5. Aylmer to Glenelg. Objects to the use of the word "acquittal" in his  
London. (Glenelg's) letter of the 1st instant. Does not seek to avoid any inquiry  
into his public conduct founded on the contents of Aberdeen's letter. Ex-  
plains the points contained in the charges made by the committee of the  
Assembly. The whole subject is so distorted, that he sends copy of his  
reply to the Assembly. The explanation enters into minute details. 71
- September 6. Unsigned to Gosford. Sends letter from Shadwell to be communicated  
to Daly for an explanation. 557
- September 8. Unsigned to Aylmer. Never distrusted his ability to repel the injurious  
imputations on his personal honour. His letter of the 5th entirely confirms  
that opinion. 83
- September 20, Taylor to —. Sends petition. The kindness shown towards him by  
London. Spring Rice; had been promised an office, but it had been previously pro-  
mised. His claim through his wife for repayment of large sums for public  
works. His severe losses from the American revolution. Asks for a  
grant of Crown lands in the inhabited part of Canada. 576
- Enclosed.* Memorial showing that he is the representative of General  
Gordon, Governor of Pennsylvania, and that the family lost their property  
at the American revolution and never received any favour for their large  
losses. Prays for remuneration on his wife's account as well as on his own.  
578
- September 21, Memorial by Seear. He states his services, the persecution he had to  
London. suffer, his desire to meet Sir George Gipps, and for this purpose asks for a  
passage to Canada. 558
- September 23, W. D. Ryland to Glenelg. His thanks for the favourable consideration  
St. Albans. given to his memorial. His disappointment that the provincial government  
has refused to grant the application, but trusts that his brother will not be  
utterly forgotten. 514
- September 23, Langley to Colonial Secretary. Are there any documents belonging to  
Dawgreen. Aaron Cowling, who left England in 1766 or 1769, and left some effects to  
which he is the heir, if there be any money to inherit? 350
- September 24, Aylmer to Glenelg. Has received copy of dispatch from Gosford relative  
Leamington. to arrears due him and the Civil Secretary. The assurance of Glenelg as to  
payment renders it unnecessary to comment on Gosford's letter. 84
- September 28, Galt to Stephen. Sends plan for settling the Saguenay district by Nixon.  
Greenock. The suitability of Labrador for settlement. 277
- Enclosed.* Nixon to Galt. Plan for settling the Saguenay district. 280
- October 7, Sarah Hughes to —. Asks for information respecting her son-in-law,  
Dublin. Bryan Conboy and her daughter who went to Quebec in May, 1832, in the  
ship "Alchymist." 322
- October 8, Unsigned to Galt. His proposal to colonise Labrador requires much con-  
Downing sideration which would prevent a survey next year. Glenelg will be happy  
Street. to receive farther observations on the subject. 285
- October 8, Tracy Thomas to Glenelg. Gives a sketch of the proceedings of the  
Quebec. Assembly and of the effect that would follow the institution of an elective  
Council. 582
- October 11, Galt to Stephen. Glenelg's willingness to receive information respecting  
Greenock. Labrador is all that may be expected. When his (Galt's) report is ready

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- Glenelg will be able to see if the proposed inspection can be justified but nothing should be done till the report is seen. Has not sufficient maps. If Bayfield's sketch is in the Admiralty he would require a tracing of it. Page 286
- October 12, Liverpool. Court to Glenelg. Sends copy of speech to the Legislature of the Governor in Chief received by a fast sailing ship from Quebec. 230
- October 13, London. Laurie to Under Colonial Secretary. Sends letter from Mrs. Charles respecting a grant of land in 1790 or 1791 to her father Captain John Griffiths. If there are records in the Colonial Office asks that a certificate be given to Mrs. Charles to that effect. 351
- Enclosed. Mrs. Charles to Laurie. Application for a certificate of the quantity of land to which her father Captain John Griffiths was entitled in Canada. 352
- October 15, Montreal. Marconnay to Glenelg. Sends notes on the state of political parties in Lower Canada. Desires that the writer should not be known as it would place him in danger. 355
- Enclosed. Confidential note on the state of the province of Lower Canada. 358
- (The note is too long to be properly summarised.)
- October 15, Greenock. Galt to Stephen. Plan for settling a part of Labrador and proposal to survey the harbour of the Seven Islands. 288
- October 17, Quebec. Memorial of Lieut. Colonel Wetherall. Enclosed in Lieut. General Wetherall to Glenelg, 6th December, 1836.
- October 17, London. Mandelsloh to Glenelg. Has received copy of dispatch respecting the property left by Charles Maysenholder and returns sincere thanks for the information. It is nine years since Doucet was appointed administrator without the real heirs obtaining any part of the estate. Asks his further help to obtain a settlement. 421
- October 18, Quebec. Tracy Thomas to Glenelg. Gives an account of the projects for settling the difficulties of Lower Canada with a notice of their supporters. The plans are to make the Council elective; to have a reunion of the two provinces. The independence of Canada advocated by Mackenzie who lives by agitation; who advocates also superseding the Act of 1831. All should unite and perform their duties under the Constitution. 586
- October 26, Quebec. Lord Bishop of Montreal to Stephen. Introduces Burrage. 467
- November 1, Dumbarton. Wood to Glenelg. Had spent a considerable time in Canada building the "Baron of Renfrew" and "Columbus". The people of the Island of Orleans the most unsophisticated moral people he was ever among. The French should be delicately attended to; the British are too apt to treat them as if they were black. Such mighty talkers as William Walker are not less dangerous than Papineau and the other French lawyers who have done much mischief by their misrepresentations. Every French person should be taught the English language perfectly, not with a smattering only, for there is no fear of their loyalty. They would not then be held down by the saucy English nor decoyed by the cunning French. 592
- November 2, London. Holmes to Glenelg. Thanks for letters of introduction which have been very useful to him in respect to the establishment of Normal Schools. Asks for an answer to the application from the Seminary of Quebec for indemnification for their losses by the confiscation of their property in France in 1793. 323
- November 2, Montreal. Evans to Glenelg. Has forwarded three copies of his work on Agriculture. 240
- November 3. Unsigned to the same. Sends an important document. 24
- November 5, Quebec. Walcott to Hayne. He has been awarded £200 a year as a temporary arrangement exclusive of contingencies. 296
- November 12, New York. R. S. Buchanan (Vice Consul) to Stephen. Dispatches forwarded to Gosford and Head. 147

## SESSIONAL PAPER No. 18

1836.

- November 20, London. Hay to Grey. Had received at Lyons his letter of 20th September. Has been confined with a complaint in his eyes, but hopes to be at the Bank of England next week for the purpose specified. Page 326
- November 21, London. Lord Bishop of Quebec to Glenelg. On account of his health had left Quebec on the 26th September and arrived in London on the 5th instant. Asks that a day be fixed for an interview. Cannot say that his health is much improved yet. 490
- November 23, Montreal. Evans to Glenelg. Had forwarded three copies of his work on Agriculture, one for the King, the other two for himself (Glenelg) as Colonial Secretary. His reasons for publishing. 241
- November 29, Enfield. Ruthven to Glenelg. Would any encouragement be held out to him, if he sent out agricultural families to settle in Canada. The probability of distress in Ireland from high prices. 517
- December 3, Waterford. Petition of Anne Lawless for an investigation into the state of her brother's estate, who died in America. 353
- December 3. Burrage to Stephen. Forwards a manuscript sermon for his perusal and asks if he could give Glenelg and Grey an opportunity of reading it. It can be returned to Amyot. 148  
*Enclosed.* Sermon preached by Burrage in the Cathedral Church of Quebec on the 23rd April, 1836. 149
- December 5, Six Mile Bridge. Petition of John Hannon for information respecting his brother from whom he has not heard for eight years. 327
- December 6, Brighton. Lord Bishop of Quebec to Grey. Sends letter to be dispatched to the Bishop of Montreal. 491
- December 6, Great Ealing. Wetherall to Glenelg. States some circumstances connected with the township of Buckland now brought before His Lordship in a memorial by his son. When he left Canada he left a sum of money to fulfil the conditions of the grant, and as all his papers were captured on his coming from the Cape of Good Hope so that he cannot prove the truth of his statements, nor can he say he is entitled to the land now granted to others, but after 61 years service and four wounds without a pension is confident that his application to have restored to him such parts of the town land of Buckland as are not surveyed or granted will be favourably considered. 595  
*Enclosed.* Memorial of Lieut.-Colonel Wetherall to have the unsurveyed and ungranted parts of the township of Buckland restored to his father. 597
- December 10, Manchester. McPherson to Glenelg. Was born in Quebec where his relatives are in respectable circumstances. He has been in Britain for about three years and through misfortunes has been reduced to misery. Asks if he can have a passage to Quebec. 424
- December 12, Broughshane. Mrs. Sayers to the Under Colonial Secretary. Is there still a company called the Hudson's Bay Company, as she wishes to know if James Sayers is employed by them as a seaman. 562
- December 14, Dublin. Anderson to Glenelg. Again calls attention to the services of his father which were still unremunerated. Points out how he can be compensated, namely, by making him a grant of 100,000 acres of land as with such a grant his difficulties would cease. Asks for a favourable and speedy answer. 26
- December 20, London. Malhiot to Colonial Secretary. States his unfortunate case, he being unable to have two orders cashed. 427
- December 26, Portadown. Budden to the same. Prays for a free passage to British America. 521
- December 27, London. Holmes to Glenelg. Has received Grey's letter with the information that the petition of the Seminary of Quebec for indemnification for property confiscated in France cannot be considered again, having been already rejected. Urges that the claims of the Seminary and of the Ursulines were rejected on erroneous grounds, and that they come clearly within the spirit and meaning of the convention. The objects of the Seminary. 328

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December 29, James Buchanan to Stephen. Has forwarded dispatch to Gosford. Page 192  
New York.
- December 30. Unsigned to Anderson. Has received application for the grant of 100,000 acres in Upper Canada, but the repeated pledges respecting the disposal of the waste lands prevents him from complying with the application. 29
- December 30. Unsigned to Gosford. To make inquiry after a person named Etienne Aussignac, supposed to be settled at Quebec. 30
- December 30, Norton to Grant. Desires to know if the shrievalty of Montreal is vacant by the mental incapacity of Gregory. 469  
Lincoln's Inn Fields.
- December —, Unsigned to (Ruthven). The importance attached by Government to an effective system of emigration to British North America, but they have no money available for this purpose and their repeated pledges prevent them from granting land. 519  
Downing Street.
- December —, Mariotte to Glenelg. Has arrived from Canada and desires to hand over a parcel entrusted to him, and begs for a speedy audience to do so. 426  
London.
- No date. Memorial of T. W. Davidson, master of the "Morning Star," to have the duty on the passengers landed at Quebec remitted. 233
- Mrs. Mackie to Under Secretary for the Colonies. Desires to know if any information has been received of the arrival of the Bishop of Montreal at Quebec, as her son is the bishop's chaplain. 420
- London. Ponsomby to Stephen. His servant received orders to send his (Ponsomby's) brother's shoes which he was sending by the same channel he sent the letters. The servant has been directed to take back the parcel when he takes down the letter for the bag. 486
- Unsigned to Roebuck. Acknowledges receipt of letter and resolutions. Is gratified at the satisfaction of the Assembly with Gosford. Corrects misapprehensions into which the Assembly has fallen as to the view entertained by Glenelg of Roebuck's position as agent. The respect His Lordship feels for the communications of the Assembly through Roebuck. 533
- Unsigned to Wetherall. The grant of Buckland was cancelled so far back as 1795, so that after the lapse of upwards of 41 years Glenelg would not feel himself justified in complying with the request to be reinstated. 600
1837.  
January 16. Stephen to Spearman. Sends for consideration petition by the superior and directors of the Seminary of Quebec to be indemnified for the confiscation of their property in France in 1793. Sends copy of letter from Holmes. 337
- June 6. Unsigned to Holmes. Copy of the letter from the Treasury sent that their Lordships are compelled to decline complying with the application for leave to appeal. 339

## COMMISSIONERS FOR INVESTIGATING GRIEVANCES.

Q. 232 to Q. 235.

Reports of the commissioners, four volumes.

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## Q. 236-1.

1802.  
May 22,  
Quebec. Extracts from the Minutes of the Executive Council. Page 204
1804.  
May 29,  
Quebec. Drapeau to Bouchette.
1806.  
July 9,  
Quebec. Bouchette to Ryland. Both enclosed in Gosford and Gipps to Glenelg,  
31st January, 1837.
1822.  
November 25,  
Quebec. Petition of Vanfelson.
1823.  
February 18,  
Quebec. Certificate by Sewell. Both enclosed in Gosford to Glenelg, 1st Feb-  
ruary, 1837.
- December 5,  
Quebec. Report of a committee of Council on Petition of William Ross. Enclosed  
in Gosford and Gipps to Glenelg, 31st January, 1837.
- December 20,  
Downing  
Street. Bathurst to Dalhousie.
1824.  
March 30,  
Quebec. Cochran to the Advocate General. Both enclosed in Gosford to Glenelg,  
1st February, 1837.
- June 5,  
Quebec. Same to Archibald Campbell. Enclosed in Gosford and Gipps to  
Glenelg, 31st January, 1837.
- August 24,  
Quebec. Deed of sale to William Ross. Enclosed in Elliot to J. S. Campbell, 6th  
February, 1837.
- November 9. Extract from a report made by a committee of the Executive Council.
- December 16,  
Quebec. Montizambert to Archibald Campbell.
1830.  
September 11,  
Quebec. Extract from a report made by the whole Council. This and the prece-  
ding two enclosed in Gosford and Gipps to Glenelg, 31st January, 1837.
1832.  
June 30,  
Quebec. Craig to Vanfelson. Enclosed in Gosford to Glenelg, 1st February, 1837.
1835.  
May 15,  
Quebec. Report of Inspector General.
- June 13,  
Quebec. Report of a committee of the Whole Council. Both enclosed in Gosford  
to Glenelg, 18th January, 1837.
1836.  
October 26,  
Quebec. Memorial of John Saxton Campbell.
- December 19,  
Quebec. Memorandum by Ryland.
- December 21,  
Quebec. Cochran to Walcott. This and the two preceding enclosed in Gosford and  
Gipps to Glenelg, 31st January, 1837.
- December 24,  
Quebec. Address to the Council from Gosford.
- December 26,  
Quebec. Memorandum of relief to the Censitaires. Both enclosed in Gosford to  
Glenelg, 18th January, 1837.
- December 28,  
Quebec. Bouchette to Walcott. Enclosed in Gosford and Gipps to Glenelg, 31st  
January, 1837.
- December—  
St. Roch. Petition of the Censitaires to Gosford.



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1836.			
December— St. Roch.	Petition of the Censitaires to the King. Both enclosed in Gosford to Glenelg, 18th January, 1837.		
1837.			
January 2, Quebec.	Gosford to Glenelg (No. 1). Sends schedule of dispatches sent during 1836.		Page 3 4
	<i>Enclosed.</i> Schedule.		4
January 5, Quebec.	Gosford to Glenelg (No. 2). Has obtained information respecting endowed schools which he sends in a tabulated form with some additional information not asked for in the address. There are seven colleges, but no endowed schools. Only one of the colleges, McGill College, is English, the rest are French.		27
	<i>Enclosed.</i> Return of colleges and endowed schools in Lower Canada, English establishments.		29
	French establishments.		34
January 6, Quebec.	Gosford to Glenelg (No. 3). Now sends note of the amount for the purchase of Indian presents, which is £2,310 17s. The Executive Council have not yet been able to prepare a general report on Indian presents, but the subject is not neglected. Routh has been called on to furnish a report which is now before the Council. Some of his suggestions may be at once carried into effect without waiting for the report of the Council, should it be thought expedient to continue the old system of presents. Suggests reducing the varieties of cloth to be given to the Indians, giving larger quantities of the cheaper kind, which plan will not be objected to by the Indians. The saving that can be effected has caused an estimate to be framed on this principle and sends copy. Sends sample of an unbleached cotton cloth. Sends schedules of the differences in item and value of present and future presents. The future stoppage of the issue of fire-arms and ammunition may be determined on, but its immediate stop would be attended with inconvenience. The improvement in fire-arms and the large stock in Canada which cannot be sold make it advisable to continue the distribution till the supply is exhausted. His desire to relieve the British public from unnecessary expenditure, and shall take every opportunity to practise economy.		43
	<i>Enclosed.</i> Estimate of presents required for the Indians of Lower Canada for 1837.		48
	Return of the Indians of Lower Canada for whom presents are intended.		49
	Comparison of the present and proposed equipment.		50
	Average prices.		52
	Present expenditure and proposed expenditure.		53
	Recapitulation.		54
January 7, Quebec.	Gosford to Glenelg (No. 4). Will write at short intervals to keep his Lordship informed of the state of affairs. Receipt of letters by Halifax before those by way of New York.		55
January 9, Quebec.	Gosford to Glenelg (No. 5). Sends the usual half yearly return of Executive and Legislative Councils of Lower Canada.		56
	<i>Enclosed.</i> Return.		57
January 9, Quebec.	Gosford to Glenelg (No. 6). Sends half yearly return of sales of clergy reserves to 31st December, 1836.		62
	<i>Enclosed.</i> Return.		63
January 10, Quebec.	Gosford to Glenelg (No. 7). Sends returns of receipts and expenditure on Crown Lands, and licenses to cut timber and on casual and territorial revenue.		69
	<i>Enclosed.</i> Statement of receipts and expenditure of Crown Lands, and licenses to cut timber for six months to 31st December, 1836.		70
	Same for three months to the same date.		72

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1837.

Statement of receipts on account of casual and territorial revenue for three months to the same date. Page 73

- January 11, Quebec. Gosford to Glenelg (No. 8). Sends communication from the British American Land Company, relative to their claims to an allowance for internal survey of the block of land bought in Lower Canada. 74  
*Enclosed.* Communication by the British American Land Company. 75
- January 12, Quebec. Gosford to Glenelg (confidential). Recommends that Sir George Gipps be employed to settle the boundary line between Canada and the United States. 81
- January 12, Quebec. Campbell to Elliott. Additional observations on the claims of the Ross family. Enclosed in Gosford and Gipps to Glenelg, 31st January, 1837.
- January 13, Quebec. Gosford to Glenelg (No. 9). Has received letter of 31st October, after delay. Will not now consider the question of his recommendations for appointments to the Legislative and Executive Councils. No time shall be lost in bringing the remaining business of the commission to a close. Gipps will take an early opportunity of going to England. There is difficulty in moving a family in winter, but Gipps intends to leave in February, hoping to arrive before the close of the Easter Holidays. Is glad of this as Minister may want information. Elliot to await further direction. 82
- January 14, Quebec. Gosford to Glenelg. Has applied to Viger respecting de Prisas, who is reported to have gone to Texas. Sends Viger's letter. 85  
*Enclosed.* Viger to Walcott. de Prisas left Montreal for New York, supposed to be on the road to New Orleans, but it is reported that he has gone to Texas. 86
- January 16, Quebec. Gosford to Glenelg (No. 10). The law regulating the dissolution and reassembling of the Legislature of Lower Canada. 87
- January 16, Quebec. The same to the same (No. 11). Letter introducing Captain Yule. 90
- January 17, Quebec. Campbell to Elliott. Communicating further information respecting the claim of the Ross family. Enclosed in Gosford and Gipps to Glenelg, 31st January, 1837.
- January 18, Quebec. Gosford to Glenelg (No. 12). Sends petition from the censitaires of the suburbs of Quebec for remission of the arrears of the lods et ventes. Legislation on the subject. Sends copies of the reports of the Executive Council. The difficulties in the way of settlement. Scheme for settling the question of the arrears, the censitaires being divided into classes. Sends copy of his answer to the censitaires which was published in the Official Gazette and circulated by means of hand bills in French and English. The deficiency in the *papier terrier* (land roll) prevents him from giving even an approximation to the relief afforded. The King's domain lies principally about Quebec and Three Rivers, and the statement shows that the arrears remitted may be estimated at £13,490 currency, leaving about £15,000 still to be collected. Can obtain no proper information respecting Three Rivers. Plan for new *papier terrier* approved of. Shall place the administration of the Crown domain on a better footing. 91  
*Enclosed.* Petition (in French) of the censitaires to the King. 102  
 Petition to Gosford from the censitaires. 113  
 Inspector General. Scheme for the relief of the censitaires. 118  
 Report of a Committee of the whole Council. 127  
 Address to the Council from Gosford. 132  
 Memorandum as to the relief afforded to the censitaires. 136  
 Gosford to Glenelg (No. 13). Sends schedule of dispatches received. 138  
*Enclosed.* Schedule. 139
- January 21, Quebec. Gosford to Glenelg (No. 14). Sends information respecting the financial state of the province, showing the liabilities to be £142,160 14s. 4d. and the assets £148,992, showing a balance on the 1st of May next in the Treasury

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1837.	of £6,831 5s. 8d. sterling. Sends comparative statement of the revenue for the last two years, with remarks.	Page 141
	<i>Enclosed.</i> Comparative statement.	142
January 24, Quebec.	Gosford to Glenelg (No. 15). Sends copy of the proceedings of the Executive Council for six months to 31st December, 1836.	145
January 25, Quebec.	Petition of Vanfelson.	
January 25, Quebec.	Memorandum (in French) by Vanfelson. Both enclosed in Gosford to Glenelg, 1st February, 1837.	
January 25, Quebec.	Gosford to Glenelg (confidential). Explanation of the reasons for remitting the <i>lods et ventes</i> .	146
January 26, Quebec.	The same to the same (No. 16). Transmits letter from Judge Pyke respecting circuit allowance claimed by him since 1828. The letter was not received till after similar applications had been made by the Chief Justice and Mr. justice Bowen had also received an application from Mr. justice Gale, who afterwards withdrew it, his appointment having taken place after the reduction had been announced.	148
	<i>Enclosed.</i> Pyke to Walcott. Calls attention to the arrears of circuit allowance which he alleges to be due him.	150
	Account of the sum alleged to be due.	155
January 27, Quebec.	Gosford to Glenelg (No. 17). Has paid Hayne £51 15s. sterling being at the rate of 10s. currency for each day he was employed superintending the survey of land sold to the British American Land Co.	156
January 28, Quebec.	Campbell to Elliot. Enclosed in Gosford and Gipps to Glenelg, 31st January, 1837.	31st
January 28, Quebec.	Gosford to Glenelg (No. 18). Sends petition from the widow of Robert Grant, of Lachine, with documents in support of the claim for damages sustained during the last war with the United States. Can give no information on the subject beyond what is in the paper.	157
	<i>Enclosed.</i> Petition.	159
January 31, Quebec.	Gosford and Gipps to Glenelg. Send copies of a petition and letters from Campbell, a merchant, respecting the claim of a family named Ross to land and copy of the answer returned to him. Long and detailed account of the origin and character of the claim.	162
	<i>Enclosed.</i> Schedule of enclosures.	178
	Memorial of John Saxton Campbell, representing the heirs of the late William Ross.	179
	Schedule of documents in support of Campbell's memorial.	189
	Campbell to Elliot. Additional observations on the claim of the Ross family.	190
	Campbell to Elliot. Communicating further information respecting the claim of the Ross family.	196
	Other documents on the subject.	199 to 224
February 1, Quebec.	Gosford to Glenelg (No. 19). Sends memorial from Vanfelson for payment of arrears of salary. Details of the payments and the manner in which the arrears accumulated.	237
	<i>Enclosed.</i> Petition of Vanfelson, Advocate-General.	241
	Memorial (in French) of Vanfelson explaining facts stated in his petition.	246
	Appendix A. Substantially as in previous documents, dated 1822.	252
	Appendix B. Certificate by Chief Justice Sewell, of Vanfelson's qualifications.	254
	Appendix C. Bathurst to Dalhousie, authorizing the payment of a salary of £200 a year to the Advocate-General	255
	Appendix D. Cochran to the Advocate-General. Sends authority from Bathurst to pay him a salary of £200 a year.	256
	Appendix E. Craig to Vanfelson. His resignation accepted.	257

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1837.  
February 2,  
Quebec. Gosford to Glenelg. Sends memorial from Young, late Auditor-General, for payment of arrears. Detailed account of the nature and origin of the claim. Page 258
- February 3,  
Quebec. J. S. Campbell to Elliot. Has received his letter stating that the commissioners had advised the Secretary of State to pay £600 for the claim of the Ross family. Explains the position of the title, its enrolment on the 14th April, 1824, and subsequent proceedings. Arbitration suggested to settle the differences between the representatives of the Drapeau and Ross families. Asks for an opportunity to lay his case before the Secretary of State, when he would accept what was deemed right. 225
- February 6,  
Quebec. Elliot to James Campbell. His letter received, asking that the cost of survey and patent be added to the £600 decided to be paid for the land. The right acquired by Archibald Campbell in obtaining completion of the patent to the lands to the Ross family was open to contest whether or not he had ground to hope it would be settled by arbitration. If he had or had not this hope is immaterial, but he was acquiring a doubtful claim with all its risks. The costs of survey should not rest on the Ross family or his brother, but they are included in the amount of the purchase money. Considerations leading to the amount of £600. 229  
233
- Enclosed.* Deed of sale of lands to William Ross.

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## Q. 236-2-3.

1825.  
(Part 2 from page 263 to 525. Part 3 from page 526 to 726.)
- August 28,  
Quebec. Certificate of the Surveyor General.
- August 29,  
Quebec. Memorial of Ralph Gore. Both enclosed in Gosford to Glenelg, 12th April, 1837.
- No date.  
1834. Extract from the engineer's report. Enclosed in Gosford to Glenelg, 3rd February, 1837.
- February 11,  
Quebec. Fifth report of the standing committee on public accounts. Enclosed in Memorial of Young, 14th January, 1837.
1835.  
October 12,  
Quebec. Routh to Clements. Enclosed in Gosford to Glenelg, 3rd February, 1837.
- November 27,  
Quebec. First report of the standing committee on public Accounts. Enclosed in memorial of Young, 14th January, 1837.
- November—  
Three Rivers. Burroughs to Walcott.
- December 10,  
Quebec. Walcott to Burroughs.
1836.  
June 8,  
Three Rivers. Burroughs to Walcott. This and the two preceding enclosed in Gosford to Glenelg, 13th April, 1837.
- December 5,  
Quebec. Report of Ogden, Attorney General, on the case of Chisholm. Enclosed in Gosford to Glenelg, 20th February, 1837.
- December 10,  
Three Rivers. Burroughs to Gosford. Enclosed in Gosford to Glenelg, 13th April, 1837.
- December 31,  
Quebec. Report of Black on fees, &c., followed by table of fees. Enclosed in Gosford to Glenelg, 9th February, 1837.
- No date.  
1837. Memorial of Stephen Burrows to Gosford. Enclosed in Gosford to Glenelg, 13th April, 1837.
- January 14,  
Quebec. Memorial of Young, late Auditor General, for payment of arrears of salary, &c., amounting to £534 4s. 1d. Page 263.

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1837.	<i>Enclosed.</i> Fifth report of the standing committee on public accounts on the salary of Young.	Page 265
	First report of the Standing Committee on public accounts on the claim of Mathew Jack.	269
January 14, Quebec.	Memorial of Parkyn with account of services performed.	
January 23, Quebec.	Power to Walcott. Both enclosed in Gosford to Glenelg, 9th February, 1837.	
	Comparative statements, &c., of the same date.	
January 28, Quebec.	Elliot to Andrew Stuart. Enclosed in Gosford and Gipps to Glenelg, 4th February, 1837.	
February 3, Quebec.	Gosford to Glenelg (No. 21). Sends communication respecting the house at Sorel, with which he sends no observations, the question having been already sufficiently canvassed.	270
	<i>Enclosed.</i> Colborne to Hill. Respecting the house at Sorel, and the official who is entitled to occupy it.	271
	Extract from Appendix to the report of the engineer commission respecting the seigniory of Sorel.	275
	Routh to Clements. Respecting the occupation of Government House at Sorel.	276
February 4, Quebec.	Gosford and Gipps to Glenelg. Respecting the claims to Sillery of the Indians of Lorette. They regret these Indians did not obtain garden lots in 1830. Hope the subject will not be lost sight of.	278
	<i>Enclosed.</i> Elliot to Andrew Stuart. Traces the origin of the claim of the Indians of Lorette, which they cannot maintain in a court of law. The view of the commissioners will be communicated to the chiefs personally.	281
	Answer to the Indians of Lorette delivered by Gosford in the name of himself and his colleagues, respecting the proprietorship of the Seigniory of Sillery.	289
February 6, Quebec.	Gosford to Glenelg (No. 22). Sends schedule of dispatches received.	292
	<i>Enclosed.</i> Schedule.	293
February 9, Quebec.	Gosford to Glenelg (No. 23). Calls attention to the want of a tariff of fees for the Vice Admiralty Court. The serious inconvenience that exists for want of a tariff should one not be in existence by May next. Sends reports and remarks from Primrose and memorial from the registrar.	295
	<i>Enclosed.</i> Report of Black on the remuneration to the officers of the Vice Admiralty Court, including fees and salaries. Sends table for consideration.	301
	Proposed table of fees.	307
	Report of Power upon the proposed table of fees with examples of the operation of the tables of 1809 and 1832, and the present proposed table.	344
	Fees under the tariff of 1809, 1832 and the proposed table.	350
	Power to Walcott. Respecting his claim to remuneration for his services in the Vice Admiralty Court.	364
	Comparative number of cases in 1836 before Mr. Primrose and Mr. Black respectively.	368
	Total number of fees received by the registrar in 1836, before Primrose.	370
	Amount of bills of costs due the registrar for 1836.	371
	Settlement of the number of actions.	372
	(This includes different modes of settlement to page 376.)	
	Memorial of Parkyn for remuneration as Marshal of the Vice Admiralty Court.	377
	Account of services performed.	379

## SESSIONAL PAPER No. 18

1837.  
February 13,  
Quebec. Gosford to Glenelg (No. 24). The charter of the Bank of Montreal expires on the 1st of June. Sends memorial from the President and directors for a renewal with two alterations of the present charter, one relating to the duration of the charter and the other to increase of the capital which, it is stated, is absolutely necessary to meet the interests of the country. Agents will be instructed to call at the Colonial Office to discuss and agree to modifications, should any be deemed necessary. Page 384  
*Enclosed.* Petition of the President and directors of the Bank of Montreal. 386  
Proposed new charter of the Bank of Montreal. 391
- February 15,  
Quebec. Gosford to Glenelg (No. 25). In accordance with dispatch to reduce the expense of the Indian department, recommends the reduction of the establishment in Lower Canada by one-half. Had notified those affected, but informed them that he would recommend a retired allowance. The saving to be effected. Has sent return of the nature and length of the services of the officers to be reduced and estimate of the probable expenditure for the Indian establishment. Summary of expenditure from 1830. Recommends the cases of the officers whose situations it is proposed to abolish to the liberal consideration of the King. 433  
*Enclosed.* Return of the length and nature of the services of the officers of the Indian department. 439  
Estimate of the probable expenditure for the Indian establishment in Lower Canada. 440
- February 16,  
Quebec. Gosford to Glenelg (No. 26). Elliot is preparing to leave with as little delay as possible. Gipps left last week. Had sent the result of their investigations. 441
- February 18,  
Quebec. Gosford to Glenelg (No. 27). Sends annual estimate of presents for the Indians. The part relating to the upper province has been approved of by the Lieut.-Governor, who thought that the different circumstances of the two provinces rendered any alteration inexpedient. 442  
*Enclosed.* Estimate of presents required for the Indians for 1838. 443
- February 20,  
Quebec. Gosford to Glenelg (No. 28). Had referred the case of Chisholm ordered to be removed from the office of Clerk of the Peace and Crown at Three Rivers to the Attorney General, a copy of whose report is sent. The Attorney General does not think Chisholm liable to a civil action on the part of the Crown or provincial Secretary, but he may be indicted as a cheat for obtaining money under false pretenses, but as this would only be for punishment and not redress, did not consider it advisable to pursue him further as he had been already punished by dismissal from office. Has not given the two situations held by him to one individual, but has divided them. Has appointed Turcotte definitely to the office of clerk of the peace, his emoluments amounting on the average to £160 yearly. 444  
*Enclosed.* Report from Ogden, Attorney General, on the case of Chisholm. 448
- February 22,  
Quebec. Gosford to Glenelg (No. 29). Everything quiet. Distress in many parts of the province by the failure of the crops. The efforts making to relieve the distressed. 451
- February 27,  
Quebec. The same to the same (No. 30). Sends official copies of the records of convictions against eleven prisoners sent for transportation. Explains the cause of the irregularity in forwarding the convicts. 452
- February 28,  
Quebec. The same to the same (private). Sends copy of a bill forwarded by Fletcher, judge of the district of St. Francis, intended to prevent the inconvenience arising from temporary Acts expiring. Would only remark on the extraordinary power the bill gives to the Governor. 456  
*Enclosed.* Copy of bill to authorize the Governor, &c., of Lower Canada to continue by proclamation certain temporary statutes. 457

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1837.  
February 28,  
Quebec. Gosford to Glenelg (No. 31). Transmits petition from the President and directors of the Quebec Bank for a royal charter to continue their corporation, whose existence would otherwise terminate on 1st June next. Sends proposed charter. Noah Freer has been appointed to communicate with government on the subject of their application. Refers to letter of 17th October, respecting petition from the Bank of Montreal. Page 462  
*Enclosed.* Petition from the Quebec Bank for a royal charter 464  
Proposed charter. 468  
Report of the Attorney General on the charter. 500
- March 1,  
Quebec. Gosford to Glenelg (No. 32). Transmits petition from the City Bank of Montreal for a royal charter. Noah Freer selected to act as their agent as well as that of the Quebec Bank. 501  
*Enclosed.* Petition of the City Bank of Montreal. 502
- March 4,  
Quebec. Gosford to Glenelg (No. 33). Sends letter from Hamilton of Hawkesbury that Conboy is on his lot in the township of Harrington in very indigent circumstances. 506  
*Enclosed.* Hamilton to Walcott. Sends information respecting Conboy, a pensioner. 507
- March 6,  
Montreal. Report of the Attorney General on the proposed charter of the Quebec Bank. Enclosed in Gosford to Glenelg, 28th February, 1837. The dates are as in the originals.
- March 6,  
Quebec. Gosford to Glenelg (No. 34). Sends requisition for stationery. The last sent was of very inferior quality. 509  
*Enclosed.* Requisition. 510
- March 7,  
Quebec. Gosford to Glenelg (No. 35). Has received from the Seminary return of Colleges and endowed schools in the province which he sends to complete the report on schools. 512  
*Enclosed.* Return from the Seminary of Colleges and endowed schools. 513
- March 8,  
Quebec. Gosford to Glenelg (private and confidential). Had confined himself to that part of the dispatch of 31st October which urged the closing of the commission, now answers respecting the composition of the Council. Understood that his duties in his executive capacity were not to interfere with those of his position as commissioner, and accordingly recommended a change in the composition of the Councils. He had no such object in view as that of adopting the elective principle. Gives examples to show this. A feeling of dissatisfaction against the proceedings of the Assembly in the last short session is spreading, but not enough to warrant a dissolution, although the majority in the Assembly would suffer a diminution in their ranks. The policy of coercion abruptly adopted might prove fatal, and is a step to be deprecated and can only be justified in the last resort. 516
- March 11,  
Quebec. Gosford to Glenelg (No. 36). Sends (1) statement of the revenue and expenditure of Lower Canada for 1836. (2) Return of sums received by the Trinity House, Quebec, on account of the decayed pilot fund, Quebec. (3) The same for the decayed pilot fund, Montreal. (4) Return of local revenues under the municipal authorities, Quebec, for 1836. (5) Return of local revenues under the magistrates. 524  
*Enclosed.* Returns as noted in the letter. 526 to 547
- March 13,  
Quebec. Memorial of Sally Anne Gore. Enclosed in Gosford to Glenelg, 12th April, 1837.
- March 15. Gosford to Glenelg (No. 37). Sends return of Crown lands and clergy reserves disposed of during the years 1834, 1835 and 1836. 548  
*Enclosed.* Return. 549
- March 17,  
Quebec. Gosford to Glenelg (No. 38). Had received dispatches respecting light-houses in the St. Lawrence, but had anticipated them on being furnished with Bayfield's instructions from the Admiralty. 550
- March 21,  
Quebec. The same to the same (No. 39). Sends schedule of dispatches received from the Colonial Office since the 6th ult. 552

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1837.

*Enclosed.* Schedule.  
March term of the criminal court.

Page 553

March 22,  
Quebec.

March 25,  
Quebec.

March 25,  
Quebec.

March 26,  
Three Rivers.

March 29,  
Quebec.

April 3,  
Quebec.

April 12,  
Quebec.

April 13,  
Quebec.

April 14,  
Quebec.

April 15,  
Quebec.

April 17.

Sentence on John Gillan.  
Notes of the evidence in Gillan's case. This and the two preceding enclosed in Gosford to Glenelg, 21st April, 1837.

Memorial of Stephen Burroughs. Enclosed in Gosford to Glenelg, 13th April, 1837.

Gosford to Glenelg (No. 40). Sends schedule of dispatches received way of Halifax. 556

*Enclosed.* Schedule.  
Gosford to Glenelg (No. 41). Gagy has ceased to be sheriff; the difficulty of selecting a successor; the field narrowed by political animosities. The complaints respecting the selection of juries, &c., made it imperative to choose one who would secure the confidence of all classes. After careful investigation selected Roch de St. Ours; his qualifications. Is aware that the appointment will be attacked on the ground that an office of profit held at the pleasure of the Crown should not be conferred on a Legislative Councillor. Acknowledges the justice of this objection and had he found any one not a Councillor as well qualified as M. de St. Ours, he would have appointed him. Had not, however, violated the principle laid down by the House of Commons, and states the position of the Council to prove this. How the duties of the sheriff are regulated, so that he is more independent than most of the public servants. Discusses the charge that the duties of the two offices held by one man are incompatible. Has entered into the consideration of the subject, not that the appointment stands in need of argument, but because it might be questioned in some quarters. 560

Gosford to Glenelg (No. 42). Sends memorial from Miss Sally Anne Gore for a grant of land founded on claims by Colonel Gore who was prevented by illness from prosecuting them. 569

*Enclosed.* Memorial.  
Memorial of Ralph Gore. 570

Certificate of the Surveyor General attached to Gore's petition. 573

Gosford to Glenelg (No. 43). Transmits memorial from Stephen Burroughs for compensation and redress for injuries alleged to have been sustained. 575

Refers to previous correspondence.  
*Enclosed.* Memorial from Stephen Burroughs to the King for compensation for land taken from him in Stanstead. 578

Memorial of Stephen Burroughs to Gosford. 583

Burroughs to Walcott. States the hardships to which he has been exposed and the actions of Ogden against him. 587

Walcott to Burroughs. However Gosford may regret that his (Burroughs') services were not recompensed, there is no fund from which he could grant relief. 593

Burroughs to Walcott. A very long statement of his grievances. 594

Burroughs to Gosford. Appeals for redress. 659

Gosford to Glenelg (No. 44). Sends schedule of dispatches received from the Colonial Office since the 29th ult. 675

*Enclosed.* Schedule.  
Report by Davidson. Enclosed in Gosford to Glenelg, 17th April, 1837. 676

Gosford to Glenelg, (No. 45). Reports the emoluments of the commissioner of Crown Lands from various sources. The commission on the sale of Crown Lands is not to exceed £600 but it has not reached this. There is no such limit to the commission on clergy lands and last year it exceeded the £600. It is impossible to state what will be the maximum of the commissioner's income in future. A favourable opportunity presents itself which



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should not be neglected. Sends report of Davidson to show the duties of the Crown land department. Suggests that to remove jealousy, two commissioners should be appointed, one English, the other Canadian with a clerk; proposes a salary of £600 a year to each of the commissioners and a salary of £150 for a clerk, or a total of £1,350 borne by the land and timber fund and the clergy reserves, the salaries to be fixed and not dependent on sales. Recommends A. N. Morin and John Davidson to be appointed. Qualifications of Morin; he should be placed first in the commission. Of Davidson's qualifications it is not necessary to speak. Defends his proposal to appoint two commissioners. Page 678

*Enclosed.* Report by Davidson on the duties of the commissioner of Crown Lands. 690

April 18,  
Quebec.

Gosford to Glenelg (private). Has received documents with Lord John Russell's resolutions and the debate thereon. Sees no chance of a serious commotion in consequence of his (Glenelg's) proceedings. The Canadian party, except the Roebuck set are favourable to his (Gosford's) government, and he believes the feeling to be increasing, but he is taking every precaution. Sees no ground to apprehend armed resistance. It is reported that at the opening of navigation one regiment is to be brigaded at Quebec for manœuvring. Will state to Colborne his wish that a regiment shall also be placed in Montreal to be prepared to act directly should any row break out there, as he preferred that to sending troops after disturbance had got to any height. He will act with vigilance but without any demonstration of alarm, and does not think there will be any serious commotion. 695

April 19,  
Quebec.

The same to the same (No. 46). Sends statement of receipts for three months on account of casual and territorial revenue and on account of sales of Crown lands and licenses to cut timber 697

*Enclosed.* Statement of receipts on account of casual and territorial revenue. 698

Statement of receipts on account of Crown lands and of licences to cut timber. 699

April 21,  
Quebec.

Gosford to Glenelg (No. 47). Reports that Gillan, a private soldier in the 66th regiment, convicted of murder has been respited, the jury having recommended him to mercy. Sends documents relating to the trial and conviction. 700

*Enclosed.* Record of conviction of John Gillan. 702

Sentence. 708

Notes on the evidence of witnesses in Gillan's case. 709

April 26.

Unsigned to Phillips. Transmits dispatch from Gosford respecting convicts. Suggests that the convict recommended for commutation to imprisonment in the hulks may receive a remission of his sentence in the settlement to which he has been transported. 454

April 29,  
Quebec.

Gosford to Glenelg (private). Everything tranquil but the violent papers dealing liberally in abuse. They are trying to have a meeting in the county of Richelieu to express their sentiments against Lord John Russell's resolutions, probably the prelude to other meetings. The result will probably be a failure. The great body of the Canadian people in favour of his administration. Great division among all parties respecting the resolutions. Sees no reason to think the force should be increased, but if it was resolved to do so the best plan would be to increase the force to a full establishment in Canada. This would increase it without causing observation which he is desirous to avoid. How much trouble would have been saved had he (Glenelg) agreed to the recommendation that members should be added to the Legislative Council. There is no use now to dwell on the topic. 724

May 16.

Unsigned to Spearman. Sends for the consideration of the Treasury, copy of a dispatch from Gosford, suggesting reductions in the Indian department. The Lords of the Treasury are requested to inform Glenelg of the amount of the retired allowance that they would propose to grant. 438

## SESSIONAL PAPER No. 18

GOVERNOR EARL OF GOSFORD, 1857.

## Q. 237.—1-2.

1828. (Part 1 from page 1 to 269, part 2 from page 270 to 548.)
- June 23, 1830. Dalhousie to Woolsey. Enclosed in Gosford to Glenelg, 5th June, 1837.  
Quebec.
- July 15, 1830. Speech delivered to the Abenquois by Cooper. Enclosed in Gosford to  
Quebec. Glenelg, 13th July, 1837.
- November 29, 1834. Notarial deed.  
Nicolet.
- May 22, 1835. Concessions made by Pierre Michel Cressé. Both enclosed in Gosford to  
Nicolet. Glenelg, 16th May, 1837.
- September 8, 1836. Aylmer to Burton. Enclosed in Gosford to Glenelg, 5th June, 1837.  
Quebec.
- November 27, 1836. Routh to Gosford.  
Quebec.
- April 28, 1836. Routh to Gosford. Both enclosed in Gosford to Glenelg, 13th July, 1837.  
Quebec.
- June 5, 1836. Macdonald to Felton Enclosed in Gosford to Glenelg, 12th July, 1837.  
New Carlisle. Specifications for land applied for follows.
- July 13, 1836. Walcott to the Secretary of Indian Affairs. Enclosed in Gosford to  
Quebec. Glenelg, 13th July, 1837.
- July 15, 1836. Opinion of Counsel, W. McTavish. Enclosed in Gosford to Glenelg, 16th  
Quebec. May, 1837.
- July 27, 1836. Council of Indians at St. Regis. Enclosed in Gosford to Glenelg, 13th  
St. Régis. July, 1837.
- July 28, 1836. Felton to Macdonald. Enclosed in Gosford to Glenelg, 12th July, 1837.  
Quebec.
- July 30, 1836. Council of Indians of St Francis.  
St. Francis.
- August 3, 1836. Council of Indians of Lake of Two Mountains.  
Lake of Two Mountains.
- August 6, 1836. Council of Indians of Caughnawaga.  
Caughnawaga.
- August 20, 1836. Hughes to Napier.  
Montreal.
- August 22, 1836. Duchesnay to the same. This and the four preceding enclosed in Gosford  
Quebec. to Glenelg, 13th July, 1837.
- August 23, 1836. Copy of Notices. Enclosed in Gosford to Glenelg, 12th July, 1837.  
Cox.
- September 28, 1836. Chandler and Lozeau to Stephen. Enclosed in Gosford to Glenelg, 16th  
Nicolet. May, 1837.
- October 7, 1836. Walcott to Executive Council. Enclosed in Gosford to Glenelg, 13th  
Quebec. July, 1837.
- November 18, 1836. Gosford to Glenelg (No. 132). Explains the causes of delay in answering  
Quebec. dispatch of 14th January, 1836. Page 480
- December 12, 1836. Return of Indians with various documents. Enclosed in Gosford to  
Glenelg, 13th July, 1837.
- December 15, 1836. Notice of sale.  
New Carlisle.
- January 2, 1837. Monthly return of lands sold.

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1837.  
January 5, Copy of bill, this and the two preceding enclosed in Gosford to  
New Carlisle. Glenelg, 12th July, 1837.
- January 6, Gosford to Glenelg (No. 3). Sends note of the cost of Indian presents  
Quebec. which he had authorized to be purchased. Proposes to omit several of the  
descriptions of cloths now issued to the Indians which would be a saving  
and at the same time be beneficial to the Indians. Sends estimates of the  
presents required for 1837. Page 480 verso.  
*Enclosed.* Estimate for presents for 1837. 481 to 483
- January 11, Certificate by Daly. Enclosed in Gosford to Glenelg, 5th June, 1837.  
Quebec.
- January 28, Report on the claim of the Indians of Lorette. Enclosed in Gosford to  
Quebec. Glenelg, 13th July, 1837.
- February 2, Sale of timber licences.  
Quebec.
- February 2, Monthly return of land sold. Both enclosed in Gosford to Glenelg, 12th  
Quebec. July, 1837.
- February 3, Address (in French) to Lord Gosford from the Seven Nations. Enclosed  
Sault St. Louis in Gosford to Glenelg, 13th July, 1837.
- February 13, Protest of a bill drawn on Charles Schilliter.  
New York.
- February 14, Davidson to MacDonald. Both enclosed in Gosford to Glenelg, 12th July,  
Quebec. 1837.
- February 15, Gosford to Glenelg (No. 25). In reference to the reduction of the ex-  
Quebec. pense of the Indian department, recommends that the staff be reduced by  
one-half, making an annual retrenchment of £627 less the retired allow-  
ance. Sends estimate of the probable cost for 1838, and report of the  
length and nature of the services of the various officers. 483 verso  
*Enclosed.* Return of the length and nature of the services of the officers  
of the Indian department. 484  
Estimate of the probable expenditure for the Indian department to 31st  
March, 1838. 484 verso-
- February 24, Macdonald to Davidson.  
Quebec.
- February 28, Davidson to Bruce.  
Quebec. Same date and same purport to Winter. All enclosed in Gosford to  
Glenelg, 12th July, 1837.
- March 23, Christie to Napier. Enclosed in Gosford to Glenelg, 13th July, 1837.  
Montreal.
- March 28, Walcott to Commissioners of the British American Land Company.  
Quebec. Enclosed in Gosford to Glenelg, 10th May, 1837.
- March (?), Address (in English) from the Algonquin and Nippissingue tribes. En-  
closed in Gosford to Glenelg, 13th July, 1837.
- April 1, British American Land Company to Walcott. Enclosed in Gosford to  
Montreal. Glenelg, 10th May, 1837.
- April 1, Christie to Napier. Enclosed in Gosford to Glenelg, 13th July, 1837.  
Montreal.
- April 3, Macdonald to Bruce. Enclosed in Gosford to Glenelg, 12th July, 1837.  
Quebec.
- April 3, Christie to Napier. Enclosed in Gosford to Glenelg, 13th July, 1837.  
Montreal.
- April 4, Bruce to Davidson.  
Quebec.
- April 6, Davidson to Bruce. Both enclosed in Gosford to Glenelg, 12th July,  
Quebec. 1837.
- April 11, Daly to Walcott. Enclosed in Gosford to Glenelg, 26th June, 1837.  
Quebec.

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1837.  
April 12, Quebec. Tender of £1,692 12s. 7d. cy. on behalf of Bruce.
- April 13, Quebec. Acknowledgment of the Quebec Bank.
- April 13, Quebec. Memorial of Bruce and Associates. This and two preceding enclosed in Gosford to Glenelg, 12th July, 1837.
- April 19, Quebec. Walcott to British American Land Company. Enclosed in Gosford to Glenelg, 10th May, 1837.
- April 21, Quebec. Walcott to Bruce, &c. Enclosed in Gosford to Glenelg, 12th July, 1837.
- April 24, Quebec. Report of the Attorney General. Enclosed in Gosford to Glenelg, 1st May, 1837, followed by a list of documents.
- April 25, Montreal. British American Land Company to Walcott. Enclosed in Gosford to Glenelg, 10th May, 1837.
- April 29, Quebec. The case and opinion follow.  
Bruce, &c., to Walcott. Enclosed in Gosford to Glenelg, 12th July, 1837
- May 1, Quebec. Gosford to Glenelg (No. 48). Refers to the representation of the outrage at Indian Streams which a commission of New Hampshire was appointed to investigate. The evidence confirms the statement of the outrage and no redress is offered by the Federal Government. Proceedings entered against those committing the outrage and true bills found, but the offenders were not captured. Necessity of a settlement of the boundary on account of the construction of a railway between Quebec and St. Andrew's. A strong protest lodged against the project as an infringement on the territorial rights of the United States. Asks for instructions. Page 3
- Enclosed.* Report of the Attorney General of his proceedings in respect to the Outrage at Indian Streams. 9
- List of documents in the case. 11
- May 2, Quebec. Gosford to Glenelg. Sends memorial and letter from Chief Justice Sewell on behalf of his son. 13
- Enclosed.* Sewell to Gosford. In regard to the memorial on behalf of his son, gives an account of his educational training and his intention to take orders as a minister of the Church of England. His want of success in the endeavour to obtain a clerical title and his return to Canada where he will obtain Holy orders at Whitsuntide. 14
- Memorial of Sewell on behalf of his son. 16
- May 2, Quebec. Gosford to Glenelg (No. 49). Sends letter from the Bishop of Montreal in answer to that respecting the division of the diocese of Quebec. 18
- Enclosed.* The Bishop of Montreal to Glenelg. Letter received with other documents respecting the erection of Upper Canada into a new diocese. The desire of the Bishop of Quebec for the division as shown in a letter to his brother. 19
- May 3, Quebec. Gosford to Glenelg (No. 50). Sends petition from the committee of trade at Quebec to the Admiralty for the publication, so far as complete, of Bayfield's survey of the St. Lawrence. 25
- Enclosed.* Petition. 26
- May 6, Quebec. Gosford to Glenelg (private and confidential). Agrees with his (Glenelg's) intention respecting sending out reinforcements, as he sees no necessity at present of augmenting the military power of the province. Has communicated to Colborne his wish that a regiment should be kept at Montreal. Does not expect anything in the shape of general commotion. The forces in New Brunswick and Nova Scotia are not as strong as he (Glenelg) thinks. There are three regiments in the latter and one in the former, the average strength he supposes, is about 430 rank and file. It would be desirable that the regiments in Canada could be kept up to their full establishment, as the best way to make an addition to the force. Navigation open; the

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- distress from the almost entire failure of last year's crops has been severe ; the cost of every article of consumption is enormous. Has been obliged to lend money to some neighbourhoods. Meeting called by the Roebuck set for to-morrow in the county of Richelieu to express indignation at Russell's resolutions. Thinks it will be a failure. Caution to be observed in the appointments to the Executive Council. The good that will be done by a judicious selection. Page 28
- May 8,  
Quebec. Opinion of the Attorney General. Enclosed in Gosford to Glenelg, 10th May, 1837.
- May 8,  
Quebec. Walcott to Bruce. Enclosed in Gosford to Glenelg, 12th July, 1837.
- May 10,  
Quebec. Gosford to Glenelg (No. 51). Sends correspondence between the commissioners of the British American Land Company and the Government respecting the date when the interest on unpaid instalments becomes due ; asks for instructions and whether interest is to be charged on the moiety devoted to works of improvement. It seems proper that interest should be charged and applied in the same manner as the principal. 33
- Enclosed.* British American Land Company to Walcott. Argue in support of their mode of paying interest on the amounts for the land purchased. 44
- Walcott to British American Land Company. The question of payment of interest will be submitted for decision to His Majesty's Government. 47
- British American Land Company to Walcott. Submits case, with opinion of counsel, in support of their manner of paying interest. 49
- Case for opinion of Counsel. 51
- Opinion. 53
- Statement of the two modes of paying interest. 55
- Opinion of the Attorney General that the interest to be paid by the British American Land Company cannot be demanded annually. 56
- Table showing the amount of interest payable by the British American Land Company. 58
- May 11,  
Montreal. Private correspondence of the *Vindicator* respecting a movement of London tradesmen in favour of suffrage for the Canadians, the alleged oppression stated to be not by the British people but by a few Scotch shopocrats. 103
- May 13,  
Quebec. Gosford to Glenelg (No. 52). Transmits memorial by the Canadian Marine Insurance Company for the publication of Bayfield's survey of the St. Lawrence so far as completed. 59
- Enclosed.* Memorial. 60
- May 13,  
Quebec. Opinion of Counsel (Ogden). Enclosed in Gosford to Glenelg, 16th May, 1837.
- May 16,  
Quebec. Gosford to Glenelg (No. 53). Sends letter from Messrs. Chandler and Lozeau, proprietors of the seigniory of Nicolet, urging what they consider an equitable claim for £1,338 ls. 9d. expended in respect to the property decided now to belong to the Crown. Encloses three other documents since received. History of the grant of Nicolet and the encroachment, now called the augmentation, which the Crown recovered. Sends copy of the report by the Attorney General, who believes that Chandler and Lozeau have no claim ; except in respect to £75, incurred in a suit against Douglas, which they withdrew at the instigation of Government to admit of an amicable decision. 62
- Enclosed.* Chandler and Lozeau to Stephen. Send detailed statement of their claim to be laid before Glenelg. 66
- Notarial deed. 71
- Concessions made by Pierre Michel Cressé from 1804 to 1809 inclusive. 77

## SESSIONAL PAPER No. 18

1837.

Opinion of Counsel (W. McTavish) that the application by the Seigneur of Nicolet for a grant of part of the unconceded lands of the augmentation has strong claims to be granted. Page 81

Plan of Nicolet and augmentation. 88

Opinion of Counsel (Ogden) on the case of Chandler and Lozeau. The groundlessness of the claim. 89

Minute of Council. Enclosed in Gosford to Glenelg, 23rd May, 1837.

Anti-coercion meeting of the County of Montreal, from the *Vindicator*. 109

May 17,  
Quebec.  
May 18,  
Montreal.

Report of a Committee of the Executive Council. Enclosed in Gosford to Glenelg, 2nd June, 1837.

May 20,  
Quebec.

Gosford to Glenelg (No. 54). The 39 convicts sentenced to transportation will be embarked in the *Ceres* to sail on the 25th. The necessary documents will be entrusted to the captain. The difficulty of obtaining passages at the rate fixed for the conveyance of convicts. Seeing no prospect of the convicts being taken at the price fixed, he had sanctioned an increase as being ultimately an economy and the "*Ceres*" is to take them at the rate of £20 a head. 95

May 22,  
Quebec.

Extract from the minutes of Council.

May 22,  
Quebec.

Walcott to the chairman of the committee of trade, Quebec.

May 22,  
Quebec.

Walcott to Quebec Bank and branch of the Bank of Montreal.

May 22,  
Quebec.

Simpson to Walcott.

May 22,  
Quebec.

Walcott to Collector of Customs, Quebec. This and the four preceding enclosed in Gosford to Glenelg, 2nd June, 1837 with other documents.

May 22,  
Quebec.

Gosford to Glenelg (No. 55). The Roman Catholic Bishop of Montreal has applied for a coadjutor. Has approved of the Rev. Ignace Bourget. 98  
*Enclosed.* Minute of Council. That the Rev. Mr. Bourget took the proper oath of allegiance. 100

May 23,  
Quebec.

Gethings to Walcott. Enclosed in Gosford to Glenelg, 2nd June, 1837.

May 23,  
Quebec.

Gosford to Glenelg. Disappointment of the violent party at the failure of the meeting at Richelieu in respect to numbers and respectability. Corrects misrepresentations as to those reported to be present. Sends resolutions. Another meeting held on the 15th at St. Laurent in which Papineau made a long speech in his usual violent strain, full of misrepresentations. Sends copy of resolutions passed at that meeting. The feeling against the proposal by Russell to take money out of the chest is strong even on the part of those who disapprove of withholding the supplies. Has an inclination to dissolve the House, the prospect being that the new Assembly would be more likely to appreciate measures to meet the difficulties of the province. 542  
How the difficulties might be removed. 543

May 23,  
Quebec.

*Enclosed.* Resolutions passed at the meeting in the County of Montreal (at St. Laurent). 544 verso

May 25,  
Quebec.

Resolutions at the meeting in the County of Richelieu. 544 verso  
Lemesurier to Walcott. Enclosed in Gosford to Glenelg, 2nd June, 1837.

May 26,  
Quebec.

Gosford to Glenelg (No. 56). The convicts mentioned in the dispatch of 22nd instant have embarked on the "*Ceres*" to-day and will sail immediately. The contractors being unable to provide weapons for defence on board of the vessel, he had been obliged to issue warrants for arms to the contractors to protect her against the convicts. The contractors are bound to replace the arms and ammunition or pay their value. Sends petition

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1837.	from John McAuliff, one of the convicts, for pardon. His conduct in gaol has been irreproachable.	Page 112
	Enclosed. Petition of John McAuliffe for pardon.	115
	Certificate by Woolsey. Enclosed in Gosford to Glenelg, 5th June, 1837.	
May 27, Quebec.	Walcott to Attorney General. Enclosed in Gosford to Glenelg, 24th June, 1837.	
May 29, Quebec.	Christie to Napier. Enclosed in Gosford to Glenelg, 13th July, 1837.	
May 30, Montreal.	Report of Meeting in County of Richelieu from the <i>Vindicator</i> under the title of the "Voices of the People."	108
May (?)	Memorial of Lieutenant Burton. Enclosed in Gosford to Glenelg, 5th June, 1837.	
May— Quebec.	Memorial of Bruce, &c. Enclosed in Gosford to Glenelg, 12th July, 1837.	
June 1, Quebec.	Simpson to Walcott,	
June 1, Quebec.	Walcott to Collector of Customs. Both enclosed in Gosford to Glenelg, 2nd June, 1837.	
June 2, Quebec.	Gosford to Glenelg (No. 57). The numerous failures and suspension of cash payments that have taken place in the United States have affected the operations of the Banks in Lower Canada, who have decided, with the consent of the mercantile community, to suspend specie payments. The difficulty in which this places the importing merchants who are compelled to pay the Custom house in specie. The Committee of Trade of Quebec, presented a memorial on the impossibility of obtaining specie for duties and praying that the Customs officers might be authorized to accept bank receipts with bonds from the importers. After close examination he had resolved to afford relief to the mercantile body, provided the banks would consent to certain stipulations, so as to secure Government in payment of the duties on or before 20th September next. The plan to be adopted by the Collectors of Customs for securing payment on certain contingencies. The Quebec Bank has agreed to the terms, but the Bank of Montreal has refused.	119
	Enclosed. Petition of the Committee of Trade of Quebec.	125
	Report of a Committee of the Executive Council on the Petition.	127
	Extract from minute of Council dated 22nd May, 1837.	137
	Walcott to Quebec Bank, Bank of Montréal and City Bank of Montreal (Circular). To send statement of the affairs of each Corporation,	139
	General statement of the affairs of the Quebec Bank.	140
	The same of the Bank of Montreal.	141
	Walcott to the Chairman of the Committee of Trade Quebec. Sends the Governor's decision on the petition of the Committee of Trade.	142
	Memorandum showing the amount and nature of the relief to be granted by the Executive Government to the commercial interests in the payment of Crown duties.	145
	Walcott to the Quebec Bank and branch of the Bank of Montreal. Transmits memorandum of the amount and nature of the relief.	147
	Simpson to Walcott. Shall be prepared to issue receipts to be lodged at the Custom house.	150
	Gethings to Walcott. The directors of the Quebec Bank agree to the conditions respecting the payment of Crown duties.	151
	Walcott to Collector of Customs. To take measures to carry into execution the plan for the payment of Custom duties instead of the payment in specie.	152
	Duplicate memorandum of relief with a paragraph added. For original memorandum, see page 145.	154

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1837.

- Lemesurier to Walcott. Sends the thanks of the Committee of Trade of Quebec to the governor for compliance with their wishes. Page 155
- Simpson to the same. The Board of the Bank of Montreal, at Montreal, has declined to sanction the arrangement for the payment of duties. He will be prepared to redeem all the receipts the Bank of Montreal has issued. 156
- Walcott to the Collector of Customs, Quebec. The Bank of Montreal has declined to agree to the proposals for the payments of duties. Measures are to be adopted for obtaining specie for the receipts granted by the branch in Quebec. 157
- June 5, Gosford to Glenelg. Sends papers respecting Lieut. Burton; recommends him for favourable consideration. 158  
Quebec. 159
- Enclosed.* Memorial from Lieut. Burton.
- Dalhousie to Woolsey. His desire to be of service to him (Woolsey) and his son-in-law, Burton, but the total want of patronage prevents it. Knows well the abilities of Burton. 161
- Aylmer to Burton. Is very desirous to serve him, but has made up his mind to abstain from all recommendations, but he may state that he (Aylmer) had constantly sought opportunities to employ him (Burton), in the public service. Had been unable to do so. 162
- Certificate by Daly of the services of Burton. 164
- Certificate by Woolsey of the promise of Dalhousie to appoint Burton to an office. 165
- June 6, Gosford to Glenelg (No. 58). Sends schedule of dispatches received from the Colonial Office since 14th April. 166  
Quebec. 167
- Enclosed.* Schedule.
- June 7, Ogden (Attorney General) to Walcott. *Enclosed* in Gosford to Glenelg, 24th June, 1837. 168  
Quebec.
- June 10, Gosford to Glenelg (No. 59). Is under the impression that a system of organization under Papineau is going on. Is prepared if necessary to adopt prompt measures and contemplates asking Sir Colin Campbell for another regiment to prevent disturbances, secure the wavering and give confidence to the timid. 545 verso  
Quebec.
- June 12, Walcott to Military Secretary. *Enclosed* in Gosford to Glenelg, 24th June, 1837. 169  
Quebec.
- June 13, Glenelg to Gosford. Hopes nothing will occur to disappoint the expectations of continued peace. Has not yet received the list of names. Illness of the King has delayed the introduction of the bill relating to Lower Canada. 32  
Downing Street.
- June 14, Walcott to Respective Officers. *Enclosed* in Gosford to Glenelg, 24th June, 1837. 170  
Quebec.
- June 15, Gosford to Glenelg (No. 60). Has on further reflection asked Sir Colin Campbell to send one of the regiments under his command. 545 verso  
Quebec. 545 verso
- Enclosed.* Proclamation against seditious representations. 545 verso
- Rowan to Civil Secretary. *Enclosed* in Gosford to Glenelg, 24th June, 1837. 171  
Quebec.
- June 16, Proclamation (in French) in the Quebec *Gazette* against seditious meetings. 173  
Quebec.
- June 17, Gosford to Glenelg (No. 61). In consequence of the recent political proceedings of Morin, withdraws the recommendation in his favour to be commissioner of Crown Lands. 178  
Quebec.
- June 17, Gosford to Glenelg (private and confidential). His withdrawal of the recommendation he had made with regard to Morin. Even had the approval of his appointment been received, it would not have been acted on without further communications. Cannot at the moment submit the name of a gentleman to fill the office, but should his plan be approved, had no



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doubt of selecting one to act with Davidson. The rumours as to his method of making appointments. Page 180

Gosford to Colborne. Enclosed in Gosford to Glenelg, 9th July, 1837.

June 19,  
Quebec.

June 19,  
Quebec.

Gosford to Glenelg (No. 61 repeated). Has received dispatch that his commissionership is to cease on the 18th February, when his emoluments as governor are to begin, till the 10th April, from which date he is to receive £4,500. As requested, his accounts shall be closed and forwarded with as little delay as possible. Before the receipt of the dispatch had drawn for £1,000 on the Treasury, and it would be inconvenient were he not to use that amount as he had arranged to discharge all tradesmen's accounts monthly. Had not yet been able to arrange for the discharge from his private resources of the expenses to which a civil governor is liable. The salary of £4,500 is inadequate to the expenses when the office is held by a civilian having no other appointment. The calculation in his communication of the 23rd of January included the salary from the date his predecessor was paid. 182

June 20,  
Quebec.

Gosford to Glenelg (No. 62). Sends schedule of dispatches received from the Colonial Office since the 6th instant. 188

*Enclosed.* Schedule. 189

June 21,  
Quebec.

Colborne to Gosford.

June 24,  
Quebec.

Gosford to Colborne. Both enclosed in Gosford to Glenelg, 9th July, 1837.

June 24,  
Quebec.

Gosford to Glenelg (No. 63). In reference to dispatch of 23rd March, has placed the documents in the hands of the Attorney General to take the necessary steps to convey to the Ordnance Officers the property at Sorel. Difficulties reported by the Attorney General, but Colborne does not admit that difficulties exist and will instruct the respective officers to exercise authority over the property as they do at St. Helen's. 192

*Enclosed.* Walcott to Attorney General. Sends dispatches respecting the property at Sorel, so that he may take steps to transfer it to the Ordnance Officers. 195

Ogden (Attorney General) to Walcott. Has received instructions to transfer the property at Sorel to the Ordnance. Points out the impediments in the way. 196

Walcott to Military Secretary. Gosford had directed the Attorney General to take steps to transfer the property at Sorel to the Ordnance, but that officer has found legal impediments to a valid conveyance of the property to the Ordnance. Sends copy of the opinion and reports Gosford's willingness to carry out the wishes of Government. 198

Walcott to Respective Officers. Substantially the same as in the immediately preceding letter. 200

Rowan to Civil Secretary. Colborne can see no difficulty in conveying the property at Sorel as directed by the Colonial Secretary. 202

June 26,  
Quebec.

Gosford to Glenelg (confidential). Sends list of names of people qualified to be members of the Executive and Legislative Councils, with such remarks as may assist him. Although not positive as to the absolute accuracy of the remarks believes them to be correct. Has not placed them in the order of preference for appointment. Asks leave to withdraw some of the names he had previously recommended, rendering alterations necessary, making the list now sent that to be substituted for the one conveyed in his dispatch of 26th April, 1836. Should an increase of the Legislative Council be thought desirable, refers to enclosure marked No. 1. Remarks on persons nominated but who may be withdrawn. 204

June 26,  
Quebec.

Gosford to Glenelg (No. 64). Has handed claim advanced by Shadwell against Daly to that officer and sends copy of his answer. 214

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- Enclosed.* Daly to Walcott. Either Shadwell has become improperly possessed of an obligation long ago settled or his (Daly's) agent has proved to be faithless which he cannot believe. Shall have a searching investigation made. Page 215
- June 27,  
Quebec. Gosford to Glenelg (No. 65). Sends answers to the questions of the Treasury respecting the Indians. 217
- June 28,  
Quebec. *Enclosed.* Answers to the queries of the Treasury. 218  
Colborne to Gosford.
- June 29,  
Quebec. Gosford to Colborne. Both enclosed in Gosford to Glenelg, 9th July, 1837.
- June 29,  
Downing  
Street. Glenelg to Gosford. Death of the King. It is not consistent with the public interest to proceed with measures not completed by Parliament or to introduce any new measure. A bill to advance money to pay arrears of civil salaries will, he believes be sanctioned by Parliament. Hopes that the Legislature of Lower Canada will recognise a sincere desire to abstain from any interference with the rights and privileges of the House of Assembly. The satisfaction Her Majesty will feel if the beginning of her reign should be marked by the restoration of confidence between the House of Assembly and the Executive government of Lower Canada. 32
- June 30,  
Quebec. Colborne to Gosford. Enclosed in Gosford to Glenelg, 9th July, 1837.
- June 30. Unsigned to law officers of the Crown. Enclosed in unsigned to Gosford. June, 1837.
- June— Unsigned to Gosford. The question of the payment of interest by the British American Land Company was referred to the law officers of the Crown; their report sent to which the company must conform. Interest and arrears are to be paid and a strict account kept of the expenditure for public works so that the proper interest may be charged. 36
- Enclosed.* Unsigned to law officers of the Crown. Sends correspondence with the British American Land Company, and asks for an opinion as to the payment of interest on the outstanding portion of the purchase money. 38
- Walcott to the Commissioners of the British American Land Company. The Governor has granted a delay till the 4th of April for payment of the instalment and interest due on the 20th March. The principle on which the interest is paid, the Governor thinks is at variance with the letter and the spirit of the articles of agreement, the interest being paid only on the instalment then due instead of on the outstanding instalments. Extracts from the agreement to show the principle on which the interest should be paid. 40
- July 1,  
Quebec. Colborne to Gosford.
- July 1,  
Quebec. Gosford to Colborne.
- July 1,  
Quebec. Gosford to Colborne. This and the two preceding enclosed in Gosford to Glenelg, 9th July, 1837.
- July 3,  
Quebec. The same to Glenelg (No. 66). Reports the death of W. B. Felton. 233
- July 4,  
Quebec. The same to the same (private). To prevent him (Glenelg) from drawing his conclusions from statements in the *Minerve* and *Vindicator*, reports that Papineau with a few of his party have been holding meetings to inflame the minds of the people nominally against Russell's resolutions, but really to disseminate seditious doctrines. The papers above mentioned represent the meetings as very successful, but from all reports these accounts are much exaggerated, indeed the results have been in some instances a failure. The election to replace Vanfelson in the lower town will be gained by Munn,

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an eminent ship builder; the violent party have put up Conolly, a grocer. Munn is warmly supported by both French and English. Papineau is losing ground, does not apprehend any serious commotion. Colborne reports that he had made communications to the General in Chief respecting correspondence between them (Gosford and Colborne). Shall write on the subject but not at present. Page 234 and 547 verso

July 8,  
Montreal.

Report by the *Morning Courier* of the speeches at the meeting on Place d'Armes on the 6th. 270

July 8,  
Quebec.

Gosford to Glenelg (No. 67). As instructed, has called the provincial legislature together. According to usage not less than 40 days' notice must be given. 237

July 9,  
Quebec.

Same to the same (No. 68). Sends correspondence with Colborne respecting the distribution of troops to evince his disposition to act in concert with Sir John, and guard against the supposition that he was deficient in courtesy. 238

*Enclosed.* Gosford to Colborne. Desires that no change in the position of troops should take place without his first being informed of it. 243

Colborne to Gosford. Has given order that information respecting the movements of troops is to be communicated to him (Gosford) so far as military movements are to be sent to a civil Governor. Periodical returns have been regularly sent, including the distribution of troops. No change had been made since he took command, except that of the 15th to complete its usual tour of duty by being brought to Quebec to be in readiness for its return home. Other movements communicated. His responsibility for the position of troops, so that they can be speedily concentrated. Should open resistance take place, the military responsibility would fall on the commander of the forces. His desire to co-operate heartily. 245

Gosford to Colborne. Had thought his note of the 19th so plain that it could not be misunderstood, and that he only asked for information that every civil Governor is entitled to. Has no desire to interfere with his duties, but every civil Governor has the right to receive information of the movements of troops, so that he might object if they appeared to be undesirable from a political point of view. Further argument in support of this. 250

Colborne to Gosford. Was not aware that anything had occurred to call for a discussion of their relative duties. The rumours of the assemblage of troops were unfounded, and he had been informed of the station of every corps, and that no movement was intended beyond the periodical relief. The regulations of 1826 conferred military authority only for local purposes. Explains the nature and the provisions of the regulations. The responsibility that will fall on the military commander in case of armed resistance. 256

Gosford to Colborne. The object of his note of 19th June was not to explain the relative duties of the civil and military officials, but simply to have information as to proposed movements of troops. This being apparently regarded as an interference, he had endeavoured to remove this impression. The question arises in whom should the discretion reside for the peace and good order of the province. Is it in the Governor-in-Chief, or in the Officer-Commanding-the-Forces? Unless he has misunderstood his instruction, the discretion does, and should, reside in the Governor. Had not objected to the removal of the 15th from Upper Canada, nor to the assemblage of troops at Quebec, although should political considerations make that appear inexpedient he might, if he knew of the movements in time, have asked for their postponement. 260

Colborne to Gosford. Sees no good to the public service in continuing the correspondence. Until he should receive advice from the General-in-Chief he shall continue to observe the instructions he has received. 264

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	1837.	Gosford to Colborne. Repeats his desire to be furnished with information respecting any proposed movement of troops.	Page 265
		Colborne to Gosford. Shall continue to afford him all the information respecting the movement of troops he may require.	266
		Gosford to Colborne. Expresses thanks for his communication.	267
		Political extracts from the <i>Minerve</i> .	318. 331
July 10,	Montreal.	Report of the meeting in the County of Missisquoi.	338
July 11,	Quebec.	Gosford to Glenelg (No. 69). Had, as already stated, requested Sir Colin Campbell for a regiment, and had issued a proclamation which he had ordered to be read at the head of each regiment of militia. It was read in the majority of instances, but in others it was treated with contempt especially in the county of Two Mountains. Raizenne deprived of his commission in consequence of disobedience of orders. Misconduct of some of the magistrates. The proclamation has had a salutary effect, the meetings since its appearance having been failures. One of a different character took place at Montreal on the 6th instant, in which many French Canadians took part. Sends copy of the resolutions. Violence in the county of Two Mountains. Is confident that the legal steps and the arrival of the 83rd regiment will restore tranquillity. Does not expect any serious disturbance.	548
		<i>Enclosed.</i> Resolutions passed at a meeting in Montreal.	548 verso
July 12,	Quebec.	Gosford to Glenelg (No. 70). Sends memorial from Duncan Bruce, Charles Shilliton, John D. McIntyre and Alexander Martin, praying for confirmation of a purchase of 66,242 acres of Crown lands in the district of Gaspé which he had disallowed. Gives minute details of the transaction and his reasons for disallowance.	342
		<i>Enclosed.</i> Memorial giving a long account of the circumstances attending the purchase.	348
		Macdonald to Felton. Represents that lands in the townships of Hamilton and Cox are requested for settlement.	378
		Specifications of lands applied for.	380
		Plan of the lands attached to letter.	381
		Felton to Macdonald. The Governor has sanctioned the survey and sale of lands within a tract not exceeding ten miles in Hamilton and Cox.	382
		Copy of notice posted at New Carlisle, &c., of the sale of licences to cut timber.	383. 385
		Sale of timber licences.	389
		Monthly return of lands sold.	392 to 400
		Macdonald to Bruce. The bills received from him in payment of the first instalment of the lands purchased have been returned protested.	401
		Duncan Bruce to Davidson. The bills returned protested could only have been so by want of diligence of the person to whom they were sent. The full amount shall be deposited in the Quebec Bank before they become due.	402
		Davidson to Bruce. The sale of lands at New Carlisle will not be confirmed.	403
		Same date to Winter and to the same purport.	404
		Davidson to Bruce. Calls attention to official notice and to circular that the sales of land were annulled.	405
		Tender by notaries on behalf of Bruce of £1,692 12s. 7d. for the purchase of land.	406
		Acknowledgement of the Quebec Bank that Bruce has paid in £1,694 0s. 11d.	410
		Memorial of Bruce and associates respecting the purchase of lands in Gaspé.	411
		Walcott to Bruce, &c. The Governor has thought it right to annul the sales of land for reasons given.	422

1837.

Bruce, &c., to Walcott. Urge reasons for confirming the sale of lands in Gaspé. Page 424

Walcott to Bruce, &c. The Governor has decided, after deliberation to annul the sale of lands in Gaspé and he cannot reverse the decision. 437

Davidson to MacDonald. In the letter of the 28th July last, the quantity of land to be sold was omitted by an oversight. 441

Protest on a bill drawn on Charles Schillitoe (Schillitor elsewhere) by Bruce. 443

A note says a similar protest was taken against another bill. 444

Copy of bill drawn by Bruce on Charles Schillitoe. 445

Macdonald to Davidson. Has been removed from his office till he can explain the large sales of land in the district of Gaspé. States the position of affairs in his defence. 446

A note says he was restored to office. 455

July 13,  
Quebec.

Gosford to Glenelg (No. 71). Has referred to the Council the question of diminishing the expenditure on account of the Indians. Transmits documents on the subject. Summary of the report of the Council. Refers to the treaty with the Iroquois of St. Regis. 457

*Enclosed.* Schedule of enclosures. 457 verso

Report of committee of the Executive Council. 458

Speech delivered to the Abenquois by Cooper, Military Secretary. 462

Return of Indians in villages in Lower Canada in 1835. 462 verso

Routh to Gosford. Suggestion for diminishing the Indian expenditure. 463

The same to the same. Further respecting the Indians. 463 verso

Walcott to the Secretary of Indian Affairs. To ascertain the practicability of effecting a commutation of Indian presents and how to make permanent provision for educating the Indians. To keep faith he is to consult the Indians on the subject. 464 verso

Council of Indians at St. Regis to consider the points mentioned by Walcott. 465

Council of Indians of St. Francis for the same purpose. 465 verso

Council of Indians at Lake of Two Mountains for the same purpose. 466

Council of Indians at Caughnawaga for the same purpose. 467

Duchesnay to Napier. Reports the aversion of the Indians to a change in the method of giving presents. 467 verso

Hughes to the same. Believes by proper arrangement a reduction in the expense of giving Indian presents could be effected without giving alarm or distrust to the tribes. Sends returns and proposals for reduction. 468

Routh to Spearman. Reports for the Treasury that Fielde had returned to Penetanguishene after leaving the presents for the Indians at the great Manitoulin Island. Head has not yet completed his tour. 468 verso

Walcott to Executive Council. The Governor desires the Council to give him an opinion on the points respecting the Indian presents. Sends documents to facilitate investigation. 469

Return of Indians under the protection of the Indian department. 469 verso

Included in the return are notes on the Indians of Sault St. Louis, St. Regis and other tribes, with further information and reports on education, &c. 471

Reports on the claims of the Indians of Lorette to the Seigniori of Sillery. 475

Address (in French) to Lord Gosford from the seven nations of Canada. 475 verso

Address (in English). From the Algonquin and Nippisingue tribes for the redress of grievances. 476

Christie to Napier. Respecting the education of the Indians. 477

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Christie to Napier. Sends estimates of Indian expenditure.

Page 477 verso

The same to the same. Sends report respecting the lease of government ground at St. John's and amended report on Indian expenditure. 478

The same to the same. Sends statement of disbursements for Indian farm school. The amount of fencing required. 478 verso

(Two statements accompany this).

July 14,  
Quebec.

Gosford to Glenelg (No. 72). Sends statements of receipts and expenditure on account of Crown lands and licences to cut timber and of receipts on account of casual and territorial revenue. 486

*Enclosed.* Statement of receipts and expenditure on account of Crown lands and licences to cut timber for six months ended 30th June, 1837. 487

Receipts for three months. 488

Receipts on account of casual and territorial revenue. 489

July 15,  
Quebec.

Gosford to Glenelg. (Private and confidential). Has summoned the Legislature to meet for the dispatch of business on the 18th August; various opinions as to whether supply would or would not be voted unless an addition was made to the Legislative Council, and indeed he has little hope of success. He had delayed convening the Legislature as long as possible in hopes to have received a communication and he had found it difficult to obtain information on men's political views. Believes, however, that he has transmitted an accurate list, but he is at a loss to know on what principle the selection is to be made for appointments to the Council. If those who signed the 92 resolutions are to be excluded, it will be no easy matter to carry his object; many who signed the resolutions are the most loyal and attached to the British connection and would not vote for the elective principle in respect to the Legislative Council. 505

July 15,  
Quebec.

Gosford to Glenelg (No. 73). Sends half-yearly return of the sale of the clergy reserves. 490

*Enclosed.* Return. 491

July 17,  
Quebec.

Gosford to Glenelg (No. 74). Had authorized the respective officers to take charge of the Government property at Sorel. 495

*Enclosed.* Respective officers to Walcott. They shall take charge of the Government property at Sorel, when they receive directions to that effect. 496

July 18,  
Quebec.

Walcott to respective officers. Has been instructed by the Governor to authorise them to take charge of the Government property at Sorel. 497

Gosford to Glenelg (No. 75). Had laid before the Assembly the dispatch of 10th February, 1836, for information of the reason why the Assembly in the appointment of Parent, had departed from the usual course. A resolution was passed to consider the subject, but nothing had been done. Instructions received to exercise the constitutional right to appoint the sergeant-at-arms, the clerk and law clerk of the Assembly, even if the right should be contested. Has appointed Olivier Vallerand to succeed Cochran Coulson as sergeant-at-arms, but he should not be surprised if the Assembly undertook to make another appointment. Is he to pay Parent the arrears of his salary, as his appointment has not yet been recognized by the Crown? 498

*Enclosed.* Report of the Attorney General on the question whether certain appointments are in the Crown; reports in the affirmative. 502

July 19,  
Quebec.

Gosford to Glenelg (No. 76). Sends statement of the amount paid over by the British American Land Company to the Receiver General, and account of the sums expended for public works, with memoranda of the sums the company has been authorised to expend for roads, &c. Other returns sent. 510

*Enclosed.* Statement of the sums paid by the British American Land Company to the Receiver General. 514

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1837.	Statement of the sums expended on public works.	Page 515
	Abstract of the Crown and clergy reserve lands sold to the British American Land Company.	516
July 20, Quebec.	Gosford to Glenelg (No. 77). Can obtain no information respecting Etienne Aussignac, reported to have settled in the parish of St. Michael, Quebec.	517
July 21, Quebec.	The same to Grey (separate). The Indian returns sent on the 27th ulto., are to be added to (see dispatch of 27th June No. 65).	519
July 22, Quebec.	Gosford to Glenelg (No. 78). Sends half-yearly return of the Executive and Legislative Councils.	520
	<i>Enclosed.</i> Return of the Executive Council.	521
	Return of the Legislative Council.	523
July 25, Quebec.	Gosford to Glenelg. St. Ours is ready to give up as soon as he can legally do so, his office of Legislative Councillor, on account of his being appointed sheriff of the district of Montreal. Sends copy of letters from St. Ours.	525
	<i>Enclosed.</i> St. Ours to Gosford (in French). Before accepting the office of sheriff, had intimated his intention not to be present in the Legislative Council as long as he should be sheriff, as he thought members of the Council should be independent of Government.	527
July 25, Downing Street.	Glenelg to Gosford. The Queen whilst regretting their necessity approves of the measures he has taken.	546
July 25, Downing Street.	The same to the same. Has received dispatch with extracts from the <i>Vindicator</i> newspaper giving the proceedings at public meeting. Trusts that nothing will occur to disturb the public peace.	546 verso
July 25, Quebec.	Gosford to Glenelg. The Attorney General sent to investigate outrages committed in the County of Two Mountains which had been tranquil till Papineau held his meeting. Had no doubt that the inflammatory speeches and misrepresentations were the cause of the lawless proceedings which followed. The last accounts from the Attorney General were favourable. Was glad to say that there had been no need to call out the military. Had sent copies of the correspondence with Colborne.	529
July 26, Quebec.	The same to the same (Confidential). The accident to Chief Justice Sewell. He has resumed his duties, but eventualities must be prepared for. Reviews the qualifications of those who might be appointed to succeed him. Suggests the appointment of a barrister from England, but shows the difficulties in the way.	531
	A P. S. calls attention to the merits of Quesnel, but he has been, as reported, concerned in money transactions which have left a shade over his reputation. Till that is removed he must refrain from recommending him as he would otherwise have done.	536
July 28, Quebec.	Gosford to Glenelg (separate). The arrival of the 83rd regiment on two ships of war. The exertions of the officers and crews to have the ships fitted for the reception of the troops and the promptitude displayed have been strongly represented by Admiral Sir Peter Halkett.	540
July—	Unsigned to Gosford. Dispatch respecting the appointment of Bourget to be coadjutor laid before the Queen.	101
	(The dispatch is undated, the date of July is conjectural.)	
August 22, Downing Street.	Glenelg to Gosford. Has received lists of gentlemen proposed to be advanced to the Councils. The judicial functions of the Council have not been removed, so that lawyers would sacrifice their emoluments by accepting office. Five names may in the meantime be excluded so that the number is reduced to eight. Five to be selected who with others named by him (Gosford) are to form the Council. Has submitted to the Queen, the names of the ten gentlemen recommended for the Legislative Council.	547
August 27, Downing Street.	Glenelg to Gosford. The Queen approves of the steps he has taken.	548 verso

## SESSIONAL PAPER No. 18

1837.  
August 31, Unsigned to Gosford. The Treasury approves of his suggestions for the reduction of the Indian department. Page 485
- September (?). Unsigned to the same. The confidential letter of 26th July received. The jealousy caused by the appointment of a member of the English bar is an objection. The right of the Attorney General to succeed to a legal vacancy is acknowledged as a general rule, but there is no absolute right that the law officers should succeed. The difficulty of appointment for the vacancies; the selection must be left to him. 537
- No date. Names of persons qualified for the Council. Enclosed in Gosford to Glenelg, 26th June, 1837.
- Unsigned to Spearman. Sends extract from letter from Gosford that he had drawn on the Treasury for £1,000. Asks that the bill be honoured as usual. 186

GOVERNOR EARL OF GOSFORD, 1837.

## Q. 238-1-2.

(Part 1 page 1 to page 219; part 2 page 220 to 405.)

1776.  
March 15, St. James's. Report of Council.
1832.  
April 17, Quebec. Report of the Committee. Both enclosed in Gosford to Glenelg, 25th September, 1837.
1835.  
July 20, Quebec. Archdeacon Mountain to Craig. Enclosed in Gosford to Glenelg, 11th September, 1837.
1836.  
October 26, Quebec. Report of Judge Black. Enclosed in Gosford to Glenelg, 14th August, 1837.
1837.  
July 14. Extract from Glenelg to Gosford respecting the appointment of Commissioner of Crown Lands. The disproportionate salary of Felton, the opportunity of saving. Approves of appointing two commissioners with co-extensive powers. Page 125
- August 1, Quebec. Gosford to Glenelg (private). The news of the King's death had been received and the Queen proclaimed. She is launched into a boisterous ocean. She has been well educated and her mother will be a comfort to her. Much will depend on her first start. The death must cause great political confusion in which Canada must share. He will proceed in the spirit of his (Glenelg's) dispatch when the Assembly meets on the 18th. There was a very large assemblage in Quebec to frame resolutions to oppose the Papineau set. Good order and good feeling prevailed. The Papineau people are losing ground. The good effect of the proclamation. Meeting at Napierville which disapproved of the conduct of their members who attended a Papineau meeting. 3
- Black to Walcott. Enclosed in Gosford to Glenelg, 4th August, 1837.
- August 3, Quebec. Address (in French) of inhabitants of Quebec, that Government may count on the faithful services of the meeting and on the loyalty of the inhabitants represented. 21
- August 3, Quebec. Gosford to Glenelg (No. 79). Had communicated dispatch respecting fees to Judge Black of the Vice Admiralty Court. Sends copy of his report. Practically the question has not advanced since his former dispatch. The Attorney and Solicitor General's opinion is that His Majesty's order of 20th November, 1835, restores the question to the same state as before the order of June, 1832, and that the judge has no power to establish a table of fees. His Lordship (Glenelg) was apparently not aware that previous to



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1832 there was no legal existing tariff, the table being framed by the judge and existing *de facto* not *de jure*. On this point sends copy of letter received from judge Black, in October last. Page 6

*Enclosed.* Report of judge Black on the law respecting fees in the Vice Admiralty Court at Quebec. 9

Black to Walcott. Has received copy of a dispatch from the Colonial Secretary, and also of the opinion of the law officers of the Crown respecting fees in the Vice Admiralty Court. Holds that the judge has no authority to establish a table of fees. 15

August 4,  
Kingston.

Application from Bishop Macdonell. Enclosed in Gosford to Glenelg, 28th September, 1837.

August 7,  
Quebec.

Gosford to Glenelg (No. 80). Transmits loyal address from a public meeting at Quebec held by requisition, signed by 3,000 persons. The meeting was attended by upwards of 6,000 persons. 375

*Enclosed.* Loyal address. 375

Answer. 375 verso

August 8,  
Quebec.

Gosford to Glenelg (No. 81). Sends schedule of dispatches received from the Colonial department since 20th June. 26

*Enclosed.* Schedule. 27

August 9,  
Quebec.

Gosford to Glenelg (No. 82). Sends "Blue Book" for 1836. 30

August 14,  
Quebec.

The same to the same (No. 83). Not knowing MacKinnon's address sends bill of exchange to the Colonial Office in that gentleman's favour for £196. To purchase the bill to that amount it was necessary to draw £23 7s. 0d. sterling from the land and timber fund. 31

August 18,  
Quebec.

Gosford to Glenelg (No. 84). Sends copy of his speech at the opening of the provincial parliament of Lower Canada. 376

*Enclosed.* Copy of the speech. 376

August 19,  
Quebec.

Gosford to Glenelg (No. 85). Sends certified copy of the proceedings of the Executive Council of Lower Canada. 35

August 21,  
Quebec.

Same to the same (No. 86). Sends petition from the Roman Catholic Bishops of Quebec and Montreal that the Bishop of Montreal and his successors may by letters patent be constituted a body corporate with powers to hold additional properties in mortmain. Sends also report of the Attorney General on the subject and letter from the Bishop of Montreal. Recommends the application. The reduction that would take place in the income of the successors of the Bishop of Quebec, part of the amount being granted personally to the present incumbent. Leaves to Glenelg the consideration of the question whether the future Bishops of Montreal receiving a larger income than the Bishops of Quebec would be an objection to the present application. 36

*Enclosed.* Petition (in French) from the Roman Catholic Bishop of Montreal. 39

Report of the Attorney General recommends that the prayer of the petition be granted, but that the net rent should not exceed the income of the Roman Catholic Bishop of Quebec. 46

Lartigue to Gosford (in French). Had, as advised, addressed a petition to the King. Does not think the amount asked for (£2,000 sterling) to be held in mortmain for the Bishop of Montreal and his successors to be exorbitant. Besides the Bishop of Quebec has an equal income. 48

August 26,  
Quebec.

Gosford to Glenelg (No. 87). Transmits copies of the addresses of the Legislative Council and Assembly and the answers. 377

*Enclosed.* Address of the Legislative Council of Lower Canada. 377 verso

Address of the Legislative Assembly 377 verso

Answers to the Council and Assembly. 379

## SESSIONAL PAPER No. 18

1837.  
August 26,  
Quebec.
- Gosford to Glenelg (confidential). Prorogued the Legislature this day. Will receive the address from the Assembly this afternoon. Papineau and a few of his clique have by fear and intimidation established such an influence over the greater part of the representatives that nothing but a complete surrender of all he demands will satisfy them. The want of a change in either Council has been taken advantage of by Papineau and his immediate adherents. The advantage that might have sprung from changes. The Papineau set are determined to split with Britain but he (Gosford) does not believe they can rouse the people to serious commotion. Sends copy of resolutions moved by Stuart but negatived on a division of 12 for and 58 or 60 against. The other was got rid of by moving the previous question. Page 58
- Enclosed.* Resolutions by Stuart. 61
- August 28,  
Quebec.
- Gosford to Glenelg (No. 88). Sends loyal address from the Legislative Council expressing sorrow at the death of the late King and congratulations at Her Majesty's accession. Forwards also from the same body an address to the Queen Dowager. 63
- Enclosed.* Addresses to the Queen. 65
- Address to the Queen Dowager. 67
- August 28.
- Petition from R. U. Harwood. Enclosed in Gosford to Glenelg, 25th September, 1837.
- August 30,  
Quebec.
- Gosford to Glenelg (No. 89). Has prorogued the Assembly immediately after the delivery of his answer to the address as there was no useful end to be served in prolonging a session at which the members had determined nothing should be done. Statement of the proceedings of the Assembly during the nine days it was in session. 379 verso
- Enclosed.* Duplicate of address from the Assembly. 380 verso
- August 31,  
Montreal.
- Joint report of the Attorney and Solicitor General. Enclosed in Gosford to Glenelg, 27th September, 1837.
- September—  
Quebec.
- Memorial of inhabitants of Quebec. Enclosed in Gosford to Glenelg, 12th October, 1837.
- September 1,  
Quebec.
- Lord Bishop of Montreal to Glenelg. Enclosed in Gosford to Glenelg, 11th September, 1837.
- September 2,  
Quebec.
- Gosford to Glenelg (private and confidential). Has sent an official dispatch, dated 30th August, giving an account of the proceedings of the Assembly from its meeting on the 18th to its prorogation on the 26th. The Papineau faction are not to be satisfied with any concession except what will enable them to carry their ulterior objects, namely separation from Britain and the establishment of a republic. Papineau has gone such lengths that he must persevere or submit to a defeat which would deprive him of all power and influence. The violent and unjustifiable attacks made by the ultra Tory party on the French Canadians has been taken advantage of by Papineau; much of the influence he has over members of the Assembly is attributable to this cause. Great caution is necessary to guard against evils that might be caused by Papineau's emissaries, and it may be necessary to suspend the constitution; he states this with deep regret. Sends remarks on the Legislative council, cut out of a newspaper; they appear to be correct. 71
- An extract is at page 381 verso.
- Enclosed.* Change in the composition of the Legislative Council with account of the members. 74
- September 8,  
Quebec.
- Gosford to Glenelg (private and confidential). The meetings of the Papineau party have been less frequent. The object of having them in so many districts previous to the meeting of the Assembly was to influence the members. The object now is to keep the country in a state of excitement by means of a convention at Montreal, which Papineau and his party make a point of attending. The proceedings have a treasonable tendency,

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but have not gone so far as to make it judicious for the Executive to institute legal proceedings. As soon as he sees an occasion to arise he would have recourse to law, but without a strong case that would do more harm than good. The mischief caused by the convention is obvious, and he may be driven to exercise a power that he would gladly abstain from. Should circumstances arise the case must be met with firmness. No terms can now be made with Papineau. By increasing the power of the Executive and suspending the constitution the power of these mischievous men would be paralysed. Until Papineau's power is nullified there can be no treating with a man of his destructive views. Enlarges on this topic and concludes "I hope to have a triumphant report of the result of the elections." Page 79 (Printed extracts are at page 382.)

September 9,  
Quebec.

Gosford to Glenelg (No. 90). Has not heard of any public meetings for the last three or four weeks, and begins to conclude that this mode of agitation has been abandoned. Since May when the ministerial resolutions were known, about 23 meetings have been held chiefly in the district of Montreal. Their principal object was to condemn ministerial measures, to recommend smuggling and other means for diminishing the revenue, to suggest the formation of political societies and to create a feeling to sever the connection with Great Britain. Refers to the party organ the *Vindicator* for the correctness of this statement. The difficulties of prosecuting those guilty of the offences committed. Sends report on a recent failure of justice. Dismissal of magistrates and officers of militia, including Papineau. Sends copy of letter to him and answer. The efforts to disturb the existing order of things are unabated, as shown in seditious publications and by the committees organized in one or two counties in the district of Montreal. With the exception of some counties in the district of Montreal, the mass of the people is contented. Six meetings of an opposite character to those mentioned as being held in Quebec and Montreal have been reported. 382 verso

*Enclosed.* Report by the Attorney General of the bills laid before the grand jury returned as not found. 383 verso

Walcott to Papineau. Asks if he has any explanation as a magistrate to offer for taking part in a meeting which recommended a violation of the law. 383 verso

Papineau to Walcott. Considers it an impertinence for the Governor to ask for an explanation of his conduct. Denies a recommendation was made at any of the meetings to violate the law. 383 verso

September 11,  
Quebec.

Gosford to Glenelg (No. 91). Sends communication from the Lord Bishop of Montreal on his situation by the death of the Bishop of Quebec. Sends also a letter from the Bishop with outline of a project for the maintenance of the ecclesiastical establishment in Lower Canada. It was submitted to the commissioners, and the Bishop thinks it might without difficulty be incorporated in the measures for settling the difficulties in the province. Cannot suggest a plan for a suitable provision for the Bishop, although he hopes it may be found practicable to place His Lordship on a footing such as his rank and personal merits entitle him to expect. 90

*Enclosed.* Lord Bishop of Montreal to Glenelg. Respecting the death of the Lord Bishop of Quebec. On what account he took the office of Bishop of Montreal; how the office should be supported. 92

Archdeacon Mountain submits a plan for relief to the church of England in Canada, which he hopes will receive the sanction of His Excellency. Explains the plan in five sections. 98

September 12,  
Quebec.

Gosford to Glenelg (No. 92). At the request of Chief Justice Reid, again calls attention to his request for a retired allowance. 104

September 12,  
Quebec.

Same to the same (No. 93). Sends schedule of dispatches received from the Colonial office since the 8th August. 106

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- Page 107
- Enclosed.* Schedule.
- September 13, Gosford to Glenelg (private). Sends the *Vindicator* almost the only  
Quebec. means, with the *Minerve* of obtaining information of the Papineau party.  
An association the paper says, has been lately formed called "The Sons of  
Liberty" but he has not yet ascertained its designs beyond what is in the  
paper. Criminal proceedings taken against the conspirators at St. Benoit  
against whom bills were ignored by the Grand Jury. True bills cannot be  
expected from that jury seeing its composition. Exaggerations no doubt  
as to the numbers attending seditious meetings but vigilance is necessary to  
guard against the evils of those meetings or rather associations. One of the  
objects is to create as much alarm as possible. 111
- September 18, The same to the same (separate). Sends memorial from Lieut. Louis  
Quebec. Guy. He is much esteemed, and his father is a most respectable man.  
Would be glad to be in any way useful to him. 114
- September 18, Same to the same (No. 94). Has not been able to obtain information  
Quebec. of Charles Preston of the 32nd Regiment since he left Quebec with his  
family in 1833, but it is generally supposed he went to the United States. 113
- September 19, The same to the same (No. 95). Sends schedule of dispatches from the  
Quebec. Colonial Office received since the 12th. 116
- Enclosed.* Schedule. 117
- September 20, Glenelg to Gosford. Address sent in dispatch of 7th August received  
Downing and laid before the Queen, who received it with great satisfaction. 376  
Street.
- September 22, Unsigned to Mackinnon. Has by direction of Glenelg forwarded bill  
for £196 in his favour and asks him to acknowledge receipt. 32
- September 23, Gosford to Glenelg (No. 96). Has received dispatch approving of the  
Quebec. appointment of Davidson as Crown Land Commissioner but not of Morin  
in consequence of his political conduct. Had already withdrawn his name  
and now recommends Tancred Bouthillier. His high character. To lose no  
time had appointed him provisionally, and he and Davidson enter on their  
duties on the 1st of next month. The people to be employed. Thinks the  
clergy corporation in view of the additional duties thrown by them on the  
commissioners, should contribute £300 instead of £250 sterling per annum  
towards the salaries. The annual cost of the department for salaries will  
be £1,326 sterling, of which the Crown is to pay £1,026 instead of £1,100  
as stated in his letter. Davidson and Bouthilliez have been called on for  
security. 119
- September 25, Gosford to Glenelg (No. 97). Sends memorial by Mrs. Harwood on  
Quebec. behalf of herself and her sisters, Mrs. Bingham and Mrs. Joly, a claim as  
granddaughters of the Chevalier Michel Chartier de Lotbinière for 150,000  
acres, to which they allege their grandfather was entitled by an Order in  
Council of 15th March, 1776, of which copy is sent also copy of a report of  
Council in 1832. Had answered that he did not feel authorized to give effect  
to an order which had remained not acted upon for upwards of 60 years  
but would refer the case to Her Majesty's Government. 128
- 130
- Enclosed.* Petition from Mrs. Harwood.
- Report of Council on the application of Michel Chartier de Lotbinière for  
the seigneuries of Alainville and d'Hoquart. 135
- Petition of R. U. Harwood to Gosford. Requests that his petition for  
land for the heirs of the late M. de Lotbinière should be granted. 146
- Report of the Committee of Council on the petition of the heirs of the  
late M. de Lotbinière. 148
- September 26, Gosford to Glenelg (No. 98). Has received dispatch to send bank returns.  
Quebec. The only bank that acquiesced in the agreement respecting the Customs  
duties was the Quebec Bank, but it had not acted on it; the Bank of  
Montreal had declined to accede to the conditions, but in the interval the  
Branch at Quebec had paid £7,468 0s. 8d. to the Customs on account of duties.

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- After the decision of the board at Montreal the Quebec board offered to redeem the receipts in specie, but asked that the money should be allowed to remain in the bank as a deposit stating, that the removal of specie at the time might lessen public confidence. In accordance with this and other arguments he had consented to dispense with the immediate redemption of the receipts in consideration that the specie should be laid aside in the vaults and considered as a special deposit. Had agreed to accept monthly instead of weekly statements of the affairs of the bank with a return, once a fortnight of the specie on hand. The Quebec branch has since paid all its receipts and action under the agreement has ceased. Page 150
- September 26, Gosford to Glenelg (No. 99). Sends journals, &c., of the Legislative  
Quebec. Council and Assembly for the Sessions ending 21st March and 4th October,  
1836. 153
- September 27, Cochran to Walcott. Enclosed in Gosford to Glenelg, 30th September,  
Quebec. 1837.
- September 27, Gosford to Glenelg (No. 100). Sends joint report from the Attorney and  
Quebec. Solicitor General that the proceedings of the late provincial parliament did  
not constitute a session and that the district Court of St. Francis, whose  
duration was limited to the end of the session did not close on account of  
the prorogation. Had delayed sending the report awaiting a judicial decision,  
but the court continued its proceedings without the question being  
raised. 154  
*Enclosed.* Joint report of the Attorney and Solicitor general. 156
- September 28, Gosford to Glenelg (No. 101). Sends application from Rev. Alex  
Quebec. Macdonell, Roman Catholic Bishop of Upper Canada, for pecuniary aid  
towards the erection of a Roman Catholic seminary in Kingston.  
Recommends the granting of the application. 161  
*Enclosed.* Application from Bishop Macdonell. 162
- September 29, Gosford to Glenelg (No. 102). Sends schedule of dispatches received  
Quebec. from the Colonial Office. 166  
*Enclosed.* Schedule. 167
- September 30, Gosford to Glenelg. Introduces A. W. Cochran. His claims. 169  
Quebec. *Enclosed.* Cochran to Walcott. Intends to apply for compensation for  
loss of office and asks for recommendation from Gosford. 172
- October 1, Progress of organisation.  
St. Benoit. Address of the "Sons of Liberty." Both enclosed in Gosford to Glenelg,  
October 4, 12th October, 1837.  
Montreal.
- October 4, Gosford to Glenelg (No. 103). Sends statement of receipts on account  
Quebec. of casual and territorial revenue and of sales of Crown lands and licences  
to cut timber. Notes received instead of specie. Why this was allowed.  
As soon as specie shall become more plentiful he will call on the bank to  
redeem its notes. 175  
*Enclosed.* Statement of receipts on account of casual and territorial  
revenue. 177  
Statement of receipts on account of Crown lands and of licences to cut  
timber 178
- October 4, Extract from a letter to Colborne.  
Carillon.
- October 5, Gosford to Solicitor General. Both enclosed in Gosford to Glenelg, 12th  
Quebec. October, 1837.
- October 5, The same to Glenelg (No. 104). The Attorney General reported that  
Quebec. bills against Dr. Duchesnois had been thrown out by the grand jury and  
that he had *ex officio* filed information for the same offence. He sends  
report of the reason of his action. 383 verso  
*Enclosed.* Report of the Attorney General as to the state of affairs  
which existed in the neighbourhood of Montreal, the ignoring of bills by  
the grand jury and his filing *ex officio* information to restore confidence,  
384

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The depositions of witnesses follow.

October 6,  
Sorel.

Colborne to Gosford. Enclosed in Gosford to Glenelg, 12th October, 1837.

October 6,  
Downing  
Street.Glenelg to Gosford. Has received dispatches with addresses from the  
Legislative Council and Assembly. Page 381 versoOctober 7,  
Quebec.

Answer of the Governor to memorial of inhabitants of Quebec.

October 9,  
Montreal.O'Sullivan to Gosford. Both enclosed in Gosford to Glenelg, 12th  
October, 1837.October 11,  
Quebec.

Gosford to Glenelg (private and confidential). Stuart (son of Lord George Stuart) has offered to carry letters, an offer he has accepted. Is busy arranging the two Councils in which he meets with difficulty chiefly from not receiving answers to persons he has written to on the subject. Hopes in a few days to have this finally settled and to be able to send a list of names. Will send account of the state of the country which is rather gloomy as regards Montreal. Papineau and his party carrying on a system of agitation, and by threats have caused alarm in the minds of some of the well disposed and paralysed their efforts. Hopes to obtain information on oath by which he could lay hold of some of the leaders, and in that case he could look forward with more certainty to the re-establishment of order. Papineau's game is a desperate one, cannot account for the madness of his proceedings, unless he expects assistance from the powers. Wishes there were one or two more regiments to give confidence to the timid. All these proceedings, confined to the Montreal district. 187

(Extract at page 390, the extract is dated 10th October.)

October 12,  
Quebec.

Gosford to Glenelg (confidential). The attempts by Papineau to create revolution are carried on with more boldness than ever. The most of the representatives from the district of Montreal join with Papineau, and they have had more success in that district than he had anticipated, although the majority of the rural population are little inclined to join in the views of the agitators, the agitators have made an impression on their minds by fear which has produced inertness in opposing them; this affords grounds for serious consideration. The mode of keeping this feeling up is by nightly parade in Montreal of organized bands, by inflammatory speeches by seditious publications, by putting the loyal parishes in a sort of excommunication and keeping them in dread of nocturnal injuries. Other means of disturbance enumerated. Loss of life at a charivari in St. Denis by the firing of shots by directions of Madame St. Jacques who has been imprisoned. The bad effects of the system. Sends report of the Attorney General showing the impossibility of obtaining convictions from a jury. Sends documents to show the state of the country. 190

Enclosed. Extract from a letter to Colborne on the unsettled state of the county of Two Mountains and the progress of Papineau's movement. 208

(Extract at page 390.)

Gosford to Solicitor General. A feeling in the country that the magistrates are not sufficiently active. How far has this been his experience? The occupations of many of the magistrates require their attention; obedience to the laws must be enforced and it might be well to appoint a few stipendiary magistrates. Desires to know who in Montreal is best suited for this post. 213

The qualifications necessary for the position.

O'Sullivan to Gosford. Has not observed any want of activity in any of the magistrates. The recent dismissals may have left many places without a sufficient number, but these places are better without them as they wielded their power against the government. Stipendiary would no doubt be good substitutes for local magistrates. Sees no persons better fitted for the office than Mr. de Rocheblave and Jules Quesnel. Cannot obtain information respecting the movements of Papineau and his associates. Information

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obtained from Frechette applying for a place, that the sons of liberty are in six divisions all drilled and talk of procuring fire arms. If sincere, Frechette would be a valuable acquisition, but he is accused of having abused his authority in the last election in favour of Papineau. Debartzch on his return to Montreal might see Frechette. The sons of liberty to the number of 500 paraded the Streets of Montreal with a fife and drum band. Their conduct opposite Dr. Robertson's house. The alarming position assumed by the juries so that the country is no longer under the dominion of law but of force.

Page 215

Political considerations on the changes in the Legislative Council from the Montreal *Gazette*. 220

Colborne to Gosford. Sends statement of the movements in progress by the "factious party." 391 verso

Address of the "Sons of Liberty" to the Young men of the North American Colonies. 391 verso

Progress of organisation. Permanent committee of the County of Two Mountains. Resolutions passed and meetings appointed. 393

Memorial of inhabitants of Quebec to be enrolled as a rifle corps. 394

Answer by the Governor. 394

October 16,  
Quebec.

Gosford to Glenelg. Sends memorial of E. A. Clark which he may use his discretion in presenting to the Queen. Clark has been recommended to him as a gentleman of character and talents. The climate does not suit him and he wishes for a situation in a more genial one. 229

October 19,  
Quebec.

The same to the same (No. 105). Has received five instruments for members for the Executive and ten for members of the Legislative Council all named for the Executive Council have accepted except Marchand who declines from ill health. Of those for the Legislative Council, Neilson and Caron do not accept, the first owing to the death of his son and the other because he was an advocate, and the appointment would interfere with his business. Remarks on the persons appointed. 394 verso

October 20,  
Quebec.

Memorial of the vestry and churchwardens of the Cathedral of Quebec. Enclosed in Gosford to Glenelg, 31st October, 1837.

October 20,  
Quebec.

Further questions by the Governor General to the Executive Council relative to the means of rendering the Executive Government independent of the Assembly till the tranquillity of the country be restored. 253

October 20,  
Quebec.

Gosford to Glenelg. Has paid to the commissary general £1,000 the amount drawn by him on 19th June last. Had also paid into the military chest £7,095 4s. 2d. being the amount of his salary from his arrival till the termination of his Canadian commission. 232

October 20,  
Quebec.

The same to the same (No. 106). Had sent to the Executive Council the claim of the Seminary of St. Sulpice to the water power opposite their property on the St. Lawrence. Sends report by the Council. 233

*Enclosed.* Report of the Council on the property of the Seminary of St. Sulpice. 234

October 23,  
Quebec.

Gosford to Glenelg (No. 107). Sends memorial from judges of the King's Bench in Lower Canada to have their independence secured not only in the tenure of their office but in the certainty and amount of their salaries with a reasonable retiring allowance. 260

*Enclosed.* Memorial. 261

Abstract of Act to render the judges of the Court of Kings Bench independent of the Crown. 270

October 24,  
Quebec.

Gosford to Glenelg (No. 108). Had not intended to pay the sum of £4,048 8s. sterling for postage to the departments had Stayner not represented that a large portion was due to the United States, the withholding of which would frustrate all arrangements and jeopardise postal intercourse. Did not feel justified in refusing payment and had issued a warrant to that effect. The object he had in view in consulting His Lordship before paying

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Stayner. Would have paid his arrears out of the balance in hand of Crown revenues had he not appropriated that to the payment of services charged upon these revenues and of others which the Assembly has of late years refused to pay. Had paid the £4,048 8s. by a warrant on the Commissary General instead of charging it on the pay list. Recommends that an arrangement be made by which letters and papers from the Governor and his private secretary should go free. Other officials (named) should also be exempt. If objected to, how the objection could be overcome. This is in accordance with the views of the Postmaster General and the House of Assembly. Summary of the cost of postage to the different departments.

Page 278

*Enclosed.* Statement showing the amount of postage for the last three years, ending 5th October, 1837. 286

October 25,  
Quebec.

Gosford to Glenelg (No. 109). Had obtained specie in New York to pay the arrears due to the public servants. States the principle on which he had proceeded in settling these arrears. Had authorised Routh, the Commissary General, to draw for £65,000 which with the Crown revenue on hand liquidate the liabilities of the provincial government except £31,000 advanced from the military chest and the arrears due to Lord Aylmer his private secretary and Amyot and Buchanan, which he understood were to be settled in London. Further remarks on the transaction. 395

*Enclosed.* Payments to the 10th of April, 1837, being balances for arrears of salary to 31st March, and for contingencies to 10th April, 1837. 396 verso.

List of persons to whom payments are to be made out of the sum granted by the Imperial Parliament, being balance due to 31st March, 1837. 397 verso

List of the same for payment of arrears or contingencies. 398 verso  
Report of the loyal meeting at Montreal from the *Montreal Herald*. 321

October 26,  
Montreal.

Loyal meeting at Montreal. Enclosed in Gosford to Glenelg, 30th October, 1837.

October 26,  
Montreal.October 26,  
Quebec.

Gosford to Glenelg (No. 110). Had reported that he would draw to make up the necessary amount to pay the arrears due to the public servants, had drawn through the Commissary General for £65,000 which had left a profit of £3,204, 8s. 2d. sterling. To what credit is this profit to be carried? The Commissary General thinks it falls within his ordinary transactions and that any profit should accrue to the military chest. In that he conceives it would only be an advance from the military chest, as was the case in 1834. Routh, however, had acted as agent for the provincial Government, not as Commissary General. The true character of the transaction is that of a loan from the Imperial to the local government which the latter is bound to replace. Has raised this point on behalf of the province. Whether the profit is to be credited to the general revenue of the province or to that under the immediate control of the Crown is a matter of little import as the latter is always first appropriated. 294

*Enclosed.* Routh to Walcott. Sends account of the negotiation of the sum of £65,000 in Treasury bills with the expenses of insurance, brokerage, &c. Believes that the amount to be accounted for to the Governor General is limited to the sum from the military chest and its reimbursement. Has no express instructions, so submits all the costs for His Excellency's satisfaction. Remarks on travelling expenses, how the duty has been performed, &c. Recommends an increase to the allowance to Price to cover his actual expenses. 300

Account current with Routh. 303

October 27,  
Montreal.

Report from the *Vindicator*. Enclosed in Gosford to Glenelg, 30th October, 1837.



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1837.  
October 21,  
Quebec. Gosford to Glenelg (No. 111). In consequence of delay by the mail coming by Halifax, caused by the weight of printed matter, he has instructed the deputy postmaster general to forward the letters by a special courier immediately on their arrival, leaving newspaper and printed matter to follow by the ordinary conveyance. Page 305
- October 27,  
Quebec. Gosford to Glenelg. Had brought before the new Council the state of the province and submitted the points in a written minute. The report on these points showing inconsistency, he had submitted further questions which with the answers are now enclosed. 399 verso  
*Enclosed.* Points on which the Governor General would wish to receive the opinion and advice of the Executive Council. 399 verso  
Reports on the points on which advice is asked. 400  
Question as to suspending the Constitutional Act. 400 verso  
Report of the Council, whilst not recommending the total suspension of the Constitutional Act, suggests that it would be advisable to suspend it for a limited period. 400 verso
- October 28,  
Quebec. Gosford to Glenelg (No. 112). Calls attention to the want of security of dispatches from the Colonial Office sent by New York and gives an instance. Sends extract from a letter by the postmaster at New York. 307  
*Enclosed.* Extract from letter from the postmaster at New York. 309
- October 30,  
Quebec. Gosford to Glenelg (No. 113). Sends the first detailed report of what took place at the meeting of the Six Counties held at St. Charles, Richelieu, as reported in the *Vindicator*. The resolutions show the views of the leaders, but they will not persuade the mass of their countrymen to follow them. Papineau and others made violent speeches. Different accounts of the numbers there and at the loyal meeting at Montreal. Forwards an important document, being a pastoral from the Roman Catholic Bishop at Montreal, addressed to his clergy and which he (Gosford) understands, was read in the several churches in Montreal. 400 verso  
*Enclosed.* Report from the *Vindicator* of the proceedings of the six counties up to the evening of Monday, the 23rd instant. 401  
Loyal meeting held at Montreal on the 23rd, from the *Montreal Herald*, 26th October. 403  
Pastoral by Bishop Lartigue enjoining peace and the suppression of feelings that lead to revolt. 403 verso
- October 31,  
Quebec. Gosford to Glenelg (No. 114). Transmits memorial from the churchwardens of the Cathedral of Quebec. It would give him much satisfaction were the bishop, in pecuniary matters, placed in a more comfortable situation than he is at present. 364  
*Enclosed.* Memorial of the vestry and churchwardens of the Cathedral of Quebec. 365
- October 31,  
Quebec. Gosford to Glenelg (No. 115). Sends memorial from Smith, clerk to the Legislative Council and Master in Chancery, for leave to retire with an allowance of £400 per annum. Recommends his application. He is desirous of giving up his present offices yielding £531 sterling and retiring from public life. How the allowance could be paid. There is little prospect of the local legislature providing it. Smith's desire to retain the title of "honourable." 369  
*Enclosed.* Memorial of William Smith. 372
- November 11,  
Downing  
Street. Glenelg to Gosford (extract). The Queen approves of the appointment of Tancred Bouthillier. 127
- November 13. Unsigned to the Attorney and Solicitor General. Transmits for opinion, dispatch from Gosford, enclosing petition from the Roman Catholic Bishops of Quebec and Montreal to constitute the Bishop of Montreal and successors a body corporate with liberty to hold in Lower Canada lands in mortmain. 38

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1837.  
November 18, Down-  
ing Street. Glenelg to Gosford. The circumstances narrated by the Attorney General in his report justified his proceedings. The result depends so much on local circumstances that he cannot express an opinion respecting it. No doubt the Attorney General weighed well the result that a second failure would have. Page 389 verso
- November 29, Down-  
ing Street. Grey to Spearman. Sends correspondence respecting the appointment of commissioners of Crown lands. 124
- November 29. Unsigned to Fitzroy Somerset. Transmits copy of letter from Gosford with memorial from Lieut. Guy to be presented to the commander in chief. Asks for information as to the decision come to. 115
- December 9. Unsigned to Spearman. Sends Gosford's dispatches respecting the sum drawn from the Treasury. In what manner can the sums advanced be repaid? Should the profit be credited to the province or to the Home Treasury? 299
- December (?). Unsigned to the same. Sends for the Treasury Gosford's explanation of his reason for liquidating the debt due to the deputy postmaster general, without reserving it for the consideration of government. Requests that these arrears be not included in the bill to be laid before the Imperial Parliament. Approves of the suggestion to make the postage free to the Governor and private secretary, but doubts if in the other cases it would be proper. Thinks that the plan of the private secretary franking official letters might be adopted. 288
- No date. Report of the grand Meeting of the Six Counties. 312

## GOV. EARL OF GOSFORD 1837.

## Q. 239-1-2.

1834.

(Part 1 from page 1 to 210. Part 2 from page 211 to 385.)

- March 12. Receipt for payment of droits of the admiralty.
- September 24, Admiralty. Barrow to Kerr.
- November 11, Down-  
ing Street. Spring Rice to Aylmer.
1835.  
January 13, Dalhousie  
Castle. Dalhousie to Aberdeen.
- March 9, London. Extract from Spring Rice's speech.
1837.  
March 16, Windsor. Taylor to Murray. This and the five preceding enclosed in Gosford to Glenelg, 1st December, 1837.
- September 27, Quebec. Cochran to Walcott. Enclosed in Gosford to Glenelg, 26th December, 1837.
- October 23. Report of meeting of the confederation of six counties, with the resolutions passed and the names of the movers and seconders. Page 30
- October 23, Quebec. Further respecting charges.
- October 24, Quebec. Lord Bishop of Quebec to Gosford respecting charges brought by Dr. Black against the clergy corporation. Both enclosed in Gosford to Glenelg, 7th December, 1837.
- October 30, St. Valentine. Magistrate of Acadie.

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1837.  
October 31, Montreal. Report of the *Vindicator* of the second day's proceedings of the Six Counties on the 24th. Both enclosed in Gosford to Glenelg, 6th November, 1837.
- November 1, Quebec. Petition by Kerr to the Queen. Enclosed in Gosford to Glenelg, 1st December, 1837.
- November 3, Quebec. The *Liberal* (French newspaper) extracts from the *Minerve* "Sermons Politiques." Criticisms of Baillargeon, curé of Quebec, for delivering an alleged political discourse from the pulpit of the cathedral. Page 21  
Correspondent signing *Un Ouvrier* denouncing Etienne Parent. 51  
Remarks by "*Le Liberal*" on Etienne Parent, whom it characterises as a Jesuit. 57
- November 3, Montreal. Report from the *Liberal* of the proceedings of the central and permanent committee.
- November 4, Montreal. Affidavit of gentlemen of Montreal.
- November 4, Quebec. Walcott to Attorney General (two letters). All enclosed in Gosford to Glenelg, 6th November, 1837.
- November 4, Montreal. Affidavit of an expected riot.
- November 6, Montreal. Proclamation by the magistrates of Montreal. Both enclosed in Gosford to Glenelg, 9th November, 1837.
- November 6, Quebec. Gosford to Glenelg (Confidential). Since he wrote last month the plans of the seditious have become more apparent and to arrest them requires more vigorous measures than the Executive can put in force; large bodies are drilling every Sunday and no attempt is made by the civil authorities to stop the treasonable practices or to punish those engaged in them. One of the public drills took place on the premises of D. B. Viger, who appears to sanction the proceedings of the disaffected, and daily drills are going on in private yards, several French officers having been recently introduced from the United States to give instructions. On the other hand the Doric Club has been revived and arming and he is afraid some unfortunate collision will take place. Is using every effort to arrest the progress of anarchy in the district of Montreal, but the ordinary powers of the Executive are insufficient. With the consent of Colborne and the Commissary General he is making arrangements to draw on the military chest to the extent of £2,000 for obtaining information. Sends copy of the resolutions passed at the meeting of the six Counties. Now sends the address to the Canadian people prepared by a committee named on that occasion. Means taken to compel the magistrates and officers of militia to resign. Many on account of threats have fled from their properties to the towns or to the United States. Sends copy of letter from a Magistrate in Acadie detailing the state of that county. The Coté mentioned in the letter was a magistrate dismissed for seditious conduct and the object is to prevent any one from accepting the office of magistrate. Had written Sir Colin Campbell for a regiment and a week after Colborne sent an express for two regiments and he has drawn as many troops as possible from the upper province. Has sent the Attorney General to Montreal with order to exert himself to maintain good order and to organise an efficient police force. Has also armed him with the authority to deal with the foreign military officers found engaged in treasonable practices. Other means adopted, but no stipendiary magistrate has yet been appointed as the offers may have been refused. Asks for extraordinary powers to suspend *habeas corpus* and establish military law. The alternative of military operations he cannot contemplate without great reluctance. The leaders have now thrown aside the pretexts that covered their designs of rebellion. 4
- November 6, Quebec. Gosford to Glenelg (private and confidential). Has gout but has the use of his hand and hopes soon to be on his legs again. There are things hap-

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1837.

November 6,  
Montreal.

pening that may alarm Downing Street, but caution, preparation and vigilance are needed. He is between Scylla and Charybs with Papineau's destructives on one side and the English party on the other. Page 3

Wetherall to Gosford. There is nothing to communicate, idle rumours are received every hour of intentions, so that they have ended like the cry of the boy and the wolf. To outward appearance Montreal is quiet except for building barracks. He has been ordered to Chambly on a report by Hatt that the mob threatened to burn the barracks there. Is it not Hatt's mills instead of the barracks? It was reported that Isle aux Noix was taken and application was made for protection to St. John's but both remain in *statu quo*, the troops are confined to barracks in anticipation of the parade of all the "patriot" forces when it is said the tri-colour is to be hoisted. The magistrates have issued a proclamation to prohibit the meeting, and Papineau has issued a mandate to stop it as being premature. No apprehension need be felt for the safety of Montreal for it is more easily defended from a mob than any place he ever saw; 600 men with 4 guns is ample defence. The two regiments can barely muster that number, the great bulk of the inhabitants are constitutionalists as they call themselves, although as violent as the opposite party; they are better organized than the "patriots" who will never commit an overt act in the town. The 24th are at Carillon and St. Andrew's and all Glengarry is anxious to join in suppressing insurrection so that part is secure. But in the Six Counties the rebels have it all their own way, so that stores for Chambly intended to go by the canal were ordered to go by Longueuil. The arrangement for processions in Montreal. Outrages in l'Acadie and enrolling the men at Chambly. Does not believe the Canadians will commit any overt act of rebellion beyond attacking the property of individuals. The weakness of the muster of the disaffected leads him to think it will parade in the dark. 67

November 6,  
Quebec.

Gosford to Glenelg. Since writing the plans of the seditious have become more apparent. Why the magistrates have been inactive. Besides public drills there are private drills conducted by French officers from the United States. The British party have revived the old "Doric Club," which is armed and drilling in apprehension that a collision will take place. Is using every endeavour to arrest the progress of anarchy, but the ordinary powers of the Executive are insufficient. Had reported a meeting of the Six Counties held at St. Charles, and sent the resolutions. Now sends an address to the Canadian people prepared by a committee. The spread of the poison scattered by the agitators. The system of terror employed to compel magistrates and officers of militia to resign, so that several well disposed have been overawed and have sought refuge in towns. Enclosed representation on the subject from a magistrate in Acadie. The military assistance drawn from other provinces. The Attorney General has been instructed to organize an efficient police force in Montreal. He has been authorized to take steps against foreign officers. The Central Committee advise drill at Quebec. Asks for extraordinary powers to be placed in the hands of the Executive Council. The grievances put forward at first were only used for deeper designs. 366

Enclosed. Affidavit of gentlemen of Montreal on the state of alarm in that city. 367 verso

Report from the *Vindicator* of the second day's proceedings of the confederation of the Six Counties. 367 verso

Address by the confederation to the people of Canada. 368

A magistrate of the County of Acadie on the state of alarm in the province. 369

Walcott to the Attorney General. Authorizing him to proceed to Montreal to take steps to restore tranquillity. 369 verso

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- Walcott to Attorney General. He is to inquire into the state of the police force at Montreal, and to place it on an efficient footing. Page 370
- Report from the *Liberal* of the resolutions passed at a meeting of the central and permanent committees. 370
- November 7, Wetherall to Gosford. Enclosed in Gosford to Glenelg, 9th November, Montreal. 1837 (see the printed return laid before Parliament). The letter is printed as having been written on the 6th.
- November 7, Solicitor General to Gosford. Enclosed in Gosford to Glenelg, 9th November, Montreal. 1837.
- November 9, Gosford to Glenelg (No. 116). His apprehension of a collision in Quebec. Montreal has been realized. No lives were lost, but several persons were much hurt. Papineau's property would have been damaged but for the protection given by the troops. The *Vindicator* office attacked and the types, &c., destroyed. Sends reports. Has been informed by Quesnel that on the night of the 7th Montreal was tranquil. 370 verso
- Enclosed.* Proclamation by the magistrates of Montreal. 371
- Affidavit of an expected riot, with queries and answers by the Solicitor General. 371
- Solicitor General to Gosford. Reports the riot in Montreal and the spread of sedition. 371 verso
- Wetherall to Gosford. Report of the riot at Montreal. The attempt to damage Papineau's house and the attack on the *Vindicator* office. 372
- November 9, Gosford to Glenelg (private). Had sent an official dispatch giving details of the affray at Montreal, on Monday last. Everything is now apparently quiet and he hopes the arrest of the principal agitators may have a good effect. The system of intimidation still goes on, especially at St. John's and the county of Acadie and several magistrates and officers of militia have sent in their resignations being afraid for their property. When Papineau's house was attacked, only Mrs. Papineau, a maid servant and the children were in it. The office of the *Vindicator* was gutted before the troops arrived. A strong force must be kept in Montreal. The two parties are so excited that it will require great caution to prevent another collision. Another regiment or two expected from Halifax. 73
- November 11, Gosford to Glenelg (No. 117). Transmits address from the Lord Bishop Quebec. and clergy of the Church of England, expressing sympathy for the death of William IV., and congratulations on the accession of the Queen. 75
- Enclosed.* Address of the Bishop of Montreal and clergy of Lower Canada. 76
- November 13, Gosford to Glenelg (No. 118). Sends address from the inhabitants of Quebec. Victoria, in the district of St. Francis, to be presented to the Queen. 78
- Enclosed.* Address of the inhabitants of Victoria on the death of William IV. 79
- November 14, Gosford to Glenelg (private). Desires to have a successor appointed; Quebec. he is suffering from gout and to travel overland to New York in the snow is not desirable, but he will press nothing of a personal nature. Everything quiet in Montreal since the riot. Some disturbance and armed bands were seen at St. John's and neighbourhood, but dispersed on the appearance of a company of the Royal Regiment. No life has been lost in the affrays. An attempt was made in Quebec, but speedily put down by the civil authority and two men who took a leading part are in gaol. Had the Montreal magistrates acted like those in Quebec all would have easily been put down there. 86
- November 14, Gosford to Glenelg. On the request of James Buchanan, consul at New Quebec. York, he certifies that Buchanan, junior, in the absence of his uncle, has performed the duties as acting agent for the superintendence of settlers and emigrants in a satisfactory manner. 88

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1837.  
November 14, Gosford to Glenelg (No. 119). Sends schedule of dispatches received  
Quebec. from the Colonial office since 29th September last. Page 89  
*Enclosed.* Schedule. 90
- November 14, Gosford to Glenelg. If a strong course of proceeding is to be adopted  
Quebec. towards the province, he (Glenelg) might think it desirable to entrust  
the execution to other hands than his who is pledged to a mild line of policy.  
He is desirous to return and can now assign public reasons for this desire. 373
- November 16, Gosford to Glenelg (private). Nothing particular since he wrote on the  
Quebec. 14th. Morin has been taken up and is now in gaol. The reports from  
disturbed parts are more favourable. 94
- November 16, Report from the Attorney and Solicitor General.  
Montreal.
- November 16, Report of proceedings of the permanent committee. Both enclosed in  
Quebec. Gosford to Glenelg, 22nd November, 1837.
- November 18, Report from the *Morning Courier*. 374  
Montreal.
- November 18, Denunciation of Symes by the *Liberal*.  
Quebec.
- November 20, Report of the Executive Council.  
Quebec.
- November 20, Report from the *Herald*. This and the three preceding enclosed in Gos-  
Montreal. ford to Glenelg, 22nd November, 1837.
- November 21, Gosford to Glenelg (No. 120). Sends schedule of dispatches received  
Quebec. since the 14th from the Colonial Office. 95  
*Enclosed.* Schedule. 96
- November 21, Walcott to Attorney General. Enclosed in Gosford to Glenelg, 30th  
Quebec. November, 1837.
- November 22, Report from the *Mercury*.  
Montreal.
- November 22, Report of the Executive Council. Both enclosed in Gosford to Glenelg,  
Quebec. 22nd November, 1837.
- November 22, Report of the Council. Enclosed in Gosford to Glenelg, 28th November,  
Quebec. 1837.
- November 22, Black to Walcott. Enclosed in Gosford to Glenelg. 4th December,  
Quebec. 1837.
- November 22, Gosford to Glenelg (private). The agitators in a state of alarm. Papin-  
Quebec. eau seen on the opposite side of the St Lawrence, steady men as constables  
shall be sent to arrest him. If he is secured there will soon be a change for  
the better. A warrant has been issued for his arrest on a charge of high  
treason. Matters begin to assume a favourable aspect but not so much so  
as to justify any relaxation. Proceedings must be conducted with firmness  
and caution, and he is doing nothing that would cause irritation. He has  
already had communications from leading men of the majority who are  
becoming alarmed at the length to which things have been carried and now  
evinces a favourable disposition towards his administration. Has done  
nothing to discourage these communications but caution must be observed.  
He does not place much reliance on these overtures as they may be only  
made to lull exertions. 107
- November 22, Gosford to Glenelg (No. 121). Sends six documents as the shortest way  
Quebec. of giving a detailed account of what took place since the riot. Of the 26  
individuals against whom warrants were issued 9 are in gaol, 2 were rescued  
near Longueuil by an armed force who wounded four of the police. The  
rest, including Papineau and O'Callaghan cannot be found, some having fled  
to the United States. The Attorney General was unwilling to hazard the  
success of the proceedings against the prisoners, so long as certain persons  
remained in the magistracy. Has issued a new commission omitting their

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names. Has authorised the formation of an armed volunteer corps of 800 men in the Eastern Townships. This and the desertion of their leaders will he trusts, open the eyes of the deluded habitants, without his having to declare parts of the district of Montreal in a state of insurrection. Page 98

*Enclosed.* Report from the Attorney and Solicitor General of the proceedings of the rebels at Montreal. 373 verso

Names of persons against whom warrants were issued. 374

Report from the *Morning Courier* of arrests in Montreal and rescue of two prisoners arrested at St. John's. 374

Report from the *Mercury*. March of the troops to Chambly. Arrest of seven prisoners on the road. Taken from the *Courier*. 375

Report from the Montreal *Herald* of the expedition against Chambly. 375 verso

Denunciation of Symes, a magistrate, by the *Liberal*. 375 verso

Report of proceedings of the central and permanent committee of Quebec. 376

Report of the Executive Council of 20th November. 376 verso

The same of the 22nd November, that a warrant be issued against Papineau. 376 verso

November 25, Attorney General to Gosford. Enclosed in Gosford to Glenelg, 30th  
Montreal. November, 1837.

November 25, Gore to Colborne.  
Montreal.

November 27, Wetherall to Deputy Adjutant General. Both enclosed in Colborne to  
St. Charles. Somerset, 29th November, 1837.

November 27, Same to Colborne. Enclosed in Gosford to Glenelg, 30th November,  
St. Charles. 1837.

November 27. Glenelg to Gosford. The state of Lower Canada has engaged the most serious attention of Her Majesty's government. The first object is to reassert the supremacy of the law and to inspire confidence in the well disposed. The satisfaction of the ministers as to his leaving the question of his continuance in or retirement from office entirely open. The unselfish course he has followed, but the course of policy that must now be pursued, will be more conveniently followed by one less implicated in the proceedings of the last few years. Merging all personal considerations, Government has felt under an obligation to avail itself of his generosity in placing his office at its discretion. The Ministry has advised the Queen to accept his resignation which advice has been taken and he is to return. Sends dispatch to Colborne on whom the administration is to devolve till the arrival of a successor. He (Gosford) retires with entire approbation of his conduct. 299

*Enclosed.* Glenelg to Colborne. He is to administer the Government of Lower Canada till the appointment of a successor to Gosford who retires without the least diminution of confidence in him on the part of the ministry. The duties of his (Colborne's) administration will be of grave responsibility. Was happy to learn that his military arrangements had been conducted with foresight and decision, which he trusts will have powerfully contributed to arrest the attempts of the more reckless of the leaders. To restore tranquillity and assert the dominion of the law is the immediate object to be obtained. 303

November 27, Report of the taking of St. Charles from the *Morning Courier* with list  
Montreal. of the killed and wounded. 134

November 28, Attorney General to———  
Montreal.

November 28, Colborne (?) to Gosford (?).  
Quebec.

November 28, Rowan to Walcott. This and the two preceding enclosed in Gosford to  
Quebec. Glenelg, 30th November, 1837.

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1837.  
November 28, Iffland to Dr. Morrin. Enclosed in Gosford to Glenelg, 2nd December, 1837.  
Quebec.
- November 28, Wetherall to Deputy Adjutant General. Enclosed in Colborne to Chamblly, Somerset, 29th November, 1837.
- November 28, Gosford to Glenelg (No. 122). Sends report of Council approving of the proposition by the Bank of Montreal to coin copper tokens. Each token should be no more than a half penny in value. Page 109  
Quebec. *Enclosed.* Report of Council that the petition for leave to coin copper tokens be granted. 111
- November 29, Colborne to Fitzroy Somerset. Reports the military operations at St. Denis and St. Charles. 377  
Montreal. *Enclosed.* Schedule of papers accompanying the report. 312  
Austin Cuvillier and Turton Penn, Magistrates of Montreal, apply for military assistance. 313  
Gore to Colborne. Details of the expedition to St. Denis and St. Charles. 377 verso  
List of killed and wounded. 378  
Wetherall to deputy Adjutant General. First report of the operations at St. Charles. 378 verso  
Second Report.
- November 30, Gosford to Glenelg (No. 123). Reports the unfortunate result of an expedition of the civil force sent from Montreal to St. John's. Summary of the military proceedings reported on by Wetherall. 379  
Quebec. *Enclosed.* Gore to Wetherall. He is to proceed to Chamblly in accordance with the request of the magistrates of Montreal. 380 verso  
Wetherall to Gore. Arrived at Chamblly. The houses at Longueuil and for seven miles closed. Prisoners taken. 380 verso  
Colborne to Gosford. Wetherall to leave Chamblly for St. Charles. Hughes will leave Sorel for St. Denis. These expeditions are to assist the civil authorities. 381  
Colborne to Gosford. The troops which marched on St. Denis had retired, the houses being so strongly occupied. Asks that a volunteer corps be raised in Quebec and one raised for general service. 381  
Conditions for raising a corps to be called the Royal Volunteers. 381  
List of persons against whom warrants have been issued on a charge of high treason. 381 verso  
Proclamation of amnesty to the ordinary insurgents who shall return to their allegiance. 381 verso  
Report of the meeting of the special sessions of the Peace at Montreal. 382
- Wetherall to ———. Report of military operations at St. Charles. 121  
Colborne (?) to Gosford (?). Want of certain intelligence; varied rumours of alleged attacks to be made on Montreal. 125  
Rowan to Walcott. Kirby has not a sufficient number of men to work the guns. Suggests that some of the volunteers be engaged for that purpose. 131  
Walcott to Attorney General. Asks his opinion and that of the Solicitor General on points of law connected with the rebellion. 142  
Attorney and Solicitor General. Opinion on the points of law submitted to them. 145  
Attorney General to Gosford. Asking for amnesty for the deluded and that high rewards be offered for the arrest of the chief traitors. 127  
Attorney and Solicitor General to Walcott. Enclosed in Gosford to Glenelg, 30th November, 1837.
- November —, Attorney and Solicitor General to Walcott. Enclosed in Gosford to Montreal, Gosford to Glenelg (private). The official letter will give him all particulars. The good effects of Wetherall's success, when it shall be generally known but caution is still necessary. Party violence at a lamentable height.
- December 1, Quebec.



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- December 1,  
Quebec. Some would gladly encourage riots. Rumours of Papineau and his followers. It is generally believed that they have gone to the States. Page 174  
Gosford to Glenelg (No. 124). Sends memorials from Judge Kerr one to obtain a hearing of his case so that he could have relief by a pension or otherwise for his removal. The other for payment of his salary from the 2nd of April, 1835. Also his salary as judge of the Vice Admiralty Court to the date of Black's appointment. The total amount of the claim is £1,225 sterling. The applicant bears an irreproachable character. 158  
*Enclosed.* Petition to the Queen for an inquiry into his case and to extend to him relief by pension or otherwise. 160  
Receipt for payment by judge Kerr of droits of the Admiralty. 167  
Barrow to Kerr. He will not be called on to resume his duties as another person is to be appointed. 167  
Other documents relating to the case. 168 to 171
- December 1,  
Quebec. Gosford to Glenelg (No. 125). Sends return asked for by the Treasury. There is a diminution of £250 in pensions this year on the abolition and reduction of offices. 172  
*Enclosed.* Return of retired allowances for 1837. 173
- December 2,  
Quebec. Gosford to Glenelg (No. 126). In taking steps to procuring a certificate of the death of Jean Denis Daulé, late Curé of St. Jean, finds that he is alive and resides with the Curé of Lorette. Sends copy of Baillargeon's letter on the subject. 176  
*Enclosed.* Rev. C. F. Baillargeon to Walcott. Rev. Jean Denis Daulé is alive, living on a pension granted by the ecclesiastical society of the diocese of Quebec. 177
- December 2,  
Quebec. Gosford to Glenelg (No. 127). Reports that Thomas Cook died on 10th May last. Sends copy of letter from the resident physician of the Marine Hospital. 178  
*Enclosed.* Iffland to Morrin Crook (Cook in letter). A seaman was admitted to the Marine Hospital on 22nd October, 1836, and died on 10th May, 1837. 179
- December 3,  
Montreal. Colborne to Fitzroy Somerset. Has sent troops to Sorel to march on St. Denis. 384 verso
- December 4,  
Quebec. Minute of the Executive Council enclosed in Gosford to Glenelg, 6th December, 1837.
- December 4,  
Montreal. Loyal address from French Canadians.
- December 4,  
Quebec. Answer. Both enclosed, in Gosford to Glenelg, 23rd December, 1837.  
Gosford to Glenelg (No. 128). Had referred to the judge the question of fees in the Vice Admiralty Court for observations on the subject. Encloses Black's report, a very clear paper; his opinion is that only an independent state can establish such a court and establishment of the fees follows without any statutory enactment and that the establishment of a provincial table of fees would be null and void as repugnant to the statute, 2 William IV., cap 51. The subject is now submitted for final decision. Asks for a reconsideration of the claim of the registrar and marshal of the court. Not to close the court, they continued to give their services relying on Government for remuneration; hopes His Lordship will concur with him in thinking them entitled to compensation. Recommends that the registrar be paid £250 and the marshal £125 as a full discharge of their claim for 18 months service, but if they continue they are to expect no further remuneration from the Executive Government. 180  
*Enclosed.* Black to Walcott. Report on the fees to be collected in the Vice Admiralty Court. 185
- December 5,  
Quebec. Gosford to Glenelg. (No. 129). Reports the death of James Baxter, a Legislative Councillor. 194
- December 5,  
Montreal. Additional resolutions of special sessions.

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1837.

- December 5, Quebec. Walcott to Colborne.
- December 5, Quebec. Proclamation of martial law. This and the two preceding enclosed in Gosford to Glenelg, 6th December, 1837.
- December 6, Quebec. Gosford to Glenelg (No. 130). Has issued a proclamation declaring martial law, but instructing Colborne in all cases where it could be done to co-operate with the ordinary law. Continuation of the report of military operations. The rewards offered for the capture of the insurgents. Page 382 verso
- Enclosed.* Minute of the Executive Council, sanctioning the declaration of martial law. 383
- Proclamation of martial law in the district of Montreal. 383 verso
- Walcott to Colborne. Authorises him to execute martial law. 383 verso
- Additional resolutions of Special Sessions of the Peace for Montreal respecting the establishment of martial law. 384
- December 6, Downing Street. Glenelg to Colborne. Had informed him that in consequence of Gosford's retirement, he was to administer the Government of Lower Canada. It is his duty to relieve him (Colborne) from his arduous responsibility, but would not at present enter upon questions of permanent policy, these being superseded by the necessity for maintaining the public peace. Discusses the military arrangements. 306
- December 7, Montreal. Colborne to Fitzroy Somerset. Reports the operations of Gore at St. Denis and St. Hyacinthe. The habitants of Two Mountains are still in arms. Shall consult the civil authorities in all cases where measures may be required to restore order. 384 verso
- December 7, Montreal. *Enclosed.* Gore to Colborne. Reports his operations after his arrival at Sorel. 384 verso
- Gore to Colborne. Enclosed in Colborne to Fitzroy Somerset, 7th December, 1837.
- December 7, St. Armand. Official report of the defeat of the rebels. Enclosed in Gosford to Glenelg, 23rd December, 1837.
- December 7, Quebec. Gosford to Glenelg (No. 131). Sends two representations from the Lord Bishop of Montreal, one on the claims of the Church of Scotland to a part of the clergy reserves and on the inaccuracy of Dr. Black's statements before His Lordship (Glenelg); the other respecting a charge made by the same divine against the clergy corporation of having grossly mismanaged the clergy reserves and the Bishop alludes to another pointed censure of Dr. Black. 200
- Enclosed.* Lord Bishop of Montreal to Gosford. Respecting the charges brought by Dr. Black in respect of the Clergy reserves. 202
- Lord Bishop of Montreal to Gosford. Further respecting charges brought by Dr. Black against the clergy corporation. 211
- Loyal address from La Prairie.
- December 8, Laprairie. Answer. Both enclosed, in Gosford to Glenelg, 23rd December, 1837.
- December 8, Quebec. Gosford to Glenelg (No. 132). Remarks on the application directed to be made of funds in his hands. Has not paid the pensions ordered except that to Mrs. Livingstone, she being in great pecuniary distress. How he applied the balance of £1000. Remarks on his (Glenelg's) minutes respecting salaries, &c. Sends statement of the services he would defray out of the revenues at the disposal of the Crown. 214
- Enclosed.* List of items defrayed out of the surplus revenues at the disposal of the Crown. 222
- Expenses of gaols and maintenance of the peace. 223
- Services proposed to be defrayed out of the Crown revenues. 224
- December 9, Quebec. Gosford to Glenelg (No. 133). Has filled up the vacancy in the civil secretary's office caused by the appointment of Davidson to be one of the

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- Crown land commissioners, by making C. N. Montizambert and G. Langevin assistant civil secretaries. Had increased the salaries of the junior clerks from £90 to £180, but even that is smaller than is paid to clerks in less important situations. The new arrangement has not added to the numerical strength of the office, and the only additional expense beyond that always cheerfully voted by the House would be £200 under the head of contingencies. It was notified to those interested in the arrangements that they were to be subject to the revision of the provincial Legislature. Page 225
- Enclosed.* Watts to Walcott. Proposes not to fill up the vacancy but to divide the salary between Paul and himself; giving each £180. This would restore the original position which was changed by Kempt in 1830. The severity of the hours prevents the clerks from adding to their income by other pursuits. Sends list of the salaries in other departments. 229
- List of salaries in various departments. 233
- December 11, Quebec. Pastoral from the Roman Catholic Bishop of Quebec. Enclosed in Gosford to Glenelg, 23rd December, 1837.
- December 12, St. Vincent de Paul. Loyal address from St. Vincent de Paul. Answer. Both enclosed, in Gosford to Glenelg, 23rd December, 1837.
- December 13, Quebec. Gosford to Glenelg (No. 134). As directed, he had called on Debartzch, Quesnel and Pemberton for their fees for the mandamus summoning them to seats in the Executive Council. Has not received the fees from the two former, but Pemberton has given him a bill on W. Pemberton & Co., which he transmits. Has not called on the two for the fees, as he does not think them due till the summons shall be issued. 234
- December 16, Quebec. Gosford to Glenelg (private). Military movements successful. The conduct of Wetherall and his forces at St. Charles had disheartened the insurgents. They are not collected in any force except in the county of Two Mountains. A military force under Colborne has left Montreal for there. Hopes soon to hear of the rout of the insurgents and thinks matters may then assume a more peaceful aspect. The 43rd and 85th régiments expected from New Brunswick. Some of the fugitives are reported to have collected men on the Vermont frontier; arms have come in from the States and the attention of that Government has been called to this. Many of the principal leaders are in Montreal gaol. The farmers did not join except from intimidation, the ranks being composed of the dregs of the people with eleven leaders. Papineau not yet taken, wishes Gipps had taken him. Does not think he will be long free, as the £1000 reward should secure him. The unexpected revolt at Toronto was put down by Head without troops, the people flocking in from all directions. 236
- December 16, Quebec. Black to Walcott. Enclosed in Gosford to Glenelg, 24th December, 1837.
- December 18, Quebec. Gosford to Glenelg (No. 135). Sends schedule of dispatches received from the Colonial Office since the 21st ulto. 238
- Enclosed.* Schedule. 239
- December 21, Quebec. Gosford to Glenelg. The province now apparently quiet. It is by no means improbable that Papineau may be taken as he is still, he (Gosford) is inclined to think, in the province. The gaols are pretty full and some arrangements for the prisoners must soon be made. If the ultra-tory party would show a little moderation he would look forward with confidence to seeing order and peace restored. The troops are all returned to Montreal. Thinks the 43rd and 85th will arrive in about a week; caution and vigilance must be observed as great excitement prevails. His communications with the French Canadians are very satisfactory and he believes they have reliance on him. 240
- December 21, Quebec. The same to the same (private and confidential). Again calls attention to the insufficiency of the salary. It is impossible to live within it even

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with the strictest economy. Believes he has a fair claim to be secured against pecuniary loss. Page 242

December 23,  
Quebec.

Gosford to Glenelg. Had reported the return of Wetherall and of Gore being a second time sent to St. Denis. He had been through it and St. Charles on his way to St. Hyacinthe where the rebels had collected. Finds that this report is incorrect, as Gore passed through St. Hyacinthe without opposition or succeeding in securing any of the rebel leaders. He returned bringing 5 wounded soldiers and the body of Weir, which was concealed in the Richelieu. Had offered rewards of £500 and £300 respectively for the murderers of Weir and Chartrand a loyal Canadian. The leaders fled to the United States. Wolfred Nelson captured by a small party of Missisquoi volunteers and now in gaol. A rebel party returned from Vermont defeated near Philipsburg. The zeal and determination of the volunteers having a good effect. Detailed report of proceedings at Two Mountains, with names of leaders, killed and prisoners of the insurgents. Loyal addresses from the French Canadian population pouring in ; the feeling among the lower orders of Americans on the borders of the States excited in favour of the rebellion, but the better classes and authorities have discountenanced it. Hears that the president has publicly declared his determination to discharge his duty and especially that which requires that there should be no interference with the domestic disputes of a friendly nation. Various circumstances assure him that no further organised attempt is likely to be made to interrupt the public tranquillity. 245

*Enclosed.* Loyal address from La Prairie. 246 verso

Loyal address from St. Vincent de Paul. 247

Loyal address from French Canadians in Montreal. 247

The answers follow.

Pastoral from the Roman Catholic Bishop of Quebec on the rebellion. 248

Official account of the defeat of a body of rebels by the Missisquoi volunteers. 250

Statement of the members of Assembly implicated in the late rebellion. 264

December 23,  
Downing  
Street.

Glenelg to Gosford. In consequence of private communications, Her Majesty had been recommended to accept his resignation. The high sense entertained by government of the generous motives by which he had been governed. 373

December 24,  
Quebec.

Gosford to Glenelg (No. 137). Sends Black's letter respecting the inadequacy of the salary of the judge of the Vice Admiralty Court. It is the only government office held by Black. 267

*Enclosed.* Black to Walcott. Respecting the salary of the judge of the Vice Admiralty Court. 269

December 26,  
Quebec.

Gosford to Glenelg (No. 138). Transmits copy of application from A. W. Cochran respecting the permission applied for to copy historical documents for the Literary and Historical Society of Quebec. 274

*Enclosed.* Cochran to Walcott. Applies for the Governor's assistance to procure copies of documents relating to the early history of Canada. 278

List of papers of which the Literary and Historical Society desire to have copies. 283

December 28,  
Quebec.

Gosford to Glenelg (No. 139). Since the dispersion of the insurgents in the County of Two Mountains all has been quiet. Some disposition was shown in United States frontier towns to assist the insurgents, but the respectable inhabitants are opposed to this and he hopes to hear no more about it. The United States Government has written officially to the authorities of the frontier States. Lafontaine has left for New York to go to England. Since he left the Attorney General has informed him (Gosford) that a warrant has been issued to arrest Lafontaine for high treason. List of prisoners ; offers by fugitives to surrender. Has not yet been informed

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if the prisoners are to be tried by martial law or by the ordinary tribunals. James Stuart, late Attorney General, and Walker of Montreal are to defend the prisoners, and intend to raise the question of whether they can be tried by martial law and decline proceedings before the Chief Justice, Mr. Pyke and Mr. Gale until the return of Judge Rolland. Has been urged to call the legislature, but there are weighty reasons against it. Arrival of the first division of the 43rd regiment. Page 291

*Enclosed.* Warrant against Lafontaine for high treason issued by Le Clerc, a magistrate. 295

Certificate that Leclerc is a magistrate and that faith should be given to his signature. 296

Certificate of Benjamin Delisle, High Constable, that he went to arrest Lafontaine, but could not find him. 297

December 30,  
Downing  
Street.

Glenelg to Colborne. Had received Gosford's despatch of 22nd November, and the commander-in-chief has laid before Government his (Colborne's) despatch to Fitzroy Somerset. These have been laid before the Queen, who approves of what was done. Regrets the extent of the insurrectionary spirit in the districts near the Richelieu and asks for early and frequent intelligence. 378 verso

December (?).  
1838.

Statement of the Members of Assembly implicated in the late rebellion. Enclosed in Gosford to Glenelg, 23rd December, 1837.

January 6,  
Downing  
Street.

Glenelg to Colborne. Has received Gosford's dispatches of 30th November and 6th December, which with his (Colborne's) dispatches to Fitzroy Somerset contain reports of military operations in Lower Canada. The Queen approves of what has been done. From the disposition evinced by the habitants thinks that the time is not far distant when the authority of law shall be vindicated. The regret at the necessity for proclaiming martial law. The offer to raise a corps of volunteers cheerfully accepted. 385

March 8.

Unsigned to Spearman. Asks the Treasury to consider the question of the salary of the judge of the Vice Admiralty Court, with that of the salaries of the subordinate officers. 273

March 9,  
Downing  
Street.

Unsigned to Le Marchant. An application was sent some-time ago from the Literary and Historical Society of Quebec for leave to copy documents connected with the early history of Canada. As inconvenience might arise from the publication of parts relating to the boundaries with the United States the papers are to be transmitted to the Colonial Office so as to ascertain if any inconvenience would arise from acceding to the wishes of the society. 276

March 28,

Unsigned to Spearman. Sends copy of dispatch from Gosford respecting changes he had made in the civil secretary's office when Davidson was transferred to the Crown land department. Glenelg proposes to approve of the measure as a temporary arrangement, leaving its permanency to be decided by the Earl of Durham on his arrival. Asks the sanction of the Treasury to the small increase which would be incurred. 228

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#### Q. 240.—1-2.

1833.

(Part 1 from page 1 to 205 ; Part 2 from page 206 to 383.)

November 16,  
Kinsale.

Major Kelly to the Adjutant General. Enclosed in Fitzroy Somerset to Stephen, 1st August, 1837.

A letter of the same date from Major Kelly to Dr. Pitcairne also enclosed.

## SESSIONAL PAPER No. 18

1834.  
February 24,  
Quebec. List of articles of presents for Indians. Enclosed in Spearman to Stephen,  
23rd February, 1837.
1835.  
September 2,  
Quebec. Schedule of equipment of same date, enclosed in the same letter.  
September 2,  
Quebec. Airey to Wells, Agent, Sorel.
- September 17,  
Quebec. The same to Craig.
- October 8,  
Quebec. The same to Wells, Agent, Sorel.
- Clements to Wells, Barrack Master, Sorel. This and the three preceding  
enclosed in unsigned to Byham March (?) 1837.  
Another letter from Airey of same date
1836.  
July 28,  
London. Return of the date in the margin respecting Orange lodges. Page 8  
Other papers respecting the same. 10
- November 21.  
December 3. Remarks upon the observations made by Gosford.
- December 12,  
Quebec. Remarks on parts of Gosford's dispatch to Glenelg.
- December 16,  
Sorel. Observations by Eden. This and the two preceding enclosed in unsigned  
to Byham, March (?) 1837.
- December 27,  
Sorel. Colborne to Fitzroy Somerset. Enclosed in Fitzroy Somerset to Stephen,  
27th January, 1837.
- December 27,  
Sorel. Observations by Colborne.
- December (?). Observations on some of the documents. Both enclosed in unsigned to  
Byham, March (?) 1837.
1837.  
January 5,  
Temple. Law Officers to Glenelg. The proceedings against the editor of the  
*Minerve* were irregular and contrary to practice. The publication com-  
plained of was libellous and a fit subject for prosecution. But the proceed-  
ings were improperly taken; how the trial should have been conducted. 109
- January 12,  
Treasury. Spearman to Stephen. Sends copy of letter from Routh reporting the  
payment of £3,033 6s. 8d. sterling into the military chest, proceeds of sales of  
clergy reserves, and asks that the amount be invested in the three per cent  
consols. 203
- Enclosed.* Routh to Spearman. Reports the payment of £3,033 6s. 8d. into  
the military chest. 204
- January 19,  
Admiralty. Barrow to Stephen. The Lords of the Admiralty have withdrawn their  
claim for conveyance of convicts, and will in future provide for it in the  
estimates. 17
- January 20,  
Horse Guards. Fitzroy Somerset to Stephen. Sends dispatch and papers from Colborne  
respecting house at Sorel which he tries to show had always belonged to the  
officer commanding in Canada. Lord Hill believes that the circumstances  
go to show the right of the military department to the building and has no  
hesitation in referring the papers to Glenelg. 23
- January 20,  
Treasury. Baring to Stephen. The customs authorities have been authorised to  
deliver the books and journals of the two Houses of the Legislature free of  
duty. 205
- January 24,  
Downing  
Street. Stephen to Spearman. Sends copy of dispatch from Head relative to the  
expenditure for Indians in Upper Canada. A saving may be effected shortly  
by the discontinuance of presents to Indians residing in the United States.  
The information is incomplete, nothing being said of the transfer to the  
commissariat. Glenelg does not think the retiring allowances should be  
made in land, but that they should be made in money. Recommends that  
Givins should retire on his full salary. If a successor should be appointed  
recommends Hepburn. 211
- January 27,  
Horse Guards. Fitzroy Somerset to Stephen. Sends additional letters from Colborne  
respecting the cottage at Sorel. 24
- Enclosed.* Colborne to Fitzroy Somerset. Asks for the interference of  
the Commander-in-Chief respecting the house at Sorel. 26

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1837. Observations by Eden, Deputy Adjutant General, on Gosford's letter relative to Sorel. Page 28
- January 31. Unsigned to Fitzroy Somerset. Sends letter from Gosford respecting the misunderstanding about the house at Sorel. 25
- January 31, Spearman to Stephen. The claim for conveyance of convicts has been Treasury. withdrawn by the Admiralty. 206
- Enclosed.* Barrow to Spearman. In consequence of letter from the Treasury, the claim for the conveyance of military convicts has been withdrawn by the Admiralty. 207
- February 3, Law Officers to Glenelg. The Act passed in Canada to surrender to the Temple. Legislature the proceeds of land and timber in return for a civil list requires to be laid before Parliament before it receives the Royal Assent. 112
- February 6, Fitzroy Somerset to Stephen. Sends a further dispatch from Colborne Horse Guards. in support of his claim to the occupation of the quarters at Sorel. 36
- February 7, The same to the same. Sends Lord Hill's thanks for the communication Horse Guards. of so satisfying a document as Gosford's dispatch respecting the misconception with Eden concerning the house at Sorel. 37
- February 9, Spearman to Glenelg. Additional information wanted with regard to Treasury. the present position of the Indians in Upper and Lower Canada. Questions annexed to letter. 208
- February 9, The same to Stephen. The Lords of the Treasury approve of the arrangements respecting the presents to the Indians made by Gosford, also of Treasury. the proposed discontinuance of presents to Indians resident in the United States, and of the proposed investment to meet future claims of tribes. The Lords also approve of the direction of Glenelg to transfer the duties of the Indian department to the commissariat. Remarks respecting various officers of the department. It will not be practicable to effect saving for next year. Head's want of belief in the Indians applying themselves to agriculture, but the reports of the officers express a contrary opinion. Sends list of questions respecting the Indians. 211
- February 10, Report of the commissioners of customs. Enclosed in unsigned to Spearman, 28th February, 1837. Custom House. 211
- February 14, Routh to Spearman. Enclosed in Spearman to Stephen, 25th April, Quebec. 1837. 211
- February 15. Extract from Secretary at War to Commander-in-Chief. Enclosed in Howick to Glenelg, 6th March, 1837. 211
- February 20, Fitzroy Somerset to Stephen. Sends dispatch from Colborne with Horse Guards. enclosures respecting the house at Sorel. 38
- Enclosed.* Colborne to Hill. Holds that the documents show that the property at Sorel was bought for military purposes. The argument to this effect elaborated. 40
- Enclosure* No. 1, copied in Q-229
- Enclosure* No. 2, copied in Q-236
- February 22, Spearman to Stephen. Had received dispatch relative to the exaction of Treasury. double head money from emigrants arriving without a certificate from the port in the United Kingdom from which the vessel had cleared. 214
- February 23, Spearman to Stephen. Sends statement of equipment for the Indians Treasury. approved by Lord Aylmer and a revised statement of those approved by Gosford with extract from letter of Routh on the subject. 225
- Enclosed.* Extract from letter from Routh. Sends new schedule. 226
- Schedule of equipments approved by Gosford. 228
- List of Articles not comprised in the schedule of equipments of presents, 1834. 229
- List approved by Aylmer, 1834. 230
- February 28, Unsigned to Byham. Sends for the Master General and Board of Ordnance Downing Street. further letter from Colborne respecting the house at Sorel. 39

## SESSIONAL PAPER No. 18

1837.  
February 28,  
Downing  
Street. Unsigned to Spearman. Has received Gosford's report in letter from the Treasury respecting the exaction of double head money from emigrants. Page 216  
Remarks. 218  
*Enclosed.* Report of the commissioners of Customs on the head money of emigrants.
- February 28,  
Treasury. Spearman to Stephen. Returns memorial from Villerand praying for a pension as a ship carpenter in Upper Canada. As he was employed in the naval department, his application should be referred to the Admiralty. 231
- March 3,  
Ordnance. Byham to Stephen. The Master General and Board of Ordnance consider that the local government has no claim on the land at Sorel and that the post should be continued, as it occupies an important position. 133
- March 3,  
Treasury. Spearman to Stephen. Sends a further report of the commissioners of Customs on the double head money on immigrants at Quebec. 232  
*Enclosed.* Further report of the commissioners of Customs suggesting that collectors at outposts should be notified to issue certificates to the masters or owners of vessels requiring them. 233
- March 6,  
War Office. Howick to Glenelg. Sends copies of letter and returns from Colborne. Asks Glenelg to instruct the Governors of Upper and Lower Canada to give Colborne any assistance in their power. 362  
*Enclosed.* Fitzroy Somerset to Colborne. Respecting a plan to stop desertion. 363  
Extract from the Secretary at War to the Commander-in-Chief. Calls attention to the good effect on the soldiers of the warrant of 1833 in preventing desertion. 369  
Remarks on the prevalence of desertion in Canada. 371  
Return of the force in Canada and of the number of desertions in the last five years. 379
- March 7,  
London. Routh to Spearman. Enclosed in Baring to Stephen, 10th May, 1837.
- March 9,  
Quebec. Byham to Stephen. Returns documents enclosed in letter of 28th February. 181
- March 15,  
Ordnance. Address to the House of Commons for reports on officials of Lower Canada. 3
- March 16,  
London. Address of the House of Commons for an account of the expense already incurred and an estimate of the amount yet necessary for the commission sent to Canada. 6
- March 16,  
London. Spearman to Stephen. Orders have been given by the Treasury to ship the articles wanted for the service of the Indian Department. 236
- March 18,  
Treasury. Barrow to Stephen. The Lords of the Admiralty do not consider that Vallemand (Vallerand?) is entitled to a pension as he was only employed for about three weeks in 1814, previous to which the establishment in Canada was under the Colonial Department. 18
- March 25,  
Admiralty. Fitzroy Somerset to Stephen. Lord Hill concurs in Glenelg's proposed letter respecting the house at Sorel. He also concurs with the Board of Ordnance that Sorel ought to be considered a position of importance, but if a house is to be built for the commander of the forces in Canada it ought to be built at Quebec or Montreal. The question whether the commander should pay rent at Sorel depends on whether he receives an allowance of lodging money. 47
- March 25,  
Horse Guards. Barrow to Stephen. The Lords of the Admiralty concur with Sabine in thinking that the observations of David Douglas should be sent to the Royal Society, but are unable to form any opinion as to what pecuniary compensation should be made to the representatives. 19
- March 28,  
Admiralty. Unsigned to Byham. Sends copies of correspondence respecting the land at Sorel and copy of instructions which are about to be transmitted to Gosford on the subject. 138
- March (?). Unsigned to Byham. Sends copies of correspondence respecting the land at Sorel and copy of instructions which are about to be transmitted to Gosford on the subject. 138



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*Enclosed.* Observations by Colborne addressed to Lord Hill on the subject of the claims by the commanding officer to the occupation of the cottage at Sorel. The observations extend to a considerable length. Page 139

Observations on some of the documents forwarded by Colborne to the Horse Guards. (Certified by Walcott, civil secretary, to be a true copy). 152

Other documents on the question of the house at Sorel. 158 to 180

April 6, Spearman to Stephen. Sends account of the expenses incurred for the Treasury. commission to Canada, to be laid before the House of Lords. 237

*Enclosed.* Account of the expense of the commission to Canada. 238

April 7, Spearman to Stephen. The lords of the Treasury send reports of the Treasury. commissioners of customs and Lords of Trade on the memorial from the friends of religion in Montreal for the admission free of duty of books and tracts from the United States for the benefit of the Bible, Sunday school and tract societies with Gosford's recommendation that the prayer of the memorial be granted. The objections stated in the reports are so strong that the Lords of the Treasury do not feel justified in complying with Gosford's recommendation. 236

*Enclosed.* Report of the commissioners of Customs on Gosford's recommendation. 241

Report of the Lords of Trade on the same. 245

April 7, Sullivan to Stephen. Colborne has not drawn any allowance for quarters War Office. since he took command, nor would he be entitled to do so whilst accommodated in government building; the rent for the house in Montreal was authorised to be defrayed out of the military chest. 380

April 8, Report of the commissioners on French claims. Enclosed in Spearman Whitehall. to Stephen, 26th May, 1837.

April 8, Le Marchant to Stephen. The Lords of Trade have received copy of Whitehall. letter from Commander Smith respecting the disorderly conduct of British sailors in colonial ports and proposals for remedying the existing state of things. The intention is better than the execution of the design. Many foreign governments complain of the conduct of their sailors in British ports, but Colonial complaints are few, an evidence that the trouble is not very serious and it is safer to take this negative evidence from persons so much interested than positive evidence from a person with little opportunity to obtain information. But even admitting the truth of Commander Smith's statements, the Lords of Trade do not see how preventive measures could be adopted without interfering with private industry. The subject of navigation generally, not confined to the safety of ships in Colonial voyages, is now before the Legislature. 81

April 8, Case and opinion of the law officers on the double head money. Enclosed Temple. in Spearman to Stephen, 15th May, 1837.

April 21, Byham to Stephen. The ordnance officers at Montreal will be instructed Ordinance. to receive possession of the house and property at Sorel and appropriate the house for the residence of the commander of the forces. Any question respecting rent is now unnecessary. 182

April 24, Address of the House of Commons for copies of the orders sent to Canada London. respecting Orange lodges there. 7

Return to the address. 8

April 25, Case and revised opinion of the law officers on the double head money. Temple. Enclosed in Spearman to Stephen, 15th May, 1837.

April 25, Spearman to Stephen. Sends copy of letter from Routh that £2,860 had Treasury. been paid into the military chest on account of the sales of clergy reserves. The amount has been ordered to be invested in the three per cent consolidated annuities. 246

*Enclosed.* Routh to Spearman. The sum of £2,860 sterling has been paid into the military chest on account of clergy reserves. 247

## SESSIONAL PAPER No. 18

1837.  
April 25,  
War Office. Sullivan to Under Secretary for the Colonies. Howick wishes to know if it had been arranged that Colborne is to receive a salary of £3,000 a year in lieu of the military pay. Page 381
- May 2,  
Whitehall. Le Marchant to Stephen. The Lords of Trade have received letter of 22nd April. Before any Act relating to the value of money or for establishing banks to issue paper payable on demand shall receive the sanction of His Majesty's representative, it shall be clearly ascertained that its provisions are such as His Majesty's Government can approve. The embarrassment caused by disallowance outweighs the slight delay in the enforcement of its provisions. Instances of the confusion that may be caused by a bill being disallowed which had been sanctioned. 84
- May 5,  
Custom House.  
May 6. Report of commissioners of Customs. Enclosed in Spearman to Stephen, 15th May, 1837.
- May 6,  
Ordnance. Unsigned to the Attorney and Solicitor General, Quebec. Concerning the regulations respecting fees in the Vice Admiralty Court, Quebec. 116
- May 9,  
Treasury. Fox to Stephen. Yule, of the Royal Engineers, being absent from Quebec on leave to furnish information respecting a proposed railway between Quebec and St. Andrew's, it is requested to know how long he will be required. 183
- May 10,  
Treasury. Baring to Stephen. Instructions have been sent to take the necessary measures to transfer the proceeds of the clergy reserves to the names of the present trustees. 248
- May 15,  
Treasury. Baring to Stephen. Sends copy of letter from Routh that the sum of £606 13s. 4d. sterling had been paid into the military chest on account of clergy reserves. Orders have been given to invest that amount in three per cent consols. 249
- May 17,  
Temple. Spearman to Stephen. Reports that the sum of £700 currency has been credited in the February accounts as £606 13s. 4d. sterling. 250
- May 18,  
Downing Street. Spearman to Stephen. Sends papers respecting the charge of double head money on emigrants arriving without certificates. The Lords of the Treasury have desired the commissioners of Customs to instruct their officers at the various ports to give certificates to vessels for ports in Lower Canada, although not necessarily required by the Act. 251
- May 20. Enclosed. Report of the commissioners of Customs that they had submitted two cases, to the law officers; copies of these and of the opinion of the law officers are sent. If no means are to be taken to repeal the provincial Acts, orders shall be sent to the officers in the United Kingdom to grant certificates. 253
- Case for the law officers. 255
- Opinion. 257
- Second case for the law officers. 258
- Opinion reconsidered but not changed. How the difficulty may be obviated. 263
- May 17,  
Temple. Law officers to Glenelg. Answer to questions respecting fees in the Vice Admiralty Court at Quebec. 113
- May 18,  
Downing Street. Unsigned to Spearman. Sends copy of a dispatch from Gosford suggesting reductions in the Indian department of Lower Canada. What retiring allowance should be granted the officers whose services are discontinued? 210
- May 20. Unsigned to Sullivan. The salary of £3,000 to Colborne was arranged when the appointment was made besides the use of the government house at Sorel. 382
- May 26,  
Treasury. Spearman to Stephen. Sends copy of report of the commissioner on French claims, on the memorial of the Superior and directors of the Seminary of Quebec claiming indemnity for the loss of property in France. The Lords of the Treasury would have been glad to comply with the prayer

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1837. of the memorial but that would involve the reopening of many cases long since decided on. Page 264
- Enclosed.* Report of the commissioners on French claims on the memorial of the Seminary of Quebec. 266
- June 2, Sargent, paymaster, to Spearman. Enclosed in Baring to Stephen, 13th June, 1837. 266
- London.
- June 2, Le Marchant to Stephen. After considering the application of the Hudson's Bay Company for the renewal of the exclusive licence to trade in the parts of North America beyond the limits of their charter, the Lords of Trade believe the application should be favourably considered. 88
- Whitehall.
- June 12, Sullivan to the same. On being furnished with the proper certificates by Captain Mackinnon the regulated allowance in aid of the expense of his passage money shall be issued. No allowance is to be made for the extra expense he incurred for objects not military. 383
- War Office.
- June 13, Baring to the same. Sends copy of letter from the paymaster of civil services respecting the transfer of the clergy reserve stock to himself and Spearman. 271
- Treasury.
- Enclosed.* Sargent, Paymaster, to Spearman. Has effected the transfer of the stock in the three per cent consols and sends receipts. 272
- June 17, Report of the commissioners of Customs. Enclosed in Spearman to Stephen, 29th June, 1837.
- Custom House,
- June 21, Routh to Spearman. Has returned from New York, where he had negotiated for £20,000, of which from \$55,000 to \$60,000 had been collected, but from the rise in exchange doubts if more can be got. The extravagance prevailing in New York. The necessity of revising the whole banking system of the United States. The difficulty of Canadian banks resuming specie payments. The Legislature will at its meeting consider expediency of suspending specie payments. The connection between the banks and the commissariat virtually ceased when the banks suspended specie payments, but there are still balances owing by the banks. Suggests plans for overcoming the difficulties, including the issue of a token coinage. 294
- Quebec.
- June 29, Spearman to Stephen. Sends copy of memorial from the Bank of British North America for the return of duty on books imported from Great Britain through New York. 273
- Treasury.
- Enclosed.* Memorial. 274
- Report of the commissioners of Customs that the Customs officers at the frontier were justified in charging the duty on the books, but the commissioners suggest that if it is proved to the satisfaction of the Governor that the books are the manufacture of the United Kingdom, the collector may be authorized to refund the foreign duty. 277
- June 30, Barrow to Stephen. The survey of the river St. Lawrence has been published; that of the Gulph has not yet been completed. 20
- Admiralty.
- July 5, Spearman to the same. The requisition for Indian presents received. The Lords of the Treasury have deferred ordering the articles till a return shall be received of what may remain in store. 279
- Treasury.
- July 6, The same to Routh. Enclosed in Spearman to Stephen, 19th July, 1837.
- Treasury.
- July 8, Garrat & Co. to Admiralty. The defective state of the British emigrant ship, "Edward." 21
- July 15, Law officers to Glenelg. Opinion as to the construction of the agreement for the payment of interest on the balance of the amount payable by the British American Land Co. 118
- Temple.
- Enclosed.* Extract from minute of agreement between Stanley and the directors of the British American Land Company. 122

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1837.  
July 19,  
Treasury. Archer to Stephen. Requests that official letters may be sent to Routh by the special messenger about to proceed to Canada. Asks also that Routh's original letters may be returned. Page 280
- July 19,  
Treasury. Spearman to Stephen. Transmits correspondence with Routh respecting the arrangements for providing the funds for the military expenditure in the Canadas. 281
- Enclosed.* Spearman to Routh. His letters have been under consideration by the Treasury. It is thought desirable to call on Coffin for a remittance of £75,000 as explained by him (Routh) to Coffin. Precautions to avoid danger from depositing the money in private banks. The Treasury would not be justified in allowing additional deposits in the banks which have suspended specie payments, so that he is to place in the military chest all consignments and all money received from his own negotiations. The confidence of the Treasury in his judgment. 282
- Spearman to Routh. The satisfaction of the Treasury at his course in answer to the request of the Lieut. Governor of Upper Canada for his interference to support the credit of the Upper Canada Bank. The Treasury is not empowered by law nor can it sanction the deposit of money in any bank to support its credit. 287
- Spearman to Routh. The Lords of the Treasury have been notified of his arrival at New York to obtain specie for bills on the Treasury. He is referred to letter of 6th July on the subject of his pecuniary transactions. 289
- July 19,  
Treasury. Same to the same. The Lords of the Treasury have been informed that special instructions have been issued to the Governor of Canada for the payment in Lower Canada of £142,160 14s. 4d. on account of arrears. He is to inform the Governor that he has received directions to take His Lordships instructions. He is to impress on Gosford that it would be injurious to the public service that any arrangements should be allowed to interfere with the due supply of the military chest for the payment of troops and supplies. 292
- July 19,  
Treasury. The same to the same. The Lords of the Treasury approve of his proceedings in regard to raising money in New York. The money now in the banks is to be made available for such purposes as he and the commanding officer may think best. They approve of his suggestions as to the withdrawal of the money from the banks without loss to the public or injury to the banks or to individuals. They are not at present prepared to sanction the residence at New York of an officer of the commissariat. The Lords will communicate shortly on the subject of a token coinage. 301
- July 20. Unsigned to Bruyeres. The question of the payment of interest on the outstanding portion of the purchase of land by the British American Land Company was referred to the Law Officers who give it as their opinion that the interest is payable annually at the rate of 4 per cent. 129
- July 20,  
Treasury. Spearman to Stephen. Sends copy of letter from the Treasury to Routh, also copies of letter from Routh and of the reply. 296
- July 25,  
Stephen to LeMarchant. Glenelg concurs in the opinion of the Lords of Trade respecting the application of the Hudson's Bay Company, but it is desirable to have a clause in the charter to grant lands for colonization or settlement. Glenelg thinks the statements of the infertility of much of the land cannot be assumed as incontrovertible and he is disposed to regard the statements to that effect with distrust. 91
- July 26,  
Portsmouth. Major Stark to Fitzroy Somerset. Enclosed in Fitzroy Somerset to Stephen, 1st August, 1837. Extract from the defaulters' court martial book of the same date also enclosed.
- July 29,  
Ordnance. Byham to Stephen. Had received notice of the issue of arms and ammunition to guard a merchant vessel with 39 convicts. These have been

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 returned to the tower, with the exception of 10 cartridges which are not to be charged for. Page 184
- July 29,  
 Treasury. Spearman to Stephen. Under the circumstances the Lords of the Treasury will sanction payment of the bill for £1,000 drawn by Gosford. It is to be paid into the military chest, no provision being made for this payment as part of the expenditure in the estimates. 303
- July 29,  
 Treasury. Spearman to the same. Has received letter enclosing dispatch from Gosford with numerous enclosures respecting the financial difficulties in Lower Canada and explaining the means adopted for the relief of merchants and why he consented to the payment of the Customs duties otherwise than in specie. A communication had been received from the Customs on the same subject. Under the peculiar circumstances their Lordships did not disapprove of the measures adopted by the Customs. Monthly reports are to be made by the Customs officers showing the amount of duties collected in specie and otherwise, the amount of bank receipts redeemed during the month and the amount unredeemed at the end of it. Gosford's plans approved of. 305
- August 1,  
 Horse Guards. Fitzroy Somerset to Stephen. Has laid before the Commander-in-Chief letter from Gosford and petition from McAuliff. Sends copy of a report from commanding officer respecting his case. Lord Hill does not see any ground for extending the Royal clemency to McAuliff. 49
- Enclosed.* Major Stark to Fitzroy Somerset. States the circumstances connected with the crime for which McAuliff has been sentenced to death. 51
- Extract from the defaulters' courtmartial books respecting punishment to John McAuliff. 53
- Major Kelly to the Adjutant General. Reports the conduct of McAuliff in the 24th regiment. 54
- Same to Dr. Pitcairn. Calls attention to the case of McAuliff. 57
- August 3. Unsigned to Spearman. The amount due to Aylmer for his salary is £5,156 10s. 1d., and that to Craig, Civil Secretary, is £572 18s. 11d. Asks that payment be made of these amounts from the vote of Lower Canada. 291
- August 7,  
 Whitehall. Hume to Stephen. No negotiation has been entered into by the Hudson's Bay Company for a renewal of their licence, nor any measures taken but the transmission of an answer of the 2nd of June to the letter of 28th February. The Lords of Trade are, however, prepared, if so desired by Glenelg, to confer with the company on the subject. 94
- August 7,  
 Treasury. Spearman to Stephen. Is there any objection to certain appointments being renewed? 308
- August 15. Stephen to Hume. His letter of the 7th received. Glenelg thinks as the Lords of Trade have already undergone the labour of investigating the question of the renewal of the charter of the Hudson's Bay Company, the negotiations as to the terms of the charter would be conducted more advantageously by them than by Glenelg. As to colonization, Glenelg will explain his views to the company should the Lords of Trade think that course expedient, but being afraid of confusion and his views lying in a narrow compass it might be better that the Lords of Trade should state them rather than Glenelg himself. 96
- August 15. Unsigned to Spearman. There is no reason why the Receivers General of Upper and Lower Canada should not have new appointments, except that each of them will resign shortly. How these appointments should be made. In the present case the Receiver General belongs to a class of officers usually appointed by the Colonial Secretary. It is a matter of the most perfect indifference to Glenelg owing to the obligations as to patronage. 309
- August 21,  
 Treasury. Spearman to ———. States the allowances to be made to retiring officers of the Indian Department. 210

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1837.  
August 21,  
Treasury. Spearman to Stephen. Has submitted suggestions by Gosford for reductions in the Indian Department. Grants of allowances to the reduced officers (names and amounts given). Page 311
- August 22,  
Treasury. The same to the same. Has laid before the Lords of the Treasury copy of letter from Lockhart for balance of the Bishop's salary. The salary of the late Bishop has been regularly drawn to 31st March last. Before paying, the Treasury desire to be informed of the date of the Bishop's death, and to know if Lockhart can give assurance that the salary due may not be drawn in Quebec. 312
- August 28,  
Quebec.  
August 30,  
Treasury. Craig to Airey. Enclosed in unsigned to Byham, March (?), 1837. Spearman to Stephen. The Lords of the Treasury desire to have Glenelg's opinion on the proposal of Scholefield, of Birmingham, to coin copper coinage for the Bank of Montreal to be circulated in Lower Canada. 313
- August 31,  
Downing  
Street. Glenelg to Gosford. Has referred dispatch of 15th February to the Treasury which approves of the steps taken respecting Indian officers and has sanctioned payment of the sums mentioned by Spearman to those retiring. 209
- September 7,  
Downing  
Street. J. S. R. (Spring Rice?) to Glenelg. Asks for letters of introduction to the Governors of British North America in favour of Cornell going to the United States on important duties respecting commercial relations and who may also consider the question of banking in British North America. 315
- September 9,  
Downing  
Street. Helps to Grant. The letters of introduction for Cornell to be sent under cover to T. A. Curtis, Governor of the Bank of England. 316
- September 13,  
Treasury. Baring to Stephen. Under the circumstances the Lords of the Treasury have authorised the payment to Lockhart of £200 on account of the salary of the Bishop of Quebec on his producing the authority empowering him to receive the same. 314
- September 15. Unsigned Circular to the Governors of the provinces introducing Mr. Cornell. 318
- September 20,  
Downing  
Street. Ricketts to Stephen. The letters of introduction for Mr. Cornell are to be sent to Mr. Curtis not later than the 22nd. 317
- September 21,  
Treasury. Spearman to the same. In absence of definite information from the Governor of Lower Canada the Lords of the Treasury defer giving their sanction to the transmission of copper coinage for circulation in Lower Canada, but desire Glenelg to call upon the Governor of Lower Canada for an immediate report on the subject. 319
- September 25. Observations on Sorel Seigniori on its being transferred to the Ordnance department. 189
- September 25,  
Treasury. Baring to Stephen. Fuel has been supplied to Gosford to the 30th June last. The Lords of the Treasury do not object to this issue being continued, but the amount must be repaid by Gosford. 321
- October 3,  
Downing  
Street. J. S. (Stephen) to Spearman. The Governor of Lower Canada has reported the meeting and prorogation of the Legislature of that province and the refusal to make provision for the payment of arrears of salaries, &c., due to the civil officers. The time has therefore arrived for applying the money granted by Parliament to the payment of their claims. Asks that directions be given accordingly. The amounts due to Aylmer, Craig, Amyot and Buchanan respectively are noted. 332
- October 4, Unsigned to Baring. The functions of the Canadian commission ceased on the 18th February last. 323
- October 12,  
Treasury. Spearman to Stephen. Advances have been made to Colborne at the rate of £3,000 a year, which the Secretary at War declines to repay. The allowance was paid on the authority of a letter from Glenelg and the Lords of the Treasury desire to obtain such information as will enable them to decide how the expense is to be charged. 324
- October 12,  
Treasury. The same to the same. The Lords of the Treasury have received copy of Gosford's dispatch with report from Napier on the Indians of Lower Canada.

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They defer observations till they receive report from Upper Canada. The report, however, appears to show that the expenses are to be charged to proceeds of the sales of waste lands. Page 328
- October 12, Treasury. Spearman to Stephen. Authority has been given to pay the amounts due to Aylmer, Craig, Amyot and Buchanan out of money granted by Parliament. 330
- October 14, Treasury. Maule to the same. Amos has applied for his fees for advising upon and settling three Canadian Charters. What he knows of the claim. Desires to know how it is to be settled. 334
- October 19, Treasury. Baring to Stephen. Although the commission had ceased on the 18th February last, yet Gosford continues to draw from the commissariat, which is against rules. He must therefore pay for all he has drawn. 337
- October 21. Unsigned to Spearman. Asks for payment of £200 advanced by Wilder to A. C. Buchanan. Sends Buchanan's engagement to transfer the amount to Wilder. 331
- October 21. Unsigned to Maule. Glenelg has requested the Treasury to authorise payment to Amos of such fees as may be due to him. 335
- October 21. Unsigned to Spearman. Sends application from Maule for payment of fees to Amos. To move the Lords of the Treasury to order payment. 336
- October 25, Unsigned to the same. Details of the arrangement made with Colborne for the payment of £3,000 a year. The Lords of the Treasury to be moved to make provision for the payment of the amount. 325
- October 28, Quebec. Colborne to Sir Colin Campbell. Enclosed in Fitzroy Somerset to Stephen, 25th November, 1837.
- October 30, Quebec. Gosford to Colborne.
- October 30, Quebec. Colborne to Gosford. Both enclosed in Spearman to Stephen, 9th December, 1837.
- October 31, Treasury. Maule to Spearman. Enclosed in Spearman to Stephen, 15th November, 1837.
- October — Unsigned to Gosford. Sends copy of letter from the Secretary to the Treasury respecting his irregular drawings from the commissariat. He is to arrange for payment to the commissariat of all articles drawn since the 31st March. 339
- November 2, Sorel. Colborne to ——. Enclosed in Fitzroy Somerset to Stephen, 25th November, 1837.
- November 4, Sorel. Colborne to Spearman. Enclosed in Spearman to Stephen, 9th December, 1837.
- November 4, Ordnance. Fox to Stephen. Yule, of the Royal Engineers has finished his tour of duty in Canada. Does the Colonial Secretary wish him to return on special duty? 185
- November 9, Quebec. Gore to ——. Sends return of regimental movements ordered by the Lieut. General, his intention being to occupy Montreal as strongly as possible. The provision made there and in other places (named) for the accommodation of the troops. The other military arrangements on the Ottawa, Richelieu, &c. The country about Acadie in a state of rebellion; that on the Richelieu no better; agitators have been enrolling and drilling at various places. Colborne has decided on remaining at Montreal. The usual return of troops referred to in letter can not be ready in time for this post. 75
- Enclosed.* General distribution of the troops in Upper and Lower Canada. 79
- November 14, Whitehall. Phillips to Grey. Lord John Russell has given orders to Legrasse till an opportunity offers to send him to Canada for trial. 105
- November 14, Treasury. Spearman to ——. Has Gosford ordered payment to be made of the arrears of salaries? If so, arrangements must be made to pay over the amount to the commissary. 340

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1837.  
November 15, Spearman to Stephen. Sends copy of letter from the solicitor to the Treasury that he has paid Amos £126 (120 guineas) for preparing the charters granted to three banks in Lower Canada, the governor to be directed to recover the amount from the banks. Page 341
- Enclosed.* Maule to Spearman respecting the fees payable to Amos for preparing bank charters. 342
- November 16, Vivian to Grey. Asks him to forward letter to Gosford. 186
- Ordnance. Spearman to Stephen. Grey's letter enclosing Carter's report on Colonial currency received. The Lords of the Treasury have the subject under consideration and will avail themselves of Carter's valuable information. It confirms their opinion that the currency must be guided by some general principles. 343
- November 21, Treasury. The Lords of the Treasury to Stephen. They have had their attention called to the payment of £18 14s. 1 $\frac{3}{4}$ d. to James Hughes, superintendent of the Indian department for costs paid by him in a suit entered against him in his official capacity; they desire to have Glenelg's opinion on the propriety of the payment. 344
- November 21, Treasury. Commissioners of Audit to Treasury. Enclosed in Spearman to Stephen, 28th December, 1837.
- November 23, Audit Office. Spearman to Stephen. In reference to Glenelg's request that provision be made for the pay and allowance of Colborne to the amount of £3,000 per annum, the Lords of the Treasury desire to know if he has any other military allowance. 345
- November 24, Treasury. General order to send a regiment to Halifax as speedily as possible. The regiment which was intended to be sent from Gibraltar and Jamaica is still to be sent and not to be replaced from hence. 59
- November 25. Fitzroy Somerset to Stephen. Transmits copy of dispatch, with enclosures received from Colborne. 58
- Enclosed.* Colborne to——. Sends copy of letter to Sir Colin Campbell for reinforcements. 60
- Colborne to Sir Colin Campbell. Asks for reinforcements owing to the critical state of Lower Canada. 61
- November 27, Horse Guards. Lord Hill to Glenelg. The service companies of the 93rd have been ordered to proceed to Halifax so soon as tonnage is ready at Cork. Other military arrangements rendered necessary. 63
- November 27, Ordnance. Byham to Stephen. Transmits copy of statement from the Respective Officers at Quebec concerning the property at Sorel. The report is defective so that further information has been asked for, but the Master General and Board of Ordnance thought it proper to send the information given and especially of there being arrears of rent of £4,600 currency. 187
- November 30. Unsigned to Spearman. Sends copy of letter from Glenelg to Colborne by which it will appear that Colborne was to receive no allowance in addition to the £3,000. 346
- December 5. Fitzroy Somerset to Grey. The application of Lieut. Grey will be attended to, but in view of the services of so many others, Lord Hill is afraid it will not be in his power to meet his (Grey's) wishes at an early day. 65
- December 5, Treasury. Spearman to the same. Under the circumstances the Lords of the Treasury will be prepared to honour Gosford's bills for his expenses in returning. 347
- December 7, Treasury. Same to Colborne.
- December 7, London. Baker to Bidwell. Both enclosed in Backhouse to Stephen, 9th December, 1837.
- December 8, Horse Guards. Lord Hill to Glenelg. Her Majesty's Government having determined on the withdrawal of two regiments from the Ionian Islands he will lose no time in carrying out the determination. In respect to troops for Quebec



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- shall place in orders the two regiments first for foreign service unless there is any other measure in contemplation. Page 66
- December 9, Backhouse to Stephen. Is directed by Palmerston to send copy of letter from Baker, Consul for Mobile, relative to the shipment of arms to New York, supposed to be for Canada. 100  
Foreign Office  
*Enclosed.* Baker to Bidwell. Has been informed that arms are being shipped from England to New York to be sent to Canada. Knows of no law to prohibit this trade; should it be desired to know who are engaged in it, that can be easily learned from the consul at New York. The probable destination of the arms. 101
- December 9, Spearman to Stephen. Sends copy of letter and enclosures from Colborne advising that he had authorized payment of £2,000 to the Governor in Chief from the military chest. Asks that Glenelg should consider how the advance is to be repaid. 348  
Treasury  
*Enclosed.* Colborne to Spearman. In the political situation of Lower Canada had authorized Gosford to draw £2,000 from the military chest to enable him to obtain correct information of the designs of the disaffected. 350
- Gosford to Colborne. Applies for authority to be given to the Commissary General to meet his (Gosford's) warrants for a sum not to exceed £2,000. 352
- Colborne to Gosford. The Commissary General shall be authorized to place at his (Gosford's) disposal the sum of £2,000. 354
- Spearman to Colborne. Under the circumstances the Lords of the Treasury sanction the advance of £2,000 to Gosford. 355
- December 12, Phillipps to Grey. Lord John Russell sends for the information of Glenelg, copy of private letter from Baker, consul at Mobile, respecting arms shipped to New York supposed to be destined for Canada. 106  
Whitehall. Another copy sent by Palmerston, see page 101
- December 14. Unsigned by Byham. Has received report respecting Sorel, which is so defective that he could express no opinion about the arrears, but as it is military property, the question as to the recovery of the arrears is one for the Ordnance. 188
- December 20. Unsigned to Spearman. The £2,000 advanced from the military chest will be repaid in the same manner as other sums that may be drawn for the same purpose, but Glenelg wishes to postpone answering the inquiry until government shall decide what course to adopt regarding Lower Canada. 349
- December 22, Vivian to Glenelg (private). Fox has sent letter and his answer which is all right. Before leaving town he was in correspondence with Lord Hill respecting artillery and had ordered a company to be got ready for immediate embarkation. If there is to be a struggle a strong force should be sent at once, and the fault not be repeated that was committed in the American war. The people in Canada are French and a military people. Hopes a strong force will settle the matter. A few cavalry should certainly be sent. 195  
Glynn.
- December 23, Byham to Stephen. The Ordnance have given orders respecting the equipment of troops in Lower Canada. 197  
Ordnance.
- December 25, Fox to Glenelg. Cavalry horses cannot be got in the Canadas, but there are plenty in the United States. An agent might be privately sent to New York to purchase. There is a battalion of rifles just returned from New Brunswick who know the country, and which he supposes Lord Hill will send. 198  
Ordnance.
- December 26, Spearman to Stephen. The Lords of the Treasury have given instructions to the commissary to defray from the military chest expenses incurred under the authority of Colborne and supported by his warrant. 356  
Treasury.
- December 27, Vivian to Glenelg. It is the Admiralty that takes up vessels, the Ordnance merely calls on them. The Ordnance has at present no stores to send

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except some tents and other camp equipage that cannot be wanted before the opening of navigation. Page 200

December 28. Lord Hill to Glenelg. Has given order to embark the service companies of the 93rd regiment as soon as tonnage shall arrive at Cork, and they are to be completed to 100 men each company. 68

December 28, Horse Guards. Lord Hill to Glenelg. Has received command to keep the military force in British North America at 10,000 men, including 400 or 500 cavalry, but not including artillery; 1,000 men are to be sent to Halifax, and the remainder should reach the St. Lawrence at the opening of navigation; the service companies to be raised to 100 men each. No time shall be lost in carrying out the orders. Asks as to the transport of horses and recommends that a proportion of them should be bought in Canada. How the staff should be composed. 69

December 28, Treasury. Spearman to Stephen. Were instructions sent to Gosford respecting the repayment of £162 9s. 0d. for stationery supplied to the Secretary's department? 357

*Enclosed.* Commissioners of Audit to the Treasury. Orders were given to pay to the military chest £162 9s. 0d. for stationery but this does not appear to have been paid. 360

December 29, Horse Guards. FitzRoy Somerset to Grey. Lord Hill recommends that at the season of the year the troops must embark, flannel shirts and drawers should be provided. Suggests the best method of laying in the supply. 73

December 30, Ordnance. Vivian to Glenelg. Asks him to include a company of sappers with officers in proportion to the requisition he is preparing. 201

December (?), Unsigned to Barrow. The pursers of the vessels to carry reinforcements to British North America to provide a supply of flannel shirts and drawers. 74

1838,  
February 9. Unsigned to Spearman. The cause of the delay in settling the claim for stationery supplied to the Secretary's department. 358

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## Q. 241-1-2-3.

1836.

Part 1 from page 1 to 257; part 2 from page 258 to 548; part 3 page 549 to 831.

December 3, Quebec, 1837. Stayner to Maberly. Enclosed in Lawrence to Stephen, 27th January, 1837.

January 5, London. Maberly to Stephen. Reports the improvements introduced into the postal service of Canada. The excessive amount of the pay given to Stayner, deputy postmaster general. The hardships that would be inflicted on the public by the abolition of the privileged system, the bill to reduce the postage having failed to pass. Page 409

January 12, London. Lechmere to Stephen. A careful search has been made but the name of Lachlan Maclean said to be appointed collector in Philadelphia in 1772, cannot be found. 414

January 18, Glasgow. Macfarlane to Grey. Recommends Rev. Dr. Black who is appointed to advocate the claims of the Church of Scotland. 638

January 27, London. Lawrence to Stephen. Sends letter from the deputy postmaster general in Canada that postage due by the Legislative Council and Assembly of Upper Canada has been paid but that due by the Government of Lower Canada is still unsettled. 415

*Enclosed.* Stayner to Maberly. Reports the payment of postage due by Upper Canada but that due by Lower Canada is still unsettled. 416

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January 27.

Lawrence to Stephen. Sends report from the deputy postmaster general of Canada that up to the 5th April last 33 new post offices had been opened and an addition made of 307 miles of established mail road, the extra number of miles travelled in a week by the post was 896 and there was a considerable increase to the gross revenue of the post office in the Canadas.

Page 417

*Enclosed.* State of the post office department in the Canadas for the year ended 5th April, 1836. 418

(There is an error in the figures of this state, which has occurred in the original.)

January 29.

Archbishop of Canterbury to Glenelg. Had written to the Bishop of Quebec respecting a proposed see in Upper Canada, but the Bishop is so indisposed that it has not been laid before him. Since then he has been seized with apoplectic attacks of a very serious nature. It would be desirable then to consult the Bishop of Montreal before coming to a decision.

503

January 30.  
London.

Gillespie to Glenelg. Has not written since the 17th ulto. Had expected news of Stuart's movements. Death of Grant, chairman of constitutional delegates. The letters of his private confidential correspondents have not lately come regularly so that he cannot communicate with confidence what is passing. The legislature of Upper Canada were about to demand a seaport and a change of the boundary line between Upper and Lower Canada so as to embrace the island of Montreal, which they prefer to a union, but rather than not obtain a seaport they would submit to it. With the exception of the population on the island, neither of these measures would be satisfactory. Refers to the scheme submitted on the 17th of last month as more satisfactory than either of these. The French Canadians of property think something will and must be done to satisfy "Les Anglais." Is satisfied its speedy passage would save ministers much trouble and in a short time allay agitation although for a time it might cause excitement among the French Canadian population but finding their liberties not infringed upon and their properties becoming more valuable the heat would pass away. Sees no objection to the number of representatives being increased. Suggests that the College at Cobourg should send a member which would secure the good will of an important sect. Is inclined to think the clergy reserves in Upper Canada will be sold and the proceeds applied to general education. 3

January 31,

Unsigned to the Bishop of Montreal. Sends copy of an address from the Anglican clergy of Upper Canada for the erection of a new see, also copy of correspondence with the Archbishop of Canterbury and of a letter to the Bishop of Quebec who is too ill to attend to business. Asks, therefore, for the remarks that his local knowledge may enable him to make. 505

February 3,  
London.

Gillespie to Stephen. Has written to Glenelg. Will send account of the origin of the contingent expenses of the Legislature if that is wanted. Unless support is given by the home Government to British interests in Canada agitation will recommence and it will be difficult to arrest its progress. Sends copy of letter to friends in the direction of the Montreal and City Banks on the subject of petitioning for charters. Calls attention to the large importation from Canada to show its growing importance, the total value being £3,800,000, a larger sum than he had any idea of. The fears of merchants in London that disturbance will arise in Canada unless some sign of protection is given to the British party. 7

*Enclosed.* Gillespie to John Jamieson, Montreal Bank and John Fotheringham, City Bank. If application is made, a charter will be granted or such other Act passed as will give facility for conducting business. The petition should be drawn out in accordance with the charter. An agent should be appointed in London to receive and forward the application.

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- Does not wish his name mentioned in connection with the application but shall do the best for those interested, if entrusted with the petition. Page 10
- February 3, Gillespie to Glenelg. Is grateful for the confidence reposed in him. Regrets that Government does not find itself in a position to deal with Lower Canada, so as to secure its permanent tranquillity. Is pleased that no concession is to be made to the House of Assembly in respect to an elective Council. The continuance of that House as it is will give an earnest of the determination to uphold the constitution. The establishment of a court of appeal at Montreal will be thankfully received as well as the charter or Act to continue the provincial banks permanently. Suggests postponing the grant of a charter to the Bank of British North America till the trade shall petition for it. It is, no doubt, intended to create a fund to pay off the arrears of salaries to public officers as well as the contingent expenses of the Legislature. The grievance on account of stopping the work at the Montreal harbour. Its stoppage when nearly completed; the injury it will sustain if left as it is, its completion would allay much feeling and beautify the city. The almost impassable road to the harbour during spring and autumn, in summer the deposits are likely to cause disease and persons owning property in the neighbourhood cannot make use of it. The bad effect of improvements elsewhere on the unfinished part of the harbour and loss of life and property as the consequence of it being left unfinished. Urges the completion of the harbour. Page 12
- February 4, Bruyeres to Grey. By order of the British American Land Company he sends memorial addressed to Gosford by the commissioners of the company in Canada, in the hope that it may induce Glenelg to reconsider his opinion. 172
- February 7, Maberly to Stephen. Is afraid the return wanted cannot be supplied, but will consult the accountant to see if the remittance from the two provinces can be distinguished. 419
- February 8, The same to the same. Sends statement of the sums for postage remitted from Upper and Lower Canada and a copy of a memorandum of the accountant. 420
- Enclosed.* Statement of the sums remitted for postage in the Canadas for the last five years. 421
- Memorandum by the accountant general. Has sent statement of remittances for the last five years but cannot state the proportion collected by each province, nor the expense of the Halifax packet which is defrayed by the Admiralty. 422
- February 8, Memorial of Rev. E. Black on behalf of the Church of Scotland in Canada. 682
- February 8, Rev. E. Black to Glenelg. Sends letter from Gosford and memorial from himself respecting the present state of the Scottish Church in the Canadas. 688
- February 10, Pelly to the same. The peace and order in the territories under the Hudson's Bay Company have rendered it unnecessary to trouble the Colonial department, but the approaching termination of exclusive trade makes it his duty to bring the whole case under the notice of his Majesty's government, so as to ascertain what measures are to be taken for the administration of justice, police, &c. History of the origin of the Hudson's Bay Company. The French fur trade previous to the conquest of Canada, till which time no competition existed but subsequent to that, competition arose leading to the formation of a company under the title of the North-west Company which amalgamated with the Hudson's Bay Company in 1821. Sketch of the operations of American and Russian fur traders before the amalgamation. Applies for an extension of the license. After a severe competition the Hudson's Bay Company has succeeded in establishing settlements and

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1837. obtaining almost an exclusive enjoyment of the fur trade. Actions of the Russian government in disavowing the acts of their officers. Page 270  
*Enclosed.* Simpson to Pelly. Report of the state of the Indian Country and trade previous and subsequent to the year 1821. 288
- February 11, Gillespie to Glenelg. Had urged the union of the provinces as an effectual remedy for existing evils in Lower Canada and giving political power to the English inhabitants, the want of which has been the root of the difficulties. His other plan was to have federal union of the legislatures of Upper and Lower Canada to meet at Montreal. Is of the same opinion as was expressed in former letters. In any case it would be expedient to ensure a certain revenue to be at the disposal of government to defray civil and other expenses. Hopes a bill to that effect may be brought in and passed as a reference to a committee will cause only delay and disappointment and be the means of creating violence in the province. More trouble is to be apprehended from doing too little than too much and the Crown duties may be resumed without causing much heat. The credit that would accrue to a statesman who would give a free constitution to a colony more populous than Scotland was on its union with England. 17  
 London.
- February 15, Same to the same. Sends statements of the duties collected on imports into Canada last year. Calculates the amount that should be at the disposal of government. Besides this there must be money lying dead in the Receiver General's chest. 22  
 London.
- February 15, *Enclosed.* Duties collected at Quebec and Montreal in 1836. 25  
 London.
- February 15, Rev. E. Black to Glenelg. States the amounts that have been received by the Church of England ministers in Canada and the unpaid services of the ministers of the Church of Scotland, as regimental chaplains, &c. 689  
 London.
- February 15, Rev. D. Brown to the same. Had gone to Lower Canada as a missionary, was settled in Val Cartier but from the poverty of the people was unable to remain. Prays for sufficient aid to enable him to resume his ministerial duties. 727  
 London.
- February 16. Unsigned to Bruyeres. Has received memorandum on the demand of the British North American Company, a copy of which has been sent to Gosford for his observations. Till these are received, Glenelg will not pronounce any conclusive decision. 174
- February 17, Gillespie to Grey. Sends newspapers containing address from the Assembly with the strong points that can be urged by Upper Canada in favour of the annexation of Montreal to that province. There are objections to it which could be raised on the part of Lower Canada. Believes that the federal union is the best step that could be taken. 26  
 London.
- February 18, Bruyeres to the same. The directors of the British American Land Company send a report from the Eastern Townships of the satisfactory progress made there from the exertions of the Company. 189  
 London.
- Enclosed.* Report by R. Carter of the satisfactory progress made by the Eastern townships. 190
- February 20, Rev. E. Black to Grey. Had received his note asking for his (Black's) address in Scotland, that Glenelg's decision might be sent there. Ellice advises that he should not leave till he shall receive the decision, so he shall remain until Wednesday evening. Should he not receive a favourable answer he shall submit the case to the King in Council and thereafter if necessary bring it before Parliament. 702  
 London.
- February 22, Gillespie to Glenelg. Apologises for intruding on His Lordship's time. Had hoped that Government had required no further proof of the disposition of the Assembly to thwart the designs of the Imperial administration and to impede the improvement of the country and also that retrospective as well as prospective measure permanently providing for the civil government and conferring influence on the mercantile classes would have been adopted but that expectation has vanished. Hopes the measures to be introduced will

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 prove more comprehensive than he expects, but his anticipations of its tendency are gloomy. Wishes that some mark of encouragement were given to the people of Montreal. The memorial of Strachan on McGill College must have been received before this; hopes Government may see fit to comply with the intentions of the testator. The advantages of a college in Montreal are fully stated in the memorial. Applies also to have the harbour at Montreal finished. Page 28
- February 22, Rev. E. Black to Grey. Thanks him for his courtesy and hopes to have the decision on or before the 15th of March as he is anxious to return to his duties. His heart's desire is to rescue his brethren from poverty and if necessary he shall return to London for this purpose. 704  
 London.
- February — Unsigned to Rev. D. Brown. Glenelg has instructed him to say that the question of the clergy reserves is before His Majesty's Government and his letter will receive consideration. 731
- March 8, Other representations on the same subject. 732 to 775, 798 to 813 & 815  
 London. Return from the pay office of stock held in the public funds on account of sales of clergy reserves in Canada. 687
- March 9, Memorial of Rev. Mr. Palmer to Glenelg for assistance to make provision for the religious education of the growing population by building churches and schoolhouses. 622  
 London. 625
- March 11, Statement of the case of Guelph in Upper Canada. Gillespie to Glenelg. His satisfaction at the discussion of the Canadian question and the passing of the resolutions by so large a majority which will invade no privileges of the Assembly and, if followed up, will give security to the population of British origin. Is aware that no scheme will be left untried by the minority to retard or prevent the passing of the resolutions. Implores Government to press them. If the agent of the Assembly is given time to consult his constituents such proceedings will take place as will alarm the people and commons of Britain and make them believe they are again on the brink of an American revolution. Reaction may by such means be expected and if ultimately carried the measure will only be so by a reduced majority. Joins in the belief of the good effect of the measure being passed by a large majority. Will address Stanley on the subject if he (Glenelg) approve. The Canadian merchants are more uneasy than ever as the question now stands. They intend to point out to His Lordship the baneful effects of delay. 31
- March 14, Gould to the same Has been directed by the North American Colonial Association to express their gratification at the resolutions presented to the House of Commons by Government. There will be a difference of opinion among the people of the province of British descent, but the members of the committee have resolved to use all their influence to promote unanimity. The committee apprehend no injury to person or property from the opposition of persons of French descent to the resolutions being carried into effect, provided the resolutions be carried promptly, but they look with alarm on the possible success of the minority in delaying them. The great moral effect of the overwhelming majority of the 8th instant will be lost if any indecision is shown, and agitation will be carried on in Canada with the greater violence the more the hope is entertained of defeating the resolutions. 35  
 London.
- March 17, Unsigned to Gillespie. Gosford has been informed of the result of the debate on the 4th resolution, and that no time would be lost in obtaining a decision on the others. Glenelg declines to offer any opinion as to the propriety of communicating on Canadian affairs with Stanley. 34
- March 17, Unsigned to Gould. Has received letter containing the sentiments of the North American Colonial Association on resolutions introduced by Russell. The result of the vote on the 8th instant has been sent to Gosford. There will be no delay which is not indispensable in obtaining a decision on the remaining resolutions. Glenelg does not see the necessity at present of

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1837. troubling the members of the association to wait on him, but if the necessity should arise he will avail himself of the offer. Page 38
- March 25, London. Robinson to Grey. The British American Land Company has paid £12,480 for instalments, exclusive of £15,754 5s. 6d. expended for roads and other improvements. Another instalment of £6,000 sterling, with three years interest has, no doubt, been paid by the commissioners. 197
- March 24, Dumfries. Rev. E. Black to Glenelg. Had expected that his decision would be communicated before this time. Applies again for an answer to the memorial. 706
- March 25. Unsigned to Rev. E. Black. Glenelg has had letter and memorial under consideration. Explains the obligation to continue the allowance during life to ministers of the Church of England in Canada. No exertion shall be wanting by which the just claims of the Church of Scotland may be recognised and enforced. 695
- March 30, Dumfries. Rev. E. Black to Grey. Regrets that Glenelg's reply should be unfavourable. The adherents of the Church of Scotland in Canada cannot be expected to submit willingly to the partial treatment of Government when they see grants of money annually voted to Romish and Episcopal churches and all aid refused to the branch of the national Church. Submits a list of grievances overlooked in Glenelg's reply. In order to exert himself to the utmost in behalf of his brethren, he has sent a preacher of the Church of Scotland, at his own expense, to Montreal, so that he can remain until after the meeting of the General Assembly. 708
- March —. Unsigned to Palmer. Has received his letter of the 9th on the insufficiency of the provision for the erection of churches and schools for the Church of England population in Upper Canada. This is a subject in which Government has taken great interest, but the sales of the clergy reserves do not afford an opportunity to comply with his request, and as it has been proposed to transfer the casual and territorial revenue to the Legislature, Government would not feel justified in imposing any charges on that fund other than those to which it was subject at the time of the proposed surrender. 631
- April 15, London. Lechmere, State Paper office, to Stephen. Has sent 10 volumes of American military correspondence, 4 volumes American promiscuous, 58 volumes of correspondence with the provinces, 1775 to 1778, being 72 volumes in all. Others are at the Foreign Office and Colonial Office. 423
- April 19, London. Children to Stephen. Reports the action that will be taken on the observations of Mr. David Douglas. 425
- April 22, London. Bruyeres to Grey. The directors of the British American Land Company had intimated to Col. McDougall that they would have great pleasure in receiving any propositions from the Colonial Office respecting emigration. 199
- April 24. Unsigned to Rev. E. Black. Writes on behalf of Glenelg in reference to the grievances which he (Black) alleges were not noticed. 713
- April 26, London. Gillespie to Glenelg. Congratulates His Lordship on the passing of the resolutions respecting Lower Canada. It is desirable that the bill founded on them may be passed without delay. Sends observations on passing events and his annoyance at certain appointments. 41
- April 26, London. Same to Stephen. Encloses letter addressed to Glenelg containing matters he may not be aware of, but which his connection and local knowledge enable him to learn. He has no private interest to serve. Applies for printed copies of the instructions regarding Canada, and a copy of the bill to be founded on them. Hopes it will contain a clause to enable the Governor to obtain money from the Assembly to complete public works, but particularly the harbour of Montreal. 39
- April 26, Glasgow. Macfarlane to Glenelg. Forwards memorial on behalf of the Church of Scotland. 639

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1837.

*Enclosed.* Memorial advocating the claims of the Church of Scotland to an equal share of the clergy reserves with the Church of England. Page 640  
 Authority for Morris enclosed in Morris to Glenelg, 7th June, 1837.

April 29,  
 Brockville.

Bettridge and Cronyn to Glenelg. They have been appointed a deputation from the clergy of Canada and ask for an interview. 525

May 1,  
 London.

*Enclosed.* Appeal on behalf of the Church of England in Canada with state of the religious condition of the province. 526

Form of subscription list. 530

May 5,  
 London.

Attwood to Grant. The object of the interview asked for is to learn if the obstacle to the granting of a royal charter to the Bank of British North America has been removed and to point out the effects of expiry this spring of the charters of all the banks. 228

May 6.

Unsigned to Gillespie. The petition from the banks of Lower Canada with Acts of incorporation, &c., have been referred to the law officers. It is intended, if the law officers see no objection, to advise granting a charter, to those banks containing the same provisions as are in the provincial Acts of incorporation but limited to twelve months. His letter has conveyed to Glenelg the first information of the appointments objected to. Had no doubt that in the exercise of patronage Gosford would consult the interests of the whole province and not of a party. The remission of the fine imposed on the *Minerve* was done by Glenelg's directions, founded on the opinion of the law officers. 46

May 9,  
 London.

Gillespie to Grey. Has not seen the petition or proposed charter sent by the Bank of Montreal but fears it may contain privileges not in the provincial charter. Trusts if the whole cannot be granted that a charter containing all the provisions of the provincial Acts may be given with liberty to extend its capital from £250,000 to £500,000. The increase is much wanted and will enable the bank to avert threatened calamities. 49

May 10,  
 London.

Pelly to Glenelg. In compliance with the conditions of the license he sends copies of the registers of people employed in the territories. 307

*Enclosed.* List :

Governor.....	1	
Chief factors and chief traders.....	55	
Chaplain.....	1	
Assistant chaplain.....	1	
Clerks, postmasters, &c.....	105	
Servants.....	921	
		1,084
		308

May 12,  
 London.

Attwood to Grant. The directors of the Bank of British North America would be obliged if an early appointment were made for an interview. 231

May 13,  
 London.

Unsigned to Attwood. The obstacle to granting a royal charter to the Bank of British North America still remains. Whatever assistance may be given to companies chartered by Acts of the Assembly which have been permitted to expire cannot extend to companies which have not obtained such Acts. 230

May 15,  
 London.

Petition of representatives of the Bank of Montreal and the Quebec and City Banks for an extension of the charters from the space of one year to a period of seven years. 50

May 15.

Gould and Freer to Glenelg. Ask for an interview. 55

May 15,  
 London.

Attwood to Grant. The directors of the Bank of British North America have received Grey's letter of the 13th, but still desire an interview with Glenelg. 233



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1837.  
May 15,  
London. Stephen to Attwood. The letter by Grey of the 13th was sent before that from Attwood was received. If the directors of the Bank of British North America still desire an interview, Glenelg will be happy to meet them on the 19th. Page 232
- May 17,  
London. Gould to Grey. The additional capital for the Bank of Montreal has been subscribed. Had suggested to Glenelg that authority be given for this increase. The resolutions will not, according to a correspondent, put down Papineau and his party or Roebuck and Hume. The only good thing is the prospect of paying the arrears. The remedies proposed by the correspondent. 56
- May 17,  
London. Attwood to Stephen. Had received his letter of the 15th. The directors will wait on Glenelg on the day and at the hour named. 234
- May 17,  
London. Campbell to the same. The Society for the Propagation of the Gospel reports that a dispatch was received from the Bishop of Montreal with copy of letter to the commissioners for Lower Canada setting forth the urgent demand for additional clergymen. Applies for £600 a year from His Majesty's Government from the clergy reserves; the society is willing to grant a like annual amount. 426
- May 20,  
London. Unsigned to Gosford. The petition from the committee of trade of Montreal was presented by a deputation from the Bank of British North America and laid before the King. 261
- May 22. Unsigned to Gillespie, Gould and Freer. His Majesty has been advised to interfere for the re-establishment of the corporate character of the banks as the provincial Acts are expiring and cannot be revived on account of political circumstances with which the banks have nothing to do. 52
- May 23,  
London. Various representatives of banks to Grey. Request that the three charters for the Lower Canada banks be prepared in accordance with the form approved by the law officers of the Crown, and that the time be limited to 12 months after the termination of next session. 262
- May —. List of proprietors of the Bank of British North America. 236
- May 31. Unsigned to Macfarlane. Glenelg with every desire to give a favourable reply to the memorial, points out that there are no funds available to pay stipends to the clergy of the Church of Scotland, but as the sales of clergy reserves are considerable in Upper Canada, he hopes that this difficulty will be overcome at an early period. 654
- June 2,  
London. Attwood to Glenelg. The directors of the Bank of British North America again apply for a royal charter. The refusal to grant this whilst such a grant was made to other institutions cannot fail materially to prejudice the standing of the bank both in Britain and the colonies. 263
- June 2. Unsigned to Campbell. States the claims of the Church of Scotland to a share of the clergy reserves, and regrets he cannot entertain the proposal of the Society for the Propagation of the Gospel. 427
- June 2. Unsigned to Rev. E. Black. Glenelg finds that there is a small unappropriated sum from clergy reserves in the hands of the paymaster of the civil services. Anxious to give effect to his predecessor's views and to the opinion of the law officers of the Crown, he will lose no time in instructing Gosford to pay over to the Church of Scotland in Lower Canada the sum of £500 for the present year, but no permanent provision can now be made. 720
- June 4,  
Montreal. Petition from the committee of trade of Montreal. Represents the disadvantages to which the trade is exposed in consequences of the temporary Acts to incorporate banking institutions and pray for a royal charter to the Bank of British North America so as to secure the permanency of banking operations in the provinces. 258
- June 4,  
Montreal. Unsigned to ——. Enclosed in Gillespie to Grey, Montreal, 17th July, 1837.
- June 5,  
London. Gillespie to Grey. Asks him to ascertain how the Receiver General of Upper Canada stands with Thomas Wilson & Co.; has found that he is a

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- creditor, but does not know the extent. He, (Gillespie) will be happy to hear that the bank charters have received the royal signature and are on the way to the province. He has been anxiously looking for the introduction of the bills, as the fruit of the resolutions; hopes the measure has not been abandoned. Page 59
- June 5. Unsigned to Bruyeres. Glenelg has received memorial sent to Gosford by the commissioners in Canada of the British American Land Company. Cites cases showing that the grantees of lands were at the expense of surveys, both external and internal. The British American Land Company has not made out a case for exemption. 175  
*Enclosed.* Memorial of the commissioners in Canada of the British American Land Company. 182
- June 6, Montreal. Unsigned to ———. Enclosed in Gillespie to Grey, 17th July, 1837. 182  
 June 7, London. Morris to Glenelg. If the Royal assent has not yet been given to the bill to establish a bank at Brockville he would be happy to wait on His Lordship. 776  
*Enclosed.* List of subscribers to the Brockville Bank. 777  
 Authority for Morris to wait on the Ministry respecting the bank at Brockville. 780  
 Meeting of merchants and others at Brockville. 781
- June 10, London. Bruyeres to Grey. The directors of the British American Land Company desire to have an interview with Glenelg in respect to interest on the purchase of lands from the Crown. 209
- June 10. Unsigned to Attwood. His Majesty's Government have decided, owing to the political state of Lower Canada, not to create any new incorporated bank in the province. 268
- June 13. Unsigned to Spearman. By direction of Glenelg sends to the Treasury account of the promises respecting the clergy reserves made to the Church of Scotland in Canada. Gosford has been instructed to pay over £500 to the Scotch Church in Lower Canada, but to intimate that Government could not guarantee the permanency of this assistance. 668
- June 14, Dumfries. Rev. E Black to Grey. Thanks Glenelg for his proposed instruction to Gosford to pay over £500 to the presbytery of the Church of Scotland in Lower Canada. It is important as the first recognition by the principal Secretary of State of the claims of the Church of Scotland to a share of the clergy reserves. Regrets the amount was not made larger and cannot admit that it is a fulfilment of the pledge given by Bathurst. Asks that each clergyman in Lower Canada be granted £100 a year. An addition to the grant might be made from the payments of the Land Company. 722
- June 17, London. Carter to Grey. Sends report of the North American Colonial Association to be laid before Glenelg. 60  
*Enclosed.* Report. 61
- June 27. Unsigned to Rev. E. Black. The regret of Glenelg that he cannot comply with his (Black's) suggestion to add to the grant out of the payments of the British American Land Company. 725
- June 30, London. Morris to Grey. Has received letter that the bill to establish a bank at Brockville had not yet reached the Colonial Office. If there should be only one bill for the establishment of a bank in the district of Johnstown, that at Brockville should have the preference. 793
- July 1, London. Bettridge and Cronyn to Glenelg. Appeal for assistance to enable the Church of England to perform properly its ecclesiastical functions. 531
- July 6, London. Gillespie to Grey. Hears that specie is to be sent to Lower Canada to pay the arrears. The loss this mode of remittance would cause. 77
- July 17, London. Same to the same. Sends extracts of letters from Canada lately received. 78  
*Enclosed.* Unsigned to ———. Has sent and is sending newspapers containing reports of speeches by Papineau at St. Laurent and proceedings at

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St. Scholastique. Has no doubt the procession from St. Benoit was arranged by Papineau. The contemptible character of the men who are stirring up agitation. The demonstration is got up to help Roebuck to bully the British Parliament, for the mimic heroes have no more idea of personally engaging in a conflict than in flying, and, except Lafontaine and two or three others they would be missing as leaders. Describes individually six of the actors at St. Scholastique all that he knows. The meeting there was the most effective but is far from being the voice of the country. Division on the subject which has prevented many of the meetings at the places originally intended. Attempt made to rouse Quebec. The division will be seen when Government takes a firm stand.

Page 79

Unsigned to —. The influence of the Papineau party is beginning to wane, but if the ministry continues to vacillate its effect will be to strengthen the party. Were the ministry to assure safety to the well-disposed the clique would be thrown on its back. There appears to be a decided split at Quebec, divisions elsewhere and the matter is treated lightly in many places. The great majority appear to be tired of agitation. Quiet will be obtained but not by making further overtures to the party, which would only give a fresh opportunity for boasting. Sends Papineau's speech at St. Laurent; enjoins him to read it, otherwise he could not be convinced of the prostration of principle in that creature.

84

July 17,  
London.

Reverend Messrs. Bettridge and Cronyn to Glenelg. Have received Glenelg's letter. Ask for a copy of the opinion of the Law Officers of the Crown on the subject of the rectories and also His Lordship's accompanying dispatch.

582

July 20,  
London.

Bettridge to the same. Urges the claims of the Church of England in Canada and asks that the resolutions of Government on the subject be communicated to him for the information of the Church.

549

*Enclosed.* Memorial of Bettridge to the Queen on behalf of the Church of England in Canada.

567

July 21,  
London.

Bruyeres to Stephen. Has received letter that Glenelg will send Gosford the opinion of the Solicitor and Attorney General desiring him to direct the commissioners in Canada to act according to that opinion. The directors ask that Gosford be not written to until after the return of their chairman and hearing further from him.

201

July 23.

Unsigned to Rev. Messrs. Bettridge and Cronyn. Calls attention to the state of church affairs in Australia which does not draw from Great Britain. The public funds have been placed at the disposal of the legislature there.

543

July 25,  
London.

Macfarlane to Grey. Introduces Mathieson who is deputed by the Presbyterian clergy of Lower Canada. States the objects Mathieson has in view in the interview he has asked for.

672

August 7.

Unsigned to Bettridge. Agrees with some of his statements, but the question must await the decision of the Legislative Council and Assembly of Upper Canada.

575

August 16,  
Addington.

Archbishop of Canterbury to Glenelg. Calls attention to the unfortunate case of the Bishop of Montreal consequent on the death of the Bishop of Quebec, which deprives him of all resources, even for necessary expenditure. The bad effect of this, on the cause of religion. When parliamentary grants fail, provision should be made from local sources.

506

August 22,  
London.  
August 23,  
Margate.

Alder to Glenelg. Enclosed in Glenelg to Head, 4th September, 1837.

Rolph to Glenelg. Sends acknowledgment signed by Howell, that the seal of the custom-house officer had been attached to two parcels of dispatches.

432

*Enclosed.* Howell's acknowledgment.

433

August 29,  
Quebec.

Extract from a letter unsigned. Enclosed in Gillespie to Stephen, 25th September, 1837.

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1837.  
August 29. Unsigned to the Archbishop of Canterbury. His solicitude respecting the Church of England in Canada. The difficulty in providing for the Bishops which is apparently insuperable. The limited power possessed by His Majesty's Government over the internal affairs of the provinces. Page 509
- September 1, Croydon. Archbishop of Canterbury to Glenelg (?). Thanks him for letter, but will make no remarks on it at present. 513
- September 4, London. Glenelg to Head. Sends copy of letter from Alder and asks for a report on the facts that the Indians may be protected in their rights. 430  
*Enclosed.* Alder to Glenelg. Applies for a grant of land in the Bay of Quinté to the Chippewa Indians that they may not lose the benefit of their improvements. 430
- September 5, Stanstead. Carter to Gould. Enclosed in Bruyeres to Grey, 18th February, 1837. 343
- September 9, London. Pelly to Glenelg. Points out the importance of their knowing the decision of Government on the renewal of the Hudson's Bay Company's licence. 343
- September 12, London. Bruyeres to Grey. The directors of the British American Land Company ask for a further postponement in respect to the letter to be written to Gosford concerning the interest on the purchase money until they are prepared to ask for an interview to confer on the matter. 202
- September 19. Unsigned to Pelly. Government has no objection to the renewal of the Hudson's Bay licence, but on condition that it should not prevent the erection within its limits, of new colonies or provinces which Government is disposed to establish. 344
- September 25, London. Gillespie to Stephen. Sends the *Morning Courier* of 24th August, and extract from a letter from a correspondent. 87  
*Enclosed.* Extract. The political affairs are not well managed. If Papineau had granted a civil list the British community would have been left to the tender mercies of the French party. 88
- September 25, Ramsgate. Bettridge to Glenelg. Long argument in support of the claim of the Church of England in Canada to the clergy reserves. 583
- September 27, London. Laurence to Stephen. Sends letter from the deputy postmaster general at Quebec, on the subject of forwarding mails from Halifax to New Brunswick and Canada by express. The arrangement has not been successful, asks if it is to continue. 434
- September 28, London. Latrobe to Glenelg. Represents the danger to the mission of the church of the Brethren among the Delaware Indians, and gives a sketch of its establishment. 443  
*Enclosed.* Extract from letter from the Bishop of the Brethren's Church, respecting the land granted for the benefit of the Indians. 445  
Various documents connected with the grant of land. 446
- October 4. Unsigned to Laurence. In reference to letter of 27th ultimo, Stayner has proved the impolicy of maintaining the present system as far as it relates to newspapers, but does not dissuade from continuing the system so far as it relates to letters. Glenelg would hesitate to recommend the abandonment of the present arrangement. 435  
*Enclosed.* Stayner to Maberly. The objections to sending mails by express from Halifax. The hardships of the expressmen. 436
- October 7, London. Bruyeres to Grey. The directors of the British American Land Company desire to call attention to the damage that will be caused to settlers in the Eastern Townships if Acts relating to the district of St. Francis are allowed to expire. 203
- October 7, London. Gould to Glenelg. Calls attention to the serious consequences likely to ensue from the expiry of the Acts, one to establish the district of St. Francis and erect courts of law therein, and the other to establish registry offices in the townships. Should they be allowed to expire great inconvenience would result. 89

1-2 EDWARD VII., A. 1902

1837.  
October 12, London. Extract. Enclosed in Gillespie to Glenelg, 11th November, 1837.
- October 17, Montreal. Unsigned to Gillespie. Enclosed in Gillespie to Glenelg, 29th November, 1837.
- October 21. Unsigned to Gould. The subject of the expiry of two Acts mentioned in letter of the 7th will engage the early attention of Government. Page 91
- October 25, London. Pelly to Stephen. Sends proposed grant of exclusive trade with the Indians drawn up in conformity with the conditions laid down. 345
- October 26, London. Carter to Glenelg. Had during the last year visited the principal places in the North American provinces, except Newfoundland, to establish branches of the Bank of British North America, and had directed his attention to the state of the currency; it seemed that the commercial affairs of the provinces were injured by the damaged state of the currency more than by any other cause. In the United States the power of coining money and fixing the rates of foreign coins was reserved to the Federal Government. A similar course was not followed in the British possessions, but Legislatures change the currency under the pressure of temporary difficulty or supposed necessity by which the value of property has been changed and all mercantile affairs deranged. Sends a table of the coins current in North America, with their value in the United States. Gives instances of the differences in the currency and in bills of exchange. Enters into details on the subject. 96
- Enclosed.* Table of coins with their value in different places. 108
- Remarks. 109
- October —, London. Gillespie to Glenelg. Reports from Lower Canada are of a nature to cause apprehension to the Anglo-Canadian residents. The repeated refusal of the Assembly to provide for the expenses of the civil government, unless they had it in their own hands, paralyses public and private effort. The refusal of the Imperial Government to interfere has been tortured to mean fear instead of forbearance, and this is used to warp the disposition of the once peaceful habitant, so that he will commit acts of violence. Bands of revolutionists are formed to be called into action at public meetings, particularly in the event of a general election should there be an attempt to oust Papi-neau. The English party are less violent, but are prepared to act in a most determined manner when their opponents give them an opportunity. Asks that the Executive be strengthened, for peace will not be maintained without military aid. Does not approve of the actions of the Constitutionals in asking for a union of the provinces before a petition was sent from the Legislature of Upper Canada. Agitation of the subject would unite both the well and ill-intentioned of the French Canadians, as they are all opposed to the union. Nothing but a fair measure of representation will satisfy the British settler, which would check the attempt at revolt of one party and satisfy the other, who are determined to resist violence. It is clear that no bill will be found against a French Canadian, however great its enormity, if his crime be in any way connected with politics. An admirer of Papineau said: "We will not be quiet till we have driven out these rascals," meaning the English speaking population. 92
- November 10, London. Pelly to Stephen. Encloses for Glenelg's examination copy of the grant to the Hudson's Bay Company of the exclusive right to trade with the Indians of North America, made on 5th December, 1821. 349
- Enclosed.* Charter by George 4th above referred to. 350
- November 11, London. Gillespie to Glenelg. Sends extract from a letter written by a friend long resident in Lower Canada, written in a moderate tone and with much good sense. Corrects an error in letter of 24th October. 113
- Enclosed.* Extract reporting the alarming condition of the province which is in a convulsed state. The disaffected appointing their own magistrates, &c. Reported arrival of troops. 114

## SESSIONAL PAPER No. 18

1837.  
November 11, London. Crosse to Glenelg. Writes on behalf of the Hudson's Bay Company in respect to Creole Lagrasse, charged with the massacre of eleven Indians in December, 1835. Page 360
- November 13. Unsigned to Phillipps. Has transmitted by order of Glenelg to Lord John Russell letter from the Hudson's Bay Company. The magistrate declines to commit Lagrasse for a sufficient time to be sent to undergo his trial. Asks that such instructions be sent as are thought necessary. 363
- November 14, London. Montreal. Franken to Grey. Sends a letter to be forwarded to the Bishop of Montreal. 447
- November 17, London. Pelly to Glenelg. He will send word when the first vessel sails by which Lagrasse may be sent to Quebec. 365
- November 18, Glasgow. Macfarlane to Grey. Asks him to submit to Glenelg the memorial from the committee of the General Assembly of the Church of Scotland. 676
- Enclosed.* Memorial in support of the memorial from the Scotch church in Canada for a proper share of the clergy reserves. 677
- November 23, London. Gould to Glenelg. Had been informed that Government would pay attention to the difficulties apprehended from the expiration of the Acts establishing the district of St. Francis and registry offices in the townships. The anxiety respecting these Acts is increasing in Lower Canada. 118
- November 29, London. Gillespie to the same. The weakness of Gosford's public character; hopes that his successor will possess judgment and firmness. Cannot blame unprotected magistrates, militia officers, &c., from resigning when threatened with violence, but he cannot believe that a body of French Canadian habitants can array themselves against civilians far less against troops. The agitation is for effect and to intimidate Government and the House of Commons from legislating to suppress the refractory, so that the popular party may reign as hitherto. There will be no actual revolt but a violent spirit will be kept alive, unless checked. This has caused the stoppage of all commercial and industrial operations. Urges the sending reinforcements of troops, even should they remain behind the ramparts of Quebec and the barracks of Montreal. The time has come when an end should be put to the existing state of things; suggests the passing of certain Acts. 122
- Enclosed.* Extract from letter from Montreal stating the real objects of the majority of the Assembly, and to gain their ends they attribute every benefit to the instrumentality of Papineau. 128
- November 30. Unsigned to Gould. In answer to his inquiry of the 23rd as to the expiration of the Acts constituting the district of St. Francis and establishing registry offices, the law officers of the Crown were unanimously of opinion that the last meeting of the Legislature was not a session and that therefore the Acts do not now expire. The government consider it therefore unnecessary to interfere. 120
- December 1, London. Bruyeres to Grey. The directors of the British American Land Company desire to have an interview with Glenelg on the subject of their situation in view of the present state of affairs in Canada. 205
- December 1. Unsigned to Bettridge. His letter of the 25th September not received till the 28th of October. Glenelg having been placed in full possession of his (Bettridge's) views on the maintenance of the Church of England in Canada, sees no utility in continuing the correspondence. 610
- December 5, London. Laurence to Stephens. The claim of the post office against the Government of Lower Canada has been at last settled. 448
- Enclosed.* Stayner to Maberly. Report that the claim for postage against the Government of Lower Canada has been settled. 449
- December 7, London. Gould to Glenelg. Sends copy of resolutions passed by merchants and others interested in the prosperity of Lower Canada and asks for an interview. 132
- Enclosed.* Resolutions. 134

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1837.  
December 9. Unsigned to Gould. Glenelg will be happy to receive the proposed deputation. Page 133
- December 14, London. Alder to Glenelg. Sends documents containing his views of what should be done for the benefit of the Christian Indian in Upper Canada. Arrival of Kahkwaquonaby, or Peter Jones, an Indian chief with a petition on the subject of a title deed to the land they now occupy. He desires to have an interview. 451
- December 14, London. The same to the same. Long statement respecting the Indians of Upper Canada, distinguishing between the Christian and non-Christian tribes. 453
- Enclosed.* Memorial numerously signed to protect the Indians from alienations of their land and to teach them habits of civilization. 491
- Extract from a letter from a Wesleyan missionary who was present when Sir F. B. Head made the treaty alluded to in the memorial. 497
- Extract from the same letter containing an account of the settlement which forms the subject of the memorial. 499
- December 18, London. Robinson to Glenelg. Account of the origin of the hostility in the House of Assembly to the British American Land Company. Statements of the amounts disbursed for the land. 206
- December 18, Addington. Archbishop of Canterbury to Glenelg. Understands a new governor goes to Canada. Recommends the church establishment in Canada to favourable consideration. Alarm of those interested at its condition. The Bishop of Montreal has no salary at present, and the diocese of Quebec which is under his care is so increased in extent and population as to be too heavy a charge for a single Bishop. Hopes that a Bishop may be appointed to each of the provinces. The salary of the Bishop of Quebec, £3,000 a year, was not excessive, but under existing circumstances he asks only £2,000 a year for each of the Bishops. Trusts the clergy will be provided for. They have strong claims on the clergy reserves, and when the salaries allowed by government were withdrawn they were led to expect support from some other source. If not so provided they will have reason to complain. 514
- December 18, Harrowgate. Bettridge to Glenelg. Should the Archbishop of Canterbury consider a Bishop necessary for a diocese in Upper Canada, would Government issue the necessary warrant? Gives estimate of the population of Lower Canada and its probable increase and gives the same of Upper Canada with probable increase; but there is no way in either province to determine the proportion of the members of the Church of England to the others. 614
- December 19, London. Bruyeres to Grey. Asks him to submit to Glenelg statement by the British American Land Company. 218
- Enclosed.* Statement of the few sales of land in consequence of the unsettled state of the country and other causes, including the hostility of a party in the Legislative Assembly and account of the interview with Grey. 219
- December 19, London. Gillespie to Glenelg. Sends extract from letter from Montreal. Very few letters have arrived by last packet. The letter reports all quiet in Montreal but great excitement in the district. The whole country poisoned with the doctrines of the Papineau party. Volunteer Cavalry gone to make arrests but resistance threatened. Militia regiments organised. The French Canadian militia not to be trusted with arms. Flight of Papineau, who had sent his family to the United States. The militia and regular troops able to defend the town against any force of the revolutionists. The belief of the habitans in Papineau. 141
- No date. Unsigned to Gillespie. Thanks to him for information sent in letter of the 21st. 145
- December 20, London. Pelly to Glenelg. Sends copy of the registers of people employed by the Hudson's Bay Company. 366

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1837.

Page 367

<i>Enclosed.</i>	List.	
Governor	.....	1
Chief factors	{	
Chief traders	}	54
Chaplains	.....	3
Surgeon	.....	1
Clerks, postmasters, &c	.....	97
Servants	.....	1,045

1,201

- December 21, London. Gillespie to Glenelg. Sends extracts and newspapers from Canada. Colborne taking all precautions. The danger attending measures that do not satisfy the English-speaking population, More troops should be sent to the province to strengthen the provincial Government. 138
- December 21. Unsigned to Macfarlane. The memorial has been received. His Majesty's Government will at all times listen with respect to representations from the synod of the Scotch Church in Canada. It is their anxious wish that a more efficient provision should be made in Upper Canada for the religious instruction of the inhabitants. 680
- December 23, London. Gould to Glenelg. Recommends that Stuart, formerly attorney general, be made Chief Justice. 150
- December 24, London. Gillespie to the same. Had left a letter with Grey, dated 25th November with a postscript of the 27th giving details of occurrences in the neighbourhood of Montreal and sends another confirming the statements and adding further particulars which induce him to think that St. Denis had shared the same fate as St. Charles did. If so the rebels may be induced to disperse but if not the punishment given at St. Charles will only exasperate them and lead them to attack Montreal so soon as the bridge of ice formed; but the measures of Colborne had hastened matters. Anxiety will be felt for some months as no reinforcements can arrive. A number of active officers should be sent by way of New York to train the militia, and Colborne should be instructed to secure the services of every able man in the country either in a military or civil capacity. Recommends Stuart, late Attorney General, as best suited for the work. How peace may be best restored. No difference would be made in the members were the legislature called together again. 146
- December 25, London. Gould to the same. Nothing new from Canada; does not believe the statements in New York papers, the accounts worthy of credit are those received by Gillespie and himself. Movements of troops from St. John, New Brunswick. Urges that energetic measures be pursued till all is quieted in Canada, another act of conciliation will dishearten the loyal population. Repeats his advice to restore Stuart or to promote him. Proposes arrangements to provision troops. The bad crops in North America. The mistake committed by releasing at Quebec rebels on bail. The deserving conduct of Robert Symes of Quebec. 151
- December 28, Addington. Archbishop of Canterbury to the same. After stating the unfortunate case of the church in Canada, he heard of what had taken place in Lower Canada, and almost regretted having troubled him, but on further reflection he felt that when the insurrection was put down measures would be adopted for the permanent regulation of the institutions, civil and ecclesiastical, and, therefore, he felt he would be guilty of dereliction of duty if he did not again press for an adequate provision for the religious instruction of the people, which was the policy of former Governments. Urges that attention be paid to this subject. 517
- December 29, London. Gould to the same. Rejoices at the determination to send troops to Canada by the Temiscouata portage. How the troops might be landed at Halifax or St. John and marched by Lake Temiscouata. 154



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1837.  
December 29,  
London. The Secretary of the clergy society of Upper Canada to Grey. Asks him to forward enclosed letter on account of the committee. Page 501
- December 30,  
London. Gould to Glenelg. Advises that a supply of shoes be sent with the troops. Renews his recommendation respecting James Stuart. 162
- December 30,  
London. The same to the same. The questionable policy of desiring vessels with troops for St. John to call at Halifax. The delay that might be caused. Carter might be usefully employed as a pilot. Vessels sailing from Britain from the 20th to the 25th March would reach Quebec sooner than those wintering at the lower ports. 164
- December 30,  
London. Carter to the same. Sends Journal of journey in the winter of 1827 from Quebec to Fredericton leaving Quebec on the 19th January, 1827. 166
1838.  
January 1. *Enclosed.* Map of the route. 170a
- January 1. Unsigned to the Archbishop of Canterbury. Had received his earnest recommendation to give favourable consideration to the Church in Canada on the appointment of a new Governor. There is no subject on which he has more strongly urged Sir George Arthur than that which relates to the extension of the means of Christian worship. Trusts that by the exertions of the Lieut. Governor, the long agitated question of the clergy reserves may soon be adjusted without any compromise to the claims of the Church of England, and that the doubts as to the validity of the endowments made by Colborne may be removed. The inconvenience which must arise from the extent of the diocese of Quebec; government would be ready to sanction another diocese if it was not considered as pledged to an endowment. Under present circumstances a moderate sum may be placed in the estimates for the Bishop of Montreal, which, with his income from other sources, will meet the exigency of the case. 520
- January 5. Unsigned to FitzRoy Somerset. Sends letter from Gould for the consideration of the commander-in-chief. 161
- January 12. Unsigned to Bettridge. In answer to his question if means should be provided for the support of a Bishop whether Government would issue the royal mandate for the appointment as required by the constitution, states that Glenelg has already been in correspondence with the Archbishop of Canterbury and had told his Grace that Government would be perfectly ready to sanction the erection of a second diocese confined to the upper province. 619
- February 3. Unsigned to Spearman. The Lords of Trade seeing the peculiar nature of the trade of the Hudson's Bay Co., report that the application of that company for a renewal of the license for exclusive trade should be granted. 303
- February 3. Unsigned to Pelly. Will advise the King to grant to the Hudson's Bay Company the charter for exclusive trade with the Indians with one alternation, which is noted. 346

## STATE PAPERS, UPPER CANADA.

LIEUT. GOV. SIR J. COLBORNE, SIR F. B. HEAD, 1836.

## Q. 389—1-2.

1818.

Part 1 paged from 1 to 216, part 2 from page 217 to 440.

- July 24, Jarvis to Hagerman. To release American vessel on the personal security of Crooks and the owner. Page 178  
York.
1829. Mackenzie to ———. It is believed in the country that Government approves of the abuse of persons opposed to it. The provincial press is degraded, the morals of the people tainted and government lowered in the estimation of foreigners. Instances given. If Crooks were to produce his proof of charges against him (Mackenzie) he would feel obliged to act with more discretion. 165
1833. Goderich to Colborne. The Attorney and Solicitor General as representatives have a right to act for the best interests of the province but they cannot hold their situations and be in opposition to the avowed policy of His Majesty's Government. The King therefore, can no longer avail himself of their services. 161
- July 8, Colborne to Stanley. At the request of Cartwright has sent resolutions passed at a meeting in Kingston. 169  
York.
1835. Other notices of resolutions having been sent. 170, 171
- July 2. Glenelg to Colborne. Acknowledges receipt of dispatches. 175
- September 12, Colborne to Glenelg (No. 55). Will in a few days write fully on the subject to which the dispatch refers and offer his observations on questions requiring most serious attention. Sends report of the select committee on grievances. 175  
Toronto.
- September 24, Memorandum showing purport of the reports on grievances. 176  
Coldwater. Anderson to Colborne. Enclosed in Colborne to Glenelg, 22nd January, 1836.
- December 21, Rowan to Markland. The Lieutenant Governor desires to know how many years the sum of £284 15s. 5d. has been outstanding in the hands of Hagerman, late Collector at Kingston. 179  
Government House.
- December 22, Warrant to pay Hagerman, late Collector at Kingston £211 5s. 11½d. sterling, being the amount of a claim on the Crown fund conditionally admitted. 182  
Toronto.
- December 22, Hagerman to the Inspector General in explanation of claim for share in the seizure of a United States vessel contravening the navigation laws, with the opinion of the Attorney General dated 28th April, 1817, and details of the seizure and further proceedings. 183  
Toronto.
- December 30, Bill for the amount of the sum claimed as share of the seizure. 198  
Unsigned to Lord Hill. Appointment of Sir Francis Bond Head to succeed Colborne as a Lieutenant Governor of Upper Canada. 115
- December 30, Glenelg to Head. Sends copies of correspondence with the Secretary at War respecting the appointment of an aide-de-camp for whose pay application has been made to the Treasury. 116  
Downing Street.
- (A printed report. A manuscript copy is at page 141.)

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1835.  
December 30.  
Toronto. Rowan to Markland. If the Inspector General allowed the balance held by the Collector at Kingston to remain unsettled for eleven years before he closed his account, the accountant has reason to complain of being classed as a defaulter. The case may be brought before the committee of finance that the claim may be allowed or referred for the decision of His Majesty's Government. Page 180
1836.  
January 2,  
Toronto. Beikie to Colborne. Enclosed in Colborne to Glenelg, 13th January, 1836.
- January 5,  
Toronto. Colborne to Glenelg (separate). Letter and dispatches received. The correspondence cannot have inflicted more pain on his Lordship than on him (Colborne.) Had never had any correspondence, public or private, of this character except when Ripon was Colonial Secretary and that was explained to their mutual satisfaction. Cannot expect that his political course is to be approved of, but he cannot persuade himself that the style of the dispatches is such as ought to have been adopted in writing to an officer appointed by the King to administer the Government of an important colony. If in looking over the dispatches bearing his Lordship's signature he does not think that he (Colborne) has cause of complaint then he shall rejoice that the correspondence is drawing to a close. 30
- January 5,  
Toronto. The same to the same (No. 1). Has received dispatches and a private letter that he was to be speedily relieved from the government of the province. His letter of resignation dated 2nd December may be by this time in his possession or will be so in a few days. Had been impelled by the character of His Lordship's correspondence to retire from a situation in which he considered himself to have been unjustly treated, there was no motive for continuing the correspondence, except the natural desire to leave a vindication of his conduct. Proceeds to vindicate his conduct at considerable length. 3
- January 6,  
Toronto. The same to the same (No. 2). Shall, as desired, continue the session of the Legislature till he shall receive further instructions. Is informing the Consul of New York of the time of the arrival of the messenger with dispatches. 33
- January 8. Markland recommends that Hagerman's statement be referred to the Executive Council. 199
- January 11,  
Toronto. Colborne to Glenelg (No. 3). Sends returns of Crown lands and of clergy reserves sold or granted during the year to 31st December, 1835. 35  
*Enclosed.* Return of Crown lands sold and granted to 31st December, 1835. 36
- January 13,  
Toronto. The same of clergy reserves. 39  
Colborne to Glenelg (No. 4). The fees of the clerk of the Executive Council having fallen considerably below the estimate, recommends that Beikie be paid £600 a year and the fees be paid in on account of the public. 40  
*Enclosed.* Beikie to Colborne. His fees as clerk of the Executive Council only amounted to £52 10s. 6d. for the year. Asks that his salary be fixed at £600, exclusive of incidental fees. 42
- January 13,  
New York. Head to Glenelg. Had arrived the previous day and will proceed to Toronto, which he expects to reach on the 20th. 117  
The letter is dated 1835 by an error.
- January 15,  
Toronto. Colborne to Glenelg (No. 5). Opened the provincial legislature on the 14th. Sends copy of his speech at opening. 44  
*Enclosed.* Speech. 45
- January 15,  
Toronto. Report of the Executive Council. Recommends that Hagerman be paid £234 15s. 6d. currency on furnishing a bond to repay the amount should it not be admitted by the Treasury. 199  
*Enclosed.* Bond for repayment. 200

## SESSIONAL PAPER No. 18

1836.  
January 17, Toronto. Bond to repay if the claim is not admitted. Enclosed in report of the Executive Council 15th January, 1836.
- January 22, Toronto. Colborne to Glenelg (No. 6). Sends copy of addresses in reply to his speech. Page 54  
*Enclosed.* Address from the Legislative Council. 55  
Answer. 62  
Address from the Legislative Assembly. 63  
Answer. 74
- January 22, Toronto. Colborne to Glenelg (No. 7). Sends copy of message which he transmitted to the House of Assembly. 75  
*Enclosed.* Message to the House of Assembly with dispatch from the Colonial Secretary. 76
- January 22, Toronto. Colborne to Glenelg (No. 8). Asks that the settlement of the Indians at Manitoulin Island from the northern shores of Lake Huron be approved of. The saving in the distribution of presents that will be effected. Anderson, the superintendent, a missionary and a schoolmaster will reside constantly there to civilize the tribes. If the plan should succeed, His Lordship may be assured, notwithstanding the discussion, that all the tribes in Canada are collected in villages, schools instituted for their benefit and they are placed under persons interested in their welfare. Few cases of intoxication occur, except among visiting Indians residing in the United States. The annexed statement will show the progress made. 77  
*Enclosed.* Anderson to Colborne. Reports the state of the Indian establishments under his care. 80
- January 24, Toronto. Head to Glenelg. In consequence of the depth of snow had only reached Toronto the previous day and will be sworn in on the next day (the 25th). Will deliver his speech to the two Houses on Friday or Saturday. 118
- January 29, Toronto. Report from the *Christian Guardian*. Enclosed in Colborne to Glenelg, 9th February, 1836.
- February 2, Downing Street, Toronto. Glenelg to Head. The Lords of the Treasury have assented to the proposal to pay in the meantime an aide-de-camp for Head. 116  
Head to Glenelg. Urges the necessity of being properly supported in his Government. If not he shall be obliged to resign his office. 142
- February 5, Toronto. Head to Stephen. He would no doubt see his public and private letters. Asks as a favour that he would inform Lady Head whether he is to continue Lieut. Governor of the Province or not. Any decision by Glenelg will not alter his prospects, but he is naturally anxious that his family should not be kept in suspense. He has given up his house at Kensington. Has secured berths for his family and servants; the ship will arrive in England in March, when Lady Head must give her answer to the captain. If relieved he would desire to return to his family as quickly as possible and his successor should be instantly dispatched. With only the means placed at his disposal is convinced that an angel from Heaven would avail himself of his wings and fly away. If he is to be relieved it should be done as soon as possible and his successor speedily appointed. Colborne instead of living quietly and saving money as was believed had entertained lavishly and at this troublesome time, the rule cannot be broken, but Government should not require that the social observances not only absorb his salary but drain his private purse. His accession to civil rank is not too great a remuneration for having given up an income and position in society, which after a struggling life he had managed to attain. In a postscript attention is called to the insufficiency of his allowances. 144
- February 5, Toronto. Same to Glenelg (No. 3). Had reported his arrival. Was sworn in as Lieut. Governor. Departure of Colborne accompanied by a vast concourse of people. After interviews with people of all classes, he believes a good feeling generally prevails. The best element remains at the bottom, whilst the surface is agitated by factious discussions. The misrepresentation of all

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1836.

public events made by the newspapers. It produces little evil in Toronto where it is understood, but its dissemination in remote districts and in Lower Canada produces a moral contagion. Nothing can satisfy the republican party, which is implacable, their object being to secure the Government for the sake of lucre. Had resolved not to conciliate any party but to act fearlessly. Sends extracts from his speech at opening the House. His reasons for giving to the House his instructions in full. Page 355

February 5,  
Toronto.

Head to Glenelg (No. 4). Complains of the inadequacy of the means at his disposal to contend with the difficulties which surround him. The dispatch is divided into three parts, namely (1) The present political state of Upper Canada; (2) The manner in which the Government of Upper Canada has hitherto been administered in which he reports the great amount of work thrown on his shoulders; (3) The inadequate means he possesses. His want of personal means to maintain hospitality; his military rank inferior to that of many in the province and the necessity to have proper attendance to perform the various duties devolving on him. 357 verso

February 6,  
Montreal.

Departure of Sir John and Lady Colborne. Long account given by the *Montreal Gazette* taken from Toronto papers. 120

February 9,  
Montreal.

Colborne to Glenelg. Calls attention to the report in the *Christian Guardian* of a debate in the Assembly at Toronto, to show that the grievance report was never sanctioned by the House of Assembly. His Lordship attached much importance to it although it had never been adopted by the House nor transmitted by him (Colborne) and contained gross falsehoods and misrepresentations. 85

February 10  
to  
April 20.

*Enclosed.* Report of the debate from the *Christian Guardian*. 87  
Four addresses from the Assembly for warrants on account of contingencies. Those for 10th February and 10th March were complied with, those for 14th and 20th April were refused. 395

*Enclosed.* Speech of the Lieut. Governor on closing the Legislature recapitulating the chief events of the session. 396

Addresses from different parts of the province to Head with the number of signatures. 398

Address from Toronto in support of Head. 398

Other addresses of the same nature. 398 verso to 401 verso

February 11,  
Toronto.

Editorial remarks of the *Courier* on the instructions of Glenelg to Head. Their satisfactory nature. 203

February 11,  
Toronto.

Return to a resolution for a copy of the address from the House of Assembly. 371

Address of the Assembly on the depressed state of agriculture caused by the laws relating to the commerce and shipping of the United Kingdom. 371

February 12,  
Toronto.

Statement of the names and dates of appointment of the members of Council and Law Officers of the Crown. 172

February 15,  
Toronto.

Head to Glenelg (No. 6). Sends resolution passed in the Assembly. 368  
*Enclosed.* Resolution. Respecting resolutions for reform. 368

February 15,  
Toronto.

Head to Glenelg (No. 5). Sends address moved by Mackenzie in the Assembly of which 2,000 copies were printed. Has sent copies of dispatches asked for which under other circumstances he might have refused. Is convinced that the population of Lower Canada will rally to the support of Government. Sends copy of address from Toronto with his answer. 361

*Enclosed.* Proceedings of the Assembly on the subject of an address to Head for information on the affairs of the colony. 361

Message in answer to the address. 365 verso

Address from the City Council of Toronto to Head expressing attachment to the King and constitution. 367 verso

Answer. 368

## SESSIONAL PAPER No. 18

1836.  
February 15,  
Toronto.

Head to Stephen. Is anxious on account of his family, to know his fate but personally he is tranquil. Is convinced that he has not asked for more support than the importance of his duties requires, and that from the growth of Upper Canada half of the allowance given to Maitland cannot be considered sufficient for him (Head). When a government demands the services of an individual in a well paid occupation they should not leave him without remuneration and actually to expend his private fortune. Should he return he would have the great world to contend with and be too old to fight it. Urges his claim to a larger allowance. Page 149

February 16,  
Toronto.

Address from the Assembly to Head asking him to forward an address to the King on the state of trade and commerce. 220

February 16,  
Toronto.

Head to Glenelg (No. 7). Sends copy of letter from the Attorney General which will give full information respecting the bill to enable the Ordnance department to buy and sell land. 210

*Enclosed.* Attorney General to the Lieutenant Governor. Sends information respecting the bill to enable the Ordnance department to buy and sell land. 211

February 16,  
Toronto.

Head to Glenelg (No. 8). Prays that the appointment of Hepburn to be a clerk in the Indian department recommended by his predecessor may be speedily confirmed, Hepburn being an active and intelligent person, well qualified. 212

*Enclosed.* Hepburn to John Joseph. Respecting his appointment to the Indian department. 213

February 17,  
Toronto.

Head to the Bishop of Regiopolis and Archdeacon Strachan.

February 22,  
Toronto.

Strachan to Joseph. Both enclosed in Head to Glenelg, 29th February, 1836.

February 23,  
Toronto.

Head to Glenelg (No. 9). The Executive Council has reported the necessity of increasing their number. The refusal of Robert Baldwin to accept the office unless the three existing members are dismissed to please the Assembly, a demand refused by him (Head) on various grounds. Dr. Baldwin sent for, makes the same demand and is refused. Robert Baldwin afterwards accepts. Bidwell believes the appointments to be satisfactory to the Assembly. He (Head) does not expect that the Assembly will long discontinue its agitations, but he will afford them no reasonable cause for complaint. Sends copies of two addresses from the Assembly. 368 verso

*Enclosed.* Official notification of the appointment of three members of the Executive Council. 369 verso

Address of the Assembly with a complaint of the Huron Indians against Ironside and that their land has been conceded to half-breed Indians not entitled to it and asking for the papers relating to this business. 369 verso

Message from Head that he declines to submit the documents and besides other reasons, there is a counter petition from the Huron Indians expressing their confidence in Government's justice. 370

Address from the Assembly for such part of the dispatch from Colborne as had not been already sent to the Assembly. 370

Head to Assembly. He cannot without the Colonial Secretary's consent send the dispatch asked for. The impropriety of making public dispatches respecting individuals, that being the nature of that part of Colborne's dispatch, which was not submitted to the Assembly. 370 verso

Glenelg to Head. Has received dispatch. Approves of his appointments to the Executive Council, which he shall recommend to be confirmed. 370 verso

February 29,  
Montreal.

Colborne to Glenelg. Respecting the construction of a canal at St. Ann's rapids on the Ottawa, sends plan and a memorial from the inhabitants of various districts. 97

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*Enclosed.* Plan of Montreal showing the position of the canal required at St. Ann's Rapids in order to render the navigation of the Rideau Canal complete. Page 98

Memorial of inhabitants of the Midland, Johnstown, Bathurst and Ottawa districts. Acknowledge the munificence of the British Government in the construction of the Rideau Canal but the benefit has in a great degree been monopolised by a company of forwarders called the Ottawa and Rideau forwarding company in consequence of their having built a lock on private property at Vaudreuil preventing rival boats from passing even on payment of a toll. They urge the immediate construction of a lock at St. Ann's rapids. 99

Similar memorials, signatures only being given.

101, 103, 105, 107, 109, 111, 113.

February 29,  
Toronto.

Head to Glenelg (No. 12). Transmits application from Radenhurst for the situation of Surveyor General vacant by the resignation of Hurd who had become incapable of attending his office. Has refused to recommend Radenhurst but has recommended Macaulay for the office. Radenhurst does not deny that he has been acting as private agent in Crown land cases. 373

*Enclosed.* Documents relating to charge against Radenhurst of acting as private agent whilst employed in the Surveyor General's office and to the leave of absence to Hurd. 375 verso to 377 verso

February 29,  
Toronto.

Head to Glenelg. Sends copies of letter to and answer from Archdeacon Strachan. Had made a similar communication to the Bishop of Regiopolis but has not yet received an answer. 221

*Enclosed.* Head to Bishop of Regiopolis and Archdeacon Strachan. They are not as members of the Council to interfere in secular matters. Doubt as to whether they should have seats in the Council. 223

Strachan to Joseph. His acknowledgments to the Lieut. Governor for the delicacy with which he communicated the desire of His Majesty's Government. Long statement of his intentions how to act as a councillor. 227

February 29,  
Toronto.

Head to Glenelg. Sends address from the Assembly on the state of trade and commerce. 218

March 5,  
Toronto.

The same to Stephen. Has just time to say what answer should be given to the address from the Assembly of Lower Canada. He would make none except to acknowledge receipt and that it would be carefully considered. Nothing but firmness and resolute conduct will save the colonies, justice but not mixed with too much mercy as every concession is thought to be caused by weakness. The Houses of Assembly will be troublesome but the people will be gained. 259

Address to the electors of Kent on the long deferred reform. 261

March 12,  
Toronto.

Head to Glenelg (No. 14). Now sends answer from the Bishop of Regiopolis. 266

*Enclosed.* Bishop of Regiopolis to the Lieut. Governor. Makes remarks on a few passages of the extraordinary production of the Assembly, the statement that the country has long felt grieved at the appointment of the Chief Justice to a seat in the Council is false, and the suspicion was only harboured in breasts of the framers of the address, who form the idea of the honour of others from their own total want of it, nor did any one express the slightest suspicion but those who were drilled to echo the clamour of a reckless faction. The good qualities of Strachan of whom he never heard as engaged in political strife, but had heard of his unwearied attention to his pastoral duties and his charity to the poor and indigent of all persuasions. His own services lead him to attach little importance to the charges against him. Summary of his services. 267

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1836.  
March 14,  
Toronto. Notice of the appointment to the Executive Council of Messrs. Sullivan, Elmsley, Baldwin and Allan, and Lieut. Frederick Halkett to be his aide-de-camp. Page 283
- March 19,  
Toronto. Sketch of each of the new councillors. 284  
Head to Glenelg (No. 16). Moore, mail agent at New York, sends notice that dispatches above a certain weight may be detained at the Custom-house in New York. Requests that measures may be taken to prevent needless detention. 280  
*Enclosed.* Note from Moore on the detention of dispatches at New York 281
- March 21,  
Toronto. Head to Glenelg (No. 15). Sudden resignation of the Executive Council preceded by ominous signs of a conspiracy. Surrender of four of the Council, but he refuses to reinstate them until the document has been as formally withdrawn as it was delivered. Sends papers which will explain the occurrence. 378  
*Enclosed.* Address of the Assembly for information respecting the resignation of the Executive Council. 379  
Answer of the Lieut. Governor. 379  
Representation of the Executive Council, that they are not responsible for the Government of the country owing to the abridgment of their duties. 379 verso  
Answer by the Lieut. Governor. 380 verso  
Address of the City Council of Toronto, expressing their want of confidence in the newly appointed Executive Council. 382  
Answer to the Address. 382 verso
- March 21,  
Toronto. Head to Glenelg (No. 17). Sends the names of four gentlemen appointed to the Executive Council. 286  
*Enclosed.* Petition of the Assembly to the King for the redress of wrongs and for the maintenance of the honour and dignity of the Crown. 394  
Petition to the House of Commons gives details of the wrongs complained of.
- March 22,  
Toronto. Head to Glenelg. Sends copy of printed paper that Mackenzie is circulating as it will show the real character of the man. 287  
The same to the same (No. 13). According to instructions had erased the word 'sufficient' from the 14th section. 265
- March 22,  
Toronto. Glenelg to Head. Dispatches received. The spirit in which official correspondence should be conducted. The confidence he is able to place in his (Head's) discretion, shall submit questions without the fear that such inquiries will be misconstrued into an expression of distrust. The official correspondence should be conducted with frankness and mutual confidence. Comments on the mode in which he delivered his message to the Legislature in person although the session was in progress. Trusts that no charge of breach of privilege may be made by either House. Cannot disprove of his communicating a complete transcript of his instructions instead of the substance as no inflexible rule can be laid down. Is afraid that the communication of the instructions to the commissioners of Lower Canada may have involved Gosford in embarrassment, and his having adopted a course different from Gosford's may have caused dissatisfaction in Lower Canada and impeded the success of his mission. The address of the House of Assembly on the 5th February placed him in a position of delicacy from which he extricated himself with skill and discretion. Approves of his conduct to the House of Assembly. 353
- March 22,  
Downing  
Street. Glenelg to Head. His recollection of what passed between them before he (Head) left for Canada. The question of an aide-de-camp has been happily settled. The difficulty of making him a baronet which, besides, would leave the inferiority of military rank unimpaired. Admits the justice of parts of the complaints of Head respecting his allowances, but doubts



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- if many of the expenses incurred by Colborne were properly due to his position. Cannot at present recommend an addition to his allowance, the time spent by Head in Canada has been too short to be of proper value, and if he did recommend an increase and his colleagues agreed they would be met in the House of Commons with opposition. Cannot believe that he will resign his post seeing the direct and still more indirect evil consequences of such a decision. He can only consider his personal concern in the question in its connection with national interests. Page 359
- March 25,  
Toronto. Head to Glenelg (No. 19). Sends letter from Hurd giving a statement of his father's services. 289
- Enclosed.* J. P. Hurd to Head. States his services as surveyor general. 290
- Memorial of Hurd. 292
- Hurd junior to Head. Sends statement of his father's services in the Royal Navy. 299
- Statement of the services of the late Captain Thomas Hurd in the Royal Navy. 300
- March 31,  
Downing  
Street. Glenelg to Head. Has received Colborne's dispatch of 22nd January. Satisfaction at Anderson's report enclosed. Cannot decide on giving his sanction to the proposal for an Indian establishment on the Great Manitoulin Island till he shall have received his (Head's) report. 83
- March —,  
Downing  
Street. Grey to Phillpotts. In answer to his application that his brother should be appointed to the office of Surveyor General, there is no vacancy at present and Glenelg does not anticipate the retirement of the present occupant. 247
- April 2,  
Toronto. Head to Glenelg (No. 20). Sends address from chairman and members of the Board of Police of Brockville to be laid at the foot of the Throne. 304
- Enclosed.* Address expressing regret at the attempted assumption by the Executive Council of the government of the country to the exclusion of the Lieut. Governor. 305
- Answer of the Lieut. Governor that he had forwarded the address to the Colonial Secretary to be laid before the King. 308
- April 4,  
Toronto. Head to Glenelg (No. 21). Has received dispatches noted in the margin addressed to his predecessor. 309
- April 5,  
Toronto. Same to the same (No. 22). Transmits Blue Book for 1835. 310
- April 5,  
Toronto. The same to the same (No. 23). Has received dispatches noted in the margin. 311
- April 6,  
Toronto. The same to the same (No. 24). Proposes to prorogue on the 20th. The remedies applied to meet the grievances complained of. His determination on his appointment to carry these into effect, but the republican party had no desire for remedies. Sends copy of messages and other documents showing his earnest desire to remedy all grievances. Defeat of Mackenzie at a meeting held ten miles from Toronto. The support he (Head) has met with. It is for Glenelg to support him. 383
- Enclosed.* Address from a public meeting in Toronto. 385 verso
- Answer by Head. Arguing that the address is not in strict accordance with truth. 386
- Address of the Assembly. Expresses regret that he (Head) has caused the Executive Councillors to tender their resignations. The Assembly has no confidence in the new Council. 387 verso
- Answer of Lieut. Governor. He desires to secure the liberty of the people and as one of the branches of the Legislature he maintains his right to freedom of thought as well as the other two branches. 387 verso
- Circular signed by Mackenzie to the different localities in Upper Canada to take steps to stop the supplies. 388 verso

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Stereotyped address to be adopted in accordance with the circular.

Page 388 verso

389 verso

Public meeting called in the County of York. Will write  
Head to Glenelg (private). Sends speech on prorogation. 318

April 20,  
Toronto.

fully next week. 396

*Enclosed.* Printed copy of the speech.

April 21,  
Toronto.

Head to Glenelg (No. 26). The Assembly having stopped the supplies he had reserved all the money bills and declined to grant the contingencies. Recapitulates previous reports. The report on grievances is a mere *ignis fatuus*, no attempt to carry out the remedies having been made. Breaking up of the faction, whose object was to destroy the constitution and obtain possession of the power and patronage of the Crown. The dispatch is of very considerable length. 390

April 22,  
Toronto.

Same to the same (No. 25). Sends requisition for stationery for the offices of the Lieut. Governor and Surveyor General. The amount will be paid into the military chest in Upper Canada as soon as it shall be known. 320

April 22,  
Toronto.

*Enclosed.* Requisition. 322

Head to Glenelg (No. 27). Sends address from the Assembly thanking the King for the consideration given to the case of James Davidson. 330

April 26,  
Toronto.

*Enclosed.* Address of the Assembly. 331

April 27,  
Toronto.

A. Baldwin to Head. To correct an error in the report of his evidence before a committee of the Assembly. 395

Head to Glenelg (No. 28). Sends copy of letter from Papineau, speaker of the Assembly of Lower Canada, to Bidwell, speaker of the Assembly of Upper Canada. Its traitorous and revolutionary language needs no comment. Bidwell received it on the 20th March but detained it until a few hours before the House was prorogued. Delegates appointed to meet others in Lower Canada, of whom Dunn is one. Sends for him to desire him to write a letter to the Assembly declining the appointment. His letter not satisfactory. 437

*Enclosed.* Papineau to Bidwell. (A very long letter respecting alleged abuses.) 437

Dunn to Joseph. Declines the office of delegate to Lower Canada; he has already as much duty as he can perform and he could not accept the honour without the consent of the Lieut. Governor. 439 verso

The answer follows.

Dunn to Joseph. Further respecting his appointment as delegate. 439 verso

April 27,  
Toronto.

Head to Glenelg (private and confidential). Has had a long combat with the revolutionary faction and has defeated them. Concessions should be stopped as the more was conceded the more they were encouraged. A reaction has taken place on an appeal being made to the people. Urges that the Legislative Council should not be made elective and that the Executive Council should continue to be the Lieut. Governor's Privy Council, but it is impossible to consult them on all subjects. Asks for a short firm letter. 333

April 27,  
Toronto.

Same to ———. Instances the weasel killing the rat as showing how he dealt with the republican party. Is determined to go on with the struggle. How the republicans excite the people. The state of his private affairs. 337

April 28,  
Toronto.

The same to Glenelg (No. 29). Sends minutes of Council, which show that in declining to grant the contingencies of the Assembly, he acted with the advice of Council. One of the reasons for not granting the contingencies was the knowledge that a large sum would be granted for sending an agent to London. Robert Baldwin leaves for London on the plea of ill health, but it is acknowledged that he is ready to answer all questions. 440

*Enclosed.* Minutes of Council in respect to the grant of contingencies laid before the members for advice. 440 verso

1836.  
May 21,  
Downing  
Street.

Glenelg to Head. Has received dispatch that he intended to prorogue the Legislature. The anxiety of the ministry is diminished by the trust reposed in his discretion and judgment. As soon as additional dispatches are received, Government will devote attention to the whole situation in Upper Canada. Page 360 verso

June 13,  
Downing  
Street.

The same to the same. The petition from the Assembly was presented to the House of Commons by Hume on the 10th instant. Hume made no comments on it, but gave notice that he would move it to be printed. Grey stated that as it contained a charge against him (Head) which had been fully met in the dispatch, he would move that an extract of it be published at the same time as the petition. He (Glenelg) considers the explanation a full and complete answer to the charge. 327

June 14,  
Downing  
Street.

The same to the same. Shall study carefully his dispatches, but to some he can say nothing till he shall bring them before his colleagues. Denies that he wrote a letter of reproof to Head. Approves of his zeal, earnestness, firmness and promptness of decision. Sends copy of confidential instructions to Gosford. This is among the papers printed 20th February, 1837. 436

July 16,  
Toronto.

Head to Glenelg (No. 49). There have been added 40 constitutional votes to the House of Assembly. The republicans feeling that their cause is desperate, have been assembling night after night at Toronto, to appeal to His Majesty's Government for assistance and have sent a secret agent (Duncombe) with complaints of some sort respecting elections. He feels confident that the unconstitutional practice of dispatching agents with charges against the Lieut. Governor will be discouraged. 435

July 25,  
Downing  
Street.

Glenelg to Head. Has received dispatch notifying the appointment of Sullivan, Elmsley, Baldwin and Allan to the Executive Council. Trusts that by the next opportunity he may convey His Majesty's decision. 282

No date.

Constitutional meeting at Lennoxville. 129

Report of Committee to the Assembly, which is too long to summarise properly. 401 verso

Schedule of documents forming appendix to the report. 415

The documents extend to 435

Unsigned to Head. His conduct in requiring the resignation of Hurd, Surveyor General, approved of. Captain Macaulay appointed to succeed, but on a demonstration of public feeling he resigned and Radenhurst sent in a memorial with strong recommendations for his appointment to succeed Hurd. He (Head) cannot recommend the prayer of the memorial. Radenhurst has been acting as the agent of individuals, so that it would not be for the interest of the Crown estate that he should be appointed. He is to be informed of Glenelg's regret that he cannot recommend him. Is anxious that Macaulay should accept the office. The object aimed at is not merely of immediate revenue, but is for the good of the whole body of His Majesty's subjects on the North American Continent, but this cannot be effected except by the active co-operation of subordinate functionaries, which has not hitherto been the case due to the laxity of the Surveyor General, but this lenity cannot be shown in future. If charges are made imputing to any of the officers of the land granting department, either in or out of the hours of public business, occupations inconsistent with their official situations, a rigid inquiry must be made and if there are sufficient grounds the guilty must be suspended or dismissed. The subject of the dispatch to be communicated to Radenhurst as an answer to his memorial. 241

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## Q. 390.—1-2-3.

1818.

Part 1 paged from 1 to 245; part 2 paged from 246 to 503, part 3 paged from 504 to 749.

- February 26. Bathurst to President Smith (extract). Enclosed in Head to Glenelg, 4th June, 1836.
1832. July 12, Lincoln's Inn. Testimonial in favour of Hepburn by John Jones. Enclosed in Head to Glenelg, 5th May, 1836.
1834. February 13, Kingston. Rayne to Rowan.
- April 21, Toronto. Report of the Executive Council on Rayne's memorial. Both enclosed in Head to Glenelg, 23rd June, 1836.
- June 7. Eldon. Testimonial of the commissioners of the Court of requests for No. 8 division of the Newcastle district in favour of Donald Cameron. Enclosed in Head to Glenelg, 10th June, 1836.
- June 14, Toronto. Report of Hurd, Surveyor General, on Rayne's claim.
- July 31, Toronto. Decision of the Executive Council. Both enclosed in Head to Glenelg, 23rd June, 1836.
- September 7, Thorah. Testimonial of the commissioners of the Home district in favour of Cameron. Enclosed in Head to Glenelg, 10th June, 1836.
1835. April 4, London. Certificate of neighbours of Levi Lewis.
- April 4. Certificate by Springer. Both enclosed in Head to Glenelg, 14th June, 1836.
- April 9. Report of the select committee of the Legislative Council on bills respecting education. Page 367
- May 4, London. Parke, on behalf of the committee of the Assembly of Upper Canada, to Colborne. Enclosed in Head to Glenelg, 14th June, 1836.
- July 13, Thorah. Certificate by inhabitants of Thorah of the services of Donald Cameron. Enclosed in Head to Glenelg, 10th June, 1836.
- August 31, Kingston. Memorial of Rayne. Enclosed in Head to Glenelg, 23rd June, 1836.
- December 22, Glengarry. Petition of Donald Cameron. Enclosed in Head to Glenelg, 10th June, 1836.
- December 22, London. Certificate by the clerk of the peace of taxes paid by Levi Lewis, of London township.
- December 22, London. Certificate by the clerk of the peace of taxes paid by William Jackson in London township. Both enclosed in Head to Glenelg, 14th June, 1836.
1836. March 26, Port Talbot. Memorial of Talbot. Enclosed in Head to Glenelg, 4th June, 1836.
- March 29, Toronto. Certificate by Duncombe of the physical disabilities of William Jackson.
- April 6, London. Affidavit of Levi Lewis. Both enclosed in Head to Glenelg, 14th June, 1836.
- April 18. Macaulay to Joseph. Enclosed in Head to Glenelg, 3rd June, 1836.
- April 19. Petition of the inhabitants of the county of Lenox. 55
- April 19, River Trent. Address of the inhabitants of River Trent. Enclosed in Head to Glenelg, 4th May, 1836.

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1836. April 19, Napanee.	Address from the inhabitants of Lenox. Enclosed in Head to Glenelg, 19th May, 1836.	
April 19, Toronto.	Attorney General (Jameson) to Joseph. Enclosed in Head to Glenelg, 3rd June, 1836.	
April 20.	Petition.	Page 72
	Signatures	75
April 20, Lansdowne.	Petition of the Board of Commissioners. Title.	
April 20, Lanark.	Address from the inhabitants of the township of Lanark.	722 verso.
April 22. South Crosby.	Petition of the board of commissioners. Title.	99
April 22, Perth.	Address from Perth. Enclosed in Head to Glenelg, 4th May, 1836.	
April 23, Belleville.	Additional signatures.	
April 23, Isthmus.	Address from the inhabitants of North Crosby.	
April 23, Plympton.	Address from the township of Plympton. This and the two preceding enclosed in Head to Glenelg, 11th May, 1836.	
April 23, Orillia.	Petition of the inhabitants of Orillia. Signatures.	39
April 25.	Petition of the inhabitants of Bastard. Title.	79
April 26.	Petition of the inhabitants of Yonge. Title.	91
April 27, Kingston.	Petition from the magistrates of the Midland district. Title.	48
April 27.	Petition of the inhabitants of Elizabethtown. Title.	102
April 29, Toronto Township.	Address of the inhabitants of Toronto Township. Enclosed in Head to Glenelg, 4th May, 1836.	
April 30.	Petition of the inhabitants of Nelson and East Hambro. Title.	81
April 30.	Petition of the inhabitants of Bayham. Title.	100
April (?), Port Hope.	Address of the inhabitants of Port Hope.	
April (?).	Address of the inhabitants of Brantford. Both enclosed in Head to Glenelg, 4th May, 1836.	
April (?), Toronto.	Address from the inhabitants of Toronto. Enclosed in Head to Glenelg, 19th May, 1836.	
April (?).	Petition of the inhabitants of Toronto. Title.	54
April —, Toronto.	Report of the Committee of Council on the case of Donald Cameron. Enclosed in Head to Glenelg, 10th June, 1836.	
April (?).	Petition of the inhabitants of Pickering. Title.	78
	Petition.	734
April (?).	Petition of the congregation of St. Andrew's Church, Aldborough. Title and signatures.	Title 82
	Petition.	735
April (?).	Petition of the Canadians. Title.	87
	Petition.	736 verso
	(The petition does not state by whom it is drawn up.)	
April (?).	Petition of the inhabitants of Streetsville. Title.	90
	Petition.	738
April (?).	Petition of the inhabitants of the Home district. Title.	93
	Petition.	738 verso
April (?).	Petition of the inhabitants of Camden. Title.	94
	Petition.	739
April (?).	Petition of the inhabitants of Nichol and Woolwich. Title.	50
	Petition.	726 verso
April (?). Darlington.	Address from the inhabitants of the township of Darlington. Enclosed in Head to Glenelg, 11th May, 1856.	

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1836.	Petition of the District of New Castle. Title.	Page 74
April ?	Petition.	733
May 2.	Petition of the inhabitants of Trafalgar. Title.	89
	Petition.	310
May 3, Kingston.	Macaulay to Joseph. Enclosed in Head to Glenelg, 11th May, 1836.	
May 3.	Petition of the inhabitants of Kitley. Title.	88
	Petition.	309
May 4. Toronto.	Head to Glenelg (No. 30). Sends six loyal addresses received since he sent his dispatch of the 21st ultimo.	721
	<i>Enclosed.</i> Address from Perth.	721
	Address from River Trent.	721 verso
	Address from the township of Toronto.	722
	Address from Brantford.	722
	Address from Port Hope.	722
May 4.	Petition of the inhabitants of Woodstock. Title.	80
	Petition.	304
May 4.	Petition of the inhabitants of Elmsley. Title.	95
	Petition.	313
May 5, Toronto.	Head to Glenelg. His attention has been drawn to the expenses of the Indian department, Upper and Lower Canada, which since 1830 have been limited to £20,000. Intends to go to the meeting of Indians at the Manitoulin Islands where it is proposed to form a settlement as projected by Colborne and hopes to report how far it would be practicable with good faith and sound policy gradually to diminish the presents with a view to their ultimate abrogation and if in the meantime they might not be commuted for money payments. Will report what reduction can be made in the Indian department when he has ascertained the minimum to which it can be reduced. Calls attention to the services of Givins. The assistance rendered by Hepburn. Givins should be allowed to retire on his present pay and Hepburn should succeed him. Encloses letter from Colborne respecting the retirement of Givins.	4
	<i>Enclosed.</i> Colborne to Head. Respecting the services of Givins and the additional duties devolving on the Indian department in consequence of the change of system.	8
	Testimonial in favour of Hepburn by John Jones.	12
May 5, Toronto.	Head to ———. Had sent to Glenelg his speech on prorogation. The reaction in the province is so strong that he is more anxious to moderate than to accelerate it; even the reform papers are supporting him and the Methodist paper has denounced Mackenzie, and Bidwell says he will retire from public life. He finds his constituents against him and that he will not be speaker next session as a majority of constitutionalists is certain. Is receiving addresses from all directions; not an address has been received supporting the radicals, who are dead beaten. His policy of remaining quiet; all depends on his being firmly supported. Advises that Papineau be attacked before his party is ready. The conciliatory system won't do; Gosford has tried it. Defends his course in communicating the full text of his instructions to the Assembly. Is afraid his speech at prorogation may be thought too long and colloquial, but he has gained everything by showing the people how they were humbugged by the reformers. Will send in a few days a dispatch about the money bills. His unhappiness at being separated from his family. Urges that no concession whatever should be made. Upper Canada is the key to the arch, secure it and the rest cannot help being firm. Asks that Downing Street do not interfere with him and that he be not undermined. Robert Baldwin has taken Dr. Rolfe's brother as his secretary; if they apply to Downing Street, hopes they may get a drastic answer and that a copy be sent him.	14

1836.	Extract from dispatch of 8th May respecting the charge that he sent to the Assembly a copy of Colborne's dispatch, but he had not done so, although in the rough copy of the message he had expressed that intention but had changed his mind.	Page 21
May 5.	Petition of inhabitants at the Falls of Niagara. Title and the signatures of chairman and secretary.	101 317
May 6.	Petition.	92
May 6.	Petition of the inhabitants of St. Thomas. Title.	311
May 6.	Petition.	98
May 6.	Petition of the inhabitants of Burgess. Title.	315
May 7.	Petition.	83
May 7.	Petition of the inhabitants of Beckwith. Title and signatures.	306
May 8, Toronto.	Head to Glenelg. Has abandoned all claim for increase of salary and is quite ready to serve for nothing but adheres to his demand for an accession of civil rank. The price of his services is the baronetage free of fees on account of the large expense he has incurred.	23
May 8, Toronto.	Same to ———. Cannot understand Glenelg's animadversions on his first speech from the Throne or the allusion to the remarks on Duncombe as a breach of privilege. Can only suppose the information was derived from Toronto newspapers as he said nothing about the Council chamber and did not deliver his speech from there but from the Throne. If he is to be condemned from Toronto newspapers his prospect is a dreary one. His sacrifices seem all to have been forgotten, however in the dispatch now sent he had renounced pecuniary compensation but insisted on accession of civil rank. If the labourer is not worth at his hire he begs that it may be declared. He is determined not to remain, unless he receives an accession of civil rank. Desires to know what is determined so as to satisfy his family.	25
May 8, Toronto.	Same to Glenelg (No. 32). Receives with silent submission the expressions of His Lordship's disapprobation. In addressing the Assembly it was from the Throne in the Hall of the Legislative Council. Had communicated to both branches the substance of his instructions in His Lordship's phraseology, not in his own.	723
May 8, Toronto.	The same to the same (No. 33). His two requests not having been complied with, and having received assurances of the confidence placed in him he withdraws his resignation, and his application respecting allowances, although he believes his present income inadequate. Still adheres to his request for an accession of civil rank.	723
May 9, Toronto.	Same to the same (No. 34). Sends memorial of Capt. Higgins. A similar application was sent by Colborne on 12th November, 1834. Answer by Aberdeen, a copy of whose answer has been sent to Higgins.	28 29
May 9, Toronto.	<i>Enclosed.</i> Memorial of Higgins for a grant of land.	
May 10, Toronto.	Report by the Executive Council on the case of Donald Cameron. Enclosed in Head to Glenelg, 10th June, 1836.	725
May 11.	Manahan to Joseph.	
May 11.	Petition of the inhabitants of Leeds and Landsdown. Title.	76 302
May 11, Toronto.	Petition.	
May 11, Toronto.	Head to Glenelg (No. 35). Sends eight additional addresses. District addresses have vigorously begun, asking that the House be dissolved. The reaction that has set in. Expects to dissolve within a month.	723 verso 723 verso
	<i>Enclosed.</i> Address from Plympton township.	724
	Address from Darlington.	
	Address from North Crosby.	724 verso
	Macaulay to Joseph, That Manahan is to present an address from the magistrates of the Midland district.	725

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1836.

	Manahan to Joseph. Explains that he had, when presenting the address, omitted to state that several other benches of magistrates intended to address Head.	Page 725
	Additional signatures of magistrates who were unable to attend at the quarter sessions in Kingston.	725
	Other adhesions by magistrates.	725 verso and 726
May 13.	Petition of the inhabitants of Adelaide. Title and signatures.	105
	Petition.	319
May 14, Toronto.	Head to Glenelg (No. 36). Returns thanks for the approbation of his course in respect to the conditions attempted to be imposed by Baldwin to be attached to his acceptance of the post of Executive Councillor. Has no doubt he will crush the republicans if this support is continued.	727
	Petition of the inhabitants of the Township of Medonte. Title.	77
May 16.	Petition.	302
May 16, Toronto.	Head to Glenelg (No. 37). Earnestly desires a decision as to whether he is to be removed or not. If he is, asks that his successor be sent immediately. The evils of uncertainty. Shows the cost incurred by the appointment.	727
May 19, Toronto.	The same to the same (No. 38). Sends addresses from the City of Toronto and the County of Lenox.	728
	<i>Enclosed.</i> Address from Toronto.	728 verso
	Answer by Head.	729
	Address from Lenox.	
May 23, Toronto.	Head to Glenelg. Delay in receiving his dispatches. Had anticipated His Lordship's desire to appoint Dr. Rolph to the Executive Council and had nearly determined to put Bidwell on the Bench. The radicals have overreached themselves. They are now capitulating. Expects that the country will soon be ripe for a dissolution. In the meantime he is smothered with addresses.	56 58
May 27, Toronto.	Same to the same (No. 39). Dispatches received.	
May 28, Toronto.	The same to the same (No. 40). Sends copy of Gazette with notice of the dissolution of the provincial parliament. The number of signatures now attached to the loyal addresses received are 24,100 and many others are on the way.	729
	<i>Enclosed.</i> Gazette announcing the dissolution of the provincial parliament and proclamation calling together the new parliament.	729 verso
May 28, Toronto.	Head to Glenelg (private). Calls attention to the dissolution and that a violent contest will take place, but he is confident of the result. Sends copy of answer to an address from the Home district in which he takes notice of letter from Papineau to the speaker of the Assembly of Upper Canada which he is sure will do Papineau the greatest possible injury.	730
	<i>Enclosed.</i> The answer to address from the electors of the Home district for the dissolution of the Assembly.	730
May 30, Toronto.	Head to Glenelg (No. 42). Sends 31 additional loyal addresses.	730 verso.
	<i>Enclosed.</i> The addresses.	731
	Johnstown.	731
	Newcastle.	731 verso
	Kingston (town).	731 verso
	Kingston (township).	732
	Loborough.	732
	Kingston (townships surrounding).	732 verso
	Marmora.	733
	Newcastle district.	733
	Leeds and Landsdowne.	733 verso
	Medonte.	734
	Pickering.	734 verso
	Bastard.	



1836.	Woodstock (town) Oxford (county). Nelson and East Flamboro'. St. Andrew's Church, Oldborough. Beckwith. Ernesttown. Scarborough. Kitley. Trafalgar. Streetsville. Yonge. St. Thomas. Home district. Camden East. Elmsley. Richmond. Glanford. Burgess. South Crosby. Bayham. Niagara. Elizabethtown. Letters respecting the address from Adelaide. Adelaide.	Page 734 verso 735 735 735 verso 736 736 737 737 verso 738 738 738 738 verso 739 739 739 verso 740 740 740 741 741 verso 741 verso 742
May —.	Petition of the inhabitants of Ernesttown. Title. Petition.	85 307
June 1, Toronto.	Head to Glenelg (No. 41). As he cannot agree with the commissioners he again tenders his resignation believing that by his remaining he would cause them embarrassment.	742
June 3, Toronto.	The same to the same. (No. 43). Sends an address of the Legislative Council, sends also in printed form the report of the Council on the subject matter of the address with other reports. Copies of the bills to which the Assembly refers are in His Lordship's possession having been transmitted last year. As the Assembly has tried industriously to produce an impression that the Legislative Council requires a change in its constitution does not doubt that His Lordship will bestow deliberate attention on its vindication now offered by the Council.	108
	<i>Enclosed.</i> Report of a select committee of the Legislative Council of Upper Canada on the complaints of the House of Assembly.	110
June 3, Toronto.	Head to Glenelg (No. 44). Has reserved all the money bills, yet he recommended immediate assent being given to three of them, one to support the penitentiary, another to support lighthouses, and a third for money to repair the residence of the keeper of the lighthouse on Gibraltar Point. Why he did not at once assent to the bills.	375
	<i>Enclosed.</i> Macaulay to Joseph. Reasons for assenting to the bill for the maintenance of the penitentiary for the current year.	377
	Opinion of the Attorney General that the bill for the maintenance of the penitentiaries should not be assented to, as money may be appropriated for the purpose from the amount in the province at the disposal of the King.	380
June 3, Toronto	Head to Glenelg (No. 45). Sends copies of the money bills which he has reserved. Asks that assent be withheld to all but three, namely, bills providing for the provincial penitentiary, for the maintenance of light-houses, and for the repair of the house of the keeper of the light house, at Gibraltar Point. The only other bill he has reserved is that to grant prisoners a full defence by counsel at their trial.	382
June 4, Toronto	The same to the same (No. 46). Dispatches and report on gaols, &c., have been received.	384

## SESSIONAL PAPER No. 18

1836. June 4, Toronto.	Head to Glenelg (No. 47). Sends memorial from Talbot defending his course in the Talbot settlement against the charges of the Assembly. Has no reason to doubt his statements and his system of forcing actual residence has been highly successful.	Page 385 386
	<i>Enclosed.</i> Memorial of Talbot. Bathurst to President Smith. Extract respecting the Talbot settlement.	386 395
June 8, Toronto.	Head to Glenelg (private). Believes that the result of the elections will be favourable; defeat of Perry, Bidwell has not yet declared he will stand. The radicals moving Heaven and earth to upset him (Head) but addresses in his support are pouring in.	397
June 10, Toronto.	Same to the same (No. 48). Sends report of the Executive Council on the case of Donald Cameron. The case has been frequently brought before the Local and Imperial Governments without any new facts being adduced.	399
	<i>Enclosed.</i> Report of the case of Donald Cameron by the Executive Council.	400 410
	Report by the Committee. Testimonial of the commissioners of the Court of Requests for No. 8 division of the New Castle district in favour of Donald Cameron.	414
	Testimonial of the commissioners of the Home district that the above is no exaggeration of Cameron's services.	414
	Petition of Donald Cameron stating his services in bringing emigrants to Canada.	415
	Certificate by inhabitants of Thorah of the services of Donald Cameron in opening roads and thus increasing the value of lands in the neighbourhood.	420
	Other papers relating to Cameron and Thorah.	423 to 434
June 10, Amherstburg.	Gordon to Joseph. Enclosed in Head to Glenelg, 28th July, 1836.	
June 14, Toronto.	Head to Glenelg (No. 49). Sends report of a select committee of the Assembly which had by accident not been sent before.	435
	<i>Enclosed.</i> Report of committee on the petitions of John Ardil, William Jackson and Levi Lewis in respect to their lots on the Talbot settlement. The recommendation of it was that their lots should be restored to Ardil, Jackson and Lewis.	436
	Certificate, signed by Springer, of the improvements on the north half of lot 9 in the 7th concession of London.	452
	Other papers connected with the petitions of Ardil, Jackson and Lewis.	452 to 459
June 15, Toronto.	Head to Glenelg. Sends nine loyal addresses from different parts of the province with 26,703 signatures.	460
	<i>Enclosed.</i> Address from the second riding of York.	461
	Address from the township of Moore, County of Kent.	463
	Address from the township of London.	469
	Address from the district of Ottawa.	472
	Address from the township of Sombra.	475
	Address from the County of Kent.	479
	Second address from the same county, township of Zora.	484
	Memorial from the same county.	485
	Address from the township of Toronto.	487
	Address from the County of Essex.	489
	Address from inhabitants of L'Assomption of French extraction.	492
	Petition from Kingston and Loughboro.	496
June 16, Toronto.	Head to Glenelg (private). The prospect of success at the approaching election.	498

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1836.  
June 17,  
Toronto. Head to Glenelg (No. 51). Sends copy of resolutions adopted by the Lanark Society settlers, expressive of their gratitude for the relinquishment of the claim for advances. Page 500  
*Enclosed.* Address of the settlers. 501
- June 17,  
Toronto. Mackenzie to "Sir Francis Head, the Herald of Famine and Pestilence." An attack on the various governors and members of the Legislative Council. 536  
(The date at the beginning is the 17th and at the end the 16th June.)
- June 22,  
Toronto. Head to Glenelg (No. 52). Sends extract from a letter by Mackenzie published in the "Correspondent and Advocate" to show his designs. 743
- June 23,  
Toronto. Same to the same (No. 53). Sends memorial of Rayne for compensation for the loss of lands cancelled in the township of Cavan. The statement that the grant was made without condition of occupation or improvement is not correct as shown by Order-in-Council of 14th October, 1818, intended to correct the lax system which then prevailed. 615  
*Enclosed.* Memorial of Rayne for compensation for the loss of his grant of land. 617  
Rayne to Rowan. Statement of his grievance respecting land. 620  
Report of the Executive Council on Rayne's memorial. 626  
Report of Hurd, Surveyor General, on the claim of Rayne for compensation for loss of land granted. 628
- June 23,  
Toronto. Head to Glenelg (No. 54). Dispatches received. 632
- June 24,  
Toronto. The same to the same (No. 55). Sends copy of the opinion of the law officers on the question of the competence of the Lieut. Governor to give his assent to the bill for the establishment of the Life and Trust Company of Upper Canada after it had been reserved. 633  
*Enclosed.* Opinion of the law officers that the Lieut. Governor was not competent to assent to the bill for the establishment of a Life Insurance and Trust Company after it had been reserved. 634
- June (?). Mackenzie to———. Sends copy of a letter sent to Hume dated—December 1835, on the "State of the Colony." 504
- July 8,  
Toronto. Head to Glenelg (No. 56). Reports the defeat of the republicans at the general election. The effect of his answers to addresses. Asks earnestly that he should be removed from being Governor now that the elections are over. 743 verso
- July 8,  
Toronto. The same to the same (private). His dispatch announces the total defeat of the republican army, a result of firmness instead of conciliation which could do no good in the circumstances. The result will depend on the course taken by the British Government. 638
- July 12,  
Toronto. Joseph to Baldwin.
- July 12,  
Toronto. Coffin to Ridout.
- July 12,  
Toronto. Joseph to Ridout.
- July 14,  
Toronto. Ridout to Coffin.
- July 14,  
Toronto. The same to the same.
- July 14,  
Toronto. The same to Joseph. This and the five preceding enclosed in Head to Glenelg, 20th July, 1836.
- July 16,  
Toronto. Head to Glenelg (No. 57). Had informed him that the elections had added 40 constitutional votes to the Assembly. Meetings held by the republicans of a secret kind for the purpose of appealing to His Majesty's Government. Agents sent. 744

## SESSIONAL PAPER No. 18

1836.  
July 16,  
Toronto.

Head to Glenelg (No. 58). Sends copy of report from the Attorney General on the instructions to enforce the law to prevent the entrance of any person on lands reserved for military purposes within 1000 yards of any fortification. Page 641

*Enclosed.* Report of the Attorney General that the instructions from Glenelg to enforce the law to prevent intrusion upon lands reserved for military purposes within 1000 yards of any fortifications can be duly attended to in the case of the Erie and Ontario railway, no application having yet been made by the company for the necessary licence. He will consult with the officer commanding the Royal Engineers to settle the form of licence. To correct omissions in railway and harbour bills in regard to the rights of the Crown, he had introduced a general Act to regulate the proceedings of these companies in accordance with the instructions. 642

July 18,  
Toronto.

Head to Glenelg (No. 59). Sends copy of report of the Attorney General in reference to Galt's proposal to drain the great swamp in the Huron tract. 644

*Enclosed.* Report of the Attorney General that the great swamp is part of the property of the Land Company, and that Galt's proposal arose from misapprehension of the rights of the Crown. 645

July 20,  
Toronto.

Copy of the "Correspondent and Advocate." Enclosed in Head to Glenelg, 20th July, 1836.

July 20,  
Toronto.

Head to Glenelg (private). Sends copy of the Correspondent and Advocate. Newspaper of this day (a note says that the paper with the letter is dated the 27th) containing a letter from Dr. Baldwin to him (Head) which is sent only for private information, as it is not worthy of public notice. Every hour proves that the republicans in Upper Canada are crushed, and it is understood that Papineau also feels his cause is ruined, many leading French families desire to unhook from him, if they were sure of going with the majority. Many in the province are known as majority men, that being their whole politics. 647

*Enclosed.* Copy of the Correspondent and Advocate containing the article referred to as "Dr. Baldwin's letter." 649

Joseph to Ridout. Calls his attention to the language in a printed address, circulated by a society of which he (Ridout) is an active member. The Lieut. Governor finds it absolutely necessary not to retain any one holding an office of trust who insults him and therefore dismisses Ridout. 664

Ridout to Joseph. Defends himself against the charges on which he has been dismissed from his offices. 667

Coffin to Ridout. Is commanded to acquaint him that there is no further need of his services as Colonel of the 2nd regiment of East York Militia. 669

Other papers relating to Ridout's dismissal. 669 to 671

Joseph to Dr. Baldwin. Calls his attention to the language of a circular issued by a society of which he is president. The letter is almost identical with that to Ridout at page 664. 672

July 21,  
Toronto.

Dr. Baldwin to Head. Acknowledges that he is chairman of the reform association, and although he neither indited nor helped to indite the address, yet he coincides in the expressions complained of. Defends the course he has taken. 674

July 23,  
Toronto.

Head to Glenelg (No. 60). Asks to be authorised to state to the Assembly that although he was given power to relinquish control of the hereditary and territorial revenues in return for an adequate civil list, yet the conduct of the late House of Assembly proved that the arrangement is neither safe nor prudent. The odium of the denial would thus be thrown upon the republicans and His Majesty's Government relieved from an intended concession, which would only excite further demands. Submits the point for

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consideration whether the Lieut. Governor or the House of Assembly is to have the disposal of the territorial revenue. Page 744 verso

July 23,  
Toronto.

Head to Glenelg (No. 61). Asks that instructions be sent him respecting the case of William Forsyth, also calls attention to his dispatches respecting the retirement of Hurd. 686

July 25,  
Adolphus-  
town.  
July 25,  
Downing  
Street.

Daverne to the same. Enclosed in Head to Glenelg, 29th July, 1836.

Glenelg to Head. Enumerates in the margin the dispatches he is answering; he would not willingly depart from the rule of official correspondence that a separate answer should be returned to each distinct communication, but these are so blended that strict adherence to the rule is impossible. Remarks on the appointment of Macaulay to the rank of Surveyor General. The proceedings regarding Hurd are approved of, as is also the refusal to appoint Radenhurst. Cannot hesitate to accept Macaulay's resignation and to impose on him (Head) the duty of making another choice. Dissents from the conclusion of the Council that the Governor must on every occasion abstain from the exercise of his powers until he had weighed and either adopted or rejected their advice. Accepts the resignation of Robinson, Markland and Wells, but in respect to Dunn, Baldwin and Rolph there is room for a more favourable interpretation. Is at a loss to know what is the limit of responsibility fixed by the Assembly. Cannot dismiss Dunn from his office of Receiver General for reasons given. Approves generally of his addresses to public bodies but was compelled to express a wish that some of the expressions had been more carefully weighed. In reference to the criticism of the conduct of the commissioners and of the promotion of Bedard, he (Head) was but imperfectly acquainted with the circumstances. Cannot advise His Majesty to accept his resignation. Sees no reason to depart from instructions previously given. If he (Head) had resolved to govern Upper Canada in a manner contradictory to his instructions he would advise His Majesty to accept the offer to resign, but without an evident necessity he would not do so. His Majesty's Government desire to promote the general good of the people by a resolute adherence to what they must regard as the sacred rules of North American policy. 33

July 27,  
Toronto.

Head to Glenelg (No. 62). Points out that the only grievance he can discover is in the land granting department. The incapacity of Peter Robinson from ill-health, who has very properly resigned. Appointment of Robert B. Sullivan, his good qualities, his sacrifices give him a claim on government. Sends Gazette containing the appointment of Sullivan and dismissal of Baldwin and Ridout from office, with printed placard signed by Baldwin containing the language against him (Head) which is incompatible with the situation he held. The conduct of Ridout. A letter from him returned in a blank cover. Copy sent. 745 verso

*Enclosed.* Peter Robinson to Joseph. Sends his resignation of office on account of his health. 746

Gazette with the appointment of Sullivan and the dismissal of Baldwin and Ridout. 746

Address of the members of the Assembly on the supplies. 746

Address of the Constitutional Reform Society. 747

List of money bills which the Lieut. Governor refused to sanction. 747 verso

Ridout to Head. Complains of the injustice of his treatment in being dismissed without just grounds. 747 verso

July 28,  
Toronto.

Head to Glenelg (No. 63). Sends statement by Gordon of the distribution of prize money for the taking of Detroit, also letters from Gordon. 693

*Enclosed.* Gordon to Joseph. Sends statement of the distribution of prize money, but not expecting to be called on for it, is not sure if it is in the proper form. Sends list of the documents which accompany the state-

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1836.

- ment. Explains the cause of the delay in rendering the account of the distribution. Page 694
- July 29, Toronto. Head to Glenelg. After the decision on Daverne's memorial was communicated to him, he has forwarded a letter (enclosed) addressed to His Lordship. Does not think it necessary to make any observations on it. 701
- Enclosed.* Daverne to Glenelg. Quotes an extract from Glenelg's dispatch relative to his case on which he comments. 702
- July 29, Toronto. Head to Glenelg (No. 64). Is proceeding to the Manitoulin Islands. The unconstitutional uses to which the road money of £50,000 is put by salaried commissioners self appointed by the Assembly. Shall decline to assent to such money bills unless the commissioners are to be named by the Executive. 748
- List of commissioners appointed by the Assembly with proposed compensation. 748 verso
- July 30, Toronto. Head to Glenelg (No. 65). From what funds are his travelling expenses to be defrayed? 749
- July 30, Toronto. The same to the same (private). Is starting for the Manitoulin Islands where the visiting Indians are to be assembled for their presents. Everything bright in the Canadas but he sees two black clouds over Downing Street and the Royal Commissioners' Palace at Montreal, from which he expects both thunder and lightning. He has made friends of his enemies. 705
- September 8, Downing Street. Glenelg to Head. Dispatches received. The King's satisfaction at the result of the elections and his gratification at his (Head's) energy, &c. Obstacles to his receiving the baronetcy. The necessity of his answering the charges made by Duncombe. Reflections on the nature of the instructions under which he acts. Differs in opinion with him (Head) on the subject of withdrawing a pledge made by the King and objects to the proposal on account of the success of the election to enter acts of a stern and decisive nature whose only effect would be to reunite the party now broken up. 684
- No date. Petition of the inhabitants surrounding Kingston. Signatures. 69
- Petition. 732
- Petition of the inhabitants of Scarborough. Title. 86
- Petition. 736
- Petition of the inhabitants of Richmond. Title. 96
- Petition. 739 verso
- Petition of the inhabitants of Glanford. Title. 97
- Petition. 739 verso
- Resolutions adopted by the Legislative Council and sent to the Assembly for concurrence. 247
- Appendices A to I to the report of the select committee on Act for the disposal of the clergy reserves for general education. 252
- Report of the select committee on the Act for the more equal distribution of the property of intestates. 323
- Election addresses by Mackenzie to the Reformers in different counties. 554 to 614
- Various dates. Proceedings of the Legislative Council of Upper Canada on the Bill sent up from the Assembly entitled "An Act to amend the Jury Laws of this Province." 168
1837. Glenelg to Head. The arrangements to be made to defray the expense of his late tour of inspection through Upper Canada. 700
- January 4, Downing Street. The same to the same. Has received dispatch reporting the appointment of Robert Baldwin Sullivan to be commissioner of Crown lands and agent for the sale of clergy reserves in the place of P. Robinson. Had delayed answering in the expectation of being able to make a general arrangement reducing the delay and expense attendant on passing grants of land, which

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1837.

might be reduced and efficiency increased. Sullivan's appointment can only, therefore, be considered provisional, although his selection is approved of; the office is subject to changes in the duties and emoluments, so that no claim for compensation can be admitted. Page 692

## GOVERNOR SIR F. B. HEAD, 1836.

## Q. 391.

1836.  
January 15,  
Toronto.

Minute of Executive Council on grants to rectories.

February 17,  
Montreal.

Summary report of the discussion on the rectories. Both enclosed in Head to Glenelg, 17th December, 1836.

(The report is through error dated 1837.)

Minute of Executive Council on grants to rectories.

Page 202

Return of patents of land granted to the Church of England. 202 verso

Rev. A. N. Bethune to the Lord Bishop of Quebec. Enclosed in Head to Glenelg. 13th October, 1836.

July 4,  
Cobourg.

Joseph to Carey. Enclosed in Head to Glenelg, 16th November, 1836.

July 9,  
Toronto.

Nicols to Head. Enclosed in Head to Glenelg, 20th August, 1836.

July 18,  
Quebec.

July 25,  
Downing  
Street.

Glenelg to Head. Has received a communication from Bidwell containing observations on his (Head's) administration of the government of Upper Canada. The rules preclude him from receiving communications from the colonies on subjects of colonial interest, except through the governor; still less can he consider them until the governor shall have the most ample time to answer them. He is therefore to ask Bidwell for a copy of his letter and send him a copy of this dispatch. 132

Same to the same Has received from Morrison complaint against him (Head). The rest of the letter is similar to two others of the same date. 134

July 25,  
Downing  
Street.

The same to the same. Has received from Rolph a statement of the circumstances which led to the resignation of the Executive Council. The rest of the letter is similar to that respecting Bidwell. 134

July 25,  
Downing  
Street.

The same to the same. Sends copy of letter from R. Baldwin on the subject of certain occurrences in Upper Canada. Asks for remarks on the subject. 134

July 26,  
Downing  
Street.

*Enclosed.* Robert Baldwin to Glenelg. Sends a newspaper containing resolutions of the Constitutional Reform Society of Upper Canada. Other subjects referred to as grounds of complaint against Head. 134 verso

Resolutions of the Constitutional Reform Society complaining of the selection of polling places for the approaching election. 135

Undated address from Toronto to know where he (Head) learned that Upper Canada was to be invaded. From what quarter was the invasion to come? 135

Answer by Head that the allegation of foreign interference made by individuals in the Lower Province was notorious. 135 verso

Remarks on the subject by a New York paper. 135 do

Glenelg to Head. Sends correspondence with Baldwin. 136 do

Correspondence. 136 to 142

August 17,  
Toronto.

Head to Glenelg (No. 67). Dispatches received of which the numbers and dates are given. 3

August 18,  
Toronto.

The same to the same (No. 68). Sends 32 bills to which he had assented. 4

## SESSIONAL PAPER No. 18

1836.  
August 20,  
Toronto.

Head. to Glenelg (No. 69). The Legislature to meet at the end of November. Asks that evidence should be given of the benefit that a triumph of constitutional over republican principles would be to a British Colony. Asks that he might be entrusted with as much power as is considered safe, relieving him from as many restrictions as possible, particularly as regards the land granting department, which has been the great grievance of the country, praise having been given to republican institutions and blame to British because the emigrant has had greater facilities to settle in the United States than in Canada. Is not prepared, however, to give an opinion on the subject; he is setting out for an inspection of the province, which will enable him to see things with his own eyes. Hopes afterwards to be prepared to act impartially for the real interests of the country. The provincial parliament would almost have finished its duties before he could hear from the Colonial Office. The instructions he desires to receive so that he may be relieved from restrictions respecting the granting and sale of Crown lands, so as to check speculators who by keeping up the price are driving emigrants to settle in the United States. If he had power the Lieut. Governor would bring these speculators to reason, but at present he must stand like a statue and must remain so until relieved from restrictions.

Page 5

*Enclosed.* Nicolls to Head. Sends his opinion on the necessity of retaining possession of land by the Ordnance for military purposes of certain military reserves in Upper Canada. The following are reported on:

Toronto, Missisauga, Fort George, Queenston, Chippewa, Fort Erie, Grand River running into Lake Erie, Amherstburg, Point Edward entrance of River St. Clair, St. Joseph's Island, head of Lake Huron, Penetanguishene, Town of Chatham on the river Thames, Burlington Heights, Kingston.

Special remarks are made on each of these posts.

13

23 to 28

Plans of various posts.

August 30,  
Toronto.

Head to Glenelg (No. 70). The arrangements made by Colborne to distribute presents to the Indians at Manitoulin Island to be changed but the order did not arrive in time so that the Indians could not be warned not to assemble there. He has gone personally to visit them. Had an opportunity during his journey of visiting the islands which number upwards of 23,000 (*sic*). Although formed of granite they have trees growing in the interstices and berries on which the Indians feed. The benefit that would be given to the Indians and the province, if they could be induced to migrate to the Manitoulin Islands. Account of the meeting with the Indians. The Chippewas consented to give up the 23,000 islands and the Saugeens to give up a million and a half acres for which a plain memorandum was drawn up and of which a copy is sent with a wampum attached. The surrender of the land by the Saugeens has long been a desideratum and is now especially important as the first fruits of political tranquillity.

29  
Glenelg to Head. Desires to have a complete explanation of the returns of the patents for endowments to the Church of England rectories and as far as possible the ground of the respective grants. 201

August 31,  
Downing  
Street.

September 12,  
Toronto.

Head to Glenelg (No. 71). Transmits address from the Assembly on the claim of Nelson Cozens to lands on the Grand River, with the report of the Executive Council in which he concurs. 38

September 12,  
Toronto.

The same to the same (No. 72). Transmits memorial from Ridout complaining of ill-treatment by him (Head). How Ridout was dismissed from his offices. 219

*Enclosed.* Ridout to Glenelg. Sends petition, which follows. 219

Other papers respecting Ridout. 220

September 12,  
Toronto.

Head to Glenelg (No. 73). Sends printed copies of the Acts. 41



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1836.  
September 12, Down-  
Street. Glenelg to Head. Sends copy of correspondence with Duncombe, who asks for a few days delay in order that he might receive further intelligence, but his promised statement has not yet been received. When received a copy shall be sent. Page 168
- September 20, Kingston. Petition of the Presbyterian Church of Canada. Enclosed in Head to Glenelg, 19th October, 1836.
- September 22, Quebec. Lord Bishop of Quebec to Joseph. Enclosed in Head to Glenelg, 13th October, 1836.
- September 28, Toronto. Head to Glenelg (No. 74). Had received with much pain His Lordship's dispatch of 25th July. Defers offering exculpatory remarks but annuls his request to be raised by a civil title to the rank of his predecessors. 225
- September 29, Toronto. Captain Macaulay to Head. He gave up the office of Surveyor General at his (Head's) suggestion and desires that Glenelg should be so informed. 225 verso
- September 29, Toronto. Head to Glenelg (No. 75). Dispatches received. 43
- September 30, Toronto. The same to the same (No. 76). Sends return of colleges and endowed schools. 44
- Enclosed.* Cameron to Joseph. Sends return of colleges and endowed schools. 45
- Return. 46
- September 30, Toronto. Head to Glenelg (No. 77). Forwards memorial from Mrs. Catherine Foster. 49
- Enclosed.* Memorial from Mrs. Foster. States the services of her father and uncle for which no remuneration was given, her father having besides lost £200 a year whilst on service. Prays for compensation either in money or land. 50
- September 30, Toronto. Head to Glenelg (No. 78). With reference to the case of Rev. Mr. McIsaac, whose congregation had applied for him to receive the annual allowance granted to his predecessor, there are no funds available, the vacancy having remained so long unfilled. 53
- October 4, Down-  
Street. Glenelg to Head. Has received dispatch requesting that such alteration may be made in the land granting system as he (Head) may think necessary, and that he may dispose of such parts of the military reserves as are not required. To the second he can give no answer till he receives a report from the Ordnance. If he is to understand fully the first request he must unavoidably decline. The Crown lands must remain at the disposal of the Crown under certain principles to which Government is solemnly pledged, and to give him authority to change the system so as to infringe any of the principles would be to retract His Majesty's solemn engagements. Cannot see what authority he can convey to him under these limits. The object of Head appears to be to increase the facilities to emigrants to settle in Upper Canada, thus destroying the weight of those invidious contrasts drawn between the system of the United States and of the British. The importance of the end is too clear for discussion, and if Government were unfettered he would be disposed to leave the selection to his own judgment. 9
- October 5, Down-  
Street. Glenelg to Head. Assured of his humanity towards the Indians. He had felt obliged to sanction the arrangement into which he had entered (see 20th August). The King desires that no measure shall be left unattempted to rescue the remains of the Indians from the fate that had so often befallen them. 35 verso
- October 6, Kingston. John Macaulay to Head. Enclosed in Head to Glenelg, 13th October, 1836.
- October 7, Toronto. Address from the clergy of the Church of England in Canada. Enclosed in Head to Glenelg, 19th October, 1836.
- October 8, Toronto. Head to Glenelg (No. 79). Has convened the Legislature of Upper Canada for the dispatch of business. Why he called it together sooner than he intended. 225

## SESSIONAL PAPER No. 18

1836.  
October 13,  
Toronto. Head to Glenelg (No. 80). Transmits copy of letter from Lord Bishop of Montreal, with enclosure, explanatory of the claim of A. N. Bethune, of Cobourg, for £50 for services rendered the corporation for managing the clergy reserves. Page 58
- Enclosed.* Lord Bishop of Quebec to Joseph. Sends explanation of the services of Rev. A. N. Bethune, and a letter from him which it is hoped will be found satisfactory. 59
- Rev. A. N. Bethune to the Lord Bishop of Quebec. Repeats his statement of the services he rendered for which he has made a claim for £50. 61
- October 16,  
Toronto. Head to Glenelg (No. 81). As instructed has selected a successor to Hurd as Surveyor General. John Macaulay, who is no relation of Captain Macaulay. His qualifications. Sends a note from Macaulay, showing that he had given up a considerable salary to take the office. 225
- Enclosed.* Macaulay to Head. States his present income whilst accepting the office from which he is afraid he may suffer in a pecuniary point of view. 225 verso.
- October 17,  
Toronto. Head to Glenelg (No. 82). Sends letter from Hurd to Glenelg, sends also letter from Hurd to himself (Head) and answer of the secretary. 66
- Enclosed.* Hurd to Glenelg. Reply received to his memorial respecting his situation of Surveyor General. Sends duplicate of the letter he sent to the Lieut. Governor. Trusts the letter will remove the idea of underhand dealing on his part, or want of proper attention to His Majesty's representative, as he had no intention to attach personal feelings towards him on the part of the Lieut. Governor hostile to his (Hurd's) interests. States his case and asks for reconsideration. 67
- Memorial of Hurd to Sir Francis B. Head to be restored to his office of Surveyor General. 73
- Joseph to Hurd. A successor has already been appointed whose name will appear in the next Gazette. Statement of previous proceedings 76
- October 19,  
Toronto. Head to Glenelg (No. 83). Sends petition from the Synod of the Presbyterian Church of Canada and an address from the Clergy of the Established Church. His high opinion of Strachan. 78
- Unsigned to the Archbishop of Canterbury. Sends address to Government of the clergy of the Church of England in Canada for a new diocese, whose boundaries should be coincident with those of the upper province. Before giving advice, desired to have His Grace's opinion but, if acceded to, it would not be in the power of Government to attach any salary to the new bishopric. 79
- Unsigned to the Lord Bishop of Quebec. Sends address from the clergy of the Church of England for a new diocese. A copy was sent to the Archbishop of Canterbury. If the new diocese should be erected, Government could give it no endowment. 80
- Petition of the Presbyterian Church of Canada in connection with the Church of Scotland against the Act erecting rectories. 81
- Address of the Church of England clergy in Canada respecting the means of supporting religious services and the need of a new diocese. 84
- October 19,  
Toronto. Head to Glenelg (No. 84). Sends two joint addresses, the first for the reduction of the duty on tobacco, the other for the restoration to commuted pensioners of the pensions they formerly enjoyed, also address and report from the Legislative Council on the sale of Crown lands. Recommends the reduction of duty on tobacco, and the restoration of pensions to those who are disabled. Thinks that a few Canadian winters would put an end to these pensions. Agrees with the Council as to the injurious tendency of the present system of selling lands. 93
- Enclosed.* Joint memorial showing the disadvantages of transportation, owing to the distance of the western districts of Upper Canada, on the representation of which they had obtained a reduction of the duty on

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1836. tobacco but not sufficient; an additional reduction is now asked for. Page 96
- Joint memorial for the restoration of their pensions to commuted Chelsea pensioners. 99
- Memorial of the Council respecting the sale of Crown reserves. 100
- Report on the same. 103
- October 20, Toronto. Head to Glenelg (No. 85). Sent on the 12th September last, memorial from Nelson Cozens with voluminous documents relative to his claim to a large tract of Indian land on the Grand River. Now sends memorial in favour of Mrs. Catherine Brant and her four sons, also setting forth a claim to some of these lands. 110
- October 28, Toronto. The same to the same (No. 86). Sends memorandum on the present political state of the Canadas. 226
- Enclosed.* Memorandum. The proposals in the memorandum are: (1) Let the Act giving up the revenue of 14 George III. be repealed. (2) Annex Gaspé to New Brunswick. (3) Annex Montreal to Upper Canada. (4) Make the north bank of the Ottawa the boundary of Lower Canada, giving the waters of the river and the expenses of making them navigable to Upper Canada, Lower Canada having a free right to use them by paying the same tolls as the upper province. 226
- A note of the same date proposes to carry his plans into effect. 228 verso
- November 6, Toronto. Head to Glenelg (No. 89). Has not received copies of letters written against him so that he cannot answer them as to the misquotation from the report on grievances of 1835; that consisted of the quotation having been taken from the appendix instead of the report. His expression 'let them come if they dare,' referred to Papineau's letter to the Speaker. 231
- Enclosed.* Copies of application for the letters to His Majesty's Ministers and the answers follow the dispatch to Morrison's letter and charge. 233
- November 7, Toronto. Head to Glenelg (No. 87). Enters into details of proceedings, notice of which by His Majesty's Government had been long delayed. 230
- November 9, Toronto. The same to the same (No. 88). Sends copy of speech delivered at the opening of Legislature. 121
- Enclosed.* Speech. 122
- November 10, Montreal. Address from the committee of the constitutionalists of Lower Canada. Enclosed in Head to Glenelg, 27th November, 1836.
- November 10. Joseph to Head.
- November 12, Toronto. FitzGibbon to Joseph. Both enclosed in Head to Glenelg, 16th November, 1836.
- November 16, Toronto. Head to Glenelg (No. 90). Sends copies of addresses from the Legislative Council and Assembly and his answers. 143
- Enclosed.* Address from the Legislative Council. 144
- Answer. 151
- Address from the Legislative Assembly. 152
- Answer. 158
- November 16, Toronto. Head to Glenelg (No. 91). With respect to Carey's demand for £50 for having taken charge of dispatches, sends his secretary's account of the transaction. 159
- Enclosed.* Joseph to Head. Explains how dispatches were entrusted to Carey and that no thought was entertained that travelling expenses would be charged. 160
- Joseph to Carey. Letter of instruction respecting the delivery of dispatches. 162
- November 16, Toronto. Head to Glenelg (No. 92). Sends copies of the journals of Council and Assembly for the session of 1835. Sends letter from the clerk of the Assembly explanatory of delay. 163

## SESSIONAL PAPER No. 18

1836.

- Enclosed.* Clerk of the Assembly to Joseph. The copies of the journals of Council and Assembly were packed and sealed, but had been put to one side and overlooked. Page 164
- November 17, Toronto. Head to Glenelg (No. 93). Sends the journals of the Council and Assembly for last year. The appendix will not be ready for some weeks. 166
- November 20, Toronto. The same to the same (No. 95). States his opportunities of gaining a knowledge of the Indian tribes and sends a memorandum on the subject with inferences " (1) That the attempt to make farmers of the Red men has been, generally speaking, a complete failure, (2) That congregating them for the purpose of civilization has implanted many more vices than it has eradicated and consequently that the greatest kindness we can perform towards these intelligent, simple-minded people is to remove and fortify them as much as possible from all communication with the whites. Gives an account of his negotiations, the habits of the Indians, their numbers, the expense of the Indian department, the cost of presents, &c." 214 verso
- Enclosed.* Summary of the annual expenditure of the Indian department in Upper Canada. 217 verso
- Annual value of the presents issued to the Indians. 218
- Advice to the Indians. 214
- November 23, Toronto. Head to Glenelg (No. 94). Has received dispatch with the charges made by Duncombe which he has transmitted to the Assembly. Thanks for having refused to allow Duncombe and Baldwin to attack him verbally. 233
- November 25, Toronto. The same to the same (No. 96). With reference to letter from Talbot, member for New Ross, respecting land purchased by Peter Walker from John Mills Jackson, sends report of the registrar for York showing that notwithstanding Jackson's sale of it to Walker he had since otherwise disposed of it. 173
- Enclosed.* Report of the registrar of the County of York on the registration of properties belonging to John Mills Jackson referred to in letter. 174
- November 27, Toronto. Head to Glenelg (private). Sends printed copy of address to both Houses from the Constitutionals of Lower Canada. Things going on calmly; the republican party annihilated. He expects that all troublesome questions will be settled. The clergy reserves will be divided. 178
- (The letter is dated 1837 by mistake).
- Enclosed.* Address from the Committee of the Constitutionals of Lower Canada to the Assembly of Upper Canada complaining of the course of action of the Assembly of Lower Canada. 180
- November 28, Toronto. Head to Glenelg (No. 97). Dispatches received. 187
- November 29, Toronto. Unsigned to Glenelg. Had mentioned that the clergy reserves would be divided among four sects. It is expected that the 10 republicans will vote in favour of the Protestant clergy. Would unite Church and State if he could, but it is too late. Arrival of Dr. Duncombe in time to be examined by the House of Assembly. A note says "Original not signed" 179
- November 29, Downing Street. Glenelg to Head. The King has approved of the appointment of John Macaulay to be Surveyor General. Until Captain Macaulay's arrival he (Glenelg) had no doubt of the resignation being unconditional. Regrets that from misapprehension. Capt. Macaulay had suffered loss but he (Glenelg) is not responsible for the error. 64
- November 29, Downing Street. The same to the same. There being no proof against Ridout, orders him to be restored to his offices. His reluctance at overruling a decision publicly adopted. 223
- November 30, Toronto. Head to Glenelg (No. 98). Sends report and plan by Bonnycastle relative to a recent sale of building lots near Toronto. He reports the total

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1836.  
amount of sales to be £11,609 15s. and the sum of the price of 100 acres to the westward of the reserve adjoining the building lots is estimated at £20,000. As there is money enough to build the barracks, recommends they should be begun without delay; the barracks here have already been condemned as unfit for the troops and their appearance is most discreditable. The bad moral effect of the state of the barracks. Does not recommend building a new government house, the site being better than that reserved for a new one. Has had the old house repaired and it is now as respectable as he could wish. Page 188
- Enclosed.* Report of Bonnycastle on the sale of building lots and on the estimated value of those remaining. 191
- Plan of government sale of lots in Toronto. 196
- Return of deserters who have rejoined. 197
- November (?), Head to Stephen. Desires to cancel one or two sentences in a memorandum of 28th ultimo (October, See page 226) and he had omitted an observation he should like to make. Sends an amended copy. Is not yet ready with his reply to Duncombe, is waiting for the report of committee. His unhappy service in the Colonial Office; he is gradually sinking into debt. He has not means to keep up a double establishment and therefore wrote to Lady Head to come to Toronto. Should she and the family arrive they would find him broken down in spirits and fortune. 185
- December 1, Same to Glenelg (No. 99). Dispatches received. 199  
Toronto.
- December 14, The same to the same (No. 100). Sends message from the Assembly that supply has been granted. 233 verso  
Toronto.
- December 17, The same to the same (No. 101). Sends documents showing the nature and number of the endowments to the Church of England which were made by his predecessor. They were made during his journey from New York and formed part of his first difficulties. 201  
Toronto.
- Enclosed.* Summary report of the discussion on the rectories. 201 verso
- December 23, Head to Glenelg (No. 102). Sends petition from the Presbyterian Church in Toronto. 206  
Toronto.
- December 29, The same to the same (private). There has been opened a magnificent street called Brock Street at the extremity of which it has been contemplated to erect a monument to the militia who fell during the late war. It is desirable that the King should honour with his name the list of subscribers. 207  
Toronto.
- December 30, The same to the same (No. 103). Has received dispatch that 12 reserved bills have been assented to. Sends extract. The confusion this has caused and the exultation of the republicans. The evil effects of the promulgation of the instructions that the selection of the Executive Council was to be of individuals possessing the confidence of the people who are already represented in the Assembly. Remarks on the regulations affecting the sale of Crown lands, and on the protection of emigrants. 233 verso  
Toronto.
- Enclosed.* Papers respecting the charges against Head. 237
- December 31. Unsigned to the Lord Bishop of Quebec. 80  
1837.
- January 6, Glenelg to Head. Will not remark on the unusual tone of his communications but brings before him extracts from his dispatch of 22nd March, 1836, and considers that he was fully justified in commenting freely on his public proceedings. 229  
Downing Street.
- January 20, The same to the same. The King approves of his conduct towards the Indians. The earnest desire of the British Government to repair the wrongs done them and to promote their future welfare. Believes the bad effect of intercourse with white men must be attributed to the counteracting tendency of unfavourable circumstances rather than to any inherent inaptitude of

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1837.

- the Indian for the reception of a religion peculiarly qualified to elevate the character. Approbation was sent of his settling the three tribes on the Manitoulin Islands. Approval is given of his further engagements with the Huron and Moravian Indians. The charges to be laid on the newly ceded lands. Asks his opinion whether the Indian department could be merged in the commissariat as it would be a saving. Shall recommend his representations in favour of Givins. Page 171
- January 24. Stephen to Spearman. Sends copy of dispatch from Head. The savings that will be effected in the expenses of the Indian department. Proposed reduction to be sanctioned. The retirement of Givins. 172
- January 26, Downing Street. Glenelg to Head. Has received dispatch with memorandum on the political state of Canada. 229 verso
- January 27, Downing Street. The same to the same. Has received dispatch reporting the result of his efforts to obtain copies of letters from Bidwell and Rolph. These not having been sent they can have no influence on his mind. His explanation respecting Baldwin's letter and that of Morrison is satisfactory. Approves of his having transmitted Duncombe's petition to the Assembly. 239
- March 2, Downing Street. Same to the same. Passes over the tone of his remarks and confines himself to questions which are practical. Approves of his not suppressing the King's Order in Council confirming the twelve bills. The serious nature of a different course of conduct. Remarks on his statement respecting instructions to the Lieut. Governor of New Brunswick which he had misrepresented. Quotes his own exact words, to which a sense had been attached contrary to what the correct expression used could be made to mean. The law respecting the disposal of lands against which he argues had not been authorised to be assented to nor could he advise the King to sanction such an Act if assented to. Whilst his general conduct is approved of, he (Glenelg) can scarcely believe that he (Head) seriously intends to assert that the measures of his Government should necessarily be stern and unconciliating, as to conciliate the goodwill of the people of Canada is the great object of His Majesty's Government. 209
- April 17, Downing Street. Same to the same. Has received His Majesty's commands to take measures for expediting his patent as a baronet conferred as a mark of royal favour. 238

## CLAIMS OF COZENS AND BRANT, 1836.

## Q. 392.—1-2.

1796.

(Part 1 paged from 1 to 216, part 2 from 217 to 248.)

- July 14. Memorandum of an agreement between Joshua Y. Cozens and Joseph Brant for land on the Grand River, that for the sum of £1,200 a year to the Five Nations for 100,000 acres, Cozens to pay the principal when he thinks proper, estimating the same at £20,000 currency or if the whole cannot be secured £600 per year currency for 50,000 acres; £500 additional to be paid to Brant, if he confirms the sale of 100,000 acres, or £250 to Brant if he confirm by deed 50,000 acres. Page 59
- September 8. Copy of deed to Cozens.
- December 24, Middlesex Conn. Certificate of correctness of copy. Both enclosed in Affidavit of Joshua Henshaw, 9th October, 1796.
1797. Extract from the memorandum book of Samuel Clark kept by him while in London. 75

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1798.  
January 4,  
Montreal. Joshua Y. Cozens to Samuel Clark. Could not until now obtain the papers which he expected to send by the Halifax mail. Page 51
- March 7,  
Montreal. The same to the same. Was astonished at hearing he (Clark) had received no letters since April as he had written ten letters and had sent two certificates signed by the provincial secretary, which is everything that is necessary. 51
1799.  
March 16,  
London. Barrell and Servanté to Samuel Clark. Send list of papers deposited with them. 70
- Enclosed.* Certificate of Theodore Barrell that the preceding letter was written by the senior partner. 72
- March 16,  
London. Certificate by the British Consul that Theodore Barrell was personally known by him and had affirmed the truth of the preceding statement. 74
1818.  
December 22,  
Montreal. Clark to Barrell and Servanté. They have accepted his (Clark's) bill for £216 3s. 3d. which he would remit in time to meet the payment. 76
1825.  
February 24,  
New  
Longueuil. J. Henshaw to J. Y. Cozens. Offer by a nephew of the partners of the house with which Clark left the deeds: will try to recover them if properly remunerated. Desires to know the quality and situation of the land. 77
1827.  
February 12. Revocation of the power of Attorney granted by J. Y. Cozens to Samuel Clark. 78
1828.  
November 8,  
Liverpool. Revocation of the power of Attorney granted by J. Y. Cozens to J. B. Henshaw. 79
1831.  
July 15,  
London. Watson to Henshaw. Sends answer from the Board of Trade, from which it would appear he had been misled. 82
- Enclosed.* Lords of Trade to Watson and Byron. There is no trace in the office of the deeds to which he refers. 82
- December 2,  
London. Advertisement for information respecting the successors of Barrell and Servanté. 83
1833.  
March 12,  
London. Ward to Nelson Cozens. His unsuccessful search for the papers relating to the lands on the Grand River. 83
- July 2,  
Cornwall. E. Servanté to Nelson Cozens. Reports that she has been unsuccessful in the search for the deeds of the lands on the Grand River. Sends a few papers she has found. 86
- October 9,  
Montreal. Deed of land by J. Y. Cozens to Nelson Cozens. 46
- Affidavit of Joshua Henshaw of the transfer to Clark of the deed for the land purchased by Cozens; of the loss of the deed, &c. Sends copy of the deed. 37
- Enclosed.* Copy of deed. 40
- Copy of receipt by Brant. 44
- Certificate of correctness. 45
- December 9,  
Ulster village. Theodore Barrell to Nelson Cozens. Conjectures as to the place where the deeds could be found and suggestions as to persons who might have knowledge of the deeds. 90
1834.  
January 6,  
Ulster village. The same to Miss Servanté. Applying to have a search made among the papers of Barrell and Servanté, if they still exist, for the deeds to Cozens relating to the land on the Grand River. 98
- January 15,  
Ulster village. Theodore Barrell to Nelson Cozens. Has sent a letter through his sister to Miss Servanté. If he receive any information he will impart it. A letter to the widow of Henry Servanté would be of little use as he is a stranger to her. Fears his search for the documents will be fruitless. 96
- February 12. Renewal of the revocation of the power of attorney granted by J. Y. Cozens to J. B. Henshaw respecting the sale of the land bought from the Five Nation Indians. 80
- May 22,  
Chambly. Second affidavit of Joshua Henshaw of the transfer by Cozens to Clark of the deed of land on the Grand River. 56

## SESSIONAL PAPER No. 18

1834.  
July 1. Memorial of Joshua Y. Cozens, of Cornwall, to Colborne. States his services, the purchase of land from Brant; enters into minute detail of the deed being left in London pledged by Clark to a firm of barristers who had become insolvent and the deed had disappeared, and prays that if any part of the land is sold an equivalent be given to his son Nelson. Page 12
- July 1, Cornwall. Affidavit by Joshua Y. Cozens of his purchase and of the deed having been pledged by Clark to a firm of lawyers in London, England. 31
- July 14, Toronto. Memorial of Nelson Cozens, son of Joshua Y. Cozens respecting the land for which his father had presented a memorial he having been invested with the title to the land on account of money advanced; asks for early relief for himself and father. 26
- September 19, Addison County. Affidavit of Mr. and Mrs. Hart. That Page persuaded Clark to hand over to him notarial copies of deeds respecting land on the Grand River bought by J. Y. Cozens from Joseph Brant, agent for the Five Nation Indians. 133
- September 27, Cornwall. Nelson Cozens to Markland. Sends third affidavit from Joshua Henshaw who was present when Joshua Y. Cozens handed the titles to Clark. The dishonest acts of Page respecting the titles. Had the letters written by Page's daughter been produced they would have confirmed the statements made by his father and himself by the means taken by a villain fraudulently to profit by the paper he had purloined. Hopes the action of the Council may embolden Page to produce the papers. Correspondence relating to the papers. 117  
Enclosed. Affidavit by Henshaw. 122  
Affidavit by J. Y. Cozens respecting the purchase of land from Joseph Brant. 125
- October 6, Cornwall. Nelson Cozens to Markland. Sent letter and affidavits on the 27th ulto., confirming additional facts respecting his father's purchase from Brant. The affidavit now sent goes still further to criminate Page. 127
- December 6, Toronto. Lee to Nelson Cozens. Sends documents, three being indentures (1) made 8th September, 1796, between Brant and J. Y. Cozens, a tract of land on the Grand River; (2) made 13th October, 1796, between J. Y. Cozens and Clark of the same tract for \$90,000; (3) made on 20th March, 1825, between Clark and Page for the same tract for \$100,000; three being powers of attorney (4) dated 17th May, 1796, from the Five Nation Indians to Joseph Brant, (5) dated 13th October, 1796, from J. Y. Cozens to Clark to sell the tract, (6) dated 14th February, 1827 from Clark to Page to obtain papers from Barrell and Servanté, left with them by Clark about the 17th September, 1798. 130
- December 19, Ulster village. Theodore Barrell to Nelson Cozens. Sends his sister's letter reporting the hopeless attempt by Miss Servanté to find the missing papers, asks him not to write her as she is leaving London and besides the postage from Canada is more than she can afford. 104
- December 25, Middletown. Stow to Nelson Cozens. Enclosed in Nelson Cozens to Markland, 3rd January, 1835.
1835.  
January 2, Cornwall. Affidavit of J. Y. Cozens respecting the deed made in favour of Clark for the supposed purchase of the land on the Grand River. The deed was given to enable Clark to sell the land for the benefit of Cozens. How Page secured papers from Clark who was deranged in his mind. 135
- January 3, Cornwall. Nelson Cozens to Markland. His father yesterday sent a deposition explanatory of Clark's character. Had looked for the two Hosmers, witnesses to the blank deed to Clark, but they are dead. Sends word of letters received to show the exertions he had made to discover the papers. Reports searches made by Stayner, and others although ineffectually. 140  
Enclosed. Stow to Nelson Cozens. Reports that both the Hosmers are dead. 145



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1835. February 2, Ulster village.	Theodore Barrell to Nelson Cozens. Narrative of his connection with the firm of Barrell and Servanté; is convinced that the papers required were in their hands on the 16th March, 1799, from the books he had consulted. Gives quotations from the books.	Page 107
	A. P. S. suggests that the facts might be attested, but he considers that this should be done in a strictly legal form.	114
February 23, Cornwall.	Affidavit of the reason that prevented him (Joshua Y. Cozens) from having his deed for block No. 4 registered.	52
April 20, Wellington Square.	Kerr to Nelson Cozens. Sends copy of the agreement between his father and Brant, which is different from the receipt and he cannot understand it.	60
April 30, Cornwall.	Affidavit of J. Y. Cozens, respecting land transactions with Brant. Receipt for £500, being a second payment of similar amount.	61 65
May 10, Rochester.	Wallace to ———. Recollects hearing the deed to Cozens read and sends copy of deed to Wallace confirming the Indian title to block 3.	66
September 14, Rochester.	Affidavit respecting the purchase of Indian lands by J. Y. Cozens.	68
1836. April 14, Toronto.	Report of the Committee of the House of Assembly that Cozens, the petitioner has fully substantiated the justice of his claim to an equivalent for the lands in question. The evasive nature of the Attorney General's report.	9
June 28, Toronto.	Affidavit of Joshua Y. Cozens of his receipt of copies of four letters from Claus to Alexander Stewart, the originals of three of which are in the Indian department, Toronto, but no trace can be obtained of the 4th. The letters were delivered by a Frenchman, but there was no signature to show who had sent them.	4
	<i>Enclosed.</i> Claus to Stewart. Desires to know if he would execute the mortgage for block No. 4 and send certificate.	6
	Claus to Stewart. Repeats his inquiry if he (Stewart) would sign the mortgage and certificate for block No. 4 for Clarke, it being the particular wish of the Six Nations.	6
	Stewart to Claus. Declines to sign the mortgage or certificate without legal advice. Shall take no rash steps.	7
	Claus to Stewart. Finds that he (Stewart) told Clark he was present in 1796, when Brant delivered a warrant deed to Cozens for land which includes block 4 and that he (Stewart) had seen Cozens pay £500 to Brant in specie. The deed to Cozens has never been registered and he has not heard of the deed from Brant to Cozens since 1798 when Langan told him it was in England. If the part to be sold to Clark be disposed of Cozens can only recover the consideration he paid to Brant. Hopes he (Stewart) will execute the writings to Clarke, when he (Claus) shall call.	7
	The rest of the volume which is divided into two parts, contains additional correspondence and affidavits respecting the lands claimed by Cozens on the Grand River, all of the same character, and decisions on the claims of Cozens.	

## SESSIONAL PAPER No. 18

LIEUT. GOVERNOR SIR F. B. HEAD, 1836.

## Q. 393.

1818.	Instructions given to the Duke of Richmond, Governor in chief of Upper Canada.	Page 34
May 9, Carlton House		
1834.	Oath taken by every member of the Executive Council.	39
March 3, Toronto.	Address of the House of Assembly praying that the intention to disallow the Banking Acts be not carried into effect.	40
1835.	Address of the House of Assembly to the King on the subject of the Legislative Council.	39
April 15, Toronto.		
1836.	Schedule of patents for land constituting endowments to the Church of England in Upper Canada.	42 verso
February 5, Toronto.		
	Rectories endowed since the receipt of the foregoing and return of property surrendered by certain clergymen of the Church of England.	43 verso
March 4, Toronto.	Address of the Executive Council alleging that the unhappy condition of the country arose from the unconstitutional abridgement of the duties of the Executive Council. Should the Lieut. Governor not consent to consult the Executive Council, they ask to be allowed to disabuse the public mind of a misapprehension as to the extent of their duties.	28 verso
	Answer of the Lieut. Governor.	29
March 14, Toronto.	Representation of the House of Assembly on the resignation of the Executive Councillors.	41
	Answer by Head.	41 verso
March 16, Toronto.	Robert Baldwin to Perry. States that the members of Council had tendered their resignation. Details the causes of and the circumstances attending the resignation.	30 verso
	Copy of offer to Robert Baldwin to become a member of the Executive Council and his acceptance of the offer.	32
March 24, Toronto.	Address of the House of Assembly on the resignation of the Executive Councillors.	41 verso
	Answer by Head.	42
March 25, Toronto.	Address from a public meeting to Head. The inhabitants of Toronto have no confidence in the gentlemen called to the Executive Council.	32 verso
	Answer by Head.	33 verso
March (?), Toronto.	Address of the Common Council of Toronto to Head. It has no confidence in the present provincial administration.	32
	Answer by Head.	32
April 4, Toronto.	Joseph to Perry. The document applied for has been sent. The rejoinder to the Lieut. Governor's answer to the address of the citizens of Toronto has been returned unread.	44
	Rejoinder from the "Citizens of Toronto to the foregoing reply."	44
April 5.	Address from the township of Guelph. Signatures.	104
April 11, Toronto.	Examination of Robert Baldwin Sullivan, 28th March, and of Augustus Baldwin on the date in the margin in relation to the obligation by Sullivan not to administer the government of the province.	40 verso
April 12, Toronto.	Robert Baldwin to Perry. Points out the misunderstanding as to the duty of the Executive Council to give advice even when not asked for.	46 verso
April 13, Toronto.	Examination of Robert Baldwin and Dr. Rolph before the committee of the House of Assembly respecting the functions of the Executive Council.	46 verso
April 14, Toronto.	Report of committee of the Assembly containing charges against Head; statement of the constitutional position of the Executive Council and other subjects, too long to summarise.	14 verso

1836.

Notes on the report of the Committee.

April 21,  
Toronto.

Head to Glenelg. Had not noticed the complaint of the Assembly respecting the non-promotion of A. E. McDonnell, who has been a strong supporter of Mackenzie. To give him the influence of the command of a regiment in preference to a loyal officer of eight years longer service would discourage the supporters of the constitution. 50

*Enclosed.* Schedule of enclosures in the dispatch. 51

Addresses, &c., as by schedule. 53 &c.

April 21,  
Toronto.

Head to Glenelg (No. 26). Sends addresses from the Assembly to the King and to the House of Commons reprobating his conduct as Lieut. Governor. The Assembly has stopped the supplies; has, therefore reserved all money bills and refused to grant contingencies. Quotes from previous dispatches to show his belief in the implacable character of the republicans and his intentions to afford them no cause for complaint. His speech on prorogation will show the efforts he made to carry remedial measures. The grievance report remains unopened; it is a mere ignis fatuus. The prompt measures to correct real grievances had broken up the faction and the country is loyal. It is the first time the supplies have been stopped and that when he was sent with instructions to redress grievances. The reason for the stoppage of supplies was that the complaints of the republicans were ordered to be corrected and they were forced to unveil their real object which was to seize upon the power and patronage of the Crown. States the duties of the Executive Council and its non responsibility and quotes from evidence on the subject, as also a contradiction to the charge that he made a secret agreement. Other statements of the warm reception of his speech on prorogation. 3

*Enclosed.* Petition from the House of Assembly to the King complaining of the conduct of the Lieut. Governor. 7

Petition of the House of Assembly to the House of Commons on the same subject. 7

A. Baldwin to Head. Correcting an error in his evidence before the committee. 8

Four addresses of the Assembly to the Lieut. Governor for the contingencies of 1836, with the answers. Three follow each other. 8.

The fourth address with answer. 8 verso

Speech by Head on prorogation. 9

Addresses from the province to the Lieut. Governor. 11

The signatures number 6,782. List. Addresses follow, 14 in all.

April (?).

Address of the grand jury to Head, expressing confidence in Head's administration. 47 verso

Answer by Head. 48

Schedule of documents. 76

April —.

Address from the town of Niagara. Additional signatures. 89

April (?).

Address from the township of Stamford. Signatures. 95

April (?).

Address from Bytown and its vicinity. Signatures. 99

April (?).

Address from the township of Georgina. Signatures. 102

April (?).

Head to Glenelg (No. 57). Had reported that 40 constitutional votes had been added to the Assembly. The republicans feel their case desperate. 48

Address of the Executive Council to Colborne. 109

1831 to 1835.

Proceedings of the House of Assembly from 6th December, 1831, of various dates. 130 to 198

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## PUBLIC OFFICES AND MISCELLANEOUS, 1836.

## Q. 394.—1-2.

1835.

Part 1, from page 1 to 217; part 2, from page 218 to 407.

- October 8, Toronto. Duncombe to Jamieson.
- October 12. Opinion of the Attorney General. Both enclosed in memorial of Duncombe. — Oct., 1836.
- November 10, Toronto. Rowan to Respective Officers. The Lieut. Governor understands that the directors of the Erie and Ontario railway have not decided on the route. It is not probable it will be carried beyond Queenston. A clause prevents the company from entering on any Crown lands without the royal sanction. Page 56
- November 14, Toronto. Rowan to Duncombe.
- November 18, Toronto. Opinion of the Solicitor General. Both enclosed in memorial of Duncombe. — October, 1836.
- November 19, Kingston. Cartwright to Wright. Enclosed in Byham to Hay, 10th February, 1836.
- November 25, Toronto. Opinion of the Attorney General for the Lieut. Governor.
- November 28, Toronto. Copy of minute of Council.
- November 30, Toronto. Rowan to Duncombe.
- November —. Report of Hepburne.
- December 12, Toronto. Rowan to Duncombe. This and the four preceding enclosed in memorial of Duncombe. — October, 1836.
- December 14, Quebec. Respective Officers to Ordnance. Are informed that the directors of the Erie and Ontario Railway Co. have not yet decided on the route and it is not probable the line will be carried beyond Queenston. Presume they are not to interfere with the line of the intended railway even if it is likely to encroach on lands reserved for military purposes. 54
- December 22, Virginia, 1836. C. Bonnycastle to Glenelg. Enclosed in R. H. Bonnycastle to Glenelg, 13th January, 1836.
- January 8, Board of Trade. C. Poulett Thomson to Glenelg. Asks him to read and return letter which shows that Mackenzie is at variance with the Assembly for whom he was made to assent to bad banking Acts. 31
- January 13, Toronto. R. H. Bonnycastle to Glenelg. Urges compliance with his brother's application. His qualifications for the office. 140
- Enclosed. C. Bonnycastle to Glenelg. Applies for the office of astronomer in Upper Canada. 141
- January 14, Treasury. Baring to Grey. As Head will not receive any portion of the military allowance or of the extra emoluments from the colonial funds, he is to be relieved from the stamp duty on his commission. 64
- January 14, London. Alder to Glenelg. States the offer of Lord Goderich for the Wesleyan Methodists to take charge of the Indians and their acceptance. 115
- January 16, Baltimore, Md. Browne to Glenelg. As he understands that His Lordship has said he would give him (Browne) no redress, asks that all his papers may be returned. If His Lordship has changed his mind the papers may remain. 144
- January 23, Treasury. Baring to Grey. The Lords of the Treasury assent to the remission of the sums advanced in 1820 and 1821 to the settlers at Lanark. 65

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1836.  
January 26,  
Treasury. Spearman to Grey. With reference to unclaimed prize money paid into the military chest at Toronto, Gordon should furnish a detailed statement of the disposal of the prize money for the taking of Detroit. Page 66
- February 4,  
Toronto. Order in Council on Campbell's memorial. It not appearing that there was any occasion to surrender the patent for his lands and obtain a new one, Campbell's application cannot be recommended. 290
- February 6,  
Horse Guards. Fitzroy Somerset to Stephen transmitting petition of John Longworth indicted for bigamy. Has any communication been received from Upper Canada relative to the case? 22
- February 8,  
Horse Guards. The same to Grey. Has received letter with dispatch from Colborne. Under the circumstances the commander in chief, if it is considered expedient to maintain the posts of Fort George and Amherstburg, will not object although they are not required for exclusively military purposes. 23
- February 10,  
Ordnance. Byham to Hay. In consequence of the high price no settlement had yet been come to respecting Cartwright's land adjoining the government reserve at Fort Henry. Asks that the Lieut. Governor of Upper Canada be instructed to take the necessary measures to have the land described transferred to the Ordnance. 44
- February 13,  
Toronto. Cartwright to Wright. Shall not dispose of the land he has to sell until the 1st of May, 1836. If he is not by that time informed of a decision by the Ordnance he will dispose of the land to the first applicant who shall meet his terms. 47
- February 13,  
Toronto. Campbell to Joseph. Sends minute of Council in answer to his application for reimbursement for loss in consequence of an error in the patent. Explains how the surrender and reissue were authorized by the Attorney General and asks that the decision of the deputy registrar be not taken with whom the error originated but that the question be referred to the law officers. 291
- February 18,  
Temple. Rolfe to Glenelg. There is no reason in point of law why the sentence of execution against John McAuliffe should not be carried into effect but the case is one which might be commuted to transportation. 35
- February 19,  
Ordnance. Byham to Hay. Had desired the officers at Quebec to report on the best method of disposing of the buildings to be abandoned. Desires to know if any are to be retained for barrack accommodation at Niagara or Amherstburg. 48
- February 19,  
Ordnance. Same to Stephen. With reference to proposed Act to incorporate the Erie and Ontario railway company the line has not yet been determined on so that no definite opinion can be formed how the interests of the department may be affected. A clause of reservation is quoted in the Lieut. Governor's dispatch which is not in the bill, but the Ordnance will feel safe if Glenelg should instruct the Lieut. Governor not to assent to any bill authorizing entrance within 1,000 yards of a fortification without reference to the Ordnance. 50
- February 22,  
Admiralty. Wood to Grey. To obtain an estimate of the expense of the proposed observatory in Upper Canada and whether the Assembly would defray the expense of any portion of its annual maintenance. 11
- February 26,  
Huron. Cameron to the House of Assembly. Transmits resolutions from a meeting of inhabitants of the county of Huron held on the date in the margin, Cameron's note being undated. 283
- February —,  
London. *Enclosed.* Resolutions against the appointment of new comers to the magistracy. 284
- February —,  
London. Colquhoun to Grey. Had called to obtain a note of introduction to the Governor of Upper Canada for the son of a respectable West India merchant. 280
- March 11,  
Greenock. Galt to Stephen. The discovery of the Great Swamp in the Huron tract; his design to drain it. The loss of the use of his limbs prevents

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36. him, but offers to do it by his son, if he is allowed time to raise sufficient capital for the outlay. Page 399
- Enclosed.* Suggestion for draining without disbursement by the state the great swamp in the Huron tract. 401
- March 17, Down-  
Street. Unsigned to Head. Calls attention to a clause in the Act for establishing the Erie and Ontario railway company, the effect of which is to prevent the company from entering on any Crown lands without the King's consent, communicated through the Lieut. Governor of the province, and the Ordinance are anxious to prevent any person entering on reserve lands within 1,000 yards of any fortification. 52
- March 21, Temple. Law officers to Glenelg. There is no objection in law to incorporate an academy for Christian instruction, but there are great objections to the Act of incorporation presented by Ryerson, as by it great inconvenience might arise. If a charter should be granted it must be done by incorporating certain individuals and providing for a succession. 37
- March 22, Rideau Canal. Statement showing the amount of penalties collected. Enclosed in  
March 24, Baring Bros. & Co. to Stephen. Have received a dispatch for Buchanan, consul at New York, which they will forward by the "George Washington". 146
- March 26, War Office. Walpole to Grey. Howick asks for another letter of introduction for Orde to the Lieut. Governor of Upper Canada, the one sent having been addressed to Colborne. 111
- March 28, London. Alder to Stephen. Enclosed in unsigned to Ripon, 30th March, 1836.  
March 30. Unsigned to Ripon. Claims have been made by the Wesleyan Methodists for pecuniary assistance. The extension of Methodist missions suggested by him (Ripon) in 1832 and the sum of £900 was authorized to be granted for the erection of churches and schools. The correspondence does not show that the assistance was intended to be permanent as in 1834, the grant was considerably reduced and was not renewed till 1835. It was the impression of the Wesleyan Methodists that the grant was to be permanent, so that they have incurred obligations which will probably be embarrassing. Application has been made for arrears they consider to be due for 1834 and 1835 and that a permanent amount shall be charged on the casual and territorial revenue for their benefit. That can only be done where the faith of the Crown has been pledged for the expenditure. Asks for Ripon's recollection of the transaction. 122
- March 30, Edinburgh. *Enclosed.* Alder to Stephen. Recapitulates the points in the negotiations with Ripon respecting the grant to the Wesleyan Methodists. 125
- March 31, Baltimore. Gordon to ——. At the desire of Lord Fife states his case and prays to be reinstated in his grant of land in Upper Canada. 403
- March 31, Baltimore. A remonstrance to the Colonial secretary from David Brome, chairman of the Adelaide Association. 150
- April 12, Quebec. Browne to Glenelg. Sends copy of letter from Peter Robinson concerning the Adelaide Association, Browne's letter ending "So much duplicity and 'evasion is [are] not probable to be found in any other documents'". 185
- April 13, Leicester. Nicolls to Byam (*sic*). Enclosed in Spearman to Stephen, 27th July, 1836.
- April 14, Dublin. Brown to Glenelg. Proposes to promote emigration by means of paintings. Applies for employment in Upper Canada for himself and his eldest son. 147
- April 16, Liverpool. Burdett to Grey. The gratuities to the permanent sergeants and drummers of the Yeomanry in Ireland are to be paid through his office. Sends list of persons at different places entitled to be paid. Is there any one before whom they could be identified and their receipts witnessed? 133
- List referred to. 135
- Baring Bros. & Co. to Stephen. The packet for Buchanan was forwarded by the "South America". 149

1836.  
April 21. Rev. James Buchanan to Glenelg. Calls attention to the distressing case of McIsaac, Minister of Lochiell, in Glengarry. Page 188
- April 22, Downing Street. Unsigned to Alder. Transmits letter from Ripon on the subject of the grant to the Wesleyan Methodists. 132
- April 22, Downing Street. Unsigned to Head. Sends copy of letter from Burdett asking for help to prevent fraud in paying gratuities. He has been advised to write direct to him (Head). 134
- April 23, Treasury. Spearman to Stephen. Sends copy of letter from Routh that the sum of £1,733 6s. 8d. sterling has been paid into the military chest, being proceeds of the sale of clergy reserves. The sum is to be invested in 3 per cent. consolidated annuities. 68
- Enclosed.* Routh to Stewart. Peter Robinson has paid into the military chest \$8,000 from the sale of clergy reserves. 69
- April 26, London. Address of the House of Commons for copy of the address of the House of Assembly and resolutions respecting the commerce and trade of Upper Canada. 3
- April 27, Downing Street. Unsigned to Head. To inquire into the case of McIsaac, Minister of Lochiell, and report. 191
- May 16, Toronto. Address of the Reform Alliance Society "to their brother reformers in "Upper Canada," signed by T. D. Morrison, Mayor, President; John McIntosh, Vice-President; J. E. Tims and T. Parsons, Secretaries. 229
- May 20, Chelsea. Alger to Stephen. Asks for information relative to salaries noted in list. 137  
138
- Enclosed.* List of salaries. 138
- May 23, New York. Colborne to Glenelg. Thanks for His Lordship's words of commendation. Accepts the office of Commander of the forces in Lower Canada. 281
- May 23, London. Ebbs to the same. Applies for a situation in Upper Canada to which he is going. 389
- May 26, Toronto. Minute of Council on Campbell's application which the Council cannot recommend. 293
- May 27, Downing Street. Unsigned to Browne. Has no power to grant him a consulship. If he has any definite charge against Peter Robinson, commissioner of Crown Lands, or against any of the servants of the Crown in Upper Canada, His Lordship will have an inquiry made, but he cannot subject Robinson to the necessity of answering so vague an imputation. He is the less disposed to interfere as charges against Robinson's private character have been mixed up with charges against his official conduct. 183
- May 29, Rideau Canal. By-laws inflicting penalties for damaging the Rideau Canal. Enclosed in Spearman to Stephen, 27th July, 1836.
- May 30, Temple. Law Officers to Glenelg. Had objected to the Act of incorporation for the Methodist Academy, as framed. After consultation with the promoters a form has been prepared to which there is no objection. 39
- June 4, Quebec. Routh to Head. Cannot send a complete report of Indian expenditure in Upper Canada, not having the materials for it. Sends copies of the reports made to Gosford respecting the Indians in Lower Canada. The distinct characteristics of those in the two provinces. The proposal of a branch at the Manitoulin Islands is worthy of examination before the plan shall be permanently adopted. It is convenient for visiting Indians, but the expense makes the result doubtful unless it could be accomplished by a corresponding reduction in other Indian posts. Proposal to substitute a money payment for the system of giving presents. It has often been proposed but always opposed by the Indian department. 81
- June 7, Toronto. Memorial of Capt. Campbell to Glenelg for repayment of £2 10s. being amount paid by him for an error committed by the land granting office in his land patent. 286

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- A memorial appears to have been sent previously to the Executive Council, whose decision is dated 4th February, 1836, a second decision to the same effect being dated 26th May, 1836.
- June 8,  
War Office. Sullivan to Stephen. Desires to know for what period Lieut.-Col. Foster held the temporary command of Upper Canada, and the allowance to be paid him in that capacity. Page 112
- June 8,  
War Office. The same to the same. Desires to know the salary and emoluments of Wilkinson, as Judge of the Surrogate Court of the Western district of Upper Canada, with the date of the appointment. 113
- June 14,  
London. Address of the House of Commons for extracts from a dispatch of Head's with enclosures referred to in extracts. 4
- June 16,  
Liverpool. Baring Bros. & Co. to Stephen. The parcel for Buchanan, consul at New York, reached half an hour after the "Caledonia" sailed. Shall send it by the next good opportunity. 192
- June 17,  
London. Address of the House of Commons for copy of address to the King from the Assembly of Upper Canada, with documents transmitted in Head's dispatch of 21st April, 1836. 5
- June 20. Robert Baldwin to Hume. Sends for his information letter to Glenelg, asking for a personal interview to explain the late events in Upper Canada and hopes he (Hume) could induce Glenelg to accede to his request. 104
- June 20,  
London. The same to the same. Thinks it important that Rolph's letter to the Secretary of State should be laid before the House of Commons as well as the other documents. 105
- June 24,  
Ordnance. Byham to Spearman. Enclosed in Spearman to Stephen, 27th July, 1836. Spearman to Stephen. The Lords of the Treasury desire to know if any Act respecting the currency has been definitely passed, and ask to be furnished with copies of previous Acts stated to have been repealed. The letter contains the respective values of British and Canadian coins. 70
- June 29,  
Treasury. Barrow to Stephen. The astronomical instruments from St. Helena have been placed in the Royal Observatory at Greenwich as suggested by Glenelg. 12
- July 1,  
Admiralty. Address of the House of Commons for copy of a dispatch from Head, of 28th May, 1836, enclosing copy of a Gazette Extraordinary notifying the dissolution of the Assembly of Upper Canada. 6
- July 4,  
London. Unsigned to the Lord President of the Council. Sends additional instructions proposed to be sent to the Lieut. Governor authorizing him to incorporate the "Upper Canada Academy" to be submitted to the King in Council. 40
- July 5. Donnelly to Glenelg. Had left a letter of introduction from the O'Connor Don to assist him in his application for a lectureship in the New College of Toronto. His presence is required in a few days in Dublin at the College; will call to see the result of his application. 305
- July 6,  
St. James's. Order in Council sanctioning the issue of letters patent for the incorporation of the Upper Canada Academy. 29
- July 7,  
Lenox. Memorial of inhabitants of Lenox and Addington complaining of the interference of Hagerman at the election for the county. 394
- July 8,  
Camberwell. Beeston to Glenelg. States his engagement and his services in the office for the sale of Crown Lands. His dismissal; prays for an investigation. 193
- July 22,  
Audit Office. Audit Office to the Treasury. Enclosed in Spearman to Stephen, 24th October, 1836.
- July 23,  
New York. J. Buchanan to Stephen. Sends a synopsis of the elections in Upper Canada. Is glad to see that the Irish are all loyal as he was the means of sending them. If all the religious denominations had the same lands as the rectories nothing could shake the connection and devotion of the province. Thousands here (in New York) rejoice to see radicalism defeated in Canada. 197



1836.  
*Enclosed.* Synopsis of the elections in Upper Canada from the New York Albion. Page 198
- July 26, Downing Street. Unsigned to Head. Sends additional instructions authorising him to grant letters patent for incorporating the "Upper Canada Academy." No pecuniary assistance can be granted by Government but Head is desired to bring the subject before the Assembly and recommend pecuniary aid. 41
- July 27, Home Office. Russell to Grey. Sends letter from Baldwin for Glenelg's information. 33
- July 27, Treasury. Spearman to Stephen. Transmits copies of letter and enclosures from the Board of Ordnance respecting the application of penalties inflicted under the Rideau Canal Act. 73
- Enclosed.* Byham to Spearman. The Board of Ordnance think that an application should be made to authorise the Receiver General to refund the penalties received under the Rideau Canal Act to be paid into the military chest. 74
- Nicolls to Byham. Sends copy of by-law on the Rideau Canal in accordance with Clause xxi of the Act and a statement of the penalties paid in consequence and asks that Bolton be authorised to draw for £41 from the Receiver General to be handed to the paymaster of the Canal to be credited to Government like the tolls and dues and that this should be done in future unless the Lords of the Treasury think the payments should be made direct without the intervention of the Receiver General 76
- By-laws inflicting penalties for damaging the locks on the Rideau Canal. 78
- Statement showing the amount of penalties collected. 80
- August 3, New York. J. Buchanan to Stephen. Has received and forwarded dispatches to Head. 200
- August 11, Downing Street. Unsigned to Head. Has received a memorial from Campbell, dated 7th June, 1836, copy of which he is to obtain from Campbell and send the necessary information on the subject. 294
- August 13, Brighton. E. & R. Faithfull to Colonial Secretary. Lieut. Hughes borrowed £66 from a poor man and went to Canada where, it is reported, he died. Are there any means to recover the money? 391
- August 19. Petition of Charles Duncombe to the House of Commons. Prays for an inquiry into the charges of violence and outrages at the elections which have been encouraged by Head. 308
- (Petition undated; received on the date in the margin).
- August 20, London. Address for copies of documents respecting the sale or grant of lands in Upper Canada; also papers respecting the surrender of lands by the Indians. 7
- August 25, Downing Street. Unsigned to Head. For information on points connected with granting of land in Upper Canada to comply with address from the House of Commons. 9
- August 29, Clonmell. Carey to Grey. Applies for repayment of expenses incurred in carrying dispatches. 295
- September 3, Ordnance. Elliot to Stephen. Sir Hussey Vivian desires to know if Captain Macaulay of the Royal Engineers has been nominated for the appointment of Surveyor General for which he has been recommended. 58
- September 6, Downing Street. Unsigned to Head. Letter from Carey (enclosed) for £50 for expenses incurred by him in carrying dispatches, as they were not of an urgent nature and that no report had been received from him, (Head) he had not felt justified in paying the amount. Desires to know why Carey was selected, what instructions he received and if expectations were held out to him of having his travelling expenses paid. 297
- September 6, Greenock. Galt to Stephen. Has received letter with papers and has consequently abandoned the undertaking. The advantageous exchange made by Government with the Land Company. 406

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1836.  
September 12, London. Cox & Co. to Grey. Desire to have a certificate that Rowan has ceased to be private secretary to the Lieut. Governor of Upper Canada, that they may obtain the sanction of the commander-in-chief for the issue of his half pay. Page 298
- September 13, Treasury. Baring to the same. Owing to the death of Stewart and the retirement of Hay, the Lords of the Treasury nominate Spearman and Stephen to be trustees for the investment of the proceeds of clergy reserves. 86
- September 14, Treasury. Spearman to Stephen. Reports that from ill-health Peter Robinson has been compelled to resign and to ask the Lieut. Governor to make a temporary arrangement. Desires to know if the Colonial Office has been informed what temporary arrangements have been made. 88
- September 16, Treasury. Spearman to Stephen. The penalties levied under the Rideau Canal Act are to be strictly applied to canal purposes. 90
- September 16, London. Duncombe to Glenelg. Criticises letter from Stephen and denies that he was accusing any one and therefore asks favourable consideration of his memorial. 347
- September 17, London. Blackwood to Taylor. Asks for his influence to obtain for him one of two situations vacant in Canada—one that of Surveyor General, the other that of commissioner of Crown Lands, the last being the one he would prefer. 201
- September 20, London. Duncombe to Glenelg. States at length his view of the causes of the disturbed state of affairs in Upper Canada. 359
- September 21. Unsigned to Duncombe. His letter received. Glenelg does not think it necessary to advert to the charges thrown out against the Attorney or Solicitor General and limits himself to the remark that accusations of this nature which the accused parties have not had an opportunity of controverting could not without an infringement of justice be allowed to operate to their prejudice. The reason Glenelg refused to receive him (Duncombe). Analyses the claim set up by Duncombe, and whilst admitting the weight of the documents refers the case to the local authorities for a final investigation. 353
- September 21. Grey to the same. The charges he (Duncombe) has prepared against Head shall be sent to him at the earliest opportunity and in the meantime Glenelg will suspend his opinion. 386
- September 25, Downing Street. Unsigned to Head. The penalties levied under the Rideau Canal Act are to be handed over by the Receiver General to the Ordnance to be applied to canal purposes. 92
- October 3, Worthing. Hume to Melbourne. Enclosed in Melbourne to Glenelg. 4th October, 1836.
- October 4, Treasury. Baring to Stephen. Sends letter from Routh respecting the transfer of the proceeds of the clergy reserves to be laid before Glenelg. The paymaster of civil services has been directed to invest the sum of £3,033 6s. 8d. being proceeds of clergy reserves. 93
- Enclosed. Report by Routh that the commissioner of clergy reserves has paid into the military chest, Toronto, the sum of £3,500 Halifax currency. 95
- October 4, Downing Street. Melbourne to Glenelg. Sends letter from Hume. 96
- Enclosed. Hume to Melbourne. Asks him to present to the King memorial from Lenox and Addington complaining of the interference of Hagerman in the election. Complains of the conduct of Glenelg to the reformers in refusing to receive their representatives after they had travelled 4,000 miles for the purpose of seeing him. Complains of the conduct of Head. 97
- October 6, Hartford. Bidwell to Glenelg. Had received His Lordship's note sent from Government House, Toronto, containing a desire that copy of a former letter should be sent to Head, which he had declined. Knows that in this he took a liberty; summarises the objections to his course and offers to withdraw the

1836.  
letter. His letter was only intended to guard against misrepresentations that Head might make and was a private communication. The dispatch from Head laid before the House of Commons shows in what light are represented all who fall under his displeasure. The apprehensions which led him (Bidwell) to write to His Lordship were not unreasonable Page 203
- October 21,  
Downing  
Street.  
Grey to Hume. Glenelg received his letter to Melbourne complaining of Head. A more suitable opportunity will probably ere long offer itself to discuss the management of the affairs of Canada. It would answer no useful purpose to discuss it now, but he takes the opportunity to dispel the illusions respecting Baldwin and Duncombe who it was alleged were agents for the reformers. They were not agents for them or any one else. In respect to the charges against Head they had been asked to reduce them to writing as in that form alone they can be deliberately made, distinctly understood and subjected to a full investigation. 100
- October 22,  
Admiralty.  
Barrow to Stephen. Sends copy of letter from Airy respecting the astronomical instruments from St. Helena. The superintendent has been desired to place them in safe keeping till called for. 13
- Enclosed.* Airy to Wood. Sends remarks on the astronomical instruments from St. Helena. Recommends their removal, there being no place at the observatory to store them. 14
- Remarks on the instruments. 15
- On the mural circle contained in case 1. 16
- On the apparatus for the same in case 2. 18
- On the observing chain in case 3. 18
- On clock by Barraud in case 4. 19
- On telescope in mahogany box in case 5. 20
- On stand for the teles in No. 5 in case 6. 20
- October 24,  
Treasury.  
Spearman to Stephen. Sends report from the Audit office relative to the balance due by Dunn, Receiver General, for 1834 and to request that notwithstanding the amount of the sureties, steps should be taken by the Lieut. Governor for the custody of such portion of the accumulations as may most be wanted for current expenditure charged on that fund, by lodging the same in some secure place of deposit, subject only to the joint order of the Receiver General and any two of the principal officers of the civil government. 106
- Enclosed.* Audit Office to the Treasury. Calls attention to the large balances in the hands of the Receiver General in Upper Canada and the probability that they will increase. 108
- October 26,  
Ordnance.  
Byham to Stephen. In reference to the reserves the Lieut. Governor has transmitted a report from the commanding Royal Engineers on which the opinion of the Board is requested. The Board concurs generally in the report except that it does not see the necessity of retaining reserves only occupied as field positions such as Queenstown, Chippawa, Chatham and Burlington. In event of war the whole country would be liable to military operations and private buildings might assist in these rather than otherwise. The retention of St. Joseph's, Amherstburgh and Point Edward is contingent on reoccupying them as naval stations. 59
- October (?).  
Memorial of Charles Duncombe for a title in fee simple of land held under a Brant lease. Nature of these leases. This he believes he would have received but for his independent votes in the Assembly. 316
- Enclosed.* Duncombe to Jamieson, Attorney General, on the effects of the Alien Act and if the Brant leases were confirmed desires to know if the title would be in him, or would Malloy's heirs or the Crown be liable to dispossess him. 323
- Opinion of Jamieson, Attorney General, to Duncombe. 326
- Elaborate opinion of Jamieson to the Lieut. Governor. 329
- Opinion of Hagerman, Solicitor General, for the Lieut. Governor. 334

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1836.

- Rowan to Duncombe. The Lieut. Governor could only refer his (Duncombe's) application to the law officers of the Crown and if the property ought to have been confiscated, the local government cannot grant a patent for it and the Lieut. Governor can only transmit the application to His Majesty's Government if the claimants are dissatisfied. Page 339
- Rowan to Duncombe. Transmits Orders in Council which the Lieut. Governor regrets is unfavourable to his claim. He may obtain the opinions of the law officers if he wishes to have them. 340
- Copy of Minute of Council. The Council cannot recommend that Duncombe's title should be confirmed. 341
- Rowan to Duncombe. Transmits report of the trustees of the Six Nation Indians. 342
- Report of Hepburne, trustee for the Six Nation Indians, that Duncombe bought the land at the last Brantford sale and he was not aware of anything to prevent Duncombe from obtaining the patent. 343
- November 1, Nelson. Ferguson to Glenelg. Describes the necessity of purifying that portion of the jurisdiction which comes under the charge of the sheriffs. 392
- November 19, North Leith. Rev. James Buchanan to Glenelg. Makes a further representation on the case of McIsaac, Minister of Lochiel. 207
- November 21, Horse Guards. Fitzroy Somerset to Stephens. Transmits application from Major Fortye of the 7th Royal Veteran Battalion, requesting that his son might be allowed to erect buildings for his (Major Fortye's) family and that he may be allowed without his having complied with the regulations respecting settlers, to draw on Messrs. Cox & Co. for the third of his commission retained. 25
- November 29, Downing Street. Unsigned to Head. Copies of correspondence sent respecting the application of Major Fortye for a relaxation of the rules, which under the circumstances has been granted, but it must not be taken as a precedent. 26
- December 8, Downing Street. Unsigned to Barnham. Glenelg does not see why the packet could not have been deposited in the Post Office at Liverpool, there being no public advantage in Barnham coming to London. It would be in addition a bad precedent if the demand were complied with. 216
- December 23, Addington. Archbishop of Canterbury to Glenelg. Recommends the erection of a new diocese in Canada, coincident with the boundaries of the upper province. The benefits it would confer. 299
- December 30, Ordnance. Byham to Stephen. The Respective Officers are to ascertain if the two acres of land adjoining the market-place in Niagara proposed to be sold are held by the Ordnance. If so, with the concurrence of the commander of the forces, the land should be offered for sale; if not, the Lieut. Governor should be made aware of the report and informed that the land is not required by the Ordnance. 61
- Enclosed.* Report by Nicolls, commanding Royal Engineers. Recommends that the two acres adjoining the market-place of Niagara be divided into lots and sold by public auction. 62
- December —, Downing Street. Unsigned to Rev. J. Buchanan. Long explanation of the reason for the discontinuance of the allowance to the congregation of Lochiel. 211
- No date. Barnham to Grey. Applies for the expense he incurred in delivering dispatches. 215
1837. Glenelg to Archbishop of Canterbury. Suggests that the Bishop of Quebec, now at Brighton, might be corresponded with respecting the new diocese. Is afraid some difficulty might exist in consequence of the recent erection of the diocese of Montreal. Cannot hold out hopes of a salary to any new bishopric in Canada. A pledge has been given to the House of Commons that no further grants would be asked for the Church of England in Canada. Is in hopes that the local Legislature will provide. 302
- December 19, Downing Street. Unsigned to Spearman. Glenelg calls attention to letter of 21st June last, transmitting dispatch from the Lieut. Governor of Upper Canada

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respecting the currency and desires to know what advice is to be given to the King respecting the Currency Act of Upper Canada. Page 72

## MISCELLANEOUS, 1836.

## Q. 395-1-2-3.

1818. Part 1, paged from 1 to 260; part 2, from 261 to 503; part 3, page 504 to 748.
- February 26. Bathurst to Smith (extract). No restrictions are to be placed on the selection of settlers by Talbot but those imposed by Acts of Parliament. Page 492
1833. D'Urban to Hackett. Enclosed in Hackett to Glenelg, 11th January, 1836.
- November 10, 1835. Strachan to ——. Enclosed in Strachan to Glenelg, 14th May, 1836.
- Portsmouth. May 28, Toronto. July 5, Downing Street. Glenelg to ——. Has received letter from Archdeacon Strachan urging his claims to be considered in the event of a suffragan bishop being appointed. His inability to provide for the division of the diocese and his gratification at the testimonials to Strachan's merits. 485
- July 30, Downing Street. Glenelg to Colborne. Enclosed in unsigned to Head, 18th June, 1836.
1836. Hackett to Glenelg. States his services in British Guiana and applies for a situation or a grant of land in Upper Canada to enable him to provide for a large family. 3
- January 11, Teignmouth. Enclosed. D'Urban to Hackett. Certifies to Hackett's character and abilities as a public officer whilst serving under him (D'Urban) when Governor of British Guiana. 6
- January 29, London. Jones to Glenelg. Sends papers in support of a claim by Mrs. Buell for a pension as the widow of a loyalist. She is the only widow of a loyalist left without a pension. 78
- Enclosed. Jones to Howick. Sends papers in support of Mrs. Buell's claim for a pension as the widow of a loyalist. 79
- January 29, London. Jones to Glenelg. Sends papers respecting the case of Captain Sherwood urging that a pension should be given him for his important services. 80
- January 30, London. The same to the same. The sacrifices made by his father and uncles as U. E. Loyalists. Of the large family raised by his father only he and his brother remain. Applies for a situation. Had expected the office of Chief Justice of Newfoundland would have been vacant when he reached England and the duties of that he could have discharged efficiently. If there is no situation suitable, believes he is entitled to a place in the Legislative and Executive Councils of his native province. 81
- February 1, Dublin. Dr. Robinson to Grey. Applies for the verification of Colborne's signature. 202
- The letter is addressed to Sir *Charles* Grey instead of Sir *George*.
- February 1, Toronto. McKenzie to ——. If Head's private instructions enable him to call to his aid as an Executive Council such men as Dr. Rolph, Dr. Baldwin and Dunn, and that he shall avail himself of their services and they willing to take office, the defects in Glenelg's instructions may be got over; if not, Sir Francis is likely to enjoy but little comfort. To please the Tory party, his party may adopt the seventh report on grievances over and over again, and if the present members are sent home to their constituents their successors will be more difficult to please. Reform principles are making progress in Toronto and Quebec. Colborne was a weak misled man, but good

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- and of a generous spirit and meant well. He has a fine family and his removal is a blessing. How the continuance of Hagerman, Markland, Robinson and the other gentlemen who denounced Ripon's dispatch can be reconciled with the instructions, he does not know. It shall be looked into. It is unnecessary for him to make professions of sincere attachment to Britain and British institutions, but unfortunately ministers whilst making loud professions in the Commons disgust Canadians by their acts. Page 109
- February 4, Lambeth. Sherlock to ——. On account of a stroke of paralysis which has confined him to his bed and room for twelve months, asks for the Government allowance of land ; the grant can be cancelled if not approved of as it will be no loss to Government, the lot being easily sold. 460
- February 7, Toronto. McKenzie to Stephen. Had enclosed the dispatch of Glenelg, printed in pamphlet form ; the journals of Assembly being printed daily he (Stephen) will see them sooner than formerly. An address sent to the Lieut. Governor to choose an Executive Council in whom he and the Assembly could feel confidence, if he does not, cannot see what concessions have been made except the withdrawal of Colborne and the appointment of Head. Reforms such as Glenelg proposes are mere moonshine if committed to the hands of men opposed to reform. The Assembly expressed adherence to the celebrated grievance report and sent an address to Head to forward the resolutions. The evil effects of the present system, but nothing will prolong the monopoly of the few over the many. 112
- February 9. Dr. Robinson to Grey. Thanks for letter, sends the fee for the verification of Colborne's signature. 203
- February 11. Jones to Glenelg. Thanks for letter respecting the bill for establishing the Upper Canada Life Insurance and Trust Company. Doubts, however, have arisen in his mind whether Head will feel himself authorized to assent to the present bill for reasons given. 86
- February 12, London. Ryerson to Grey. Sends statement respecting the literary institution in Upper Canada. Sends the last missionary report in regard to the effects of Christianity on the Indians and asks him to put it into Glenelg's hands when he has perused it. As it is the only copy he could obtain he must ask for the use of it again. The report shows that the aid which Government began to grant in 1833 was all expended for the Indians, and no part towards the support of the regular Methodist Ministry. The assistance given by the United States Government for the benefit of the Indians. 263
- February 12, London. Same to Glenelg. Sends written statement respecting the literary institution concerning which he had an interview ; asks for a close examination and sends copy of the proposed charter. 271
- Enclosed.* Written statement. 276
- Proposed charter. 291
- February 13, London. Stewart to Stephen. Asks for his good offices. 462
- Enclosed.* Bishop (Anglican) of Quebec. Desires to remind him of an application made to the Colonial Secretary (Goderich) for £50 for the Rev. A. Bethune, for services rendered to the clergy corporation on the subject of which Colborne wrote to Goderich. 463
- February 19, London. Jones to Glenelg. Further respecting the bill for establishing the Upper Canada Life Insurance and Trust Company. 88
- February 23, London. Ryerson to the same. Repeats his application for pecuniary assistance to the Upper Canada Academy and offers to supply such additional information as may be asked for. 300
- February 25, London. Jones to the same. By the Constitutional Act the Governor after having reserved a bill cannot confirm it by proclamation or otherwise ; that can only be done by the King in Council. It will therefore be unnecessary to refer the question to the law officers of the Crown in Upper Canada. There is only one way he can think of to get over the difficulty and he would like to speak of it personally. 89

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February 25, Toronto. Rolph to McDonald. Has sent his letter to the Lieut. Governor. Suggests corrections to which he is requested to attend. Page 222
- February 26, Toronto. Hewson to Hay. Had received a communication from him (Hay) that as no such company as the North American Colonial Association of Ireland existed he could not forward his application. Has since learned that the Society would come into immediate operation. The chief justice would feel gratified if his (Hewson's) views could be forwarded. 9
- February 27, Downing Street. Unsigned to Head. Sends copy of letter from Jones for a judicial appointment or if not that he may be appointed to the Legislative and Executive Councils. Sends also copy of the answer, by which he will see that Jones was informed that the recommendation of the Government of the Colony is requisite before an appointment can be made to the Legislative or Executive Council. 85
- February 27, London. Jones to Stephen. Is afraid of a failure both in his public mission and his private interests. 90
- February 27, London. Same to Glenelg. Would be happy if the bill to establish the Life Insurance and Trust Company were at once assented to. If not, how the difficulty can be met. 92
- February 29, Downing Street. Grey to Ryerson. Glenelg's sentiments on the benefits of the diffusion of education are the same as those held by Ripon and it is his duty, no less than his pleasure, to carry out His Majesty's wishes in that respect, but the transfer of the control of the casual and territorial revenue preclude His Majesty's Government from placing any new charge on it, and would not feel justified in appealing to the Imperial Parliament to assume the office of the local Legislature, to which quarter alone should application be made, and Glenelg cannot but believe that it would not allow party contests to interfere with so important an object. With respect to a grant of land, an entire change has taken place in the system since that made to King's College, the practice of making free grants having been discontinued. 266
- February —. Unsigned to Attorney and Solicitor General. Directs them to report on the proposed charter of the Wesleyan Methodist Academy. 273
- February (?). Rolph to Head. Sends letter just received so that he may not take up time otherwise required. The importance of not making deviations in the promotion of militia officers in Canada. 221
- February (?), Downing Street. Unsigned to the same. Attention has been drawn to a dispatch to Ripon relative to a claim by Bethune for services to the clergy corporation, on which the Bishop of Quebec had reported, recommending the sum of £50 to be paid, which was concurred in by the corporation, but no statement was given of the services. Does not intend to question the decision of the Bishop, but he must have further details than he now has. 464
- March 3, London. Hutt to Grey. Sends a letter to be forwarded to a poor emigrant. 12
- March 3, London. Ryerson to the same. Additional arguments in support of the application for pecuniary assistance to the Upper Canada Academy. 303
- March 21, London. The same to Stephen. Expresses his acknowledgments for his and Glenelg's kindness. The law officers have promised not to delay their report on the charter which he hopes may be given soon, so that he may be in a position to borrow money to relieve the trustees from embarrassment. 312
- March 21, London. Same to the same. Thanks for his kindness. Whatever success he may meet with in his application he feels is due to his (Stephen's) interposition. Had thought from Glenelg's letters to press the subject would be to seek to infringe the deliberate decision of government on the mode of administering the affairs of Upper Canada. He does not ask for aid for himself or for the Wesleyan Ministers but for the institution if it can be done without interfering with the general plans of government. Places implicit reliance on his mediation. The services of his (Ryerson's) father and brothers. 321

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1836. Prospectus of Cobourg Academy with recommendations from various persons. Page 326
- March 22, London. Ryerson to Glenelg. Ripon confirms the statement about the grant to the Wesleyan committee. Applies for the promised letter of recommendation. 314
- March 22, London. The same to Stephen. Recalls so much of his letter of the 3rd as expressed the determination not to press the application of the Wesleyan conference for pecuniary assistance, and asks that the explanatory remarks may be considered as intended to remove difficulties in the mind of Glenelg. The evidence that an application to the local Legislature would be useless. 316
- March 24, London. Phillpotts to Glenelg. Applies to have his brother appointed to the office of Surveyor General in Upper Canada. 189
- March 25, Teignmouth. Hackett to Grey. Expresses his obligation to Glenelg for the letter of introduction to the Governor of Upper Canada. Offers to take charge of any communication he or Glenelg may wish to send. 13
- March —. Ryerson to ——. Has seen Ripon about the grant to the Wesleyan committee. If a moment can be spared he will state the result. 315
- April 4, London. Ripon to Glenelg. Perfectly remembers his communications with the Wesleyan Methodists and of their desire to be connected with the parent society in England. Feeling the importance of their objects he gave instructions to give them pecuniary assistance although he could give no specific pledge of its duration. Is not aware of anything that bound himself or his successors to the precise amount of the grant, but if he had remained in office he would not have advised its withdrawal. 204
- April 5, Toronto. Report of the House of Assembly on the case of Hopkins. Enclosed in unsigned to Head, 18th June, 1836. 94
- April 5, London. Jones to Glenelg. Applies for additional leave of absence. 94
- April 13, Downing Street. Grey to Jones. Under the circumstances Glenelg will grant the leave of absence asked for, the date to be calculated from the 21st ult., the time when his leave had expired. 95
- April 13, Downing Street. Stephen to Ryerson. Reports the objections of the law officers of the Crown to the proposed charter for the Upper Canada Academy who recommend that by the Act certain persons must be named as incorporators and that the succession must be kept up by means of some recognized body or functionary. 274
- April 15, London. Ryerson to Stephen. Discusses the objections of the law officers of the Crown to the proposed Act of incorporation for the Cobourg Academy. 337
- Enclosed. Constitution of a "Seminary of learning to be established under the direction of the Conference of the Wesleyan Methodist Church in Canada." 351
- April 20, Downing Street. Unsigned to Ryerson. Has received letter suggesting means for obviating the objections of the law officers respecting the Act to incorporate the Academy of Upper Canada. Glenelg has directed the law officers to admit him to a personal conference to see if any legal means can be found to obtain his object. Glenelg will be gratified if the obstacles can be removed. 353
- April 22, Downing Street. Unsigned to Ryerson. Glenelg does not feel at liberty to depart from his decision on the grant applied for in respect to the Cobourg Academy. Sends copy of answer from Ripon on the subject of the grant made in 1832 to the Wesleyan Society. 319
- April 23, Toronto. Hopkins to Joseph. Enclosed in unsigned to Head, 18th June, 1836.
- April 25, Eckington. Memorial of Joseph Hutton stating the cause of the factious disposition of the two provinces, which he traces to the desire of two lawyers for a chief justiceship or something of that sort. Papineau in Lower Canada and



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1836. Bidwell in Upper Canada who employs a decayed printer, McKenzie, as an agent. To grant this would only be to raise up a host of claimants who would be ready to follow in the same line for similar advantages. The greatest grievance the upper province has to complain of is the want of a port of entry. This could be remedied by placing a custom-house on a small island between Montreal and La Prairie. The difficulty attending the proposal to unite the two provinces. Page 18
- April 26. Unsigned to Head. A memorandum received from Talbot in respect to settlement apparently in anticipation of a representation. Should such be sent Talbot may be assured that no conclusive opinion will be arrived at without referring to the memorandum. 494  
Downing Street.
- April 27. Rolph to Glenelg. Gives an account of his appointment to, and resignation of, the office of Executive Councillor. Encloses printed copy of letter from Baldwin to Perry detailing the circumstances. 206  
Toronto.
- (The copy of the printed letter is in Volume 389.)
- April 30. Hopkins to Glenelg. Sends papers relating to his case. Cannot find a copy of the evidence given before the committee but sends the names of witnesses who testified. 21  
Toronto.
- April 30. Unsigned to Attorney General. Requests that he would admit Ryerson to a personal conference respecting the proposed charter for incorporating the Academy of Upper Canada. His Majesty's Government are anxious to meet the wishes of the applicants. 354  
Downing Street.
- April (?). Thornely to Grey. Applies for a letter to Head in favour of John Langton, Liverpool. 495  
London.
- May 7. Ryerson to Glenelg. Points out mistakes he considered had been committed by Head in respect to the Executive Council and suggests what might have been done. The undignified manner in which answers are given, so that popular prejudice will be excited against Head. The ability of Head. The ardour of his mind has exceeded the coolness of his judgment. Argues that the appointment of the present councillors should not be confirmed but the way should be left open for the old councillors to return to office. Suggestions for the administration of the affairs of the country of considerable length. 356  
London.
- May 9. McKenzie to Stephen. His not answering has not disinclined him (McKenzie) from writing when an opportunity offered. Finds fault with the Colonial Office for sanctioning the bank charter and other alleged offences. Has sent the journals as printed from day to day, also a copy to Hume. Unless the Colonial Office changes its system there will be mischief; Canadians are not blind to its iniquity. Heartily wishes that the Whigs and all concerned with them were out of office and that the reformers or the Duke were in. Jamieson not a reformer as was alleged; the election tactics at Leeds succeeded for the time. The contradictory nature of the actions of the Colonial Office. Heaven be praised they are beside the most thriving state on earth, otherwise they might succeed to Ireland's miseries. Repeated charges of deceit and bad faith against Head. 116  
New York.
- Enclosed.* Caution to the public against signing a petition of a most inflammatory character. 124
- Speech of the Lieut. Governor on prorogation. 126
- Proceedings of the House of Assembly. 148
- May 12. Talbot to Grey. The family of the uncle of Walker, M.P. for Wexford, in Canada, desire to know in whose hands is the property, as there is nothing among the papers to show it was sold. 496  
Westminster.
- Enclosed.* Deed of land in York to Thomas Bingle. 497
- A note says: "This land was purchased from Mr. Thomas Bingle by Mr. John Miles Jackson of Southampton on the 6th of March, 1810, and sold by him to Mr. Peter Walker on April 26, 1810.

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May 14,  
Toronto.

Joseph to Stephen. Sends certified copy of the report of the select committee. The printed copy would have been more convenient for reading but does not contain the Appendix. Remarks were made by Head on slips of paper in the report sent but he did not keep copies of them. Page 96

May 14,  
Toronto.

Strachan to Glenelg. The hopes held out to him of being made Bishop in event of the diocese of Quebec being divided or to be suffragan, for the purpose of giving the necessary assistance to the venerable head of the church in these provinces. The recommendation followed that he should discontinue to hold a seat in the Executive Council. He had obeyed this recommendation so that there was not even the appearance of a pretext that he was engaged in political affairs. Recalls the appointment of Dr. Mountain to be put over his head, being a much younger man than he. States his services in the cause of education. His strong feeling of injustice if he is not appointed bishop. 470

*Enclosed.* Strachan to ———. Sends observations on the established church of Canada. Remarks on the appointment of Stewart to the see of Quebec, although he (Strachan) had laboured longer and with greater effect. His services in the Church. 478

May 24,  
Downing  
Street.  
May 31,  
Downing  
Street.

Unsigned to Head. Sends note and enclosure from Mr. Talbot for information respecting land in Upper Canada. 499

Unsigned to Hurd. Under the circumstances cannot replace him in his office of Surveyor General from which he had agreed to resign. The propriety of the course followed by Head. As to a retiring allowance there is no fund in Great Britain from which to draw, but Head shall be directed to bring the case before the legislature of Upper Canada. 16

June 4,  
London.

Ryerson to Grey. Had received kind notes from the Attorney and Solicitor General respecting the proposed charter of the Academy of Upper Canada. The charter is now in the Colonial Office. Remarks on the Academy, its capabilities and objects. 387

June 8,  
London.

The same to the same. Has received the charter proposed by the law officers which is perfectly acceptable except that he asks that the word "Church" be inserted instead of "Connection" and he believes that the Crown lawyers have no objection to the change, the reason for which is that the ministers are not licensed for the Wesleyan Methodist "Connection" but for the Wesleyan Methodist "Church." 393

June 14,  
London.

Baldwin to Hume. Enclosed in Hume to Glenelg, 16th June, 1836.

June 15,  
London.

Ryerson to Glenelg. Sends observations on the principal subjects of Canadian agitation, namely, the clergy reserves, the Legislative Council and the Executive Government. The observations extend to a considerable length. 398

A P.S. of the 17th says that he had received letters from well-informed gentlemen in various districts of Upper Canada, all agreeing that the majority support Head and are dissatisfied with the proceedings of the Assembly. 420

June 16,  
London.

Hume to Glenelg. His anxiety to see an accommodation of the differences between the Assembly and Head induces him to send Baldwin's views on the subject. The favourable determination respecting the bills may prevent some of the consequences deprecated by Baldwin. Having retired from public life his opinions are entitled to the greater attention. 42

*Enclosed.* Baldwin to Hume. Cannot forbear to give his opinion on the alarming state of public affairs in Upper Canada, that prompt concessions are required to restore confidence. The proposals are divided into four heads, each of which is dealt with at some length. 45

June —,  
Downing  
Street.

Unsigned to Ryerson. Glenelg has no objection to change the word "Connexion" to "Church". His Lordship thinks that the amount of property to be placed under the trustees should be limited to £2,000. If he

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agrees to this limitation Glenelg will recommend granting the charter. It is not in his power to grant pecuniary assistance. Until the question of the appropriation of the casual and territorial revenue is settled, Glenelg would not feel justified in applying to a new object. His Lordship's regret at not being able to assist an establishment in whose success he takes a lively interest. Page 395

June 17,  
London.

Ryerson to Grey. Accepts the limitation of the amount to £2,000 to be held by the trustees of the Academy. Laments that no pecuniary assistance can be granted. If he can obtain by private subscriptions enough to relieve the trustees of their embarrassment, has no doubt a future Assembly will aid in promoting the aims of the Academy. Expresses his grateful acknowledgments for Glenelg's kindness. 421

June 18.

Unsigned to Head. Sends letter from Hopkins with copy of address from the House of Assembly respecting the claim of Hopkins to land in Vespra, on which he at present refrains from observations, expecting to receive from him (Head) a communication on the subject. 23

*Enclosed.* Hopkins to Joseph. Explains why he laid his case before the Assembly instead of before the Lieut. Governor; believes that the Lieut. Governor's hands would be strengthened by a report from the Assembly. 24

Report of the House of Assembly on the case of Hopkins. 28

Glenelg to Colborne. Remarks on the claim of Davidson to land in the township of Humberston, required for the Welland Canal and which had been granted 35 years before and not settled, being a valueless swamp until the Welland Canal gave it value. 33

June 21,  
Campden  
House.

Lady Head to Stephen. Will give up Little Hampden House and go for a week to her brother, Lord Somerville's, 28 Hill street, Berkley Square. 55

June 22.

Unsigned to Hume. Has received his letter of 16th with communication from Baldwin. Does not think it would conduce to the public interest to communicate personally with Baldwin on the affairs of Upper Canada, but His Lordship will give attentive consideration to any written communication either from Baldwin or any other gentleman. 44

June 23,  
London.

Hume to Glenelg. Remonstrates against the refusal to grant Baldwin a personal interview on the subject of Canadian affairs. 56

June 23,  
Downing  
Street.

Glenelg to Hume. Is surprised at the tone of his remarks. He (Glenelg) is so far from declining to receive information that he is always anxious for it and in the very letter commented upon he signified his desire to that effect. It was for him to determine whether the information should be made in conversation or in writing, and he preferred the latter as more conducive to a clear understanding. He sees no reason to alter his determination. 60

June 27,  
London.

O'Connor Don to Glenelg. Introduces Donnelly, who possesses high scientific and literary attainments and desires to be appointed professor in the University about to be established in Upper Canada. 186

June 29,  
London.

Reade to Glenelg. Sends an account of the state of politics in Upper Canada. A reaction has set it against republicanism, which was raising its head amongst a few degraded outcasts. The courage of the constitutionalists and their determination to preserve their connection with Great Britain. Addresses from every township and village are pouring in upon Head, who has convinced a vile democratic faction that Head's spirit is that of honesty of purpose. The militia of Upper Canada have no desire for democracy, they venerate the King, constitution and laws and are ready when the trumpet sounds. 224

June 30,  
Downing  
Street.

Unsigned to Head. From letter from Archdeacon Strachan regrets to find that the appointment of Mountain has been a disappointment to him and even that it is unjust. Had no intention to treat Strachan's claims

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lightly, whose merits he had frequently admitted. The intention is that the Bishop of Montreal should succeed to Quebec on a vacancy arising. Page 487

- July 1. Unsigned to O'Conor Don. Donnelly must have had erroneous information as to the establishment of a college in Upper Canada. There is one to be established by the Wesleyan Methodists, but, owing to difficulties, King's College has not yet been brought into operation. He returns Donnelly's certificates. 187
- July 4, London. Reade to Glenelg. He sails for Canada on Thursday morning and will take charge of dispatches for either Gosford or Head. 227
- July 4, London. Webster to Stephen. Desires to have signatures and documents from Kingston, Upper Canada certified as correct. 505
- July 5, London. Lady Head to ———. Head having advised her not to leave England till his request for a baronetcy is complied with, she will remain in London till a decided answer can be given. 62
- July 8, London. Holland to Glenelg. Urges the claim of Boulton to receive the commuted allowance of the office held by him, but which had been discontinued. 63
- July 9, Toronto. Memorial of Markland to succeed Robinson in the offices of commissioner of Crown lands and for the sale of clergy reserves. The services and losses of his family during the revolutionary war. 172
- July 12, Toronto. Peter Robinson to Colonial Secretary. From ill-health he has been obliged to resign his offices of commissioner of Crown Lands and for the sale of clergy reserves. Will be ready to close his accounts next month and hand over his books and papers and in the meantime has asked to be relieved from further responsibility. Had an illness in 1825 which left him in a very debilitated state and on the 23rd of June had a severe attack from, he believed, an accident which occurred the previous day. Doubts if he will ever recover his former health, but his recovery must be gradual. Has not requested to resign the office of commissioner for woods and forests as it does not require the same laborious application. Sends a letter to the same purport to the Treasury. 228
- July 12, Downing Street. Stephen to Ryerson. Instructions have been approved of and the necessary instrument ordered to be prepared for signature. Glenelg's regret that under present political conditions he cannot grant pecuniary assistance to the Acadmey, but will direct the Lieut. Governor to bring its claims before the provincial Legislature. 423
- July 13, London. Ryerson to Stephen. Has received letter respecting the approval of the charter for the Academy and the documents necessary for its coming into effect. His gratitude to Glenelg. The Ministers of the Wesleyan Church, their congregations and the people of Canada generally will duly appreciate the liberal and parental feeling of Glenelg. 425
- July 15, Liverpool. Reade to Glenelg. Sends extract on the political condition of Upper Canada which states that the constitutionalists will be successful and the destructionists defeated. His reasons for writing to him (Glenelg). 231
- July 16, Lambeth. Sherlock to ———. Is afraid his letter of 4th February has not reached and repeats its contents. 466
- July 21, London. Ryerson to Stephen. Would the application of any part of the money for the Wesleyan Missionary committee in aid of the Upper Canada Academy be foreign to Glenelg's intention in directing the continuance of the grant. 427
- Enclosed.* The same to ——— (private). Sends letter from Rev. E. Evans, editor of the *Christian Guardian*, written in answer to inquiries; encloses it for his and Glenelg's consideration. Does not see how the consideration of the clergy reserves can be safely postponed. He and those associated with him had done all in their power to quiet the public mind on the subject and had gone so far as to be charged by the radical press with wishing to establish

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a dominant church in Upper Canada. The question represented by Colborne to be a millstone about the neck of the Executive Government. The erection of rectories has tended to destroy confidence in the Executive Government. Page 428
- July 22,  
Toronto. Memorial of Markland. Withdraws his application for the offices of commissioner of Crown lands and for the sale of the clergy reserves, the situations having been filled by the Lieut. Governor, to whose declared wish he does not desire to show opposition. 175
- July 22,  
Detroit. McDonagh to Glenelg. Acknowledges receipt of letter referring him to the Lieut. Governor of Upper Canada respecting the situation asked for. Had applied but had received no situation. His wife's desire to go back to Ireland, but his means are diminished and a word from His Lordship could get him a situation in Ireland. Wishes to be appointed inspector over the national schools or postmaster in some country town near Dublin or something respectable. 161
- July 28,  
Downing Street. Unsigned to Ryerson. In answer to his inquiry of the 21st there is no desire to confine the dedication of the grant for the Wesleyan Methodist connexion to any specific purpose. 430
- July 29,  
Downing Street. Grey to Holland. In reference to Boulton's claim, the other officers retired when there was a fund in Canada at the disposal of His Majesty for pensions, but this had ceased when Boulton retired. 66
- July 29,  
Toronto. Jones to Glenelg. Had arrived in time to take part in the elections, the result of which would no doubt be satisfactory to His Lordship. His embarrassing position in consequence of the banks having pressed their claims. The depreciation in the value of property and his concern about his future prospects and can only look to His Lordship for acts of kindness. Mentions several offices, one of which he would be glad to receive. 99
- July 30,  
Leamington. Sir George Head to Stephen. Sends a letter to be forwarded to his brother in Upper Canada. 67
- July (?). Unsigned to Sherlock. His letter received; an answer to the former letter had been prepared and signed although not sent. If he has received a deed for the land in question he can sell it for his own benefit. The Government has no funds with which to buy land. 468
- August 4,  
Montreal. Thompson to Colonial Secretary. States his services and applies for the office of Surveyor General. 500
- August 17,  
London. Ryerson to Glenelg. At the late conference of the Wesleyan Methodists an address was drawn up expressive of their attachment to the Sovereign, at the same time stating the expediency of settling the clergy reserves question to allay agitation. Has been deputed to present the address and asks when it will be convenient to receive him. 431
- August 18,  
Toronto. *Enclosed.* Address. 433  
Ridout to Joseph. Sends according to established usage, memorial to be forwarded to Glenelg. Sends copy of the memorial and other documents. 235
- Enclosed.* Memorial. His services stated. Had voted for reform candidates without remonstrance from Maitland and Colborne. Asks for justice against the act of Head, from whose decision he appeals. 236
- Schedule of enclosures. 241
- August 20,  
London. Hume to Grey. Will move for a return of the rules and orders for granting lands. Sends form of motion. Hopes he will see Duncombe to learn the whole truth about the disputes in Upper Canada. 69
- August 22,  
Toronto. Joseph to Ridout. Had received his letter, with memorial and enclosures. These he had handed to Head, who was leaving for Kingston and would forward them to Glenelg on his return. 243
- Enclosed.* Certificate by Septimus Adolphus Ridout that the preceding was written by Joseph. 244

## SESSIONAL PAPER No. 18

1836.  
September 2, Paris. Payne to Glenelg. Applies for 800 acres formerly granted to him by Bathurst. Causes of the delay in applying and asks for a duplicate of the order addressed to the present Lieut. Governor. Prays that the grant be increased to 1,200 acres. Page 191
- September 14, Downing Street. Glenelg to Head. The address from the Wesleyan Methodists received and laid before the King who was graciously pleased to receive it and to command that his satisfaction should be communicated. 437
- September 17, Hexham. Waddilove to Glenelg. Sends appeal from the Bishop of Quebec in favour of his diocese. By the arrival of a large emigration and difficulties of the church many lapse into practical heathenism. Had received a frank from Stewart on condition it was only used on behalf of church work. Asks for the same favour now that Stewart is dead. 507
- 'Enclosed. Communication to the Newcastle *Journal* by Waddilove on Canadian Missions, with a debtor and creditor statement. 509
- Address from the Bishop of Quebec to the British public on behalf of the Church of England in Canada. 516
- Subscribers' names. 527
- Report of the Bishop of Quebec's Upper Canadian Mission fund. 539
- September 24, Paris. Payne to Glenelg. His disappointment at not having the duplicate of the grant sent and that by a change of regulations he will not get the land. Hopes that on reconsideration Glenelg will decide differently. Asks again for a duplicate of Bathurst's order. 193
- September 30, Downing Street. Unsigned to Payne. After a close search, no trace can be found of the alleged order by Bathurst for land in Upper Canada to Payne. 195
- September 30. Unsigned to Gosford. Thompson to be informed that his application will be considered with others. 502
- October 9, Paris. Payne to Stephen. The letter for which an ineffectual search was made was not addressed to the Lieut. Governor but to himself (Payne) and a search in the general letter book may find it. 196
- October 15, Paris. The same to the same. The neglect to copy the letters seriously affects his plans. Refers to Maitland and Hillier for confirmation of his statement. Trusts that when Glenelg is satisfied of the existence of the claim he will renew the grant. 197
- October 21, Perth. Reade to Grant. Sends the Bathurst *Courier* containing a letter signed Z, which he wrote in defence of Bathurst who was attacked by adherents of Papineau in a scurrilous manner. The province of Upper Canada is fortunate in having shaken off the radical faction; the Assembly is a good one and Head the best Governor the province has had. 245
- 'Enclosed. Letter in the Bathurst *Courier* addressed to Glenelg. 248
- October 21, Toronto. Rolph to Glenelg. Has learned for the first time that he has violated an official rule. Has sent a copy of his letter to the other members who retired. Had thought it necessary that the reasons for the resignation from the Executive Council should be laid before His Majesty. 255
- 'Enclosed. Extract from Ripon's dispatch on the subject of sending memorials. 260
- October 22, London. Hume to Grey. His reasons for urging that a personal interview should have been granted by Glenelg to Baldwin and Duncombe. The impropriety of supporting Head in his arbitrary and unconstitutional proceedings. 72
- November 4, Hexham. Waddilove to Grey. Unsuccessful mission of Rev. S. S. Wood. His (Waddilove's) resolution to incur the risk for the support of the ministry in Canada. Acknowledgment by the Bishop of Quebec. By Stewart's help with franks he was able to circulate report. Its contents show how the Bishop applied the means he received. The funds are solely at the disposal of the Bishop, who draws when he pleases. The only deductions are printing and the postage since Stewart retired from the Treasury. The bad effects of postage in crippling the work. Instances of the good effected in Upper Canada by his collections. The usefulness of official help. Objec-

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1836.

- tions to granting him the franking privilege. The essential service he has rendered to His Majesty in the province. Page 548
- November 5, Macaulay to the Colonial Secretary. Explains his reason for resigning the office of Surveyor General for which he is an applicant. 164  
London.
- November 6, Jones to Howick. Enclosed in Jones to Glenelg, 29th January, 1836.  
London.
- November 7, Payne to Glenelg. Has received letter declining the proposed reference. As Hillier wrote him officially there could be no objection to take his evidence. Notwithstanding Glenelg's objections he would persevere in his demand and successfully as no *ex post facto* law could affect rights previously acquired. 199  
Paris.
- November 9, Grey to Macaulay. Further explanation of the paragraph relating to his resignation of the office of Surveyor General. 167  
Downing Street.
- November 10, Macaulay to Grey. Sends extracts from letters to show that his resignation of the office of Surveyor General was not voluntary. 169  
London.
- November 11, Memorial of Markland. Complains of being passed over as arbitrator in the difference between Upper and Lower Canada, having been previously successful. The services of and the losses suffered by his relatives in the revolutionary war. 177  
Toronto.
- November 11, Waddilove to Grey. Is obliged for his offer which he will only use for the purpose indicated. For the ordinary weight he has friends in Parliament to whom he can apply, but the reports are above the weight and not unfrequently in a long journey the weight is increased by damp, causing postage to be charged. The obstacles arising from the expense of postage. 556  
Hexham.
- Enclosed.* Summary of the reports of the Society for converting and civilising the Indians, with documents and correspondence. 558 to 748
- November 14, Joynt to Glenelg. Sends memorial which he requests may be laid before the King and backed by a word or two in its support. 102  
Bytown.
- Enclosed.* Memorial stating his services, with a dissertation on the manner in which the militia were raised in Ireland, and praying for a grant of money to enable him to buy a small lot of land. 103
- November (?), Unsigned to Waddilove. Apologises for asking him to call, not knowing he was permanently settled in the North of England. No general allowance can be made for franking, but communications on the subject of church work shall be sent as an occasional accommodation. 555  
Downing Street.
- December 13, Thwaites to Glenelg. Applies for a situation either in Upper Canada or in Ryerson. 503  
London.
- December 13, Ryerson to Glenelg. Has given statements and opinions respecting affairs in Upper Canada which have turned out to be correct, but there are some things on which he would wish to say a few words to His Lordship. Remarks on the government of Lower Canada would be superfluous in view of the report of the commissioners. Has offered his observations in his private capacity, not officially authorized; not to be placed in the archives of the department, since some years ago an individual of party politics had free access to the papers, took extracts and afterwards published them in Upper Canada in a garbled form to the injury of several people. To relieve the embarrassment of the trustees of the Academy a gentleman has agreed to advance the amount and he has been requested to remain until he can raise enough to refund the amount advanced. Sends printed paper to show the result of his efforts. 438  
London.
- Enclosed.* Prospectus with testimonials. 442
- List of donations. 450
- December (?), Unsigned to Ryerson. His communications shall be treated as confidential, but having been addressed to Glenelg as Colonial Secretary, they will remain with many others among the records. 458  
Downing Street.

## SESSIONAL PAPER No. 18

## DRAFTS OF DISPATCHES TO SIR F. B. HEAD, 1835-1836.

## Q. 395—A.

1836.  
January 1,  
Downing  
Street. Glenelg to Head (No. 7). The Ordnance reports that the large arch of the bridge on the Ottawa is in a dangerous state. As it serves no military purpose the Ordnance, seeing that the tolls will not meet the expense of maintenance, has given orders to deliver the bridges to the Executive Government. Page 2
- January 2,  
Downing  
Street. The same to the same (No. 8). To examine into the claim of Alison, late paymaster of the 90th regiment, for a grant of land, and to inform him that in future letters to the Colonial Office should be sent through the Lieut. Governor. 3
- January 4,  
Downing  
Street. Same to the same (No. 9). In respect to the application from Phillipps for a pension, the only fund that could be drawn upon is the casual and territorial revenue, but under present circumstances he can place no new charge on it. He is to express regret that it is not at present in Glenelg's power to grant the pension. 4
- January 5,  
Downing  
Street. The same to the same (No. 10). The case of the claimants for losses during the war with the United States was one to which his attention was drawn on receiving the Seals of Office. Up to 1834 progress has been made towards liquidation, the amounts having been reduced from £182,180 to about £57,900. His Majesty's Government offered to contribute from the casual revenue £20,000 if the Assembly would raise an equal amount, and that the difference would be applied for to Parliament. The Assembly separated without adopting any measure in regard to the proposal. His desire in spite of this inaction to settle the claims, and has obtained from the Treasury leave to advance £20,000 from the casual revenue before the Assembly vote their share, but this is not to interfere with a general arrangement. 6
- January 7,  
Downing  
Street. Same to the same (No. 11). Has transmitted Parliamentary reports for which Duncombe has applied. 10
- January 14,  
Downing  
Street. The same to the same (No. 12). Has been considering the question of Indian expenditure, and the report of the committee of the House of Commons on the subject. After consideration thinks it would be a breach of faith to withdraw the presents from the Indians, a prospective title having been established. He (Head) is to have inquiry made as to the number of Indians living in the United States who receive presents, and to report under what circumstances they have received them. Whilst a sudden withdrawal from Indians living in Canada without a commutation would be unjust and impolitic, he cannot admit that they should be indefinitely perpetuated. Cannot pronounce a definite opinion on the proposal to commute the presents for money. Strong objections by Dalhousie to the proposal. Other opinions on the subject. The Treasury has sanctioned a payment in money, but he is to consider if commutation is to be for the good of the Indians, and only to be carried out with their free consent. Everything to be done should be for their permanent benefit. The propriety of a reduction of the expenditure for the Department of Indian affairs, as it bears an undue proportion to the whole cost, and as the work will be lessened by the commutation of presents by money or otherwise, a reduction could properly be made in the department. Routh to report on this branch of the question. 11
- His abilities.



1836.  
January 15,  
Downing  
Street. Glenelg to Head (No. 13). Colonel Cameron to be informed that the same considerations which prevented a departure from the regulations respecting the granting of land still preclude an exception being made in his favour. Page 23
- January 20,  
Downing  
Street. The same to the same (No. 14). Has received Colborne's dispatch with memorial from St. Andrew's Church, Toronto, for pecuniary assistance to complete the building. The only fund from which assistance could be given is the casual and territorial revenue, but under present circumstances he would not feel at liberty to direct any fresh appropriation to be made. 25
- February 2,  
Downing  
Street. The same to the same (No. 15). The Lords of the Treasury have assented to the provision in the army estimates for the pay of the aide-de-camp, but the arrangement is only provisional. 26
- February 3,  
Downing  
Street. The same to the same (No. 16). To obtain from Gordon the return of the distribution of prize money which had been in his hands. 27
- February 4,  
Downing  
Street. Same to the same (No. 17). In accordance with their petitions the Lords of the Treasury have consented to relinquish the claim for advances to the Lanark settlers. 28
- February 6,  
Downing  
Street. Same to the same (No. 18). Has received petition from Ferguson, late corporal in the Royal Artillery for arrears of pension. The claim has already been rejected by the Ordnance. He cannot interfere. 29
- February 7,  
Downing  
Street. The same to the same (No. 19). Has received letter from Leach, Minister of St. Andrew's Church, Toronto, for pecuniary assistance to complete the building. A letter giving reasons for being prevented from acceding to this request was sent to Colborne. 30
- February 10,  
Downing  
Street. The same to the same (No. 20). Has received Colborne's dispatch respecting McAuliffe, convicted of murder. The sentence of death is not to be executed as it will be commuted to some other punishment. The history of the case. 31
- February 15,  
Downing  
Street. The same to the same (No. 22). Has received Colborne's dispatch of 15th January, with his speech at the opening of the provincial Legislature on the 14th. 33
- February 25,  
Downing  
Street. The same to the same (No. 23). Sends copies of correspondence with Jones who proceeded to London to obtain the assent of the King to the bill for the establishment of the Upper Canada Life Insurance and Trust Company. Had told him that pending the reference to the provincial Legislature he could not advise. The King to give an immediate decision. Confusion as to how the bill could be assented to by the Lieut. Governor, having been reserved. He is to consult the law officers on the point. If they decide that he can sanction the bill he is to give his assent at once. If not, this is to be communicated at once that the King may be notified at the earliest moment. 34
- February 26,  
Downing  
Street. Same to the same (No. 24). The law officers report that there is no sufficient reason in point of law why the sentence of death against McAuliffe should not be carried out. He has been already informed that the capital punishment was to be remitted. McAuliffe is to be sent to Great Britain to be directed to the place fixed on. 37
- February 29,  
Downing  
Street. The same to the same (No. 27). Sends letter from the Lords of the Admiralty desiring to know if the provincial Legislature would erect the observatory or provide a portion of its annual maintenance. 38
- February 29,  
Downing  
Street. The same to the same (No. 28). Introduces Hackett who has served faithfully in British Guiana. Has been precluded from sanctioning a grant of land to him but he may properly be selected as a candidate for any office to be filled up. 40
- March 3,  
Downing  
Street. The same to the same (No. 35). Has received Colborne's dispatch with copy of message transmitting his (Glenelg's) dispatches to the Assembly of 28th October, 1835. 41

## SESSIONAL PAPER No. 18

1836.  
March 14,  
Downing  
Street.  
March 19,  
Downing  
Street.
- Glenelg to Head (No. 37). Sends Galt's proposal to drain the great swamp in the Huron tract for consideration and report. Page 42
- The same to the same (No. 39). Calls attention to a clause of Act for establishing the Erie and Ontario Railway Company, the effect of which is to prevent the company from entering any Crown lands without the King's consent signified by the Lieut. Governor. The Board of Ordnance is anxious that this should be enforced so that no one could enter on lands within 1,000 yards of any fortification. 43
- March 22.  
Downing  
Street.
- Same to the same (No. 40). Has received dispatches. How the correspondence should be conducted so as to enable him to decide properly. Will send for solution doubts that may suggest themselves. The intercourse should be characterized by entire frankness and by mutual confidence. Remarks on his inaugural address in the Council Chamber whilst the session was still in progress. Trusts that the Legislature being summoned to the Governor's presence whilst it was in session may not be considered as a breach of privilege. Remarks on his speech and on his communicating the full text of his instructions instead of the substance. Other remarks on his course as Lieut. Governor. 45
- March 22.  
Downing  
Street.
- Same to the same (No. 41). Remarks on his (Head's) complaints of the obstacles to his proceedings as Lieut. Governor and the inadequacy of his income to meet the necessary expenses. 52
- March 30.
- The same to the same (No. 42). The extracts from instructions for Gosford which had been sent him were inaccurate, having been copied from an unrevised set. Now sends corrected copies. In consequence of the promulgation of portions of the instructions the whole will be laid before Parliament. 61
- March 30,  
Downing  
Street.
- Same to the same (No. 43). Had been informed that he had appointed Dunn, Baldwin and Rolph to the Executive Council. Shall recommend that the appointments be confirmed. Is happy that Baldwin has not insisted on the conditions he desired before accepting the appointment. 63
- March 31,  
Downing
- The same to the same (No. 44). Has received application from Colborne for sanction to form an establishment on Manitoulin Island for the Indians on the northern shores of Lake Huron. Has also received report from Anderson on the state of the Indians at Coldwater which has given him satisfaction, but shall suspend his decision till he shall have received the report he has directed to be sent on the expenditure incurred for the Indian department. 64
- April 5,  
Downing  
Street.
- The same to the same (No. 45). In reference to the appointment of Hepburn (Hepburne elsewhere) to the Indian department refers him to dispatch of 31st December, which stated the circumstances that rendered it impossible for him to confirm it. 66
- April 7,  
Downing  
Street.
- Same to the same (No. 46). Has laid the address of the Assembly on the subject of trade before the King who has referred it to the consideration of the Lords of Trade. 67
- April 15,  
Downing  
Street.
- The same to the same (No. 47). Has received a communication from the Wesleyan Methodist Society relative to the discontinuance of the assistance heretofore granted. Reviews the history of the grant and decides that it is to be continued to be charged to the casual and territorial revenue, the amount to be determined by him (Head). 68
- April 16,  
Downing  
Street.
- The same to the same (No. 48). Has received correspondence with Strachan relative to his retirement from the Legislative Council. Sincerely regrets the pain caused to Strachan, but Ripon's advice in 1832 was couched in kindness and in courteous terms. He himself was actuated by the same goodwill, with no intention to derogate from the estimation in which the Archdeacon is held by all. Does not complain that the Archdeacon declines to take the advice as he is beyond the control of any positive authority. Cannot deny that he has urged weighty reasons for his

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- 1836.
- refusal, but hopes it will have no injurious results to his comfort or to his utility as the first in rank of the clergy of the Church of England in Canada. Page 72
- April 18,  
Downing  
Street. Glenelg to Head (No. 49). Has received a communication from Beikie respecting his salary and a recommendation from Colborne that it should be £600, the fees to be paid to the Receiver General for public account. Cannot decide till he has received the report on the subject of the salaries which was ordered to be made. 75
- May 14,  
Downing  
Street. The same to the same (No. 54). Has sent copies of the instructions to Gosford, to the commissioners of inquiry and to himself, as printed by order of the House of Commons. 77
- May 16,  
Downing  
Street. The same to the same (No. 55). Has received dispatch respecting detention at the Custom House at Liverpool of communications to him (Glenelg). The detention arises, it is reported, where the dispatches are of more than ordinary bulk, and he is to compress everything to as close a space as possible. 78
- May 21,  
Downing  
Street. Same to the same (No. 56). Finds that he had been betrayed into expressions to Colborne not necessary and that the want of reports from Colborne on which he had commented had been supplied in subsequent dispatches. Had written to Colborne to retract any expression which might appear to reflect with unnecessary severity on his proceedings and sent a copy of his letter to Colborne at Montreal to be placed with the other dispatches among the Upper Canadian Archives. 79
- May 23,  
Downing  
Street. The same to the same (No. 58). Received from Colborne, plan of the island of Montreal and a memorial for a lock at St. Anne's rapids on the Ottawa. Having already instructed him to bring the whole subject of the improvement of the Ottawa before the Assembly, merely sends the documents. 81
- May 31,  
Downing  
Street. The same to the same (No. 60). Has received dispatch that he proposed to prorogue the Legislature on the 20th March. His anxiety for more news. The confidence he and his colleagues feel in Head. 82
- June 10,  
Downing  
Street. Same to the same (No. 61). Has received dispatch enclosing memorial of Hurd, Surveyor General. Had already received a copy of Hurd's memorial. Sends copy of the answer. 84
- June 11,  
Downing  
Street. The same to the same (No. 62). Dispatches received with answer of the Bishop of Regiopolis relative to his seat in the Legislative Council. His good qualities. Must respect his right in this case to follow his own judgment. Regrets the difference between the bishop and Government but is happy to learn that he has not been in the habit of taking part in political discussions. 85
- June 13,  
Downing  
Street. Same to the same (No. 63). Petition from the Assembly of Upper Canada presented by Hume against him (Head). Grey stated that if the House ordered the petition to be printed he would move that an extract from his (Head's) dispatch which exculpated him should be presented at the same time. 87
- June 14,  
Downing  
Street. Same to the same (No. 64). The deep interest felt by Government in the proceedings in Upper Canada and the conviction of Government of the decisive influence of his (Head's) measures on the affairs of British North America. The subjects of his dispatches he would not discuss till he had more time to consider them with his colleagues. Enters into an explanation of his intentions as expressed in the dispatch of 22nd March which was not written with a view to find fault with him. The explanation is detailed. Remarks on his demand to be made a baronet. With respect to unfettered discretion in the conduct of affairs in Upper Canada and his deprecation of all unnecessary interference, sends extracts from a dispatch to Gosford. 89

## SESSIONAL PAPER No. 18

1836.  
June 20,  
Downing  
Street.

Glenelg to Head (No. 68). Has received and laid at the foot of the Throne address from the Board of Police of Brockville. The King's gratification at the terms of the address. Page 95

July 4,  
Downing  
Street.

Same to the same (No. 70). Has received word of his intention to send report on Indian affairs recommending in the meantime that Givins retire on a pension and Hepburn succeed him. Until he shall receive the full report will not decide on the question. 96

July 5,  
Downing  
Street.

The same to the same (No. 71). Has received dispatch with memorial from Higgins for a grant of land. Regrets that he cannot comply with the request. 97

July 6,  
Downing  
Street.

The same to the same (No. 72). Has received 16 bills reserved for the signification of His Majesty's pleasure, recommending early attention to four of them. Sends Order-in-Council especially confirming these bills. 98

July 25,  
Downing  
Street.

The same to the same (No. 73). Contrary to the usual regulation he discusses in one dispatch a series of dispatches from him (Head), the subjects being so intimately blended. Discusses the question of the appointment to the Surveyorship of Upper Canada his (Head's) proceedings being approved of, and to appointments and resignations from the Executive Council. Is at a loss from the proceedings of the Assembly, to determine the precise principle on which the majority of the House take their stand with respect to responsibility owing to the diversity in the resolutions and reports. Whatever their views their course seems to have made a rupture with them inevitable. Under the circumstances approves of the reservation of the money bills. Remarks on the recommendation to remove Dunn from his office of Receiver General and on other subjects. 99

July 25,  
Downing  
Street.

Same to the same (No. 74). Has received dispatch respecting his appointment of Sullivan, Elmsley, Baldwin and Allan to the Executive Council. Hopes by next mail to convey His Majesty's decision. 113

July 25,  
Downing  
Street.

The same to the same (No. 75). Has received a letter from Bidwell complaining of his (Head's) administration. It is a rule that all such letters should come through the Governor, and as this inculcates him the letter cannot be considered until he (Head) has an opportunity to answer it. Bidwell is to be asked to furnish a copy and a copy of the present letter to be sent to him. 114

July 25,  
Downing  
Street.

Same to the same (No. 76). Has received a letter from Rolph with a statement of the circumstances which led to the resignation of the late Executive Council. The rest of the letter is substantially the same as that to Head (No. 75) of the same date. 116

July 25,  
Downing  
Street.

The same to the same (No. 77). Has received letter from Morrison complaining of a misquotation made by him (Head) from the report of the Committee of 1835. The rest of the dispatch refers, as in previous letters, to the rule regarding colonial correspondence. 118

July 27,  
Downing  
Street.

The same to the same (No. 79). Sends copy of letter from the clerk in the office of the commissioner of Crown Lands on the subject of his removal from his situation. 119

July 30,  
Downing  
Street.

The same to the same (No. 80). Sends copy of letter from Baldwin respecting recent proceedings in Upper Canada on which observations are to be returned. 120

August 10,  
Downing  
Street.

Same to the same (No. 81). Has received dispatch with address from the Council relative to the address adopted by the Assembly. The King's gratification at the loyal expressions of the Council; if the address of the Assembly is referred to again that of the council will be taken into consideration. 121

August 10,  
Downing  
Street.

The same to the same (No. 82). The inconvenience of not receiving promptly the journals of the Council and Assembly. Arrangements to be made to prevent delay. 122

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1836.  
August 10,  
Downing  
Street. Glenelg to Head (No. 83). Has received dispatch with address from the Assembly on the cases of three settlers who had been dispossessed of their lands. Summary of the case. Memorial sent by Talbot. Is referring the matter to the local government. Page 123
- August 12,  
Downing  
Street. The same to the same (No. 85). Address from the Assembly on the appointment of Van Koughnet to command the 1st regiment of Stormont militia. The King cannot entertain the address as there is no fault to be found with his (Head's) conduct in the appointment. 129
- August 20,  
Downing  
Street. Same to the same (No. 86). Sends copies of all the correspondence of Baldwin and the Colonial Office since his arrival. 130
- August 20,  
Downing  
Street. The same to the same (No. 89). Has received memorial from Raynes for compensation for land but after full consideration he sees no cause to interfere. 135
- August 21,  
Downing  
Street. The same to the same (No. 87). Sends four warrants to summon to the Executive Council R. B. Sullivan, John Elmsley, Augustus Baldwin and William Allan. Each is to pay £31 10s. for fees and stamps. 131
- August 24,  
Downing  
Street. The same to the same (No. 88). Sends return presented to the House of Commons. Remarks on the Orange order and on the evils caused by disputes on religious topics. 132
- August 27,  
Downing  
Street. The same to the same (No. 91). His doubts as to advising that assent should be given to the bill for the establishment of the Upper Canada Insurance and Trust Company. He is to give the Legislature an opportunity to reconsider the bill. 136
- August 31,  
Downing  
Street. The same to the same (No. 92). To send complete returns respecting lands granted as endowments to the Church of England. Until the clergy reserve question is settled no further allotments of church lands should take place. 138
- September 6,  
Downing  
Street. Same to the same (No. 93). Has advised assent being given to the reserved money bills. His satisfaction at being relieved from the necessity of continuing to refuse sanction to the bills. 140
- September 8,  
Downing  
Street. The same to the same (No. 95). Dispatches received. The King's satisfaction that the results of the election justified the dissolution. Approval of his conduct. Considerations for and against granting him the baronetcy. Impediment to the grant owing to the accusations by Duncombe; these should have been made when the truth could have been ascertained. The persuasion of the Government that he (Head) can repel the accusations, but their personal convictions would not justify the grant of a baronetcy at this time; an anonymous charge could have been passed over, but this was a specific and serious accusation which must be attended to. Political considerations on various subjects. 141
- September 12,  
Downing  
Street. The same to the same (No. 96). Sends copies of the correspondence between Duncombe and the Colonial Office on the recent elections in Upper Canada. When the statement reaches a copy shall be sent. 153
- September 22,  
Downing  
Street. Same to the same (No. 98). Sends copy of Duncombe's memorial for a patent in fee simple for land in Brantford. To investigate the case. If Duncombe's statements are confirmed he is to have effect given to this. 154
- September 22,  
Downing  
Street. The same to the same (No. 99). Transmits copy of letter from Duncombe detailing charges against Head respecting the election. 156
- September 30,  
Downing  
Street. The same to the same (confidential). The necessity of consistency in the administration of the different provinces. The instructions to New Brunswick are to be observed in Upper Canada, so far as they are applicable, whilst every latitude should be allowed for the exigencies of the public service. How the meetings of the different Assemblies should be held. 157
- October 4,  
Downing  
Street. The same to the same (No. 101). Has received dispatch requesting that such changes may be authorised in the land granting system as he may think necessary, and also that he may dispose, if required, of such portions of the military reserves as are not needed. On the second part he must

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- await a report he has asked for. On the first he must decline to accede to it for reasons given. Page 162
- October 5, Glenelg to Head (No. 102). Has received report of his expedition to Lake Huron, and his treaty with the Indians, which the King has confirmed. 166  
Downing Street.
- November 29, The same to the same (No. 113). Has received memorial from Ridout complaining of being dismissed from various offices. As a matter of justice on the evidence produced Ridout must be restored to his offices. 168  
Downing Street.
- November 29, The same to the same (No. 114). The appointment of Macaulay to be Solicitor General confirmed by the King. His regret at the misapprehension respecting the resignation of Captain Macaulay of the office of Surveyor General. 173  
Downing Street.
- November 29, The same to the same (No. 115). Petition received from the inhabitants of Lenox and Addington complaining of the conduct of Hagerman at the late election. To send copy of the petition to Hagerman for his observations and return them with his own report. 175  
Downing Street.
- December 17, Same to the same (No. 117). Has received application from Hurd to be reinstated in office. Can return him no answer but that already sent by the Under Secretary. 176  
Downing Street.
- December 19, Same to the same (No. 118). Has presented to the King, the address from the Synod of the Presbyterian Church in Canada. Has not been able to submit any advice on the subject of the complaints respecting the erection of rectories. Hopes that the Legislature of Upper Canada will this session settle the question of the clergy reserves. 177  
Downing Street.
- December 20, The same to the same (No. 119). Has presented to the King, the address from the clergy of the Church of England in Canada. Sees no reason to change his views of the question of the maintenance of the clergy of the Church of England from the clergy reserves as already communicated. The question of the erection of a separate diocese in Upper Canada has been referred to the Archbishop of Canterbury. On his report the King will consider again the question, but even if the decision be favourable, the King has no power to provide any endowment for the new bishopric. 179  
Downing Street.
- December 21, The same to the same (No. 120). Has received complaint from Markland of being passed over in the appointment of arbitrator to apportion the duties between the two provinces. He is to obtain from Markland a copy of complaint and return it to him (Glenelg) with remarks. 181  
Downing Street.
- December 22, Same to the same (No. 121). Has received dispatches with addresses which have been referred to the departments to which they especially belong. 182  
Downing Street.
- December 23, The same to the same (No. 122). Has received copy of speech on opening the session. 184  
Downing Street.
- December 24, The same to the same (No. 123). Has laid before the King addresses from the Legislative Council and Assembly in answer to the speech at the opening of the session. 185  
Downing Street.