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Various pagings.

UPPER CANADA.

COPY of the ADDRESS of the UPPER CANADA
HOUSE OF ASSEMBLY, imploring Her Majesty's
Government to PROMOTE EMIGRATION to
CANADA :

AND ALSO,

COPY of the PETITION of the CANADA COMPANY,
that the £60,000 due from them to the
GOVERNMENT may be employed for the
FURTHERANCE of EMIGRATION TO CANADA.

Ordered to be printed 14th May 1840.

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No. 1.

ADDRESS of the HOUSE OF ASSEMBLY of UPPER CANADA.

(Copy.)

To the Queen's most Excellent Majesty.

Most Gracious Sovereign,

WE, Your Majesty's dutiful and loyal Subjects, the Commons House of Assembly of Upper Canada, in Provincial Parliament assembled, humbly beg leave to represent to Your Majesty, that the Period having nearly arrived when, by the Constitution of the Province, the Representative Branch of the Legislature must be dissolved; and considering the Probability that a Legislative Assembly for Upper Canada alone will never again be convened, they cannot separate without earnestly, and with a serious and anxious Solicitude for the Permanency of their Connexion with Your Majesty's Crown, and a fervent Wish that the Prosperity of their Country may be advanced and secured, imploring Your Majesty to give Your Royal Sanction to such Measures as Your Majesty may in Your Wisdom deem most effectual for encouraging and directing Emigration from the United Kingdom to Your Majesty's North American Colonies.

It cannot be necessary to state, that by increasing the Population of Upper and Lower Canada, by Emigration from Great Britain and Ireland, the Ties which now bind Your Majesty's loyal Subjects in these Provinces to Your Majesty's Crown and Government will be strengthened, and, as we trust and hope, rendered indestructible; neither will it be doubted, that such of our Fellow-subjects as may take up their Abode among us will be received here with a cheering and hospitable Welcome, and that they will find that, in Upper Canada at least, they are not among Strangers, but that they are among People of the same Blood and Lineage; that they are protected by the same Laws and Constitution that secures Safety to the Persons and Property of the Inhabitants of England; and that the Exercise of Political and Religious Freedom is unrestrained by any intolerant, exclusive, or burdensome Law. They will discover, moreover, that a bounteous Providence has blessed this Province with a healthful and invigorating Climate, and a Soil of unsurpassed Fertility, yielding Abundance and Wealth to the industrious Cultivator. The Thousands of Your Majesty's Subjects who, in Great Britain and Ireland, are unable to obtain Employment from which they may clothe and feed themselves and Families, will here find that they are in a Situation not only to supply their daily Wants, but gradually, and with Certainty, to attain Independence for themselves and their Children.

We are well aware that it is not in the Power of many of the Class of Persons to whom we have referred to make their Way to this Country without pecuniary Assistance, and it is to this Fact that we chiefly desire humbly to draw Your Majesty's Attention, and to implore Your Majesty to remove the Difficulty which, from that Cause, prevents Tens of thousands of Your Majesty's faithful Subjects from raising themselves from Poverty and Misery to Independence and Happiness, and who, instead of remaining a Burden on the Nation, would be converted into the Means of contributing to its Wealth and Power.

In Proof of this we humbly crave Permission to draw Your Majesty's Attention to the successful Result of the System of Emigration which received the Sanction of Your Majesty's Royal Predecessors in the Years 1823 and 1825. When the Persons sent out by the Bounty of the Nation, at the Times referred to, reached this Province, they were poor and needy and discontented; they had been taken from a Land where, though willing to labour, they could find no Employment; they had been born, and had advanced to Manhood, hopeless of any Chance of being enabled through Life to accomplish more than their Maintenance by daily Labour; that they should become the Owners of some Hundreds of Acres of Land; that they should find themselves possessed of Houses and Barns, and Horses and Cattle, and well-cultivated Fields, and that they should see their Children settled around them in the same State of Prosperity, in all Probability never entered into their Imagination; yet such is their present Condition, and they now form a happy and grateful Community; and such there is no Reason to doubt will be the State, after a few Years Residence, of all those who may hereafter receive similar Encouragement and temporary Assistance. We readily admit that we can do little more, by way of assisting Your Majesty in attaining the Object we have in view, than to declare our Readiness and Desire to concur in such a Disposal of the Waste Lands of the Province as will contribute to its Accomplishment, and to express our Wish that such Mode of their Application may be suggested as will tend to the Advancement and Encouragement of Emigration generally.

We are aware that the late unhappy Dissensions that have disturbed the Peace of these Provinces have not only greatly retarded its general Prosperity, but in a more especial Manner indisposed many Persons, otherwise desirous of emigrating to them, from taking up their Abode among us; but we venture now to express our strong Conviction (and we feel it would be criminal in us to advance an insincere Opinion upon a Point so important) that while there is not the most distant Ground for apprehending internal Revolt, the Inroads heretofore made from a Foreign Nation have experienced such signal Defeats and severe Punishment, and, through the fostering Care of Your Majesty, and the Bravery and Devotion of Your Majesty's loyal Subjects, the Country is now so guarded, that its future Peace may be considered as effectually and permanently secured. That this Feeling has become universal is demonstrated not only by the Absence of all Attack from a Foreign Enemy for more than a Year past, but by the Return to a vigorous and peaceful Pursuit of their ordinary Employments by the Yeomanry, Mechanics, and other Inhabitants of the Province.

Earnestly beseeching Your Majesty to take the Subject of this Address into Your Majesty's favourable Consideration, we conclude by assuring Your Majesty of our humble but sincere Prayers to the Author of all Good, for Your Majesty's personal Happiness, and that Your Majesty may long live to reign over a united, happy, prosperous, and grateful People.

(Signed) ALLAN A. MAC NAB,
Speaker.

Commons House of Assembly,
8th February 1840.

UPPER CANADA COMPANY.

(Copy.)

LETTER from CHARLES FRANKS Esq. to Lord JOHN RUSSELL.

My Lord,

Office of the Canada Company,
St. Helens Place, 9th January 1840.

THE Situation of Affairs in Canada for some Time past, and the Prospect of future Emigration to that Colony, occasion the Necessity of my bringing under the Consideration of your Lordship the Engagement of the Canada Company with Government, and the Hardship of their Position. As Governor of the Company I am instructed by the Directors to submit the following Observations :—

That Engagement requires the Company to pay to Government by half-yearly Instalments 348,680*l.* for the Crown Reserves and One Million of Acres of other Waste Lands belonging to the Crown.

This Company was established with the view of providing for and giving Facilities to Emigrants on arriving, and generally to advance the Settlement and Prosperity of the Colony.

The Directors can satisfactorily refer to the Records of your Lordship's Office for Evidence from the local Authorities of the Fidelity with which the Canada Company have hitherto fulfilled their Engagements, and of the Advantages derived by the Inhabitants from the Proceedings of the Company. If further Proof were required I might confidently appeal to the loyal Feeling displayed by the Settlers on the Company's Lands during the late attempted Insurrection.

The Amount payable to Government under the Engagement I have already stated to be	-	-	-	-	-	£ 348,680	0	0
But of this Amount there is to be expended in Improvements, and the greater Part, namely 35,000 <i>l.</i> , has already been so expended, with the Sanction and Approval of the Local Government	-	-	-	-	-	43,545	0	0
Receivable by Government	-	-	-	-	-	£ 305,135	0	0
And of this Sum there had been paid up to the 30th of June last	-	-	-	-	£235,000			
To which is to be added the Instalment due in December last, which will have been paid in Canada	-	-	-	10,000		245,000	0	0
Leaving now payable to Government	-	-	-	-	-	£ 60,135	0	0

Thus, my Lord, I have given a brief Statement of the past and present Situation of the Canada Company with reference to their Engagement with Government.

The State of Affairs in Canada during the past Two Years has necessarily been greatly prejudicial to the Interests of the Company; but the Directors, hoping for an early Change and Renewal of Encouragement for Emigration to that Colony, have been unwilling at an earlier Period to urge upon Her Majesty's Government the peculiar Hardship of the Company's Situation with reference to the present State of the Emigration to Canada; but, in Justice to the Colony and themselves, this Step can no longer be delayed.

Your Lordship will perceive, that if Emigration to Canada cease, one of the chief Objects of the Company, namely, preparing for the Reception of Emigrants, must cease also. The Engagement however to pay for Lands continues, though if there be not Emigration, the Company will have little or no

Opportunity for selling or settling their Lands. By the 30th Clause of the First Agreement with Lord Bathurst, it will be observed that if the Company pay for Lands without settling them, a heavy Expense as Settlement Duty becomes payable, operating as a Penalty upon the Company, besides the Provincial Tax on Wild Lands remaining in the Company's Possession unsold, thus adding to the Cost of unsaleable Lands.

I have deemed it right to bring these Facts prominently before your Lordship, before soliciting Reference to the annexed Statement, made up from the most authentic Sources, showing the annual Progress of Emigration from this Country to Canada, and also to the Eastern Colonies, since 1829.

It will be observed that the Emigration to Canada has almost ceased, while that to the Eastern Colonies is rapidly increasing.

This Change in the Tide of Emigration has probably, in some degree, been produced by the recent State of Affairs in Canada; but it has been still more influenced and mainly promoted by the Expenditure of the Proceeds of the Sale of Crown Lands in the Eastern Colonies, in Payment of the Expenses of Emigrants proceeding to these Colonies.

To this important Subject I am requested by the Directors of the Canada Company to solicit the Attention of Her Majesty's Ministers.

Without claiming as an Act of Justice to the Province of Upper Canada as well as to the Company, that the Sum of 245,000*l.* already paid by them to the Crown for the Purchase of Waste Lands should be expended in promoting Emigration to that Province, yet in regard to the Sum of 60,000*l.* above referred to as still due for Lands purchased, or such a Sum as has been paid by the Company for Waste Lands to the Crown since the Principle has been adopted above referred to for the Advantage of other Colonies, I am requested to claim respectfully that a similar Appropriation should be made in favour of Emigration to Upper Canada; an Act which appears to be due in Justice to the Inhabitants of that Colony, and which would be highly appreciated by them, and would tend greatly to promote the best Interests, both of this Country and of the Colony.

I am to add that the Directors will at all Times be prepared, if desired, to afford their Services in directing the Expenditure of the Money in the Way best calculated to promote Emigration with Economy and Advantage; although they are by no means desirous of undertaking the serious Responsibility which must attend the Performance of such a Duty.

I have, &c.
(Signed) CHARLES FRANKS.

COMPARATIVE RETURN of EMIGRATION to QUEBEC and AUSTRALIA,
to June 1839.

	QUEBEC.	AUSTRALIA.
1829	- - 15,945	
1830	- - 28,000	
1831	- - 50,254	
1832	- - 51,746	
1833	- - 21,752	
1834	- - 30,935	
1835	- - 12,527	
1836	- - 27,728	From 1832 to 1837.
1837	- - 21,901	3,444
1838	- - 3,266	14,021
To June 1839	- 3,390	To June 6,261
		Estimated at 9,000

LETTER from R. VERNON SMITH Esq. to CHARLES FRANKS Esq.

Sir,

Downing Street, 18th January 1840.

I AM directed by Lord John Russell, to acknowledge the Receipt of your Letter of the 9th instant, in which you submit to his Lordship various Circumstances connected with the Upper Canada Land Company, which appear to the Directors of the Company to justify the Application which you have made on their Behalf, that the Balance of the Purchase Money now due to the Crown should be expended in the Promotion of Emigration to the Province.

Lord John Russell desires me, in reply, to acquaint you that the Sum which will accrue from the Payments still to be made by the Company forms Part of the Land Revenue of Upper Canada, which Her Majesty's Government have offered to place at the Disposal of the Local Legislature of that Province, in exchange for a Civil List to be granted to the Crown. As that Offer is now before the House of Assembly, it is impossible for Her Majesty's Government to entertain the Proposal made by the Company.

I have, &c. &c.

(Signed) R. VERNON SMITH.

Charles Franks, Esq.
Upper Canada Land Company.
